

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO, HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, MAY 28, 1992.

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

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92-23 Invocation - Reverend Ruben J. Canas, Central Baptist Church.

- - -  
92-23 Pledge of Allegiance to the flag of the United States.

- - -  
92-23 Minutes of the April 30, 1992 Regular City Council Meeting were approved.

- - -  
92-23 MARK TWAIN MIDDLE SCHOOL PAINTING TEAM

Mayor Wolff introduced a group of students from Mark Twain Middle School, accompanied by Ms. Gretchen Barnebei, and noted that he had invited the student group to City Hall to be recognized for its work in repainting areas near the school, soiled by graffiti. He spoke of his admiration for the student group for its anti-gang/ pro-community efforts in the school neighborhood.

Ms. Barnebei introduced several student representatives from the group, who each described some of the repainting projects in the Mark Twain neighborhood.

Dr. Phyllis Bowie, Chairperson, Commission for Children & Families, briefly explained upcoming efforts of the Commission in the field of child care, and addressed the "Best of Texas" Awards.

Dr. Bowie noted that the City of San Antonio was named "1992 City of the Future" at the Best of Texas Conference and Gala Awards Dinner held in Austin during April by the Corporate Child Development Fund. She noted that San Antonio was selected for providing exemplary leadership in its work for children and families, as evidenced by some of the City's special projects, including:

The Kidcare Resource and Referral Program of the Children's Resources Division;

The Accreditation Program for registered child-care homes;

New child-care ordinances for zoning, fire, and building codes and new standards;

A separate Department for child-care inspectors in the Metropolitan Health District; and

The establishment of a Commission for Children & Families.

Dr. Bowie then spoke to the 10 organizations and specific programs from San Antonio that were also recognized for their particular work in the area of children and families, and she introduced Ms. Tonia Geissler, Vice-Chair of the Commission.

Ms. Geissler identified the 10 local organizations and programs, as representatives of each stood in the audience to be recognized. She then presented the "City of the Future" Award to the City of San Antonio. Mayor Wolff and other members of City Council accepted the award on behalf of the City.

Ms. Tracy Wolff then was recognized for her work on behalf of the Commission.

Mayor Wolff spoke to the total community effort involved on behalf of youth of San Antonio, and the ceremony honoring the City for its work with youth, in particular.

92-23

KLRN BENEFIT

Ms. Mary Martha Arana Cook, Promotions Director, KLRN-TV, Channel 9, spoke to the upcoming KLRN benefit, featuring satirist Mark Russell, and presented City Council members with \$50 tickets to the benefit affair.

92-23

CEREMONIAL SWEARING-IN: NEW S.A. WATER SYSTEMS BOARD

City Clerk Norma S. Rodriguez administered the ceremonial oaths of office to incoming Chairman Mr. Cliff Morton and board member Mr. Pablo Escamilla, of the new San Antonio Water Systems board of directors. (The other members were unable to be present.)

Mayor Wolff presented each with their Certificate of Appointment, and congratulated them.

Mr. Morton spoke to the need for close cooperation between the SAWS board, the City Council and the citizens of San Antonio in order for the board to be successful.

Mr. Escamilla spoke to the board's desire to achieve credibility with the community.

92-23

INCOMING MAYOR PRO TEM THORNTON

City Clerk Norma S. Rodriguez administered the Oath of Office to incoming Mayor Pro Tem Thornton, who takes office June 2, 1992, and congratulated him.

The Mayor and Council members congratulated Dr. Thornton, and thanked Mr. Labatt, the outgoing Mayor Pro Tem, for his excellent service.

92-23

The Clerk read the following Ordinance:

AN ORDINANCE 75,828

AN ORDINANCE AUTHORIZING THE ISSUANCE OF CITY OF SAN ANTONIO, TEXAS AIRPORT LEASE SPECIAL PROJECT REVENUE BONDS (HEDRICK BEECHCRAFT, INC. PROJECT) SERIES 1992, EXECUTION OF AN INDENTURE, AN ASSIGNED AND

AMENDED LEASE AGREEMENT, AND A PURCHASE AGREEMENT, ACCEPTANCE OF A GUARANTY AGREEMENT, APPROVAL OF AN OFFICIAL STATEMENT AND A REMARKETING AGREEMENT, AND OTHER MATTERS IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY.

\* \* \* \*

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

Mr. Mike Kutchins, Director of Aviation, spoke to the revenue bond sale to provide funds for Hedrick Beechcraft improvements at International Airport, He addressed the complexity of this bond issue and noted that the actual Ordinance to approve the work will be considered by City Council at next week's meeting.

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

92-23      CONSENT AGENDA

Ms. Vera made a motion to approve Agenda Items 8 through 31, constituting the Consent Agenda with Item 27 pulled for individual consideration. Ms. Billa Burke seconded the motion.

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

AN ORDINANCE 75,829

ACCEPTING THE BID OF ARMORED TRANSPORT TEXAS, INC. TO FURNISH THE CITY OF SAN ANTONIO PARKS AND RECREATION DEPARTMENT WITH REVENUE PICKUP FOR CITY SWIMMING POOLS FOR APPROXIMATELY \$14,269.00 FOR THE 1992 SWIMMING SEASON.

\* \* \* \*

AN ORDINANCE 75,830

ACCEPTING THE LOW QUALIFIED BID OF T&G POLICE SUPPLY TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT

WITH AN ANNUAL CONTRACT FOR NARCOTIC TEST KITS FOR APPROXIMATELY \$10,000.00.

\* \* \* \*

AN ORDINANCE 75,831

RATIFYING AND CONFIRMING ALL ACTIONS TAKEN BY CITY STAFF IN ACCEPTING THE PROPOSAL OF SOUTHWEST SOUND AND ELECTRONICS, INC. FOR EMERGENCY REPAIRS TO THE HEMISFAIR ARENA SOUND SYSTEM FOR A TOTAL OF \$14,915.00.

\* \* \* \*

AN ORDINANCE 75,832

CANCELLING THE CONTRACT OF WATSON DISTRIBUTING COMPANY FOR COMMERCIAL GRADE STRING TRIMMERS AND AWARDED IT TO JOHN H. SOROLA, INC., FOR A TOTAL OF \$15,570.00.

\* \* \* \*

AN ORDINANCE 75,833

CANCELLING THE ANNUAL CONTRACT OF CHEMICAL LIGHTING AND SUPPLY, INC. FOR LATEX GLOVES AND AWARDED IT TO ALAMO CITY DENTAL SUPPLY COMPANY, AND BAXTER SCIENTIFIC PRODUCTS FOR APPROXIMATELY \$15,000.00 FOR THE REMAINDER OF THE CURRENT FISCAL YEAR AND \$45,000.00 FOR THE 1992-93 FISCAL YEAR.

\* \* \* \*

AN ORDINANCE 75,834

ACCEPTING THE PROPOSAL OF INTER-TEL TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH AN AUTOMATED EMERGENCY NOTIFICATION AND ATTENDANT SYSTEM FOR A TOTAL OF \$21,204.00.

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AN ORDINANCE 75,835

AUTHORIZING AN ADDITIONAL \$15,816.14 FOR ARCHITECTURAL SERVICE FEES PAYABLE TO FLORES

ASSOCIATES, INC. IN CONNECTION WITH THE ELLA AUSTIN HEALTH CENTER RENOVATION AND ADDITION PROJECT; AND REVISING THE PROJECT BUDGET.

\* \* \* \*

AN ORDINANCE 75,836

AUTHORIZING AN ADDITIONAL \$56,632.86 FOR ENGINEERING SERVICE FEES PAYABLE TO VICKREY & ASSOCIATES, INC. IN CONNECTION WITH THE RECONSTRUCTION OF QUINTARD FROM SAYERS TO HARLAN AND FROM BRISTOL TO BELDEN PROJECT; AND REVISING THE PROJECT BUDGET.

\* \* \* \*

AN ORDINANCE 75,837

ACCEPTING THE LOW, QUALIFIED BID OF V.K. KNOWLTON PAVING CONTRACTORS, INC. IN THE AMOUNT OF \$762,822.76 IN CONNECTION WITH THE RECONSTRUCTION OF TRAVIS STREET FROM ZARZAMORA TO ALAZAN CREEK PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$76,282.28 FOR CONSTRUCTION CONTINGENCIES, AND \$27,055.50 FOR PROJECT OVERSIGHT COSTS; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 75,838

APPROVING FIELD ALTERATION NO. 6 IN THE DECREASED AMOUNT OF \$62,219.56 TO THE CONTRACT WITH SAN ANTONIO CONSTRUCTORS, INC. IN CONNECTION WITH THE MIDDLE SIX MILE CREEK STORM DRAINAGE PROJECT NO. 83.

\* \* \* \*

AN ORDINANCE 75,839

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION IN CONNECTION WITH THE RECONSTRUCTION OF FREDERICKSBURG ROAD FROM LAKERIDGE TO HAMILTON-WOLFE ROAD; AUTHORIZING CITY PARTICIPATION IN THE AMOUNT OF \$231,788.75 FROM THE 1984 G.O. STREET BOND FUNDS AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 75,840

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT, IN THE AMOUNT OF \$27,500.00, WITH MCCALL & ASSOCIATES, TO PROVIDE ARCHITECTURAL SERVICES IN CONNECTION WITH RENOVATIONS TO CITY OWNED BUILDINGS ON THE TOBIN FLYING SERVICES AND T & M AVIATION LEASEHOLDS ON STINSON MUNICIPAL AIRPORT; AUTHORIZING \$5,500.00 FOR AN ARCHITECTURAL CONTINGENCY ACCOUNT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 75,841

APPROVING FIELD ALTERATION NO. 4, IN THE AMOUNT OF \$51,631.53 TO THE CONTRACT WITH H.L. ZUMWALT CONSTRUCTION, INC. FOR THE PERIMETER ROAD CONSTRUCTION PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; REVISING THE BUDGET FOR SAID PROJECT; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 75,842

ACCEPTING AN AIRPORT IMPROVEMENT PROGRAM GRANT, IN THE AMOUNT OF \$225,000.00, FROM THE FEDERAL AVIATION ADMINISTRATION IN SUPPORT OF THE STINSON RUNWAY & TAXIWAY GUIDANCE SIGNS PROJECT; ACCEPTING THE LOW QUALIFIED BID OF JLF ELECTRICAL SERVICES, IN THE AMOUNT OF \$180,179.05 TO CONSTRUCT SAID PROJECT; ACCEPTING A PROPOSAL FROM MIRAMONTES ENGINEERING CO., IN THE AMOUNT OF \$26,880.00, TO PROVIDE RESIDENT INSPECTION SERVICES; REVISING THE BUDGET FOR SAID PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 75,843

AMENDING THE PROFESSIONAL SERVICES CONTRACT WITH "AIRPORT LIGHTING" JOINT VENTURE FOR ENGINEERING SERVICES IN CONNECTION WITH THE RUNWAY & TAXIWAY GUIDANCE SIGN UPGRADE PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT BY APPROVING A SCOPE OF WORK

FOR THE DESIGN AND CONSTRUCTION PHASES OF THE PROJECT; AUTHORIZING \$50,788.00 FOR ADDITIONAL ENGINEERING FEES; REVISING THE BUDGET FOR THE PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 75,844

AUTHORIZING THE CITY MANAGER TO EXECUTE A SUPPLEMENTAL AGREEMENT WITH THE MISSOURI PACIFIC RAILROAD COMPANY EXTENDING A PIPE LINE LICENSE AGREEMENT FOR AN ADDITIONAL 25 YEAR PERIOD.

\* \* \* \*

AN ORDINANCE 75,845

AUTHORIZING PAYMENT IN THE AMOUNT OF \$7,328.40 FOR TITLE CHARGES ON THE RITTIMAN ROAD RECONSTRUCTION PROJECT - I.H. 35 TO RITTIMAN PLAZA, ASHLEY ROAD RECONSTRUCTION PROJECT - BASCUM BLVD. TO S. FLORES, 34TH STREET RECONSTRUCTION PROJECT - CULEBRA ROAD TO W. COMMERCE STREET, RITTIMAN ROAD RECONSTRUCTION PROJECT - THORNWOOD TO GIBBS-SPRAWL ROAD AND SCIENCE PARK DRAINAGE PROJECT #58H, I & J; APPRAISAL FEES ON THE KOCH STORAGE FACILITY EVACUATION ROUTE PROJECT AND THE GREAT NORTHWEST BRANCH LIBRARY PROJECT; AND SURVEYING FEES ON THE GREAT NORTHWEST BRANCH LIBRARY PROJECT AND APPROPRIATING FUNDS.

\* \* \* \*

AN ORDINANCE 75,846

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$46,077.00 OUT OF GENERAL OBLIGATION BONDS; ACQUIRING TITLE TO ONE PARCEL IN CONNECTION WITH THE SOUTH FLORES DRAINAGE PROJECT #70-70A, PHASE II; ACQUIRING TITLE TO ONE PARCEL IN CONNECTION WITH THE RITTIMAN ROAD RECONSTRUCTION PROJECT - I.H. 35 TO RITTIMAN PLAZA; ACQUIRING TITLE TO ONE PARCEL AND ACQUIRING A TEMPORARY EASEMENT IN CONNECTION WITH THE SCIENCE PARK DRAINAGE PROJECT #58H, I & J; AND ACQUIRING TITLE TO TWO PARCELS IN CONNECTION WITH THE CHERRY STREET OUTFALL DRAINAGE PROJECT #15-B.

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AN ORDINANCE 75,847

AUTHORIZING THE USE OF HEMISFAIR PARK FOR THE "TENTH ANNUAL HISPANIC STATE FAIR," AN EVENT COSPONSORED BY THE DEPARTMENT OF PARKS AND RECREATION, KCOR RADIO, AND THE SAN ANTONIO PARKS FOUNDATION, ON SUNDAY, JULY 19, 1992, AND WAIVING THE FEE ASSOCIATED WITH THE USE OF THE PARK.

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AN ORDINANCE 75,848

RATIFYING AND CONFIRMING ALL ACTIONS TAKEN BY CITY STAFF IN ACCEPTING THE PROPOSAL OF LIEBERT CORPORATION FOR THE EMERGENCY REPAIR OF THE UNINTERRUPTIBLE POWER SUPPLY (UPS) SYSTEM AT THE SAN ANTONIO POLICE DEPARTMENT HEADQUARTERS AND FOR A SERVICE/MAINTENANCE AGREEMENT FOR THE NEXT SIXTEEN AND ONE-HALF MONTHS; AND AUTHORIZING PAYMENT IN THE AMOUNT OF \$4,567.00 FOR REPAIRS AND \$10,008.00 FOR A SERVICE/MAINTENANCE AGREEMENT.

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AN ORDINANCE 75,849

AUTHORIZING THE EXPENDITURE OF \$12,000.00 TO PAY FOR SAN ANTONIO POLICE DEPARTMENT PERSONNEL TO ATTEND TWO MANAGEMENT TRAINING SEMINARS PRESENTED BY PLANNED MARKETING ASSOCIATES, INC., ON AUGUST 3-4, AND OCTOBER 12-13, 1992.

\* \* \* \*

AN ORDINANCE 75,850

AUTHORIZING AN APPLICATION FOR, AND ACCEPTANCE OF, A GRANT FROM THE NATIONAL COUNCIL ON THE AGING, INC., FOR CONTINUATION OF THE SENIOR COMMUNITY SERVICE EMPLOYMENT PROJECT FROM JULY 1, 1992, THROUGH JUNE 30, 1993; AUTHORIZING A CONTRIBUTION FROM THE GENERAL FUND; ESTABLISHING A BUDGET AND PERSONNEL COMPLEMENT; AND APPROVING A STANDARD WORKSITE AGREEMENT.

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AN ORDINANCE 75,851

AUTHORIZING THE TEMPORARY CLOSURE OF A PORTION OF

WEST ASHBY FROM FREDERICKSBURG ROAD TO ST. ANN'S STREET, JUNE 7, 1992, FROM 7:00 A.M. UNTIL MIDNIGHT IN ORDER FOR ST. ANN'S CHURCH TO HOLD ITS PARISH FESTIVAL.

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92-23 The Clerk read the following Ordinance:

AN ORDINANCE 75,852

AUTHORIZING PAYMENTS OF REFUNDS TOTALING \$179,854.76 TO PERSONS MAKING A DOUBLE PAYMENT, OVERPAYMENT, OR AS A RESULT OF A VALUE CHANGE ON 39 TAX ACCOUNTS.

\* \* \* \*

Mr. Pierce made a motion to approve the proposed Ordinance. Ms. Billa Burke 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, Solis, Ayala, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

92-23 The Clerk read a proposed ordinance authorizing the temporary closure of a portion of Dolores Street between Aurora Avenue and Groff Avenue, between the hours of 7:00 A.M. and 10:00 P.M., beginning Monday, June 15, 1992, and ending Saturday, June 20, 1992, in order for Habitat for Humanity of San Antonio to hold its "Houseraising Week."

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

After discussion on the street closure fee, Mr. Labatt made an amendment to the motion to split the \$270 street closure fee between the Discretionary Funds of Districts 6 and 9. Mr. Pierce seconded the motion.

Ms. Ayala spoke to the achievements of Habitat for Humanity in providing affordable housing in San Antonio.

A discussion then took place concerning the organization's overall impact upon the nation's communities, relative to affordable housing.

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

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

AN ORDINANCE 75,853

AUTHORIZING THE TEMPORARY CLOSURE OF A PORTION OF DOLORES BETWEEN AURORA AVENUE AND GROFF AVENUE BETWEEN THE HOURS OF 7:00 A.M. AND 10:00 P.M. BEGINNING MONDAY, JUNE 15, 1992, AND ENDING SATURDAY, JUNE 20, 1992, IN ORDER FOR HABITAT FOR HUMANITY OF SAN ANTONIO TO HOLD ITS "HOUSERAISING WEEK."

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92-23 The Clerk read the following Ordinance:

AN ORDINANCE 75,854

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$129,080.19 OUT OF 1989 GENERAL OBLIGATION LIBRARY BONDS FOR THE ACQUISITION OF TITLE TO TWO TRACTS OF LAND FOR THE NEW GREAT NORTHWEST BRANCH LIBRARY AT CULEBRA ROAD AND TIMBERWILDE DRIVE.

\* \* \* \*

Ms. Billa Burke made a motion to approve the proposed Ordinance. Mr. Labatt seconded the motion.

Mr. Alex Briseno, City Manager, spoke to the recently-announced resignation of Library Director David Leamon, effecting September 1, 1992, in order for him to become library director in the City of Topeka, Kansas. He then addressed the personal reasons for Mr. Leamon's resignation, in order to accept a position closer to his family's home in order to assist in their care. He thanked Mr. Leamon for his hard work on behalf of the City of San Antonio and its library system.

Mayor Wolff and City Council members congratulated Mr. Leamon for helping to lay the groundwork for major new library achievements in San Antonio, including construction plans for a new main library.

Mr. Leamon briefly explained plans for location of a new branch library in the Great Northwest area of the city.

Dr. Thornton addressed plans for this new library branch, noting that its location came as a result of the annexation agreement reached concerning the Great Northwest.

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

92-23 The Clerk read the following Ordinance:

AN ORDINANCE 75,855

AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE CITY OF SAN ANTONIO'S FY91-92 CONTRACT WITH THE METROPOLITAN PLANNING ORGANIZATION; ACCEPTING AN ADDITIONAL \$64,340.00 TO PERFORM A LAND DEVELOPMENT STUDY IN THE SAN ANTONIO/BEXAR COUNTY TRANSPORTATION PLANNING AREA'S 1991-92 UNIFIED WORK PROGRAM; APPROPRIATING FUNDS; AND AUTHORIZING PERSONNEL POSITIONS.

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Mr. Pierce made a motion to approve the proposed Ordinance. Dr. Thornton seconded the motion.

Ms. Rebecca Q. Cedillo, Director of Planning, briefly explained the proposed amendment to the contract with the Metropolitan Planning Organization.

Various Council members addressed the accomplishments of the MPO.

Mr. Solis voiced his concern with exactly how the process worked in awarding funds for the new MPO work, and asked that a "B" Session be scheduled in the future to brief the Council on this process.

Mr. Wing stated that he was glad to see expansion of the list of city streets to be improved.

Mr. Pierce spoke in favor of the pending ordinance.

Mr. Labatt, a member and Chairman of the MPO, spoke to new changes in responsibilities for selecting projects under the MPO, a process that formerly was the province of the Texas Department of Transportation. He noted that the formal process of establishing funding priorities has yet to be decided upon by the MPO, and stated his belief that it will evolve over the next year. He spoke of the process as a planning decision at the local level.

Ms. Ayala spoke to the City's new role in deciding funding priorities in this area, and congratulated Communities Organized for Public Service for helping develop this idea.

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

92-23 The Clerk read the following Ordinance:

AN ORDINANCE 75,856

ESTABLISHING THE WORK/FAMILY COMMISSION:  
ESTABLISHING MEMBERSHIP CATEGORIES; AND APPOINTING  
MEMBERS TO THE WORK/FAMILY COMMISSION.

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Mr. Pierce made a motion to approve the proposed Ordinance. Ms. Billa Burke seconded the motion.

Ms. Tracy Wolff spoke to the creation of the commission, and explained how it will work, noting the impressive list of local businesses involved. She then spoke of her new membership on the statewide board which funds corporate child care efforts.

A discussion then ensued concerning just what needs to be done on behalf of child care, including the corporate level.

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

92-23      ZONING HEARINGS

5A.      CASE Z92041 (PP) - to rezone a 2.5 acre tract of land out of Lot 14, NCB 10852 from "I-1" Light Industry District to "R-3" Multiple Family Residence District, 4538 Boldt Road located on the south side of Boldt Road, 315.3 feet east of the intersection of Boldt Road and South W.W. White Road, having 320.3 feet on Boldt Road and a depth of 340 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. Ms. Ayala seconded the motion.

Mr. Joe Scott, 120 North Mesquite, representing the Eastside Economic Development Council, explained the plans for a new senior citizen housing project on the east side of the city, and stated his belief that the community supports the plan.

Rev. J.J. Rector, representing Antioch Baptist Church, stated his belief that the project will be beneficial to the east side, and addressed details of the project.

Mr. Alton Foot, 2619 Worldland, former official with the Department of Housing and Urban Development, stated his belief that the project will be good for the community.

Mr. Victor Cuppetilli, 4660 Boldt Drive, representing M&M Contracting, stated his belief that the introduction of a senior citizen complex would not be correct in an area already designated as industrial, and stated further his belief that area industrial operations would adversely impact such senior citizen residence facilities. He then addressed several points that would adversely affect the proposed development, including the proximity of an old abandoned landfill, lack of grocery facilities in the area, etc. He also noted that his firm operates round-the-clock.

Mr. Claude Cochran, 4600 Boldt Drive, adjacent landowner, spoke to his concern that his construction firm will have an adverse impact upon a senior citizen facility, and noted that his firm also operates round-the-clock.

Mr. Keith V. Jones, 4615 Boldt Drive, stated his opinion that it would be inappropriate to subject senior citizens to a commercial area's activities.

Mr. Jerry Covington, 4535 Boldt Drive, noted that he lives in this immediate area, and feels that problems will develop for senior citizens locating there because of the industrial activity of the area.

Rev. Rector stated his opinion that the area in question is quiet, despite the industrial activity, and expressed his opinion that well water in the area, previously questioned by one speaker, is good water and presently in use by one resident. He then spoke in refutation of other alleged problems addressed by some of the previous speakers.

A discussion then took place concerning the proximity of convenience stores, VIA transit stops, and medical facilities.

Ms. Billa Burke stated that she would support this project only if HUD approves the project for financing.

Mr. Andy Guerrero, Land Development Services, noted that City Council can vote to revert the subject property's zoning back to its previous zoning, if HUD does not approve financing for the project.

A discussion then ensued concerning area amenities for residents and involvement of Rev. Rector's church in the project.

In response to a question by Mr. Wing, Mr. Scott noted that the church is planning this project in full understanding that this is, first and foremost, an industrial area.

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

AN ORDINANCE 75,857

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 2.5 ACRE TRACT OF LAND OUT OF LOT 14, NCB 10852 FROM "I-1" LIGHT INDUSTRY DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT, 4538 BOLDT ROAD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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5B. CASE Z92039 - to rezone a 2.950 acre tract of land out of NCB 12172 and a 0.700 acre tract of land out of NCB 12172 from "A" Single Family Residence District to "B-3" Business District and "I-1" Light Industry District, 1900 Block of Austin Highway.

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 this is an appeal case, and that nine affirmative votes of the City Council would be needed to enact the proposed rezoning. He further noted that the proponent has amended his request to B-3R.

Mr. Joe Nix, representing W.F. Castella Engineers, asked for a B-3R zoning on the entire tract in question, and spoke to its possible uses under that zoning.

Mr. Larson made a motion to approve a B-3R zoning. Mr. Perez 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, Wing, Solis, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Ayala, Vera.

AN ORDINANCE 75,858

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 3.650 ACRE TRACT OF LAND OUT OF NCB 12172 FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, 1900 BLOCK OF AUSTIN HIGHWAY. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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5C. CASE Z92052 SUP - to rezone Lots 8 and 9, Block 14, NCB 2023 from "F" Local Retail District to "B-2NA" SUP Non-Alcoholic Sales Business District with special use permit for an auto repair shop, completely enclosed with a time limitation of 8 years, 750 Cincinnati Avenue located southeast of the intersection of Cincinnati Avenue and Calaveras Street, having 101.30 feet on Cincinnati Avenue and 90.66 feet on Calaveras Street.

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

Mr. Perez made a motion to approve the recommendation of the Zoning Commission. Mr. Wing 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, Wing, Solis, Thornton, Labatt, Wolff; NAYS: None; ABSENT: Pierce, Ayala, Vera, Larson.

AN ORDINANCE 75,859

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 8, AND 9, BLOCK 14, NCB 2023 FROM "F" LOCAL RETAIL DISTRICT TO "B-2NA" SUP NON-ALCOHOLIC SALES BUSINESS DISTRICT WITH SPECIAL USE PERMIT FOR AN AUTO REPAIR SHOP, COMPLETELY ENCLOSED WITH A TIME LIMITATION OF 8 YEARS, 750 CINCINNATI AVENUE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

5D. CASE Z92044 - to rezone Lots 30, 31 and the west irregular 22 feet of Lot 29, Block 1, NCB 3175 from "B" Residence District to "B-2" Business District, 246 Fair Avenue located on the southwest of the intersection of Fair Avenue and South Hackberry, having 122 feet on Fair Avenue and a depth of 165.

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

Ms. Billa Burke made a motion to approve B-2 zoning. Mr. Solis seconded the motion.

Mr. Howard Godwin, 312 Mustang Circle, the proponent, spoke to his plans for commercial development on this site, such as a beauty shop, and distributed to Council members a petition containing signatures of area property owners in favor of B-2 zoning. He also distributed photographs of this area.

Ms. Mary Spaeth, 203 Sublett St., addressed the petition in favor of the requested rezoning.

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

AN ORDINANCE 75,860

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 30, 31 AND THE WEST IRREGULAR 22 FEET OF LOT 29, BLOCK 1, NCB 3175 FROM "B" RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, 246 FAIR AVENUE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

5E. CASE Z92047 - to rezone Lot 12, save and except the west 50 feet, NCB 8934 from "B-2" Business District to "B-3R" Restrictive Business District, 1731 S.W. Military Drive.

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

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

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

AN ORDINANCE 75,861

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 12, SAVE AND EXCEPT THE WEST 50 FEET, NCB 8934 FROM "B-2" BUSINESS DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, 1731 S.W. MILITARY DRIVE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

5F. CASE Z92056 - to rezone a 0.121 acre tract of land out of Parcel 92B, NCB 14862 from "B-3R" Restrictive Business District to "I-1" Light Industry District, 12500 Block Silicon Drive located between Silicon Drive and Network Boulevard, 430 feet south of the intersection of Format Drive and Silicon Drive, having 100.29 feet on Silicon Drive, 76.46 feet on Network Boulevard and 722.31 feet between these two streets.

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

Dr. Thornton made a motion to approve the recommendation of the Zoning Commission. Mr. Perez 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, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Ayala, Vera.

AN ORDINANCE 75,862

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 0.121 ACRE TRACT OF LAND OUT OF PARCEL 92B, NCB 14862 FROM "B-3R" RESTRICTIVE BUSINESS DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, 12500 BLOCK OF SILICON DRIVE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

5G. CASE Z92060 - to rezone Lots 55 and 58, Block 3, NCB 11613 from "O-1" Office District to "B-1" Business District, 2140 Babcock Road located south of the intersection of Babcock Road and West Beverly Mae Drive, having 238 feet on Babcock Road and 268.7 feet on West Beverly Mae Drive.

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

Dr. Thornton made a motion to approve the recommendation of the Zoning Commission. Mr. Solis 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, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Ayala, Vera.

AN ORDINANCE 75,863

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 55 AND 58, BLOCK 3, NCB 11613 FROM "O-1" OFFICE DISTRICT TO "B-1" BUSINESS DISTRICT, 2140 BABCOCK ROAD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

5H. CASE Z92064 - to rezone 14.071 acres out of NCB 12059 from "B-2" Business District and "I-1" Light Industry District to "B-3" Business District, 29000 Block of U.S. Hwy North located on the northeast side of Interpark Boulevard between U.S. Hwy 281 North and Park Central, having 535 feet on U.S. Hwy 281 North, 1291.39 feet on Interpark Boulevard and 311.11 feet on Park Central.

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

Dr. Thornton made a motion to approve the recommendation of the Zoning Commission. Mr. Solis 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, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Ayala, Vera.

AN ORDINANCE 75,864

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 14.071 ACRES OUT OF NCB 12059 FROM "B-2" BUSINESS DISTRICT AND "I-1" LIGHT INDUSTRY DISTRICT TO "B-3" BUSINESS DISTRICT, 29000 BLOCK OF U.S. HWY 281 NORTH. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

5I. CASE Z92065 - to rezone 5.646 acres out of NCB 12059 from "I-1" Light Industry District to "B-3" Business District, U.S. Hwy 281 North located on the east side of Park Central, 831.11 feet northeast of the intersection of Park Central and Interpark Boulevard, having 60 feet on Park Central, a depth of 853.41 feet and a maximum width of 485.37 feet.

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

Dr. Thornton made a motion to approve the recommendation of the Zoning Commission. Mr. Solis 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, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Ayala, Vera.

AN ORDINANCE 75,865

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 5.646 ACRES OUT OF NCB 12059 FROM "I-1" LIGHT INDUSTRY DISTRICT TO "B-3" BUSINESS DISTRICT, U.S. HWY 281 NORTH. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

5J. CASE Z92063 SUP - to rezone Lot 4 and the east 25 feet of Lot 3, NCB 6095 located on the south side of Queen Anne Court, southwest of the intersection of Queen Anne Court and Alberta Street, having 75 feet on Queen Anne Court and depth of 140 feet and Lot 5 and the west 15 feet of Lot 6, NCB 6089 located on the north side of Queen Anne Court, 160.44 feet east of the intersection of Broadway and Queen Anne Court, having 50 feet on Queen Anne Court and a depth of 128 feet from "D" Apartment District to "B-2NA" Non-Alcoholic Sales Business District and "R-3" SUP Multiple Family Residence District with special use permit for a retail plant nursery, 200 Block of Queen Anne Court.

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. Solis 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, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Ayala, Vera.

AN ORDINANCE 75,866

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 AND THE EAST 25 FEET OF LOT 3, NCB 6095 AND LOT 5 AND THE WEST 15 FEET OF LOT 6, NCB 6089 FROM "D" APARTMENT DISTRICT TO "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT AND "R-3" SUP MULTIPLE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A RETAIL PLANT NURSERY, 200 BLOCK OF QUEEN ANNE COURT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

5L. CASE Z92062 - to rezone the west 40 feet of Lot 114, Block 17, NCB 3460 from "C" Apartment District to "B-2" Business District, 947 West Theo Avenue located on the north side of Theo Avenue, 262 feet east of the intersection of Nogalitos Street and Theo Avenue, having 40 feet on Theo Avenue and a depth of 167.1 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. Wing 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, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Ayala, Vera.

AN ORDINANCE 75,867

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 WEST 40 FEET OF LOT 114, BLOCK 17, NCB 3460 FROM "C" APARTMENT DISTRICT TO "B-2" BUSINESS DISTRICT, 947 WEST THEO AVENUE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

5L. CASE Z92066 - to rezone the north 385.20 feet of the east 111.86 feet of P-5A, NCB 11150 from "B-2NA" Non-Alcoholic Sales to "B-2" Business District, 230 West Chavaneaux Road located on the south side of West Chavaneaux Road, 900.74 feet west of the intersection of West Chavaneaux Road and Moursund Boulevard, having 111.86 feet on Chavaneaux and a depth of 385.20 feet.

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

Mr. Magdaleno Aguirre, 438 Pinehurst, the proponent, spoke to plans for the property, to serve the traffic going to a nearby flea market.

Mr. Wing spoke against possible plans to sell beer on this property.

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

Mr. Wing made a motion to approve the recommendation of the Zoning Commission. Mr. Solis 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, Thornton, Labatt, Larson; NAYS: None; ABSENT: Billa Burke, Ayala, Vera, Wolff.

AN ORDINANCE 75,868

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 NORTH 385.20 FEET OF THE EAST 111.86 FEET OF P-5A, NCB 11150 FROM "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT, 230 WEST CHAVANEUX ROAD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

5M. CASE Z92067 (CC) - to rezone a 0.649 acre tract of land out of Lot 1, NCB 12969 from "B-3NA" Non-Alcoholic Sales Business District to "B-3NA" CC Non-Alcoholic Sales Business District with City Council approval for a Go-cart track, 1600 S. General McMullen Drive located on the southeast side of General McMullen Drive, being 300 feet north of the intersection of General McMullen Drive and Darby Boulevard, having 492.83 feet on S. General McMullen Drive and a depth of 59.06 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. 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, Solis, Thornton, Labatt, Larson; NAYS: None; ABSENT: Billa Burke, Ayala, Vera, Wolff.

AN ORDINANCE 75,869

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 0.649 ACRE TRACT OF LAND OUT OF LOT 1, NCB 12969 FROM "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT TO "B-3NA" CC NON-ALCOHOLIC SALES BUSINESS DISTRICT WITH CITY COUNCIL APPROVAL FOR A GO-CART TRACK, 1600 S. GENERAL MCMULLEN DRIVE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

5N. CASE Z92061 - to rezone a 0.703 acre tract of land out of NCB 11790 from "I-1" Light Industry District to "B-3" Business District, 12120 North Loop Road located on the east side of North Loop Road, 50 feet north of the intersection of North Loop Road and North Park Drive, having 251.89 feet on North Loop Road and a depth of 139.95 feet.

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

Mr. Larson made a motion to approve the recommendation of the Zoning Commission. Mr. Wing 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, Thornton, Labatt, Larson; NAYS: None; ABSENT: Billa Burke, Ayala, Vera, Wolff.

AN ORDINANCE 75,870

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 0.703 ACRE TRACT OF LAND OUT OF NCB 11790 FROM "I-1" LIGHT INDUSTRY DISTRICT TO "B-3" BUSINESS DISTRICT, 12120 NORTH LOOP ROAD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

92-23 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE

The City Clerk read the following Ordinance:

AN ORDINANCE 75,871

REPROGRAMMING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS IN THE AMOUNT OF \$345,817.27 MADE AVAILABLE IN EXISTING CONTINGENCY ACCOUNTS TO ADDRESS EXISTING PROJECT SHORTFALLS AND CREATE NEW CDBG PROJECTS; REVISING THE APPROPRIATE CDBG BUDGETS; AUTHORIZING THE EXECUTION OF CONTRACTS AND OTHER DOCUMENTS AS NECESSARY IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY.

\* \* \* \*

Dr. Thornton, presiding in absence of the Mayor, declared the Public Hearing to be open.

Rev. Claude Black, Mt. Zion First Baptist Church, spoke on behalf of "Sheltering Arms" affordable housing program, part of the Community Development Block Grant (CDBG) reprogramming being proposed today. He spoke to the need for \$15,000 in matching funds.

Mr. Andrew Cameron, Community Development Officer, explained the recommended CDBG reprogramming, including recommended spending on new and existing projects. He addressed the urgent need for funds to repair damage to Ella Austin Community Center caused by roof collapse, as one of the recommended projects for this funds reprogramming.

Mr. Solis spoke in support for funding for baseball improvements at Cuellar Park.

In response to a question by Mr. Wing, Mr. Cameron noted that the "Sheltering Arms" project is not part of the staff recommendation for this reprogramming action, but noted that the project might be considered during the July CDBG appropriations.

Mr. Wing stated that he would confer with Rev. Black on possible future funding for the "Sheltering Arms" project.

Ms. Ayala spoke in support for funding of the lighting of baseball fields at Cuellar Park, so long as they are restricted to youth baseball activities.

Mr. Pierce spoke in support for the city staff recommendations and addressed the urgent need for funding for the Ella Austin Community Center roof work because of the roof damage sustained by that facility.

There being no further citizens to speak to this matter, Dr. Thornton declared the Public Hearing to be closed.

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

Ms. Ayala made an amendment to the motion to add \$25,000 from the District 6 sidewalk fund for improvements to Cuellar Park. Mr. Solis seconded the motion.

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

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

92-23 The Clerk read the following Ordinance:

AN ORDINANCE 75,872

BANNING GLASS CONTAINERS AT DAFOSTE PARK LOCATED AT 3500 EAST COMMERCE; ESTABLISHING A JUNE 15, 1992, EFFECTIVE DATE FOR SAID BAN; AND SETTING A FINE NOT TO EXCEED \$500.00 UPON CONVICTION OF ANY VIOLATION OF THIS BAN.

\* \* \* \*

Ms. Ayala made a motion to approve the proposed Ordinance. Ms. Billa Burke seconded the motion.

Mr. Ron Darner, Director of Parks & Recreation, discussed the number of City parks affected by the ban on glass containers, and how City Council might initiate similar bans in other areas.

Mr. Solis discussed the need for the glass ban in many family-oriented parks.

Mr. Perez spoke in support for the motion.

Ms. Ayala spoke to the need for additional security in certain parks.

In response to a question by Ms. Billa Burke, Mr. Darner discussed the number of warnings issued for violation of the glass ban in certain City parks, and noted that violation tickets have been issued only in major cases.

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

92-23 TRAVEL AUTHORIZATION - Granted:

Councilman Weir Labatt to travel to Monterrey, Mexico from June 1, 1992 to June 3, 1992, to pursue trade ties with companies from Nuevo Leon and to further strengthen our diplomatic relations with the State of Nuevo Leon and our Sister City Monterrey.

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

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

\* \* \* \*

92-23 The Clerk read the following Ordinance:

AN ORDINANCE 75,873

AUTHORIZING THE USE OF \$100.00 FROM THE DISCRETIONARY ACCOUNTS OF VARIOUS CITY COUNCIL MEMBERS TO ASSIST IN DEFRAYING THE COSTS ASSOCIATED WITH THE PRINTING OF THE OPEN SPACE ADVISORY BOARD'S OPEN SPACE REPORT.

\* \* \* \*

Ms. Billa Burke 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, Solis, Ayala, Vera, Thornton, Labatt, Larson; NAYS: None; ABSENT: Wolff.

92-23 The Clerk read the following Ordinance:

AN ORDINANCE 75,874

ACCEPTING THE PROPOSALS SUBMITTED BY RAUSCHER PIERCE REFSNES, INC./ESTRADA HINOJOSA TO PROVIDE FINANCIAL ADVISORY SERVICES FOR REVENUE BOND ISSUES AND M.E. ALLISON/MASTERTSON MORELAND SAUER WHISMAN, INC. TO PROVIDE FINANCIAL ADVISORY SERVICES FOR GENERAL OBLIGATION BOND ISSUES FOR THE PERIOD MAY 28, 1992, THROUGH SEPTEMBER 30, 1994.

\* \* \* \*

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

Ms. Nora Chavez, Director of Finance, explained the need for bond financial work over the next 28 months.

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

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

92-23 The Clerk read the following Ordinance:

AN ORDINANCE 75,875

AUTHORIZING PAYMENT OF JUDGMENT IN CAUSE NO. 89-CI-15475, STYLED ANDREW ESPINO VS. THE CITY OF SAN ANTONIO AND JUAN OCEJO IN THE 45TH DISTRICT COURT, BEXAR COUNTY, TEXAS, IN THE AMOUNT OF \$28,541.52 PLUS POST JUDGMENT INTEREST AT 10% PER ANNUM FROM THE 6TH DAY OF FEBRUARY, 1992.

\* \* \* \*

Mr. Wing made a motion to approve the proposed Ordinance. 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, Billa Burke, Wing, Solis, Ayala, Vera, Thornton, Labatt, Wolff; NAYS: Larson; ABSENT: None.

92-23 The Clerk read the following Ordinance:

AN ORDINANCE 75,876

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH THE SAN ANTONIO COMMUNITY DEVELOPMENT COUNCIL IN AN AMOUNT NOT TO EXCEED \$35,000.00 FOR THE PURPOSES OF DEVELOPING PROJECT STRATEGY AND PREPARING A PRE-APPLICATION AND FORMAL APPLICATION; AND APPROPRIATING FUNDS AND AUTHORIZING PAYMENT. AUTHORIZING SUBMITTAL OF A PRE-APPLICATION TO THE ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) FOR DEVELOPMENT OF FARMERS MARKET.

\* \* \* \*

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

Mr. Rolando Bono, Assistant City Manager, explained the proposed two actions requested by staff to develop Farmers Market, and the anticipated \$2 million grant involved. He stated that current funding will help build the case for the larger grant.

In response to a question by Mr. Perez, Mr. Bono discussed the planned development and the jobs to be created in order to fulfill the terms of the grant.

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

- - -  
92-23 The Clerk read the following Ordinance:

AN ORDINANCE 75,877

AUTHORIZING SELLOUT, INC. TO USE 1,215 PUBLIC PARKING SPACES AT THE HEMISFAIR GARAGE FOR EIGHT (8) HOME GAMES OF ARENA FOOTBALL DURING THE 1992 SEASON.

\* \* \* \*

Mr. Joe Rodriguez, Acting Director of Public Works, explained the proposed leasing of parking spaces in the Hemisfair Parking Garage for Arena Football, at \$3.00 per parking slot.

In response to a question by Mr. Solis, Mr. Rodriguez noted that Arena Football will pay for the full parking garage, whether the slots are sold or not.

Mr. Perez 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, Solis, Ayala, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Wing.

CITY MANAGER'S REPORTPOLICE ADVISORY REVIEW

Mr. Alex Briseno, City Manager, distributed copies of his report to members of the City Council. A copy is made a part of the papers of this meeting.

Mr. Briseno spoke to the background aspects of the report on the use of force by police officers, and spoke to the May 7, 1992 release of certain statistics indicating the San Antonio Police Department ranked high in the number of complaints filed against the department on the use of force. He then spoke to the true statistics released by the Federal Bureau of Investigation and the fact that the initial report counted unsubstantiated reports on the use of force. He then addressed the current internal/external review process used by the San Antonio Police Department, and a summary of disciplinary actions taken by Chief of Police William Gibson since taking office in 1987.

Mr. Briseno then addressed several external procedures, including civilian/external oversight of the San Antonio Police Department already a fact, involving the Fire & Police Civil Service Commission, District Attorney, and FBI. He then spoke to four recent programs on the issue of police accountability and enhancement of community relations in San Antonio. He noted that 60 per cent of the 50 largest cities in the United States currently have some type of civilian review, which vary greatly. He further noted that no independent evaluation of civilian review of police departments has been made.

The City Manager stated that he is appointing a five-person panel to evaluate the current police review and disciplinary process, and to recommend to him any changes they feel need to be made in the current system. He then explained their charge of four key points. Finally, he summarized San Antonio's initiatives between the Police Department and the community, and expressed his willingness to study any possible changes.

Mayor Wolff spoke in support of the City Manager's initiatives to study this matter, with recommendations being made by an outside group of citizens.

Mr. Briseno stated that the evaluation and study will take some 60-90 days to complete.

Dr. Thornton noted that the Rodney King incident in Los Angeles had an impact upon all persons, and he spoke in support for the City Manager's decision.

Mr. Perez spoke in support for the proposal and spoke to innovations such as community-oriented policing now in use in San Antonio. He noted that citizens need a system to investigate complaints of alleged police brutality.

Mr. Labatt spoke in support of the City Manager's plans and lauded Chief Gibson's leadership of the Police Department. He stated his opinion that perhaps civilian presence in the Police Department review process may be a good thing.

Mr. Pierce called the recommendation of the City Manager a good recommendation, and spoke in support for cultural relations training for law enforcement officers. He stated that he is not convinced that a civilian review board is the answer in San Antonio.

Mr. Wing stated that he feels that the City Manager has made a good report, and noted that the San Antonio Police Department is one of the few departments currently requiring annual in-service training.

- - -  
92-23 Mayor Wolff recessed the regular meeting at 4:40 p.m. in order to convene an Executive Session for the purpose of:

A) Briefing regarding the University of Texas at San Antonio Downtown Campus Proposal.

B) Briefing on the proposed settlement of Cause No. 90-CI-11589, styled Daniel De Leon, Yolanda De Leon, Debra De Leon and Jessica Cavazos v. The City of San Antonio.

- - -  
This session is being held according to the provisions and in accordance with section 2e of the Texas Open Meetings Act.

- - -  
92-23 Mayor Wolff reconvened the "A" session at 5:35 p.m., and announced that the Council had been briefed on the above stated items.

- - -  
92-23 CITIZENS TO BE HEARD

DR. GLORIA RODRIGUEZ

Dr. Rodriguez spoke to the City Council regarding the Avance Program. She spoke in particular to the recent JTPA funding changes and hopes for the opportunity to be included as part of the Subcontracting component or as a Demonstration Action Project. She expressed concern that the current format of the programs funded are fragmented and in

contrast spoke to Avance's one stop service approach. She also spoke to Avance's success ratios and expressed concern about the lack of funding they received.

Mayor Wolff stated that the Council will be discussing these issues with Mr. Kevin Moriarty, Director of Community Initiatives, in the near future.

- - -

MR. CARLOS SUAREZ

Mr. Suarez, President of the Bexar County Taxi Drivers Association, expressed concern about the possibility of issuance of additional cab permits. Instead they want a reissuance of existing permits and more attention given to the holders of these permits. He stated that Supervan Shuttle is still soliciting at hotels.

Mr. Suarez then spoke to the need for placing a uniform card indicating the 50 cent departure tax at the airport. There is much confusion about this tax and complaints received because of this.

- - -

MR. GEORGE W. MILLER

Mr. Miller reiterated statements made by Mr. Suarez and stated that taxi drivers are willing to pay for the printing of such a card in order to avoid problems and confusion by their passengers because of this 50 cent airport charge.

Mayor Wolff asked the staff to investigate this request. Mrs. Anna Deosdade, Transportation Manager, stated that they will forward this request on to the Transportation Advisory Board for their attention and consideration.

- - -

MS. MARIA FARRINGTON

Ms. Farrington, Communities in School, gave the City Council a status update on the JTPA summer program. They have received over 700 applications. She also spoke of their work with the business community in order to obtain work for students. She invited the City Council to visit the different summer sites throughout the City.

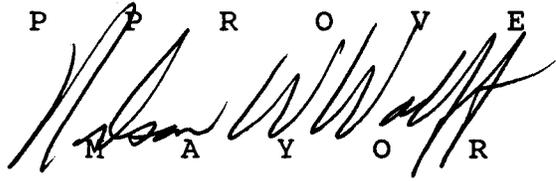
92-23

MR. DON WILKINS CASTILLO

Mr. Castillo spoke to the City Council regarding the presentation made by the Mayor of Orange, California before the Texas Water Commission. He again reiterated his concerns over the Applewhite Project.

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92-23 There being no further business to come before the Council, the meeting was adjourned at 5:50 P.M.

A P P R O V E D



M A Y O R

Attest:   
city clerk