

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, JANUARY 9, 1992.

* * * *

The meeting was called to order by the Presiding Officer, Mayor Nelson W. Wolff, with the following members present: PEREZ, PIERCE, BILLA BURKE, WING, MARTINEZ, THOMPSON, VERA, THORNTON, LABATT, LARSON, WOLFF. Absent: NONE.

- - -
- 92-01 Invocation - Reverend H. L. Bracy, The Ekklasia Baptist Assembly Church.
- - -
- 91-01 Pledge of Allegiance to the flag of the United States.
- - -
- 91-01 Minutes of the November 21, 1991 and November 26, 1991 Regular City Council Meetings were approved.
- - -

91-01 RESIGNATION OF COUNCILMAN MARTINEZ

Mayor Nelson Wolff read the following letter of resignation addressed to City Clerk Norma S. Rodriguez from Councilman Martinez:

January 2, 1992

Dear Ms. Rodriguez:

I hereby submit my resignation from the San Antonio City Council effective immediately, to be considered for action at the next council meeting.

I am appreciative of the opportunity given me by my constituents, and have enjoyed the challenge of representing District 5 on the City Council.

I have also enjoyed very much the friendship and working relationship of my colleagues on the council, and the entire city management and staff.

I look forward to the opportunity to continue to serve the city of San Antonio in some capacity.

Sincerely,

WALTER MARTINEZ
Councilman
District 5

By unanimous consent of the remaining 10 members of City Council present, the letter of resignation was accepted by voice vote.

The following persons then came forward to speak in honor of Councilman Martinez:

Mr. Danny Hernandez, representing Avenida Guadalupe; Mr. Jesus V. Cardenas, 105 Monclova; Patty and Rod Radle, representing Inner City Development; Ms. Sara Lozano, representing St. Vicent de Paul; Mr. Gary Vasquez, representing Cattlemens' Square Association; Mr. Joe Martinez, representing Victory Outreach; and Mr. Mike Lewis, speaking on behalf of Adan Jesus Quavez, Students United for Justice.

Mr. Cardenas distributed copies of a letter to members of City Council, speaking to the question of how City Council successors are selected.

Several persons spoke in favor of the selection of Mr. Juan Solis III as the new Councilman, District 5.

Mayor Wolff then presented a special plaque to Councilman Martinez for his years of service to the city of San Antonio, and addressed his accomplishments as a City Councilman.

Mr. Martinez recalled his years of service and accomplishments, and spoke to the support of the citizens. He thanked the City staff and members of Council for their close working relationship with him.

Former Councilmember Maria Berriozabal thanked Mr. Martinez for his works, and endorsed the selection of Mr. Solis to replace Mr. Martinez on the City Council.

Members of the City Council and the City Manager reminisced on Mr. Martinez years of service, and congratulated him.

Mr. Matinez's parents expressed their pride in his accomplishments.

Mayor Wolff addressed the support evidenced by both Mr. Martinez and other citizens of District 5 for the selection of Mr. Solis as the new Councilman from that district.

City Clerk Norma S. Rodriguez read the following Ordinance:

AN ORDINANCE 74,996

APPOINTING JUNA F. SOLIS III TO FILL THE UNEXPIRED CITY COUNCIL TERM OF WALTER MARTINEZ, COUNCIL DISTRICT 5, WHO HAS RESIGNED; AND DECLARING AN EMERGENCY.

* * * *

Mrs. Vera made a motion to approve the proposed Ordinance. Mr. Pierce seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

City Clerk Rodriguez then administered the formal Oath of Office to Mr. Solis and congratulated him.

Other members of City Council then congratulated him as he took the District 5 seat on the City Council.

Mr. Solis thanked Mr. Martinez for his work with District 5 over the years, and also thanked his friends for their support.

92-01

BOARD APPOINTMENTS

Mayor Wolff asked that appropriate board-appointment ordinances be prepared for Council consideration next week, dealing with appointment of Mr. Solis to certain boards, commissions and committees previously represented by Mr. Martinez, and other board-appointment actions dealing with chairmanships of certain boards and/or committees.

92-01

SWEARING-IN OF NEW MUNICIPAL COURT JUDGES, MAGISTRATES

Mayor Wolff asked the newly-appointed judges and magistrates of Municipal Court to come forward, at which time City Clerk Norma S. Rodriguez administered the Oath of Office en masse and congratulated each of the new appointees.

The new appointees included Stella Kyle, Municipal Court Judge; Brigid Sheridan, Municipal Court Judge; Roger Segura, Municipal Court Judge; Homer Walls, Municipal Court Judge; Russell Mitchell, Magistrate; Kirk Sherman, Magistrate; and Gabriel Quintanilla, Magistrate.

The new appointees then were greeted and congratulated individually by members of City Council.

Presiding Judge Albert Pena offered his own personal congratulations to each of the new selectees.

- - -
92-01

COMMUNITY 2000 PROGRAM

Mayor Wolff introduced Mr. Jarrett Jones, IBM, and spoke of the coming program for setting strategic goals for the community.

Mr. Jones briefly explained the "Community 2000" program, noting that a summit meeting has been set for next April involving some 150-200 community leaders in order to seek their input concerning where San Antonio should be by the year 2000. He noted that IBM would supply a team of professionals who have done this in the past, in other cities.

- - -
92-01

MARTIN LUTHER KING BIRTHDAY OBSERVANCE

Mayor Wolff read a Proclamation designating the Martin Luther King birthday observance for 1992 in San Antonio.

Mayor Wolff and Mr. Pierce jointly presented the Proclamation to Mrs. Ethel Minor, Martin Luther King Commission member, present in the audience to receive it.

Mrs. Minor then spoke to the various events to be held in connection with the observance in San Antonio.

- - -
92-01

"AT YOUR SERVICE" AWARD

City Manager Alex Briseno recognized this month's honoree for the "At Your Service" award, Ms. Willie Bates Robinson, Administrative Assistant II in the Office of the City Manager. He noted that Ms. Robinson will be leaving the City of San Antonio, effective tomorrow, to join her husband in Dallas. He then spoke to her background and work for the City of San Antonio.

A brief videotape presentation outlined her functions for the City.

Mayor Wolff and Mr. Briseno jointly presented her with a special Citation. Other Council members then offered their individual congratulations, speaking of her work and dedication.

Ms. Robinson thanked the Mayor, Council members and Mr. Briseno for the honor.

Members of the City Council then individually autographed a book on San Antonio and presented it to Ms. Robinson.

- - -
92-01

GERMAN DANCE GROUP

Mayor Wolff spoke of the appearance during this morning's special ceremonial presentation at 11:00 A.M. of a German Dance Group whose 30 members are part of the International Cultural Exchange Program. He noted that San Antonio will reciprocate with a local group later this year.

He stated that the German group will be performing at various locations during their stay in San Antonio, and will hold a formal concert Sunday, January 11, 1992 at 7:00 P.M. at Our Lady of the Lake University.

- - -
92-01

"1992: THE YEAR OF OPPORTUNITY"
STATEMENT BY MAYOR NELSON W. WOLFF

Mayor Wolff spoke briefly to his detailed wrapup of the accomplishments of the year 1991 and the agenda of work for 1992. A copy of his report is made a part of the papers of this meeting.

Mayor Wolff then spoke briefly to the scheduling of a series of meetings to be held during February and March on water-related issues.

- - -
92-01

POLICE MANPOWER

Mayor Wolff noted that the San Antonio Police Department currently has 1,606 police officers on its rolls, and he addressed Mr. Thornton's expressed concerns for public safety and the City Council's

joint support for that concern. He stated his belief that the Council must balance everything in the next budget, including many services including public safety. He spoke of his desire that the Council press for prosecution of young criminals, and noted that plans are now underway to put more uniformed police officers on the streets in the future.

Mr. Wing spoke to the delicate balance between the need for more police officers and constraints placed upon that by the budget. he spoke of his belief that the City needs a phased-in analysis of police staffing matters, and he spoke to the key points of a proposed plan to accomplish this. He expressed his desire to have the City Manager and Police Chief William Gibson return to the City Council in four to six weeks with a new longrange plan for police staffing, projecting staffing needs for at least a year in advance. He spoke to the need to fill vacant police officer positions in a timely manner and stated that he would memo other Council members on these points.

Mr. Thornton stated that he has no desire to delay the process of adding new police officers to the force, rather than waiting on the budget process. He noted that growth of the city, by itself, reduces police manpower, and addressed the need for a regular program that ties police manning to growth of the city. He then addressed the fact that a large number of police personnel now are eligible for retirement, and addressed the citizens' expressed interest in better police protection. He then spoke to instances of increased violence in San Antonio and the need for more police officers. He lauded the proposed forthcoming report, which is due to the City Council in four to six weeks.

Mr. Thompson stated his personal belief that the City cannot cut into its youth services in order to provide more police officers, and spoke to the need for an innovative program, first, including better youth detention facilities.

Ms. Vera noted that some annexations dilute police protection; yet, she does not want funding for increased manpower to cause cuts in crime prevention programs of the city, and spoke in support for Mr. Wing's stance.

Ms. Billa Burke stated her opinion that the laws need to change in order to allow prosecution of youths for their crimes, and spoke to the need to attack where the problems lies: in the home, using money, manpower and time.

Mr. Thornton stated his belief that certain changes against his expressed stance on increased police manpower are "grandstanding", and are not correct. He expressed his opinion that the real cause of the problem is loss of respect for life and property, and stated his belief that District 8 citizens want more police officers on the force.

Mr. Pierce noted that social ills require action, not merely adding more police. He spoke to the establishment of a memorial fund to explore juvenile violence, as a result of a recent fatal shooting outside of a local mall. He spoke to the need to utilize more volunteers in order to provide more youth activities, perhaps in churches, as an alternative to gangs.

Mr. Larson stated that he feels that civilianization of police positions, coupled with Mr. Wing's proposals, both are needed. He noted that this is a very complex problem, with a fine line in the budget.

Mr. Perez spoke in favor of careful, comprehensive attacks on the crime problem in San Antonio.

Mr. Wing stressed the advantages of his proposal for longrange replacement of vacant police positions.

Mr. Wing offered a motion to instruct City staff to come back to the City Council within four to six weeks with a new longrange plan for police staffing, foreseeing staffing needs at least one year in advance. Ms. Vera seconded the motion.

Mayor Wolff then provided a brief summary of the motion as well as a summary of the problems involved. He stated his belief that citizens must realize that violent crimes, while they are always a problem, have actually decreased in San Antonio in recent years. He noted that the police manpower issue will be a part of upcoming budget discussions.

After consideration, the motion, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Solis, Thompson, Vera, Thornton, Larson, Wolff; NAYS: None; ABSENT: Labatt.

- - -
92-01 ZONING HEARINGS

6A. CASE Z91159 - to rezone a 0.716 acre parcel of land out of NCB 12190 and a 9.109 acre parcel of land out of NCB 12190 from Temporary "R-1" Single Family Residence District to "B-3R" Restrictive Business District and "I-1" Light Industry District located 200 feet east and south of the intersection of N.E. IH-35 Expressway and Galahad Drive, having 371 feet on N.E. IH-35 Expressway and 498.62 feet on Galahad Drive.

The Zoning Commission has recommended that this request of change of zone be denied by the City Council.

Mr. Joe Nix, appearing on behalf of the proponent, stated that his client is willing to drop his request for I-1 zoning and will support a motion for B-3R restrictive zoning on the entire tract of land. He stated that his client will seek more outside storage approval in future zoning changes requested.

Mr. Wayne Marine, representing the Camelot One Neighborhood Association, stated that his group will work with the firm to screen its outdoor lumber storage from residential areas, and spoke in support for the B-3R rezoning. He then urged that deed restrictions be placed on the entire 110-acre tract of land, of which this rezoning request is only a small portion.

Mr. Pierce made a motion to approve the B-3R on entire tract. Ms. Vera seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Pierce, Solis, Thompson, Vera, Thornton, Wolff; NAYS: None; ABSENT: Perez, Billa Burke, Wing, Labatt, Larson.

AN ORDINANCE 74,997

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 9.825 ACRE PARCEL OF LAND OUT OF NCB 12190 FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

6B. CASE Z91154 - to rezone Lot 13, NCB 12731 from "O-1" Office District to "B-2NA" Non-Alcoholic Sales Business District, 843 Lockhill-Selma located on the northeast side of Lockhill Selma Road, 180 feet southeast of the intersection of Northcrest Drive and Lockhill Selma, having 80 feet on Lockhill Selma and a depth of 357.14 feet.

The Zoning Commission has recommended that this request of change of zone be denied by the City Council.

Mr. Andy Guerrero, Land Development Services, noted that the proponent in this case is asking for a postponement of the matter.

Mr. Thornton made a motion to postpone for a period of three weeks, February 13, 1992. Mr. Solis seconded the motion.

After consideration, the motion, prevailed by the following vote: AYES: Perez, Solis, Thompson, Vera, Thornton, Larson, Wolff; NAYS: None; ABSENT: Pierce, Billa Burke, Wing, Labatt.

ZONING CASE Z91154 was postponed for three weeks.

6C. CASE Z91145 - to rezone Parcel 86, NCB 15324 from "I-1" Light Industry District to "R-2A" Three and Four Family Residence District, 5251 Pearsall Road located on the northwest side of Pearsall Road, 1046.74 feet northeast of the intersection of Holm Road and Pearsall Road, having 119.68 feet on Pearsall Road and a depth of 513.04 feet.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council.

Mr. Thompson made a motion to approve the recommendation of the Zoning Commission. Mr. Solis seconded the motion.

After consideration, the motion prevailed by the following vote: Perez, Solis, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Pierce, Billa Burke, Wing.

AN ORDINANCE 74,998

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS PARCEL 86, NCB 15324 FROM "I-1" LIGHT INDUSTRY DISTRICT TO "R-2A" THREE AND FOUR FAMILY RESIDENCE DISTRICT, 5251 PEARSALL ROAD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

(At this point, Mayor Wolff was obliged to leave the meeting. Mr. Larson presided.)

6D. CASE Z91156 - to rezone the east 72.6 feet of Lot 22, NCB 11887 from "B-2" Business District to "B-3NA" Non-Alcoholic Sales Business District 203 W. Sunset located on the northside of W. Sunset Road, 594.2 feet east of the intersection of Everest Road and W. Sunset Road, having 72.6 feet on W. Sunset Road and a depth of 300 feet.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council.

Mr. Labatt made a motion to approve the recommendation of the Zoning Commission. Mr. Thompson seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Solis, Thompson, Thornton, Labatt, Larson; NAYS: None; ABSENT: Billa Burke, Wing, Vera, Wolff.

AN ORDINANCE 74,999

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE EAST 72.6 FEET OF LOT 22, NCB 11887 FROM "B-2" BUSINESS DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT, 203 W. SUNSET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

6E. CASE Z91160 - to rezone Lot 56 A, NCB 10744 from "F" Local Retail District to "B-3NA" Non-Alcoholic Sales Business District 107 Boulder located on the north side of Boulder Drive, 305.00 feet west of the intersection of Holmgreen Road and Boulder Drive, having 80 feet on Boulder Drive and a maximum depth of 203 feet.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council.

Ms. Billa Burke made a motion to approve the recommendation of the Zoning Commission. Mr. Thompson seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Solis, Thompson, Thornton, Larson; NAYS: None; ABSENT: Wing, Vera, Labatt, Wolff.

AN ORDINANCE 75,000

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 56A, NCB 10744 FROM "F" LOCAL RETAIL DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT, 107 BOULDER. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

6F. CASE Z91161 - to rezone Lots 4 and 5, Block 3, NCB 2780 from "B" Residence to "B-2" Business District 316 and 318 Culberson, located on the south side of Culberson Avenue, 150 feet east of the intersection of Zarzamora Street and Culberson Avenue, having 100 feet on Culberson Avenue and a depth of 166.04 feet.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council.

Mr. Solis made a motion to approve the recommendation of the Zoning Commission. Mr. Thompson seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Solis, Thompson, Thornton, Larson; NAYS: None; ABSENT: Pierce, Wing, Vera, Labatt, Wolff.

AN ORDINANCE 75,001

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 4 AND 5, BLOCK 3, NCB 2780 FROM "B" RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, 316 AND 318 CULBERSON AVENUE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

6G. CASE Z911080 -1 (PP) - to rezone tract A, NCB 903 from "I" Business District to "B-3R" Restrictive Business District, 328 Martinez Street, 603 S. Alamo Street located southwest of the intersection of S. Alamo Street and Martinez Street, having 65.6 feet on S. Alamo Street and 61.3 feet on Martinez Street.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council.

Mr. Andy Guerrero, Land Development Services, briefly explained the proposed rezoning case.

Mr. Ramon A. Galindo, 715 Dolorosa, stated his desire for a B-3 zoning on this property in order to rent the property for a business utilizing sale of alcoholic beverages.

(At this point, Mayor Wolff returned to the meeting to preside.)

Ms. Carolene Zenher, President, King William Association, stated that her group is not opposed to a B-3 on this property.

Mr. Perez made a motion to approve the recommendation of the Zoning Commission. Mr. Pierce seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Solis, Thompson, Thornton, Larson, Wolff; NAYS: None; ABSENT: Wing, Vera, Labatt.

AN ORDINANCE 75,002

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS TRACT A, NCB 903 FROM "I" BUSINESS DISTRICT TO "B-3" BUSINESS DISTRICT, 328 MARTINEZ STREET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

6H. CASE Z91080-2 (PP) - to rezone Lot 4, Block 3, NCB 744 from Historic "J" Commercial District to Historic "B-3NA" Non-Alcoholic Sales District, 1011 S. Alamo Street located on the northwest side of S. Alamo Street, being 146.1 feet southwest of the intersection of Beauregard Street and S. Alamo Street, having 50.5 feet on S. Alamo Street and a depth of 170.2 feet.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council.

Ms. Carolene Zehner, President, King William Association, stated that her group is not opposed to either a B-3 or B-3NA zoning on this property.

Mr. Perez made a motion to approve the recommendation of the Zoning Commission. Mr. Pierce seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Solis, Thornton, Larson, Wolff; NAYS: None; ABSENT: Wing, Thompson, Vera, Labatt.

AN ORDINANCE 75,003

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 4, BLOCK 3, NCB 744 FROM HISTORIC "J" COMMERCIAL DISTRICT TO HISTORIC "B-3" BUSINESS DISTRICT, 1011 S. ALAMO STREET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

6I. CASE Z91080-3 (PP) - to rezone the northwest 60 feet of Lots 20 and 21, Block 4, NCB 741 from Historic "J" Commercial District to Historic "R-2" Two Family Residence District, 307 Beauregard Street located on the northeast side of Beauregard Street, being 111 feet northwest of the intersection of S. Alamo Street and Beauregard Street, having 60 feet on Beauregard Street and a depth of 104 feet.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council.

Mr. John S. Strong, 307 Beauregard, the proponent, distributed photographs of the property in question, noting that he had purchased the property with the intent to lease it. He stated his belief that the property, and the area surrounding it, are commercial in nature, noting that a bar is nearby, and its customer parking has been a problem.

Ms. Carolene Zehner, President, King William Association, stated that her group is in opposition to commercialization of this property, and spoke in favor of an R-3 zoning.

Mr. Perez made a motion to approve the recommendation of the Zoning Commission. Ms. Billa Burke seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Thompson, Vera, Thornton, Larson, Wolff; NAYS: None; ABSENT: Wing, Solis, Labatt.

AN ORDINANCE 75,004

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE NORTHWEST 60 FEET OF LOTS 20 AND 21, BLOCK 4, NCB 741 FROM HISTORIC "J" COMMERCIAL DISTRICT TO HISTORIC "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT, 307 BEAUREGARD STREET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

6J. CASE Z91080-4 (PP) - to rezone Lots 10 and 11, Block 1 NCB 932 from Historic "D" Apartment District to Historic "B-1" CC SUP Business District with City Council approval for special use permit for private club with rental facilities with retail sales, 120 Adams Street located on the northeast side of Adams Street, being 112' northwest of the intersection of Forcke Street and Adams Street, having 100 feet on Adams Street and a depth of 223.5 feet.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council.

Ms. Bennie Frazer, representing the San Antonio Teachers Association, stated that her association had purchased this property in 1947, and is willing to accept and R-3 zoning, providing that they can retain non-conforming uses' rights.

Ms. Carolene Zehner, President, King William Association, spoke in support for an R-3 zoning, with the understanding that the Teachers Association retains non-conforming rights to the property.

Mr. Perez made a motion to approve the recommendation of the Zoning Commission. Mr. Pierce seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Thompson, Thornton, Larson, Wolff; NAYS: Wing; ABSENT: Billa Burke, Solis, Vera, Labatt.

AN ORDINANCE 75,005

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 10 AND 11, BLOCK 1, NCB 932 FROM HISTORIC "D" APARTMENT DISTRICT TO HISTORIC "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT, 120 ADAMS STREET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

6K. CASE Z91080-5 (PP) - to rezone Lots 19, 20 and 21, Block 2, NCB 936 Historic "J" Commercial District to Historic "B-3NA" SUP Non-Alcoholic Sales District with special use permit for a wholesale/distributing company with outside storage, 398 E. Guenther Street located south of the intersection of S. Alamo Street and 150 feet on E. Guenther Street.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council.

Mr. Andy Guerrero, Land Development Services, spoke to details of a negotiated settlement which will restrict outside storage to a specific area of the property.

Mr. Perez made a motion to approve the recommendation of the Zoning Commission. Mr. Pierce seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Wing, Thompson, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Solis, Vera.

AN ORDINANCE 75,006

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 19, 20 AND 21, BLOCK 2, NCB 936 FROM HISTORIC "J" COMMERCIAL DISTRICT TO HISTORIC "B-3NA" SUP NON-ALCOHOLIC SALES DISTRICT WITH SPECIAL USE PERMIT FOR A WHOLESALE, WAREHOUSE, DISTRIBUTION COMPANY AND OUTSIDE STORAGE ON THE SOUTHEAST 15 FEET OF THE SOUTHWEST 124 FEET OF THE NORTHEAST 198 FEET OF LOT 21, PROVIDED THAT A 6 FOOT SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTHEAST AND SOUTHWEST LINES OF THE OUTSIDE STORAGE, 398 E. GUENTHER STREET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

6L. CASE Z91080-6 (PP) - to rezone Lots 9 and 10, Block 5, NCB 2973 from "B-3" Business District to "R-2" Two Family Residence District, 1011 S. Main located on the northwest side of S. Main Avenue, being 100 feet southwest of the intersection of W. Guenther Street and Main Avenue, having 100 feet on Main Avenue and a depth of 150 feet.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council.

Ms. Frances L. Tracy, 1011 South Main Avenue, the proponent, urged that the "historic" designation on this property be removed, and requested rezoning to B-3.

Mr. Andy Guerrero, Land Development Services, briefly explained the historic designation on the property.

Mr. Richard Mullane, 223 East Rische, spoke in support for the proponent's request and questioned the planned changes being made in zoning classifications in this area, stating his belief that they are having an adverse economic impact upon property owners in the area.

Ms. Carolene Zehner, President, King William Association, spoke in support for residential zoning on this property in question.

Mr. Perez briefly explained the rationale for the rezonings in this area of the city.

Mr. James Cobb, 217 East Rische, spoke to his concern with having an adverse business zoning next door to his home. He spoke in favor of an R-2 zoning on this property.

Mr. Perez made a motion to approve the recommendation of the Zoning Commission. Mr. Pierce seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Wing, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Solis.

AN ORDINANCE 75,007

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 9 AND 10, BLOCK 5, NCB 2973 FROM "B-3' BUSINESS DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT, 1011 S. MAIN AVENUE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

6M. CASE Z91080-7 (PP) - to rezone Lots A9 thru A13, NCB 916 from "K" Commercial District to "I-1" Light Industry District, 621 S. Flores Street located on the northwest side of S. Flores Street, being 126.5 feet northeast of the intersection of Arsenal Street and S. Flores Street, having 362.07 feet on S. Flores Street and a maximum depth of 218.28 feet.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council.

Mr. Ron Mulholland, representing the proponent, agreed to accept a B-4 SUP zoning for this property, which will allow the proponent to continue the metal fabrication operations thereon.

Ms. Carolene Zehner, President, King William Association, spoke in support for the B-4 zoning in lieu of the proponent's original request for I-1.

Mr. Andy Guerrero, Land Development Services, stated that the firm's current uses can be continued under the proposed B-4 SUP.

Mr. Perez made a motion to approve the recommendation of the Zoning Commission. Mr. Thompson seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Wing, Solis.

AN ORDINANCE 75,008

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS A9 THRU A13, NCB 916 FROM "K" COMMERCIAL DISTRICT TO "B-4" CENTRAL BUSINESS DISTRICT, 621 S. FLORES STREET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

6N. CASE Z91080-8 (PP) - to rezone Lots 14, 15, 16, A24 & A25, Block 5, NCB 723 from "J" Commercial District to "I-1" Light Industry District, 830 S. Presa Street located northeast of the intersection of S. Presa Street and Devine Street, having 168.6 feet on S. Presa Street and 154.4 feet on Devine Street.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council.

Mr. Andy Guerrero, Land Development Services, stated that the applicant has agreed to withdraw the request for an I-1 zoning on this property and will accept rezoning to B-3NA SUP.

Ms. Anna Blanca, President, Hemisfair South/Lavaca Neighborhood Association, spoke against allowing any outside storage on this property.

Mr. Vince de Martino, also representing the Neighborhood Association, spoke against allowing outside storage in a residential neighborhood, noting that other firms in the area also repair their trucks, etc., but inside their buildings, not outside, and thus need no outside storage. He stated that his group feels that Liberto Speciality Company also can do the same.

Mr. Richard Mullane, 223 East Rische, the proponent, stated that he would withdraw his request for the Special Use Permit for outside storage and truck repair.

Mr. Andy Guerrero, Land Development Services, noted that the proponent nevertheless can continue with these uses because he enjoys non-conforming uses on the property, even after rezoning.

Mr. Perez on made a motion to approve B-3NA SUP without outside storage and truck repair. Mr. Labatt seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Wing, Solis, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

AN ORDINANCE 75,009

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 14, 15, 16, A24, & A25, BLOCK 5, NCB 723 FROM "J" COMMERCIAL DISTRICT TO "B-3NA" SUP NON-ALCOHOLIC SALES BUSINESS DISTRICT WITH SPECIAL USE PERMIT FOR BEVERAGE, CANDY, AND FOOD PRODUCTS MANUFACTURING, WHOLESALING FOR FOOD PRODUCTS, GROCERY AND PAPER SUPPLIES, COLD STORAGE PLANT, AND ASSEMBLY OF EQUIPMENT, 830 S. PRESA STREET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

92-01 The Clerk read the following Ordinance:

AN ORDINANCE 75,010

CLOSING, VACATING AND ABANDONING AND UNIMPROVED PORTION OF FRANK STREET BOUNDED BY SEGUIN STREET AND IH 35, BETWEEN NCB 1185 AND NCB 3140, SAN ANTONIO, BEXAR COUNTY, TEXAS; AND AUTHORIZING THE CITY MANAGER OR ASSISTANT CITY MANAGER TO EXECUTE A QUITCLAIM TO RENKEN & KUENTZ TRANSPORTATION CO., INC., A TEXAS CORPORATION, FOR A CONSIDERATION OF \$1.00.

* * * *

Mayor Wolff declared the Public Hearing to be open.

Mr. William Toudouze, Real Estate Division, Public Works Department, explained the proposed closure of a portion of unimproved Frank Street, noting that City staff recommends approval.

There being no citizens present to speak to this matter, Mayor Wolff declared the Public Hearing to be closed.

Mr. Thompson made a motion to approve the proposed Ordinance. Ms. Vera seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Wing, Solis, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

- - -
92-01 Agenda Item 8, being a Public Hearing and consideration of an Ordinance closing, vacating, and abandoning an improved portion of Park Central (street), being north of Interpark Boulevard, adjacent to U.S. Highway 281 North (San Pedro Avenue); releasing a drainage easement adjoining said street; and authorizing the City Manager or Assistant City manager to execute (1) a quitclaim and (2) a release of easement to Ryan Mortgage Company in exchange for the dedication and construction of a cul-de-sac at the resulting north end of Park Central, for a net consideration of \$19,650.00.

Mayor Wolff declared the Public Hearing to be open.

Mr. William Toudouze, Real Estate Division, Public Works Department, briefly explained details of the request.

Mr. Bob Barnes, representing The Trammel Crow Company, 1900 NCNB Plaza, asked that the fee for this closure be waived and spoke to reasons for his request, noting that the proponent had originally paid to construct this roadway, not the city.

There being no further citizens present to speak to this matter, Mayor Wolff declared the Public Hearing to be closed.

Mr. Thornton made a motion to approve the Ordinance and to waive the fee to \$1.00. Mr. Labatt seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Wing, Solis, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

AN ORDINANCE 75,011

CLOSING, VACATING, AND ABANDONING AN IMPROVED PORTION OF PARK CENTRAL (STREET), BEING NORTH OF INTERPARK BOULEVARD, ADJACENT TO U.S. HIGHWAY 281 NORTH (SAN PEDRO AVENUE); RELEASING A DRAINAGE EASEMENT ADJOINING SAID STREET; AND AUTHORIZING THE CITY MANAGER OR ASSISTANT CITY MANGER TO EXECUTE (1) A QUITCLAIM AND (2) A RELEASE OF EASEMENT TO RAYAN MORTGAGE COMPANY IN EXCHANGE FOR THE DEDICATION AND CONSTRUCTION OF A CUL-DE-SAC AT THE RESULTING NORTH END OF PARK CENTRAL FOR A CONSIDERATION OF \$1.00.

* * * *

92-01 City Council at this point undertook consideration of the Consent Agenda and on motion of Ms. Vera, duly seconded by Mr. Thompson, enacted the Consent Agenda, Items 10 through 52, except for Agenda Items 36 and 44, earlier removed from consideration by the City Manager.

However, following consideration and passage of Agenda Item 53, which followed the Consent Agenda, it was determined that Agenda Item 44 had been inadvertently removed from consideration as part of the Consent Agenda and should have been duly considered as part of it.

City Council then reconsidered the Consent Agenda and re-enacted it, to include Agenda Item 44. The reconsidered and reenacted Consent Agenda, therefor, follows consideration of Agenda Item 53. See page 22.

92-01 The Clerk read the following Ordinance:

AN ORDINANCE 75,012

AMENDING THE NOISE ABATEMENT ORDINANCE 62550 AS AMENDED BY ORDINANCE 70842, CODIFIED AS CITY CODE CH. 21, ARTICLE III, BY EXTENDING THE DAYTIME LEAGAL DECIBEL LEVEL TO THE HOURS OF 6 A.M. TO 11 P.M.; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE CODE COMPLIANCE DIRECTOR TO APPOINT AND TERMINATE THE APPOINTMENT OF CITY PEACE OFFICERS ASSIGNED AS ABATEMENT OFFICERS; AUTHORIZING THE USE OF THE Leq SOUND MEASURE METHOD FOR LARGE, MULTIPLE NOISE

SOURCE PROPERTIES; MODIFYING NOISE STANDARDS FOR ALL ZONING DISTRICTS; ESTABLISHING 85 DECIBEL AS MAXIMUM LEAGAL NOISE LIMIT FOR THE NEWLY CREATED ZONING CLASSIFICATION KNOWN AS ENTERTAINMENT DISTRICTS; ESTABLISHING ADMINISTRATIVE HEARING PROCEDURES TO DECLARE REPEAT NOISE NUISANCE PRODUCERS AND NOISE NUISANCE LOCATIONS AS "HABITUAL"; ESTABLISHING POST SEIZURE HEARINGS BEFORE MAGISTRATE FOR PROPERTY OWNER TO PRESENT EVIDENCE OF ERRONEOUS OR BAD FAITH SEIZURE FOR PURPOSE OF OBTAINING IMMEDIATE RETRIEVAL OF PROPERTY; AND REPEALING THE REQUIREMENT TO POST A WARNING OF NOISE LEVELS ABOVE 80 DECIBELS AT BUSINESS ENTRANCES.

* * * *

Mr. Thompson made a motion to approve the proposed Ordinance. Mr. Labatt seconded the motion.

Mr. Martin Rodriguez, Code Compliance Officer, explained the proposed "cleanup" of the existing ordinance, with new provisions.

A discussion then took place concerning new anti-noise provisions of the ordinance and the matter of notification to affected businesses.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Solis, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Pierce, Billa Burke, Wing.

- - -
92-01 At this point, Mr. Thompson moved to reconsider the Consent Agenda. Mr. Solis seconded the motion. After discussion, the motion to reconsider the Consent Agenda prevailed by the following vote: AYES: Perez, Pierce, Wing, Solis, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

Mr. Thompson then moved to approve the Consent Agenda, Items 10 through 52, with Agenda Item 36 having been earlier removed from consideration by the City Manager. Ms. Vera seconded the motion.

After discussion, the motion, to approve the Consent Agenda, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Perez, Pierce, Wing, Solis, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

AN ORDINANCE 75,013

ACCEPTING THE PROPOSAL OF GALE RESEARCH COMPANY FOR THE RENEWAL OF A SUBSCRIPTION FOR BOOKS FOR THE CITY OF SAN ANTONIO PUBLIC LIBRARY FOR A TOTAL OF \$25,329.05.

* * * *

AN ORDINANCE 75,014

ACCEPTING THE LOW BID OF JUPE BROTHERS INSULATION COMPANY, INC. TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH CHILLED WATER PIPE INSULATION FOR A TOTAL OF \$23,216.00.

* * * *

AN ORDINANCE 75,015

ACCEPTING THE PROPOSAL OF PERKIN ELMER TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH AN ANNUAL CONTRACT FOR MAINTENANCE FOR THE ICP 5500 FOR A TOTAL OF \$10,340.00.

* * * *

AN ORDINANCE 75,016

ACCEPTING THE LOW BID OF TERRA VISTA TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH A SEWER INSPECTION VIDEO CHARACTER GENERATOR FOR A TOTAL OF \$5,790.00.

* * * *

AN ORDINANCE 75,017

ACCEPTING THE LOW BIDS OF CASCO INDUSTRIES, INC. AND FIREQUIP, INC. TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH FIRE HOSE FOR A TOTAL OF \$58,075.50.

* * * *

AN ORDINANCE 75,018

ACCEPTING THE LOW BID OF W.W. GRAINER TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION WITH A DRILL PRESS FOR A TOTAL OF \$3,229.01.

* * * *

AN ORDINANCE 75,019

ACCEPTING THE LOW BID OF WATSON DISTRIBUTING COMPANY TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION AND WASTEWATER MANAGEMENT DEPARTMENTS WITH COMMERCIAL GRADE STRING TRIMMERS FOR A TOTAL OF \$16,269.00.

* * * *

AN ORDINANCE 75,020

ACCEPTING THE LOW BID OF PENTECOST SPRINKLER SERVICE TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH AN IRRIGATION SYSTEM AT THE EASTSIDE BOYS & GIRLS CLUB PLAYING FIELDS FOR A TOTAL OF \$12,743.00.

* * * *

AN ORDINANCE 75,021

ACCEPTING THE LOW BID OF VULCAN ALUMINUM TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH ALUMINUM SIGN BLANKS FOR A TOTAL OF \$37,959.40.

* * * *

AN ORDINANCE 75,022

CANCELLING THE CONTRACT OF TOWER SERVICES FOR JANITORIAL SERVICE AT THE VEHICLE STORAGE FACILITIES AND AWARDING IT TO L & V JANITORIAL SERVICE FOR APPROXIMATELY \$3,600.00.

* * * *

AN ORDINANCE 75,023

CANCELLING THE CONTRACT OF TOWER SERVICES FOR JANITORIAL SERVICE AT THE POLICE TRAINING ACADEMY AND AWARDING IT TO ADVANCED JANITORIAL SERVICE FOR APPROXIMATELY \$10,800.00.

* * * *

AN ORDINANCE 75,024

CANCELLING THE CONTRACT OF ESCO SUPPLY COMPANY FOR P.V.C. PIPE AND FITTINGS AND AWARDING IT TO THE NEXT LOW QUALIFIED BIDDER, ALAMO PLUMBING SUPPLY COMPANY, INC. FOR APPROXIMATELY \$20,000.00.

* * * *

AN ORDINANCE 75,025

ACCEPTING THE BID OF TEHCO, INC. FOR REMOVAL OF THREE UNDERGROUND STORAGE TANKS FOR THE CITY OF SAN ANTONIO FOR APPROXIMATELY \$4,556.25.

* * * *

AN ORDINANCE 75,026

ACCEPTING THE BID OF SANTEX INTERNATIONAL TO FURNISH THE CITY OF SAN ANTONIO WITH CRANE CARRIER CORPORATION TRUCK PARTS & SERVICE ON AN ANNUAL CONTRACT BASIS FOR APPROXIMATELY \$3,000.00.

* * * *

AN ORDINANCE 75,027

APPROPRIATING FUNDS IN THE AMOUNT OF \$69,434.00 FOR THE PURCHASE OF MOTOROLA EQUIPMENT PREVIOUSLY APPROVED BY ORDINANCES NUMBER 74898 AND 74899.

* * * *

AN ORDINANCE 75,028

ACCEPTING THE LOW BID OF NORTH PARK LINCOLN MERCURY TO FURNISH THE CITY OF SAN ANTONIO WITH AN ADMINISTRATIVE SEDAN FOR A TOTAL OF \$17,097.00.

* * * *

AN ORDINANCE 75,029

RATIFYING ADDITIONAL PROFESSIONAL SERVICES BY O'NEILL, CONRAD, OPELT ARCHITECTS, INC. IN AN AMOUNT OF \$1,475.50 RELATED TO THE PARK RANGER

HEADQUARTERS RENOVATION PROJECT; AMENDING THE PROJECT BUDGET; APPROPRIATING SAID AMOUNT FROM SAID PROJECT'S BALANCE AND AUTHORIZING PAYMENT.

* * * *

AN ORDINANCE 75,030

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$84,655.00 WITH CUTLER-GALLAWAY SERVICES, INC. FOR ADDITIONAL ENGINEERING SERVICES IN CONNECTION WITH DOS RIOS WASTEWATER TREATMENT PLAN STRUCTURAL ENGINEERS ENHANCEMENT PROJECT; APPROPRIATING SEWER IMPROVEMENT AND CONTINGENCY FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 75,031

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$9,600.00 WITH REYNA & ASSOCIATES, ARCHITECTS FOR THE PROVISION OF CERTAIN ARCHITECTURAL SERVICES RELATED TO THE HEALY MURPHY CENTER EXTERIOR RENOVATION PROJECT; AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE OWNERS OF THE HEALY MURPHY CENTER; REVISING THE PROJECT BUDGET; AUTHORIZING \$2,400.00 FOR ARCHITECTURAL CONTINGENCIES; AUTHORIZING \$200.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 75,032

ACCEPTING THE PROPOSAL OF BROWN ENGINEERING CO. FOR THE PROVISION OF CERTAIN ENGINEERING DESIGN SERVICES IN CONNECTION WITH THE LEE HALL STREETS, ETC., PHASE IV PROJECT; AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$9,237.75; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 75,033

AUTHORIZING AN ADDITIONAL \$15,909.15 FOR ENGINEERING SERVICES PAYABLE TO PI ENGINEERING, INC. IN

CONNECTION WITH THE S. SAN MANUEL FROM W. COMMERCE TO JEWETT PROJECT; AUTHORIZING \$1,141.92 FOR ENGINEERING CONTINGENCIES; AND REVISING THE PROJECT BUDGET.

* * * *

AN ORDINANCE 75,034

ACCEPTING TWO PROPOSALS IN THE TOTAL AMOUNT OF 45,475.00 FOR GEOTECHNICAL AND SURVEYING SERVICES IN CONNECTION WITH THE NEW BAZAN BRANCH LIBRARY; APPROPRIATING 1989 GENERAL OBLIGATION BOND FUNDS; AND PROVIDING FOR PAYMENT TO RABA-KISTNER CONSULTANTS, INC. IN THE TOTAL AMOUNT OF \$3,100.00 AND PAPE-DAWSON ENGINEERS IN THE AMOUNT OF \$2,375.00.

* * * *

AN ORDINANCE 75,035

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$964,247.52 WITH S.A. WINCO, INC. FOR ENGINEERING AND CONSTRUCTION SERVICES IN CONNECTION WITH THE RECONSTRUCTION OF ISOM ROAD FROM SAN PEDRO AVENUE TO RAMSEY ROAD; AUTHORIZING \$67,407.13 FOR ENGINEERING EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 75,036

ACCEPTING A PROPOSAL FROM PROFESSIONAL SERVICE INDUSTRIES, INC. TO PROVIDE ASBESTOS ABATEMENT SERVICES IN CONNECTION WITH THE DEMOLITION OF FIVE BUILDINGS AT STINSON MUNICIPAL AIRPORT FOR A FEE NOT TO EXCEED \$3,900.00; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 75,037

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$174,611.00 WITH CH2M HILL ENGINEERING FOR ENGINEERING SERVICES IN CONNECTION WITH THE LEON CREEK AND SALADO CREEK WASTEWATER

TREATMENT PLANTS PHOSPHORUS REMOVAL PROJECT;
AUTHORIZING \$250.00 FOR BID ADVERTISING EXPENSES;
APPROPRIATING SEWER IMPROVEMENT AND CONTINGENCY
FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 75,038

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES
CONTRACT IN THE AMOUNT OF \$152,930.00 WITH MALCOLM
PIRNIE, INC. FOR ENGINEERING SERVICES IN CONNECTION
WITH THE DOS RIOS WASTEWATER TREATMENT PLANT
PHOSPHORUS REMOVAL PROJECT; AUTHORIZING \$250.00 FOR
BID ADVERTISING EXPENSES; APPROPRIATING SEWER
IMPROVEMENT AND CONTINGENCY FUNDS; AND PROVIDING
FOR PAYMENT.

* * * *

AN ORDINANCE 75,039

DECLARING A TRACT OF LAND CONTAINING APPROXIMATELY
3,833 SQUARE FEET OUT OF NEW CITY BLOCK 12054, SAN
ANTONIO, BEXAR COUNTY, TEXAS, SURPLUS TO THE NEEDS
OF THE CITY AND AUTHORIZING THE CITY MANAGER OR THE
ASSISTANT CITY MANAGER TO EXECUTE A QUITCLAIM TO
BYCO, INC. FOR A CONSIDERATION OF \$3,100.00 AND A
\$10.00 RECORDING FEE.

* * * *

AN ORDINANCE 75,040

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$36,575.00
OUT OF VARIOUS FUNDS; ACQUIRING TITLE TO A TOTAL OF
FIVE PARCELS IN CONNECTION WITH THE HI-LIONS
DRAINAGE PROJECT NO. 80; SOUTH FLORES DRAINAGE
PROJECT NO. 70-70A, PHASE II; PINN ROAD
RECONSTRUCTION PROJECT - WEST COMMERCE TO U.S. 90
WEST; 34TH STREET RECONSTRUCTION - CULEBRA TO W.
COMMERCE STREET; AND ENGLEWOOD AREA STREETS AND
DRAINAGE, PHASE IV.

* * * *

AN ORDINANCE 75,041

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE STATE OF TEXAS WHEREBY THE CITY WILL CONTINUE AS THE RESPONSIBLE AUTHORITY TO OPERATE AND MAINTAIN TRAFFIC SIGNALS RECENTLY RECONSTRUCTED BY THE STATE AT SIX LOCATIONS ALONG PECOS LA TRINIDAD STREET BETWEEN HOUSTON AND GUADALUPE STREETS IN CONNECTION WITH THE RECONSTRUCTION OF IH-10 IN THE DOWNTOWN AREA.

* * * *

AN ORDINANCE 75,042

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE STATE OF TEXAS WHEREBY THE STATE WILL ASSUME THE TOTAL COST, OPERATION AND MAINTENANCE OF TRAFFIC SIGNALS BEING CONSTRUCTED BY THE STATE AT 13 LOCATIONS ALONG IH-35, ON ELMIRA AND QUINCY STREETS BETWEEN IH-10 AND BROOKLYN STREET; TWO LOCATIONS ON IH-35 RAMP AT BROOKLYN AND AT MCCULLOUGH; EIGHT LOCATIONS NEAR IH-10 RAMPS ON MARTIN AT PECOS LA TRINIDAD, AT SAN SABA, FRIO AND POPLAR STREETS FOR A TOTAL OF 18 LOCATIONS.

* * * *

AN ORDINANCE 75,043

AUTHORIZING THE EXECUTION OF AN AMENDMENT TO A SANITARY SEWER SERVICE CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND CIELO VISTA ASSOCIATES (WOODLAND HILLS) UNDER WHICH SERVICE WILL BE PROVIDED BY A TEMPORARY WASTEWATER TREATMENT PLANT WITH A 100,000 GALLON PER DAY CAPACITY.

* * * *

AN ORDINANCE 75,044

AUTHORIZING THE APPLICATION FOR AN INSTITUTE OF MUSEUM SERVICES MUSEUM ASSESSMENT PROGRAM IN AN AMOUNT TO BE DETERMINED BY THE GRANTING AGENCY; ASSURING THE GRANTING AGENCY OF THE CITY'S COMPLIANCE WITH APPLICABLE FEDERAL STATUTES AND

REGULATIONS; IDENTIFYING THE SAN ANTONIO BOTANICAL CENTER AS A UNIT OF THE SAN ANTONIO, TEXAS MUNICIPAL GOVERNMENT; AUTHORIZING ACCEPTANCE OF SAID GRANT WHEN AND IF OFFERED BY THE GRANTING AGENCY AND AUTHORIZING THE DIRECTOR OF FINANCE TO ESTABLISH A PROJECT ACCOUNT FOR ADMINISTERING SAID GRANT FUNDS IF AWARDED.

* * * *

AN ORDINANCE 75,045

AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH CONNECTICUT GENERAL LIFE INSURANCE COMPANY FOR USE BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT OF 2,450 SQUARE FEET OF SPACE IN THE DRESDEN PLACE SHOPPING CENTER LOCATED AT 5240 BLANCO ROAD; AUTHORIZING THE CITY MANAGER OR THE ASSISTANT CITY MANAGER TO EXECUTE SAID LEASE AGREEMENT IN CONNECTION WITH THE WOMEN, INFANTS & CHILDREN'S NUTRITION PROJECT; AND AUTHORIZING AND APPROVING FUNDS IN CONNECTION THEREWITH.

* * * *

AN ORDINANCE 75,046

AUTHORIZING THE TRANSFER OF FY 1991 ARTS AGENCY FUNDS FOR THE PURPOSES OF SUPPLEMENTING THE JUMP-START PERFORMANCE COMPANY AND THE CONTEMPORARY ART FOR SAN ANTONIO (BLUE STAR) BUDGETS BY \$3,000.00 EACH; AUTHORIZING THE ESTABLISHMENT OF AN ACCOUNT FOR AGENCY TECHNICAL ASSISTANCE SERVICES OFFERED ANNUALLY BY THE FUNDING INFORMATION CENTER.

* * * *

AN ORDINANCE 75,047

AUTHORIZING THE APPLICATION FOR TWO GRANTS TOTALING \$40,000.00 FROM THE TEXAS COMMISSION ON THE ARTS, A STATE OF TEXAS AGENCY, TO FURTHER LOCAL ART RELATED PROJECTS THROUGHOUT THE CITY.

* * * *

AN ORDINANCE 75,048

AUTHORIZING THE CITY MANAGER TO ACCEPT \$42,500.00 IN JOB TRAINING PARTNERSHIP ACT LITERACY FUNDS FROM THE TEXAS DEPARTMENT OF COMMERCE FOR COMMUNITIES-IN-SCHOOLS TO PROVIDE LITERACY SERVICES THROUGH A TEXAS LITERACY COUNCIL PARTNERSHIP GRANTS PROGRAM PROPOSAL.

* * * *

AN ORDINANCE 75,049

AMENDING ORDINANCE NUMBER 73846 PASSED ON JUNE 27, 1991; ALLOCATING \$28,774.00 IN JTPA 8 PERCENT EDUCATION COORDINATION FUNDING TO LITERACY SERVICES FOR THE ENHANCEMENT OF LITERACY ACTIVITIES IN THE SAN ANTONIO AREA.

* * * *

AN ORDINANCE 75,050

AMENDING ORDINANCE NO. 74359 PASSED SEPTEMBER 19, 1991; AUTHORIZING THE REOBLIGATION AND DEOBLIGATION OF JOB TRAINING PARTNERSHIP ACT TITLE IIA FUNDS IN THE AMOUNT OF \$307,000.00.

* * * *

AN ORDINANCE 75,051

APPROVING AN AD VALOREM TAX EXEMPTION AS AUTHORIZED BY STATE LEGISLATURE ON PROPERTY OWNED BY THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND LEASED TO SAMM HOUSING CORPORATION.

* * * *

AN ORDINANCE 75,052

AUTHORIZING THE ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$60,647.00 FROM MERCK AND COMPANY TO FUND A HOSPITAL EMERGENCY ROOM IMMUNIZATION OUTREACH PROJECT TO BE OPERATED BY THE METROPOLITAN HEALTH DISTRICT; ESTABLISHING A FUND; ADOPTING A BUDGET; AND AUTHORIZING PERSONNEL POSITIONS.

* * * *

AN ORDINANCE 75,053

APPROVING THE APPLICATION FOR A PARADE PERMIT; CLOSING A PORTION OF NORTH NEW BRAUNFELS, FROM DAWSON STREET TO CROCKETT STREET SOUTH, FROM 8:00 A.M., SUNDAY, JANUARY 19, 1992, UNTIL 7:00 P.M., MONDAY, JANUARY 20, 1992; AND CLOSING MARTIN LUTHER KING DRIVE, FROM HEIN ROAD TO NEW BRAUNFELS ON MONDAY, JANUARY 20, 1992, FROM 8:00 A.M. UNTIL 7:00 P.M. SO THAT THEY MAY BE USED BY THE MARTIN LUTHER KING JR. MEMORIAL COMMISSION FOR ITS FREEDOM MARCH.

* * * *

92-01 The Clerk read the following Ordinance:

AN ORDINANCE 75,054

AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE ESCROW AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION AS APPROVED BY ORDINANCE NO. 74847 TO INCREASE THE CITY'S SHARE OF COSTS FOR IMPROVEMENTS RELATED TO THE DEPRESSION OF MONTANA STREET AND THE RECONFIGURATION OF IH-37 NEAR THE ALAMODOME SITE BY \$87,409.00; APPROPRIATING \$72,869.00 AND AUTHORIZING THE REPROGRAMMING OF \$14,540.00 APPROVED BY ORDINANCE NO. 74846 (SIGNALIZATION AGREEMENT) IN ORDER TO PROVIDE FOR THIS SUPPLEMENTAL PAYMENT IN THE AMOUNT OF \$87,409.00, ADDITIONAL FUNDS FOR SAID IMPROVEMENTS TO BE PAID FROM THE 1/2 PERCENT SALES TAX; AND DECLARING AN EMERGENCY.

* * * *

Mr. Wing made a motion to approve the proposed Ordinance. Mr. Labatt seconded the motion.

Mr. Roland Lozano, Director of Dome Development, briefly explained the proposed ordinance.

A discussion ensued concerning the planned move of Bowie Street, which it was explained would not be a part of this work approved by this particular ordinance.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Solis, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

92-01 Agenda Item 55 being a proposed Ordinance authorizing the execution of an amendment to the Professional Services Contract with Day and Zimmerman, Inc. and the appropriation of an additional \$801,134.00 for Project Management and Construction Management Services for the Alamodome Construction Project; and revising the personnel schedule funded by the 1/2 percent VIA sales tax.

Mr. Roland Lozano, Director of Dome Development, explained the need for additional \$801,134.00 to be added to the Alamodome project management contract, citing major changes made to the structure, lengthy negotiations, highway modifications, major environmental considerations, and the delay in securing the site for construction from the vacating Alamo Iron Works because of preparation of the new AIW site. He noted that funds for this additional cost are available from the contingency fund for the Alamodome project.

Mr. Wing made a motion to approve the proposed Ordinance. Ms. Vera seconded the motion.

Mr. Larson quoted from earlier City Council Minutes, dealing with project management activities, and utilized overhead projection to display a chart indicating the originally-approved project management fees. He stated his belief that certain costs are too high.

In response to a question by Mr. Larson, Mr. Lozano spoke to unforeseen contingencies on the project, such a depression of Montana Street, approved well after the beginning of Alamodome construction work. He noted that this and a number of other unforeseen contingencies have adversely impacted project costs and construction management work. He estimated that these unforeseen costs will probably overrun the project budget by perhaps \$2 million, overall. He also spoke to other project overrun areas which probably will amount to some \$10 million, with about \$3 million in additional revenues expected to offset this, backed up by the contingency fund for the project. He also spoke to other possible areas where costs may be recouped or saved. He also noted that well in excess of \$10 million is available to cover such overages on the project.

A discussion then took place concerning the public relations aspects of the contract.

In response to a question by Mr. Larson, Mr. Lozano spoke to the ramifications, should the proposed ordinance not be approved today.

A discussion then took place concerning the tasks performed by the Project Management Team and those of the dome management staff.

Mr. Larson stated his belief that the Council needs to more closely scrutinize dome costs.

Mr. Lozano spoke to the coordination between all involved agencies and contractors.

Mr. Larson spoke of his desire to postpone action on this matter today so that staff can come back to the Council with ideas on how to save money on the project.

Mr. Lozano addressed the savings already effected on the Alamodome project, and his belief that action on this matter today will save the City money in the future.

Mayor Wolff asked to be informed on all pending change orders on the Alamodome project and the costs involved.

Mr. Lozano stated that manner in which change orders occur on the project.

Mr. Larson made a motion to propone action on this matter for two weeks. Ms. Billa Burke seconded the motion.

After consideration, the motion, to postpone for two weeks, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Solis, Thompson, Thornton, Labatt, Larson, Wolff; NAYS: Vera; ABSENT: None.

92-01 The Clerk read the following Ordinance:

AN ORDINANCE 75,055

ACCEPTING A PROPOSAL FOR PROFESSIONAL SERVICES IN AN AMOUNT NOT TO EXCEED \$59,860.00 FROM OZUNA &

ASSOCIATES FOR ADDITIONAL ENGINEERING SERVICES IN
CONNECTION WITH THE ELMENDORF DRAINAGE PROJECT #38
(FREDERICKSBURG ROAD).

* * * *

Mrs. Billa Burke made a motion to approve the proposed Ordinance. Mr. Thompson seconded the motion.

Mr. Joe Rodriguez, Assistant Director of Public Works, explained work to be performed on the Fredericksburg Road EDA project.

Ms. Vera noted that this project is good for the economic development of this area, and spoke to her desire for City staff to continue meeting with affected utilities and agencies to insure their cooperation. She spoke to the need for a business development plan for this area in order to assist current businesses and to encourage others to locate in the area. She then addressed the need to complete the plan in place to insure complete coordination of all entities involved, and thanked Mr. Frank Reed for developing the idea for the EDA project.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Pierce.

- - -
92-01 Agenda Item 57, being a proposed Ordinance accepting an additional proposal in an amount not to exceed \$325,000.00 from S.A.C.C., declaring an emergency, ratifying the work and appropriating funds from the Sewer Improvement and Contingency Fund in connection with the Old Corpus Christi Road Emergency 42" Sanitary Sewer Repair Project, was removed from consideration by the City Manager.

- - -
92-01 The Clerk read the following Ordinance:

AN ORDINANCE 75,056

RATIFYING THE WORK AND APPROVING CHANGE ORDER NO. 1
IN THE INCREASED AMOUNT OF \$14,700.00 TO THE
CONTRACT WITH E-Z BEL CONSTRUCTION, INC. FOR

CONSTRUCTION SERVICES IN CONNECTION WITH DREAMLAND DRIVE AND HONEYCOMB DRIVE EXTENSION PROJECTS, TERRACE RELAY PROJECTS (QUARTERLY PROJECTS 10-91); APPROPRIATING FUNDS; AND AUTHORIZING PAYMENT.

* * * *

Mrs. Billa Burke made a motion to approve the proposed Ordinance. Mr. Thompson seconded the motion.

Mr. Willie Horton, Assistant Director of Wastewater Management, spoke to the repair work on a major water main damaged by work on this project.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Pierce, Wing.

92-01 The Clerk read the following Ordinance:

AN ORDINANCE 75,057

APPROVING THE CITY OF SAN ANTONIO HOUSING TRUST'S TARGETED FUNDING RESOLUTION FOR UTILIZATION OF \$725,000.00 FOR DISBURSEMENT AS AWARDS OF TRUST ASSISTANCE, FUNDING THE SAN ANTONIO DEVELOPMENT AGENCY IN THE AMOUNT OF \$100,000.00; THE SAN ANTONIO HOUSING DEVELOPMENT CORPORATION IN THE AMOUNT OF \$250,000.00; THE CITY OF SAN ANTONIO'S DEPARTMENT OF COMMUNITY INITIATIVES IN THE AMOUNT OF \$175,000.00; AND THE TEXAS MUTUAL REINVESTMENT CORPORATION FOR \$200,000.00.

* * * *

Mrs. Billa Burke made a motion to approve the proposed Ordinance. Mr. Perez seconded the motion.

Mr. Andrew Cameron, Community Development Officer, explained the proposed funding of a special round of housing trust matters.

Mr. Labatt briefly discussed previous projects.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Solis, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Wing.

92-01 The Clerk read the following Ordinance:

AN ORDINANCE 75,058

APPROVING AN AGREEMENT FOR TRUST ASSISTANCE BETWEEN THE SAN ANTONIO HOUSING TRUST FOUNDATION AND THE TEXAS MUTUAL REINVESTMENT CORPORATION FOR A LOAN IN THE AMOUNT OF \$87,492.00 TO ASSIST IN THE ACQUISITION OF 26 DWELLING UNITS TO BE REHABILITATED FOR AFFORDABLE HOUSING.

* * * *

Mrs. Billa Burke made a motion to approve the proposed Ordinance. Mr. Thompson seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Solis, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Pierce, Wing.

92-01 The Clerk read the following Ordinance:

AN ORDINANCE 75,059

AS REQUESTED BY COUNCILMEMBER BILLA BURKE, APPROPRIATING FUNDS IN THE AMOUNT OF \$400.00 FROM THE DISTRICT 3 DISCRETIONARY ACCOUNT TO ASSIST WITH COSTS ASSOCIATED WITH THE USE OF THE PARKS AND RECREATION SHOW MOBILE FOR AN ALTERNATIVE TO DRUG ABUSE AND GANG INVOLVEMENT RALLY HELD AT THE RIGSBY APARTMENTS DECEMBER 28, 1991.

* * * *

Mr. Thompson made a motion to approve the proposed Ordinance. Mr. Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Solis, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Pierce, Wing.

92-01 The Clerk read the following Ordinance:

AN ORDINANCE 75,060

AS REQUESTED BY COUNCILMEMBER LARSON, AUTHORIZING THE USE OF DISTRICT 10 DISCRETIONARY FUNDS FOR THE OPERATION OF A DISTRICT OFFICE AT A MONTHLY COST OF \$1,450.00.

* * * *

Mrs. Billa Burke made a motion to approve the proposed Ordinance. Mr. Thompson seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Solis, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Pierce, Wing.

92-01 The Clerk read the following Ordinance:

AN ORDINANCE 75,061

AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO SETTLE A LAWSUIT STYLED ROBERT DANIEL GARZA, ET. AL V. MICHAEL VANN KING AND THE CITY OF SAN ANTONIO, CAUSE NO. 90-CI-12599, IN THE TOTAL SUM OF \$28,000.00; AND DECLARING AN EMERGENCY.

* * * *

Mr. Thompson made a motion to approve the proposed Ordinance. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Solis, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Wing.

CITIZENS TO BE HEARDANGIE GARCIA

Ms. Angie Garcia, NAGE, spoke to the Council about the Eastside Economic Development Corporation's employees being advised that one week's pay will be withheld from their paychecks in order to change to an accrual payroll system. She stated that the City had accomplished this through a phased out approach and asked that the City Council ask their board of directors to seek alternate methods such as one or two days per pay period.

ROSA ROSALES

Ms. Rosa Rosales, NAGE, stated that there are only a few employees involved in this particular instance and there should be alternate methods to accomplish the new payroll system. She added that most of the people involved are single heads of household and live from payday to payday.

In response to Mayor Wolff's comments, Mr. Kevin Moriarty, Director of Community Initiatives, stated that they had already met with the Executive Director on this issue, but will meet with the Board as well to express the Council's interest in this matter. He suggested a phased in approach similar to the one utilized by the City. Mr. Moriarty did indicate that there might be a cash flow problem and that is the reason for trying to do it all at one time.

Mr. Frank Pierce urged that the staff meet with the Board and Executive Director and express the Council's wishes to utilize the phased in approach.

JAMES PERRY

Mr. James Perry, stated that he currently is an advisor to the Texas Attorney General on the gang situation in Texas and offered his services to the City of San Antonio. He asked that the Council give him the names of the gang leaders here in San Antonio which will aid him in his work.

Mayor Wolff responded that the City is working with the District Attorney on this issue and a plan is under discussion.

ROBERT GONZALES

Mr. Robert Gonzales, submitted a copy of the petition which had been submitted to the City Clerk earlier in the day. (A copy of the petition is on file with the papers of this meeting.) They are asking the City Council to revoke Supervan's annual permits and to have them cease operations at the Airport.

Mayor Wolff asked for an update on the status of the pending lawsuit with Supervan.

Ms. Anna Deosdade, Transportation Manager, spoke to the lifting of the Temporary Restraining Order and that they are also working with Legal on the issuance of citations.

Mr. Rolando Bono, Assistant City Manager, stated that some vehicles were taken off the street due to the enforcement effort and these efforts are being continued.

CARLOS SUAREZ

Mr. Carlos Suarez, representing Cab Drivers of San Antonio, also spoke to the need to enforce the Ground Transportation ordinance and stated that many tickets being issued against Supervan are being dismissed because they are written incorrectly. He urged the Council to make a determined effort to have the City enforce the ordinance.

Mr. Thompson stated that Supervan has been able to elude the City's regulations. He also stated that there are continuing problems and a regulatory scheme must be pursued.

DON WILKINS CASTILLO

Mr. Castillo, 1010 N. Frio, stated that in his opinion the police are not actively pursuing homicide cases. He expressed concern over the crime situation in the city, especially those which are gang related.

92-01 Mr. Frank Pierce, on a point of personal privilege, presented Councilwoman Vera with a Christmas present which he had been unable to do previously at the Christmas party due to illness.

92-01 Mayor Wolff recessed the "A" Session at 6:35 p.m. and stated that the Council would convene in Executive Session to discuss the following:

A. Briefing on the proposed settlement of Santos Limones V. City of San Antonio, Cause No. 89-CI-06826.

B. Briefing on the proposed settlement of Debra Sutton V. City of San Antonio, Cause No. 90-CI-06440.

C. Briefing on the proposed settlement of Banfield V. City of San Antonio.

D. Briefing on an Award of Arbitration to Police Officer Robert Reyes, Cause No. 71 390 00011 91.

92-01 Mayor Wolff reconvened the "A" session at 6:45 p.m. and announced that the Council had been briefed on the above mentioned subjects and had directed staff to proceed with action on next week's agenda.

92-01 There being no further business to come before the Council, the meeting was adjourned at 6:47 P.M.

A P P R O V E D
Robert W. Wolff
M A Y O R

Attest:

Norma S. Rodriguez
C I T Y C L E R K

January 09, 1992
jd

January 9, 1992

Honorable Mayor and Members of the City Council of the City of San Antonio:

The following petition was received in my office and forwarded to the City Manager for investigation and report to the City Council:

December 10, 1991

Petition submitted by Ms. Choco G. Meza, 3737 Broadway, Ste. 100, San Antonio, Texas 78209, on behalf of the Partnership for Hope Foundation requesting the City Council's approval for CPS to insert an informational piece in the January 1992 CPS statements.

December 13, 1991

Petition of Dr. Jose San Martin, Jr., 13730 Wilderness Point, San Antonio, Texas, 78231, requesting the City of San Antonio to repair the alley in between Wilderness Point and Castle Grove in Castle Hills Forest. assistance in alleviating the nuisance caused by the trains on the Union Pacific line passing through their neighborhood.

/s/ Norma S. Rodriguez
City Clerk

1992: THE YEAR OF OPPORTUNITY
Statement by Mayor Nelson W. Wolff

It is traditional at this time of year for the elected head of government to assess the status of the community and to lay out an agenda for the new year. When this City Council took office in June of 1991, I said that we would be under a "shot clock" to achieve our objectives in a severely limited period of time. Since then, we have mounted a "fast break" through the first quarter of our two-year term. In 1992--the second and third quarters of our term -- we must put more points on the board. I intend for this team to have a substantial lead before we reach the final period of this Council, in the spring of 1993.

Everyone knows that we have been in a severe economic downturn for at least three years. We are at the point where we must come together as a city, to better define ourselves as a community. This is the time to rediscover the old values of hard work, family, and concern for the youth and the elderly. Yet I believe we are also reaching the time when we can begin to build again, and to create new new opportunities. I believe we can make 1992 "The Year of Opportunity." To do this, we must pursue three essential objectives: (1) reduce the crime rate; (2) turn our economy around and create more jobs; and (3) hold the line on property taxes.

Crime Issues

Youth gangs, crime and violence have occupied much of our attention in 1991. Nationally, it is estimated that 4 to 7% of juvenile offenders commit over 70% of all juvenile crime. Stemming this rising tide of violence must be the #1 priority for our city in 1992.

- . In 1991, we enacted a curfew which had reduced the number of youths on our streets late at night by 60%. Councilman Thompson took the lead in developing this measure along with Operation Cool-It for summer youth programs. I hope his successor will follow up in this vein.

- . In 1992, Chief Gibson has proposed a Juvenile Serious Habitual Offender Comprehensive Action Plan (SHOCAP), which will involve law enforcement agencies, the courts, probation and juvenile detention officials, and social and community after-service care providers. The goal of this program will be to control the criminal activity of serious juvenile repeat offenders, by providing better case information for sentencing disposition.

- . In 1991 we also created a Youth Commission and a Task Force on Gangs. The recommendations of these two groups will need to be given serious consideration in the coming months.
- . I believe it is clear that we must focus more attention on crime prevention, rather than just on treatment after the fact. The entire community must take responsibility for the security of its environment, through Neighborhood Watch programs. We must reach out to our youth and nurture them through aggressive intervention programs such as Operation Cool-It, the Police Athletic League, and Project DARE, AND by counseling and assistance to youth who want to withdraw from gang membership.
- . I have already brought together the Mayors of the eight largest cities in Texas to form a united front on crime issues. In a Presidential election year, this ought to be a primary concern of the candidates in addressing national policy. This will also be the focus of my message when I attend the U.S. Conference of Mayors meeting in Washington later this month.
- . We need a more comprehensive and effective summer youth program. Before we can implement this, we need a complete inventory of the existing public and private summer programs. I have asked the Youth Commission to develop a plan to employ otherwise idle youths next summer in cleaning up our city's environment. We should use JTPA funds for youth employment, complementing the \$100,000 we have already approved for drainage clean-up. With administrative support from the Solid Waste Division, we should focus this program on cleaning up deteriorated and abandoned properties on the east side.

Economic Development Issues

The urgency of rebuilding our economy is obvious to everyone. From October of 1990 through October of 1991, we added a net total of only 500 new jobs in the metropolitan area. Yet in the middle of a nationwide recession, we also accomplished a great deal in establishing a base for recovery. Our agenda for 1992 must focus on the need to create more and better jobs.

- . Early in this term, we reorganized the JTPA program with a new and smaller board, a combined staff, and a new policy based on six coherent goals. This led to our receiving an additional \$2.5 million from the Governor's office for a new model of a client-oriented training program developed by the COPS organization. The board of San Antonio Works! has moved to centralize client intake and agreed on a consultant to help organize the program. We still need to follow through in implementing these initiatives, and to review the evaluation by the Blue Ribbon Committee.

- . In the last six months, we have had three announcements of major new employers, including American Airlines, Citicorp and QVC. In addition, development has started on the Hyatt resort hotel, the SONY Corporation will soon begin production of computer chips in their new \$200 million manufacturing facility, and Colin Medical Instruments will be in production soon after. These new employers will provide a solid base for job creation in 1992.

- . Last month, Council directed staff to begin the development of a proposal to establish a Bank Community Development Corporation. This would focus on the financing needs of small and minority businesses. It would also include a critical linkage with local management and technical assistance service providers. This project is essential to address the most glaring deficiency in our existing economic development efforts.

- . We must update the city's Small and Minority Business Advocacy Program, based on the new Availability/Disparity Study. Councilman Martinez has taken the lead in this area as well as with the Bank CDC. I hope his successor will follow up with this focus, alongside Councilman Pierce.

- . In 1991, Council adopted a well thought out policy on international trade and investment. We will focus on developing opportunities with Mexico as our first priority, then on developing Japanese investment second, and Europe third. We have already opened a trade office in Guadalajara, and we will open one in Monterrey within the next few months. During 1992

we should focus on increasing private sector participation in these efforts through the San Antonio International Affairs Foundation. it is worth noting that World Trade Magazine has rated San Antonio as one of the ten best cities in the country for investment in international trade. Councilwoman Vera should be commended for her continued leadership in this area.

- . In March, I will accompany Governor Ann Richards on her trip to Japan. I will also visit our sister cities of Kumamoto, Japan, and Kaohshung, Republic of China.
- . As negotiations continue toward a North American Free Trade Agreement, we must lobby hard for Congressional approval. This must be a community-wide undertaking, as it has the most far-reaching significance for our future.
- . Discussions during 1991 of a Free Trade Agreement, regional education and infrastructure needs have led to a new understanding of the need for a South Texas regional development agenda. I was instrumental in launching the Association of South Texas Communities, which will meet again in Brownsville later this month. The City of San Antonio must continue to be an active supporter and participant in this important initiative.
- . With the reductions in our national defense budget, we must initiate new partnerships to develop private sector applications of military expenditures. For example, with the location of the Air Force Center of Excellence in environmental mangement at Brooks AFB, San Antonio can become a leading center in an important new industry. We must also continue to work with our chambers of commerce to bring relocated and consolidated missions to the bases in San Antonio.
- . In 1991, we adopted a new policy on tax phase-in agreements, along with new incentives for development of our airport facilities. Now we need to implement a national marketing plan for our airport industries, including new staff as required. I will also make it a personal priority to work with the major airlines to increase the number of direct flights into San Antonio.

- . In 1992, we must consider review the results of the FAA airport capacity study and adopt a comprehensive new vision of our long run airport facility needs. We must determine whether the life expectancy of our existing International Airport can be extended by rearranging air traffic control corridors, or whether a new international airport will be needed in the early part of the next century.
- . In 1991, we continued to strengthen our tourism industry by approving the new German Heritage Park in HemisFair Park. In 1992, we need to come to a final decision on the proposal for a new hotel on the east side of the convention center.
- . In 1991, we signed the contrac to host the 1993 Olympic Festival and opened the olympic pool at Palo Alto College. In 1992, we will need to work hard to complete the Dome on time and within budget, and to prepare for opening of the Olympic Festival.
- . I believe we should also reconsider the issues of expanding our convention center, by restudying the role of the Dome in relation to the existing convention center site. In Houston, they have a million square feet of convention space immediately adjacent to the Astrodome. We need to explore the possibility of expanding convention facilities adjacent to our Dome.
- . Councilman Pierce has been working on a grant for revitalization of Commerce Street in the St. Paul Square area. He should take the lead on neighborhood planning as well as parking issues in the Dome area.
- . 1991 saw the opening of the new \$4 million La Quinta softball complex. In 1992, we must settle on a site and arrange the financing for a new baseball stadium. I will also continue to follow up in seeking an NFL expansion franchise.
- . And of course, this spring we will need to support the opening of Fiesta Texas. I will expect every member of Council to accompany me for a ride on the tallest, fastest, and steepest wooden roller coaster in the world.

- . Last year I initiated discussions to streamline the administrative structure of our major private sector arts organizations. This year we need to conclude these discussions and act to merge appropriate functions or agencies.

- . Last summer the Council agreed to support a new strategic planning effort, "Community 2000," to fundamentally reshape the industrial and occupational structure of our economy. In November, I released a "State of the City" report which documents our existing strengths and weaknesses, and the opportunities and threats in our environment. On Monday, I announced that IBM has offered a grant of financing and personnel to implement the next stage of this project. This must become a major focus of our attention in the first half of this year, so that we can break the cycle of economic dependency and underdevelopment.

- . During 1992 we should also move into action, to build on the vision generated by Design San Antonio. While this initiative is not directly related to city government, I believe it is a key to revitalizing our economy in the long run. Therefore I intend to continue my active support for this project.

- . Finally under the heading of jobs, we must address the issue of day care as one of our most fundamental economic development problems. The committee chaired by my wife Tracy will soon be ready to present their report, with a series of recommendations for private sector action. Follow-up on this initiative should be a major component of a comprehensive development agenda.

Water Issues

Water issues were at the top of our agenda in 1991. More than anything else, these are fundamental economic development issues. Our goal for 1992 must be to adopt a comprehensive water plan that will assure the city of a long range water supply.

- . We have achieved the first step in consolidation of our water agencies, with an unprecedented unanimous vote to combine their governing boards. Early in 1992, we must refund the existing debt of these agencies. Then we must create the new board, define its powers and relationship with City Council, and implement a plan to consolidate staff and operations.

- . Last year I appointed a new citizens' committee to completely rethink our water planning, in light of the divisive campaign over Applewhite reservoir. This committee's report will be completed before the end of January. It should be the foundation for a comprehensive new water plan.

- . Meanwhile, the talks on regional management of the aquifer, chaired by Mayor Bruce Todd of Austin, must be concluded before the February 4th deadline set by the Texas Water Commission. Councilman Labatt has taken the lead in representing the city in these critical negotiations. We must develop a regional consensus on the aquifer if at all possible, in order to avoid state or federal control of our local resources.

- . In March, the Sierra Club suit invoking the Endangered Species Act will come to trial. We must seek a compromise which protects San Antonio's interest in a secure source of water from the aquifer.

- . We must definitively establish the technical and economic feasibility of springflow augmentation. Councilman Thornton has taken the lead on this, and Council has already passed a resolution of support for a study. In 1992, we must be willing to fund our share of the cost.

- . Because of the complexity and interlocking nature of these issues, I believe they cannot be handled effectively in the normal schedule of Thursday City Council meetings. Therefore, I propose that Council schedule an extra meeting every week beginning in February, to be devoted exclusively to the consideration of water issues.

Budget Issues

The city budget is bound to be a major issue this year as always.

- . In 1991, we kept the property tax rate within the rate of inflation. At the same time, we gave an across-the-board increase to civilian employees for the first time in several years. Council also authorized new procedures for negotiation and approval of the police and firefighters contracts.
- . In 1992, we must adopt a budget that has no increase at all in the "effective property tax rate" for General Fund operations. This means that the new police and fire contracts must create no new tax burdens.
- . By the end of this year, the momentum of streets and drainage improvements will be slowing down, as previously approved bond programs are completed. The rains in late December proved the value of these projects, as well as the need for continuing efforts. Therefore, I will urge the Council to begin planning this year for a new bond package, including streets, drainage, and parks, to be submitted to the voters in 1993. However, a decision on whether to go forward with the bond referendum must await an improvement in overall economic conditions.

Education Issues

By now, everyone understands that education is one of our most basic needs.

- . In 1991, the visit by Education Secretary Lamar Alexander focused national attention on San Antonio as the first "America 2000" city. The partnership among the city, Bexar County, UTSA and the private sector has been created, and an Executive Director has been loaned for the project. In 1992, we will need to establish the steering committee for America 2000 and continue to push for the six goals of this project.

- . UTSA has had a **doctoral program** in biology approve, and they have begun to develop a major presence downtown at the **HemisFair campus**. The Cancer Research and Therapy Center has been designated one of six major national centers by the National Cancer Institute. Trinity University's teacher development program has won national recognition, and St. Mary's University has established an International Center for Arbitration and Conciliation. I will continue to lobby in support of additional **doctoral programs**, and **reallocation of state funds** to correct the state's historic neglect of higher education in South Texas.

Planning Issues

In our present state, planning is more important than ever. Therefore planning issues must occupy a prominent place in our agenda.

- . In 1991, I urged the Planning Commission began work on a new **Master Plan**. By the end of 1992, this plan should be completed by the Planning Commission and ready for Council consideration. It should be adopted before the term of this Council ends.
- . Alongside the development of a new Master Plan, we must move into the next phase of the "**San Antonio by Design**" project. This will establish goals for urban design, and consistent design policies which can be incorporated into the Plan and implemented in city codes. The Planning Commission should appoint the members of an ad hoc committee for this project within the next month, and give them their charge to identify and build design leadership across the community.
- . In 1991 we imposed a temporary **moratorium** on signs along the IH-10 corridor, while we develop new regulations. Early this year, we should adopt the **Scenic Corridors ordinance** and a new **landscape ordinance**. We also must take final action on **impact fees**.
- . Our emphasis on **downtown revitalization** will also continue in 1992. Councilman Perez will convene monthly meetings of downtown interests to promote the revitalization of **Houston Street**. I will also look to him for leadership in developing a **Civic Center Plan** for the area between the River and El Mercado.

- . Building on their concerns for downtown and east side neighborhoods, I will expect both Councilmembers Perez and Pierce to lead in developing new initiatives in housing and neighborhood commercial revitalization. These efforts must include adoption of the Comprehensive Housing Assistance Strategy which is required by the 1990 Affordable Housing Act and formulation of a plan to use new federal housing funds under HUD's Home/Hope Program.
- . This year will begin construction on the new Main Library. We must be sure that it fulfills the promise of last year's design competition.
- . By March we must resolve the issue of the permit for expansion of the Nelson Gardens landfill. We must also meet a new state mandated on tire shredding. It is clear that any long run strategy for solid waste disposal must emphasize source reduction and recycling to reduce the volume of waste. Therefore Councilman Larson will explore the potential to enhance our recycling programs through greater privatization.
- . In this context, it is also worth noting that Councilwoman Billa-Burke has been appointed to the Governor's Environmental Transition Committee. She should be our primary link with the state in resolving environmental issues.

Other Issues

It is the nature of city government to be on the front line in virtually every issue. Beyond the major categories above, we will always have a long list of "other issues."

- . In 1991 we reformed the Municipal Court, installed new administrative procedures, and appointed a number of new judges who are committed to working hard under the new system. Very soon we will receive the report of the Ethics Committee, which will address issues of municipal integrity throughout the city government. We must put adoption of their recommendations very high on our "to do" list.

- . Before 1992 is out, we will also have to reapportion City Council districts under the 1990 Census. I am confident that this process will go smoothly, in bright contrast to the experience of other levels of government. I am grateful for the leadership of Councilman Wing on this issue, as well as on the reform of Municipal Court.

- . In 1992 we will also receive an exceptionally thorough review of our city's basic governing document from the Charter Review Committee. We will then have to decide what issues to submit to the voters, and when to schedule an election in 1993.

- . At the same time, we must redefine our focus on the development of the Greater Austin - San Antonio Corridor. I believe that it is time for the private sector to determine what role San Antonio should play in this effort, and that we should begin to phase-out direct city funding for the Corridor Council.

Finally, we should remember that we are not alone in our efforts to serve the people of San Antonio. The continuing stream of San Antonians who have received appointments in Austin is evidence that our presence is felt at the state capital, and that we have powerful allies in support of our efforts. In the 1990s, it is clear that public-private coordination and intergovernmental cooperation will be essential to solving any significant problem. We need to use all of our community resources -- including the private sector and other levels of government -- to reach our goals of creating new opportunities in 1992.