

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, SEPTEMBER 11, 1986.

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The meeting was called to order at 1:00 P.M. by the presiding officer, Mayor Henry Cisneros, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, MARTINEZ, THOMPSON, VERA, HARRINGTON, LABATT, HASSLOCHER, CISNEROS. Absent: NONE.

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86-44 The invocation was given by Reverend David Tart, Lutheran Church of the Good Shepherd.

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86-44 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

86-44 MEXICAN-AMERICAN FRIENDSHIP WEEK

Mayor Cisneros spoke to the history of our relationship with Mexico. He then invited the Consul General of Mexico Hector Mendoza y Camano, Mr. Henry Guerra and Mr. Dave Burnett to come forward as he read the following proclamation:

WHEREAS, September 16th is a day of Fiesta and celebration in our sister republic of Mexico, and

WHEREAS, the City of San Antonio, like many other U.S. cities, will join with the citizens of Mexico in celebration this eventful day, and

WHEREAS, San Antonio in 1811 and 1813 took part in the revolution of the people of Mexico against colonial rule, and

WHEREAS, because of the common heritage, the citizens of San Antonio, rejoice with our good neighbor to the south and with our many local residents of Mexican heritage, in their continued growth, prosperity

-- and peace with the world and join to celebrate Diez y Seis de Septiembre.

NOW, THEREFORE, I, HENRY CISNEROS, Mayor of the City of San Antonio, in recognition hereof, do hereby proclaim the week of September 11-18, 1986, as

"MEXICAN-AMERICAN FRIENDSHIP WEEK"

in San Antonio, Texas.

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Consul General Mendoza thanked the City Council on behalf of Mexico for the proclamation and noted that this is yet another example of the friendship between Mexico and San Antonio. He spoke to the role Father Hidalgo played in the 16th of September revolt and stated that a high-ranking Mexican official would represent his government at the festivities commemorating that event at the Municipal Auditorium on September 15th.

Mr. Henry Guerra invited the Council to attend the festivities on September 15, 1986 and briefly explained the program.

Mr. Burnett spoke to the uniqueness of this city where people of two nations can celebrate and work together in harmony.

Mr. Martinez stated that this year's 16th of September celebration would have a special meaning for him as he recently visited the city of Guanajuato where he learned some of the specific historical events that took place there. He thanked all three gentlemen for their respective roles in assuring that one of Mexico's most historical events is commemorated here in San Antonio.

Ms. Vera stated that she was looking forward to the event and mentioned that next Tuesday she would be a celebrity guest conductor for the San Antonio Symphony and would conduct the musical selection "Zapatistas" in honor of the 16th of September.

86-44

SEA WORLD

Mayor Cisneros read a letter from Mr. William Jovanovich, of Harcourt, Brace & Jovanovich, in which he stated that Sea World would add to their existing plans a boardwalk, which will feature amusement-type rides, and a baseball park, much like those in their Orlando, Florida facility.

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Mr. Ken Guidy noted that Sea World's construction schedule is progressing as planned and that contracts are about to be signed for construction of the Shamu attraction.

Mayor Cisneros stated that he had recently visited the sites of the new freeway and the water park facility. He urged the City Council to visit the sites.

The Council expressed interest in the staff arranging a visit for them.

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86-44

TEXAS SCIENCE CENTER LECTURE SERIES

Mayor Cisneros recognized leaders of institutions participating in the Texas Science Center Lecture Series.

Dr. Richard Howell, from the University of Texas Health Science Center, thanked the City Council for their assistance with the lecture series. He invited them and all citizens of San Antonio to attend the lectures.

Mr. Marty Wender stated that he felt very fortunate to be in San Antonio and further stated that programs such as the lecture series will help bring more people to San Antonio.

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86-44

MANAGEMENT INNOVATION AWARD

Mayor Cisneros stated that the City of San Antonio and the City Manager, in particular, had been awarded the Management Innovation Award for Public Safety for the implementation of a systems-oriented, integrated public policy approach to crime in the community.

City Manager Louis J. Fox stated that he had accepted the award on behalf of the City of San Antonio since implementation of some of the programs cited in the award had been accomplished only through a team effort.

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86-44 The minutes of the City Council meeting of August 28, 1986 were approved with one correction. Mr. Martinez requested that the third paragraph of Page 40 be changed to reflect that it was the City of San Antonio who had brought the inaccessibility to his property to the attention of the property owner.

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86-44 CONSENT AGENDA

Mrs. Dutmer made a motion to approve Agenda Items 5 - 25, constituting the Consent Agenda, with Item 18 to be pulled for individual consideration. Ms. Vera seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing.

AN ORDINANCE 63,597

ACCEPTING THE LOW BID OF Menco, INC./DBA GRAVELLY SALES & SERVICE TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH RIDING MOWERS FOR A TOTAL OF \$3,249.

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AN ORDINANCE 63,598

ACCEPTING THE PROPOSAL OF TELEX COMPUTER PRODUCTS, INC. TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES WITH A BUYOUT OF LEASED TELEX HARDWARE FOR A TOTAL OF \$25,500.

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AN ORDINANCE 63,599

CANCELLING THE CONTRACT OF H. MCCOY, INC. FOR CRT COMPUTER LOCKUP CARRELS AND AWARDDING THE CONTRACT TO J.R., INC. THE SECOND LOW BID FOR A TOTAL OF \$4,033.80.

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AN ORDINANCE 63,600

ACCEPTING THE LOW BID OF LEBCO GRAPHICS TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH PRINTING OF SEWER RATE NOTICES FOR A TOTAL OF \$7,263.

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AN ORDINANCE 63,601

ACCEPTING ANNUAL CONTRACTS TO FURNISH THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES FOR THE 1986-87 FISCAL YEAR.

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AN ORDINANCE 63,602

APPROPRIATING FUNDS AND AUTHORIZING THE CITY MANAGER TO EXECUTE FIELD ALTERATION NO. 1 IN THE AMOUNT OF \$43,717.80 PAYABLE TO H. B. ZACHRY COMPANY AND APPROPRIATING \$3,500.00, PAYABLE TO CIVIL ENGINEERING CONSULTANTS, FOR THE REGENTS R.O.W. SUBDIVISION OFF-SITE SANITARY SEWER PROJECT.

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AN ORDINANCE 63,603

AUTHORIZING THE CITY MANAGER TO EXECUTE FIELD ALTERATION NO. 6 IN THE AMOUNT OF \$23,629.05, PAYABLE TO QUEST UTILITY CORPORATION, FOR THE RED BUD/CALLAGHAN ROAD SANITARY SEWER PROJECT.

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AN ORDINANCE 63,604

ACCEPTING THE BID OF WIKING DEMOLITION CORPORATION, IN THE AMOUNT OF \$12,880.00 FOR THE SALVAGE AND DEMOLITION OF THE ENCINO PARK TREATMENT PLANT; PROVIDING AN ADDITIONAL \$1,932.00 FOR A CONSTRUCTION CONTINGENCY; APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 63,605

ACCEPTING THE BID OF LINCOLN MOORE CONSTRUCTION COMPANY, INC. IN THE AMOUNT OF \$48,095.00 FOR THE CONSTRUCTION OF THE CITY PARK EAST SUBDIVISION OFF-SITE SANITARY SEWER PROJECT; PROVIDING AN ADDITIONAL \$7,205.00 FOR A CONSTRUCTION CONTINGENCY; APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 63,606

AUTHORIZING AN ADDITIONAL \$99,931.83 FOR ENGINEERING FEES PAYABLE TO BROWN ENGINEERING COMPANY, IN CONNECTION WITH THE HUEBNER ROAD RECONSTRUCTION PROJECT FROM VANCE JACKSON TO LOCKHILL SELMA.

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AN ORDINANCE 63,607

AUTHORIZING TRAFFIC SIGNAL MODIFICATIONS TO BE ACCOMPLISHED BY CITY FORCES TO ACCOMMODATE THE VIETNAM VETERANS MEMORIAL PLAZA AT JEFFERSON AND MARTIN AT AN ESTIMATED COST OF \$2,600.00.

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AN ORDINANCE 63,608

AUTHORIZING AN ADDITIONAL \$12,495.92 FOR ENGINEERING FEES PAYABLE TO SOMERVILLE-GONZALES & ASSOCIATES IN CONNECTION WITH THE MITCHELL/WELLINGTON/NOGALITOS/RIPFORD/MARGIL STREETS RECONSTRUCTION PROJECT.

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AN ORDINANCE 63,609

APPROPRIATING \$9,446.65 IN PAYMENT FOR EXPENSES INCURRED IN ASHBY STREET DRAINAGE PROJECT NO. 30 & 31; DURANGO STREET OVERPASS; "J" STREET & HAMPTON AVENUE; MUD CREEK OUTFALL, PHASE I; NEELY-VANCE JACKSON OFF-SITE; SAN ANTONIO WASTEWATER FACILITIES IMPROVEMENTS PROGRAM, CATEGORY NO. 4, PACKAGES "G" AND "H"; SPRIGGS DALE, BUNDY FERRIS, CORLISS, BAXTER, HUB, DREW & AMBROSIA STREET IMPROVEMENT; WESTSIDE EXPRESSWAY - S.H. 151; AND WHEATLEY DRAINAGE NO. 200.

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AN ORDINANCE 63,610

CLOSING KENTUCKY AVENUE BETWEEN ELMENDORF AND ZARZAMORA STREETS FROM OCTOBER 4, 1986 AT 6:00 A.M. UNTIL OCTOBER 5, 1986 AT 11:00 P.M. IN CONNECTION WITH OUR LADY OF MT. CARMEL AND ST. THERESE CHURCH

FESTIVAL.

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AN ORDINANCE 63,611 .

CLOSING PEREIDA STREET BETWEEN ALAMO AND MISSION ON
OCTOBER 11 FROM 5:00 P.M. TO 11:00 P.M. AND OCTOBER
12 FROM 12:00 NOON TO 11:00 P.M.

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AN ORDINANCE 63,612 .

APPROVING CERTAIN STREET CLOSINGS IN THE KING
WILLIAM DISTRICT ON OCTOBER 5, 1986, FOR THE
SESQUICENTENNIAL SAUERKRAUT BEND STROLL (GERMAN WINE
FESTIVAL).

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AN ORDINANCE 63,613 .

AUTHORIZING THE CITY MANAGER TO EXECUTE A SEWER
SERVICE CONTRACT BETWEEN THE CITY AND JRUD, INC., TO
PROVIDE SEWER SERVICE TO A 379 ACRE TRACT LOCATED
OFF BLANCO RD. AND NORTH OF F.M. 1604 IN THE UPPER
SALADO WATERSHED.

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AN ORDINANCE 63,614 .

AUTHORIZING CONTINUATION OF THE OPERATION BY THE SAN
ANTONIO METROPOLITAN HEALTH DISTRICT OF THE SPECIAL
SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS, AND
CHILDREN; ESTABLISHING A FUND; ADOPTING A BUDGET;
AND AUTHORIZING PERSONNEL POSITIONS; AND AUTHORIZING
EXECUTION OF AN AGREEMENT WITH THE STATE DEPARTMENT
OF HEALTH FOR A GRANT TO SUPPORT A PROGRAM COST OF
\$594,098.

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AN ORDINANCE 63,615 .

AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE
TEXAS DEPARTMENT OF HEALTH TO PROVIDE STATE AID TO
THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT;
ESTABLISHING A FUND; ADOPTING A BUDGET; AUTHORIZING

PERSONNEL POSITIONS; AND AUTHORIZING A CONTRIBUTION OF \$50,000 FROM THE GENERAL FUND.

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AN ORDINANCE 63,616

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT OF A LEASE ENTERED INTO JULY 12, 1984, WITH ALAMO PLAZA SOUTH PARTNERSHIP TO PROVIDE STORAGE AND ADDITIONAL OFFICE SPACE FOR THE CONVENTION AND VISITOR'S BUREAU.

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86-44 The Clerk read the following Ordinance:

AN ORDINANCE 63,617

CLOSING CERTAIN STREETS SATURDAY, SEPTEMBER 20, 1986, FROM 6:00 A.M. THRU 1:00 A.M. MONDAY, SEPTEMBER 22, 1986, IN CONNECTION WITH THE JAZZSALIVE FESTIVAL TO BE HELD BY THE PARKS DEPARTMENT IN TRAVIS PARK.

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

In response to a question by Mr. Labatt on the effect to area businessmen of closing streets on Saturday mornings, Mr. Ron Darner, Director of Parks & Recreation, stated that everyone in the area was contacted and no objections were raised to these arrangements.

Mr. Labatt stated that it is important that the business community is taken into consideration when temporary street closures are approved.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

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ZONING HEARINGS

26. CASE Z86140 P.P. - to rezone a 5.190 acre tract of land out of NCB 14865 from "B-1" ERZD Business Edwards Recharge Zone District to "B-3" ERZD Business Edwards Recharge Zone District and a 12.956 acre tract of land out of NCB 14865, from "B-1" ERZD Business Edwards Recharge Zone District to "B-3NA" ERZD Business, Non-Alcoholic Sales Edwards Recharge Zone District, located on the northside of Hausman Road, approximately 250' east of Woller Road, having 1202.44' on Hausman Road with a depth of 1066.79'.

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

Mr. Harrington noted that this property is contiguous with College Park and stated he had a problem with approving B-3 on the portion of the property fronting on Hausman.

Mr. Andy Guerrero, Planner III, stated that the staff recommended B-2 for all the subject property.

Mr. Harrington then made a motion to zone the back 12.956 acre tract, B-2NA and the front 5.190 acre tract, B-2 provided that three feet of dedication is given along Hausman Road and that driveways and off-street parking is provided and submitted to the Traffic Section for approval. Mr. Thompson seconded the motion.

In response to a question by Mr. Donald J. Wallace, the applicant, who intends to develop the property as a golf course, Mr. Harrington stated that he would work with him to obtain maximum use of his property and perhaps consider rezoning a narrow part of the property to allow a club house, serving alcoholic beverages, to be built.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Cisneros; NAYS: None; ABSENT: Hasslocher.

AN ORDINANCE 63,618

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 5.190 ACRE TRACT OF LAND OUT OF NCB 14865, FROM "B-1" ERZD EDWARDS RECHARGE ZONE BUSINESS DISTRICT TO "B-2" ERZD EDWARDS RECHARGE ZONE BUSINESS DISTRICT AND A 12.956 ACRE TRACT OF LAND OUT OF NCB 14865 FROM "B-1" ERZD EDWARDS RECHARGE ZONE BUSINESS DISTRICT TO "B-2NA" ERZD

EDWARDS- RECHARGE NON-ALCOHOLIC SALES BUSINESS DISTRICT, PROVIDED THAT THREE FEET OF DEDICATION IS GIVEN ALONG HAUSMAN ROAD AND THAT DRIVEWAYS AND OFF-STREET PARKING IS PROVIDED AND SUBMITTED TO THE TRAFFIC SECTION FOR APPROVAL.

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27. CASE Z86229 - to rezone a .0833 acre tract of land out of Lot 25, NCB 11688, in the 1800 Block of Jackson Keller Road, from "R-3" Multiple Family Residence District to "B-3NA" Non-Alcoholic Sales Business District, located on the southwest side of Jackson Keller Road, being southwest of the intersection of Travertine Drive and Jackson Keller Road, having 48.44' on Jackson Keller.

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 B-3NA zoning provided that 13 feet of dedication is given along Jackson Keller Road and off-street parking is provided and submitted to the Traffic Section for approval. Also that a six foot solid screen fence is erected and maintained abutting the "R-3" residential zoning. Mr. Thompson seconded the motion.

In response to a question by Mrs. Dutmer, a representative for the applicant stated that a motocross/bicycle track had at one time existed on the property.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Harrington, Labatt, Cisneros; NAYS: None; ABSENT: Martinez, Hasslocher.

AN ORDINANCE 63,619

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 1.0833 ACRE TRACT OF LAND OUT OF LOT 25, NCB 11688, IN THE 1800 BLOCK OF JACKSON KELLER, FROM "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT, PROVIDED THAT 13 FEET OF DEDICATION IS GIVEN ALONG JACKSON KELLER ROAD AND OFF-STREET PARKING IS PROVIDED AND SUBMITTED TO THE TRAFFIC SECTION FOR APPROVAL. ALSO THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ABUTTING THE

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"R-3" RESIDENTIAL ZONING.

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28. CASE Z86232 - to rezone a 1.342 acre tract out of NCB 10914 from "B" Residence District to "B-3NA" SUP Non-Alcoholic Sales Business District Special Use Permit for diesel truck repair and service, located between U.S. 181 (S. Presa); S. Loop 410 and San Juan, being approximately 1473.73' east of Southton Road, having 105' on San Juan and 100' on U.S. 181 (S. Presa) with a distance of 601.38' between the above.

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

In response to a question by Mrs. Dutmer, Mr. George Cervantes, 343 Smeltzer, stated that he is requesting the change of zoning for expansion of his existing diesel truck repair service and he would need outside storage.

Mrs. Dutmer spoke to her concern of allowing outside storage on the subject property as she had received some complaints from area residents.

Mr. Cervantes stated that he had never been issued a violation notice.

Mrs. Dutmer moved that the recommendation of the Zoning Commission be approved provided that driveways and off-street parking is provided and submitted to the Traffic Engineering Section for approval. A non-access easement is imposed along San Juan Road and a six foot solid screen fence is erected along San Juan Road. Mr. Webb seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Cisneros; NAYS: None; ABSENT: Hasslocher.

AN ORDINANCE 63,620

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 1.342 ACRE TRACT OUT OF NCB 10914, FROM "B" RESIDENCE DISTRICT TO "B-3NA" SUP NON-ALCOHOLIC SALES BUSINESS DISTRICT, SPECIAL USE

PERMIT FOR DIESEL TRUCK REPAIR AND SERVICE, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING IS PROVIDED AND SUBMITTED TO THE TRAFFIC ENGINEERING SECTION FOR APPROVAL. A NON-ACCESS EASEMENT IS IMPOSED ALONG SAN JUAN ROAD AND THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG SAN JUAN ROAD.

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29. CASE Z86250 - to rezone a 7.501 acre tract out of Block 25, NCB 7542 from "C" Apartment District to "R-7" Small Lot Homes, located 100' east and 150' south of the intersection of Hicks Avenue and Mozart Avenue.

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

Mr. Webb moved that the recommendation of the Zoning Commission be approved provided that five feet of dedication is given along Mozart. Mr. Thompson seconded the motion.

In response to a question by Mrs. Dutmer on access to the back portion of the property, Mr. Andre Bezuidenhout, the applicant, using an architectural drawing indicated that this problem had been successfully addressed by positioning the homesites as indicated on the drawings.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Cisneros; NAYS: None; ABSENT: Hasslocher.

AN ORDINANCE 63,621

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 7.501 ACRE TRACT OF LAND OUT OF BLOCK 25, NCB 7542, FROM "C" APARTMENT DISTRICT TO "R-7" SMALL LOT HOMES, PROVIDED THAT FIVE FEET OF DEDICATION IS GIVEN ALONG MOZART.

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30. Z86253 - to rezone Lot 56, Block A, NCB 11532, 1800 Block of Bandera Road, from "F" Local Retail District and "B" Residence District to

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"B-3" Business District, located on the southeast corner of Broadview Drive and Bandera Road, having 117' on Bandera Road and 220' on Broadview Drive.

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

Ms. Vera moved that the recommendation of the Zoning Commission be approved provided that driveways and off-street parking is provided and submitted to the Traffic Section for approval. Also that a six foot solid screen fence is erected and maintained along the southwest property line. Mr. Hasslocher seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

AN ORDINANCE 63,622

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 56, BLOCK A, NCB 11532, 1800 BLOCK OF BANDERA ROAD, FROM "F" LOCAL RETAIL DISTRICT AND "B" RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING IS PROVIDED AND SUBMITTED TO THE TRAFFIC SECTION FOR APPROVAL. ALSO THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE SOUTHWEST PROPERTY LINE.

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31. CASE Z86256 - to rezone a .902 acre tract of land out of NCB 10616, in the 4300 Block of Highway 90 East, from "A" Single Family Residence District to "I-1" Light Industry District, located 174' east of Highway Drive on the southside of U.S. Highway 90 East, having 133' on U.S. Highway 90 East, with an approximate depth of 296.60'.

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

Mr. Webb moved that the recommendation of the Zoning Commission be approved provided that driveways are secured from the Texas State Highway & Public Transportation. Parking ratios to be submitted to the

Traffic Section for approval. Also that a six foot solid screen fence is erected and maintained along the west adjacent to Lot 2, on the south and east abutting single family area. Mr. Thompson seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

AN ORDINANCE 63,623

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 .902 ACRE TRACT OF LAND OUT OF NCB 10616, IN THE 4300 BLOCK OF HIGHWAY 90 EAST, FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT DRIVEWAYS ARE SECURED FROM THE TEXAS STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION. PARKING RATIOS TO BE SUBMITTED TO THE TRAFFIC SECTION FOR APPROVAL. ALSO THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE WEST ADJACENT TO LOT 2, ON THE SOUTH AND EAST ABUTTING SINGLE FAMILY AREA.

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32. CASE Z86257 - to rezone Lot 6, save and except the south 248.3', Block 4, NCB 8782, 1200 Block of New Laredo Highway, from "I-1" Light Industry to "R-4" Mobile Home Residence District, located on the northwest R.O.W. of Laredo Highway, being approximately 20' northeast of the cut-back of S.W. Military Drive and Laredo Highway, having 100' on Laredo Highway with a depth of 379'.

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

In response to a question by Mr. Wing, Mr. Andy Guerrero, Planner III, stated that presently his only avenue would be to be granted R-4 zoning.

Mr. Wesley Keylich, the applicant, stated that he was requesting that the rear 150' of the subject property be zoned R-4 so that he could place a mobile home on the property in which he would live.

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Mr. Guerrero stated that the applicant had amended his original request and only an area of 150' by 100' would be rezoned.

Mr. Wing moved that the recommendation of the Zoning Commission be approved provided that driveways and off-street parking is provided and submitted to the Traffic Section for approval and further provided that it be limited to one (1) mobile home. Mrs. Dutmer seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Cisneros; NAYS: None; ABSTAIN: Hasslocher; ABSENT: None.

AN ORDINANCE 63,624

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 6, SAVE AND EXCEPT THE SOUTH 248.3', BLOCK 4, NCB 8782, 1200 BLOCK OF NEW LAREDO HIGHWAY, FROM "I-1" LIGHT INDUSTRY TO "R-4" MOBILE HOME RESIDENCE DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING IS PROVIDED AND SUBMITTED TO THE TRAFFIC SECTION FOR APPROVAL. FURTHER PROVIDED THAT IT BE LIMITED TO ONE (1) MOBILE HOME.

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33. CASE Z86262 - to rezone Lot 2, Block 1, NCB 17973, 7600 Block of Bandera Road, from Temporary "R-1" One Family Residence District to "B-2" Business District, located on the northeast side of Bandera Road and on the southeast side of Westchase Drive, being 425' southeast and 400' northeast of the intersection of Westchase Drive and Bandera Road, having 250.65' on Bandera Road, and 130.02' on Westchase.

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

Mr. Harrington moved that the recommendation of the Zoning Commission be approved provided that driveways and off-street parking is provided and submitted to the Traffic Section for approval. Mr. Hasslocher seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington,

Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

AN ORDINANCE 63,625

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 2, BLOCK 1, NCB 17973, 7600 BLOCK OF BANDERA ROAD, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING IS PROVIDED AND SUBMITTED TO THE TRAFFIC SECTION FOR APPROVAL.

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34. CASE Z86231 - to rezone a 1.567 acre tract out of P-109, CB 4433, 8300 Block of FM 471, from Temporary "R-1" One Family Residence District to "B-3" Business District, located between FM 471 (Grissom Road) and Old Grissom Road, being 667' northwest of FM 471 and Old Grissom Road, having 258.31' on FM 471 and 208.42' on Old Grissom Road, with a maximum depth of 407.66'.

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

Mr. Harrington moved that the recommendation of the Zoning Commission be approved provided that driveways and off-street parking is provided and submitted to the traffic section for approval. Mrs. Dutmer seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

AN ORDINANCE 63,626

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 1.567 ACRE TRACT OUT OF P-109, CB 4433, 8300 BLOCK OF FM 471, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS

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DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING IS PROVIDED AND SUBMITTED TO THE TRAFFIC SECTION FOR APPROVAL.

* * * *

35. CASE Z86052 - to rezone Lot 4, Block 1, NCB 17637, 10500 Block of FM 471 West, from Temporary "R-1" One Family Residence District to "B-3R" Restrictive Business District, located on the southwest side of Culebra Road, being 307.07' from the cut-back of Rogers Road and Culebra Road, having 100.00' on Culebra Road with a depth of 200'.

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

Ms. Vera moved that the recommendation of the Zoning Commission be approved provided that driveways and off-street parking is provided and submitted to the Traffic Section for approval. Mr. Thompson seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

AN ORDINANCE 63,627

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 1, NCB 17637, 10500 BLOCK OF FM 471 WEST FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING IS PROVIDED AND SUBMITTED TO THE TRAFFIC SECTION FOR APPROVAL.

* * * *

36. CASE Z86260 - to rezone Lot 10, NCB 17980, 5800 Block of Bicentennial, from Temporary "R-1" One Family Residence District to "I-1" Light Industry District, located on the south R.O.W. of Bicentennial Drive, being 1391.66' east of Ackermann Road, having 179.34' on Bicentennial with a depth of 220'.

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

Mr. Webb moved that the recommendation of the Zoning Commission be approved provided that driveways and off-street parking is provided and submitted to the Traffic Section for approval. Mrs. Dutmer seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

AN ORDINANCE 63,628

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 10, BLOCK 17980, 5800 BLOCK OF BICENTENNIAL, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING IS PROVIDED AND SUBMITTED TO THE TRAFFIC SECTION FOR APPROVAL.

* * * *

37. CASE Z86249 - to rezone a 2.475 acre tract of land out of Lots 15, 16, 18, and 20, Block 17, NCB 8991, from "C" Apartment District to "B-1" Business District and a 4.265 acre tract of land out of Lots 15, 16, 17, 18, 19 and 20, Block 17, NCB 8991, from "C" Apartment District, "JJ" Commercial District to "I-1" Light Industry District, located on the north R.O.W. of Castroville Road, between S.W. 40th Street and S.W. 39th Street, having 502.74' on S.W. 40th Street, 385.45' on S.W. 39th Street and 685' on Castroville Road.

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

Mr. Thompson made a motion to postpone consideration of this case for three weeks as he had not been available the past week to meet with the parties involved in an attempt to reach an agreement. Ms. Vera seconded the motion.

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Mayor Cisneros noted that both the proponent and the opponent were present in the audience and asked if both would agree to a three week postponement.

Mr. Victor DeLeon, the opponent, noted that he was opposed to this zoning case.

Mr. Gary Stein, the proponent, stated that he had a time constraint on finalizing financial arrangements for this project which could be jeopardized if the case were postponed for three weeks. He added that he had agreed to erect a six foot screen fence along the side of the single family residences.

Mr. Thompson stated that he wanted to assure that I-1 zoning was acceptable to the neighborhood.

Mayor Cisneros suggested that this case be formally considered later in the meeting to allow Mr. Thompson, Mr. DeLeon and Mr. Stein to meet and possibly reach a compromise.

Mr. Thompson then moved to withdraw his motion to postpone the case. With the approval of the seconder the motion was withdrawn.

Mr. DeLeon stated that he was not opposed to the development of Mr. Stein's property but did not want this to affect the zoning on his own property.

It was the consensus of the Council to postpone consideration of the case until later in the agenda.

- - -
86-44 The Clerk read the following Ordinance:

AN ORDINANCE 63,629

ACCEPTING THE HIGH BIDS RECEIVED IN CONNECTION WITH CITY FUNDS AVAILABLE FOR DEPOSIT IN INTEREST-BEARING CERTIFICATES OF DEPOSIT.

* * * *

Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Harrington seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb,

Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Hasslocher, Cisneros;
NAYS: None; ABSTAIN: Labatt; ABSENT: None.

86-44 The Clerk read the following Ordinance:

AN ORDINANCE 63,630

LEVYING AN AD VALOREM TAX TO PAY THE PRINCIPAL AND INTEREST ON THE FUNDED DEBT OF THE CITY AND TO CREATE A SINKING FUND THEREFOR; FIXING THE RATE OF \$0.1912 PER \$100.00 OF VALUATION; SAID TAXES BEING LEVIED FOR THE TAX YEAR BEGINNING JANUARY 1, 1986 AND ENDING DECEMBER 31, 1986.

* * * *

Mrs. Dutmer made a motion to approve the proposed Ordinance. Ms. Berriozabal seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

86-44 The Clerk read the following Ordinance:

AN ORDINANCE 63,631

LEVYING AN AD VALOREM TAX FOR THE SUPPORT OF THE CITY GOVERNMENT OF THE CITY OF SAN ANTONIO, FIXING THE RATE OF \$0.2188 PER \$100.00 OF VALUATION, SAID TAXES BEING LEVIED FOR THE TAX YEAR BEGINNING JANUARY 1, 1986 AND ENDING DECEMBER 31, 1986.

* * * *

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

Mayor Cisneros stated that, in contrast to other local taxing entities, the City of San Antonio is not raising taxes. He added that the City has not raised taxes two years in a row.

Mayor Cisneros then questioned the motives of the management of a local radio station that allows a radio personality to report outright errors as if they were news. He added that this gentleman repeatedly

attempted to damage the reputation of City officials.

Several Council members commented on the tax rate as set by Council.

Mr. Labatt stated that the rates remained the same since the Bexar Appraisal District did not do any reappraisals this year.

In response to a question by Mayor Cisneros, Stuart Summers, Director of Budget and Research, stated that the tax rolls have actually grown due to the 1985 annexations and the normal growth of the City.

City Manager Louis J. Fox noted that San Antonio has one of the lowest tax rates in the state of Texas.

Mr. Hasslocher expressed concern with the reevaluation of properties by the Bexar Appraisal District every other year.

Mr. Fox and Mr. Roger Ibarra, Public Utilities Supervisor, both stated that the Bexar Appraisal District is on a schedule dictated by the state and is required to reappraise every other year.

Mayor Cisneros stated that he had spoken to the chairman of the Bexar County Appraisal District Board about the reappraisal schedule and asked Mr. Roger Ibarra to argue this point at the Board's meeting; however, nothing had as yet resulted from these talks.

Mr. Hasslocher stated his opinion that reappraisals should only be done every four to five years.

Mr. Fox stated that he had appeared before the Bexar County Appraisal District's Board to appeal the reason to delay reappraisals or at least maintain the status quo. He added that the appraisal district cannot legally postpone the reappraisals as they are set by state law and noted that the problem is not in the appraisals but with the rates. He reiterated the Mayor's comment that the City was the only taxing entity that is holding the line on taxes.

Mrs. Dutmer agreed with Mr. Fox's statements and noted that had the reappraisals been done this year, homes would have appraised lower because of a decline in the market.

Mayor Cisneros stated that we should include our views on the reappraisal timetable in our legislative package.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb,

Dutmer, Martinez, Vera, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Thompson, Harrington.

86-44 The Clerk read the following Ordinance:

AN ORDINANCE 63,632

PROHIBITING THE SALE, POSSESSION, CONSUMPTION OR DISTRIBUTION OF ALCOHOLIC BEVERAGES IN A PART OF PITTMAN SULLIVAN PARK; PROVIDING A PENALTY FOR VIOLATION HEREOF BY A FINE NOT TO TO EXCEED \$200; AND DECLARING AN EMERGENCY.

* * * *

Mr. Webb made a motion to approve the proposed Ordinance. Mrs. Dutmer seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Vera, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: Thompson, Harrington.

86-44 The Clerk read the following Ordinance:

AN ORDINANCE 63,633

APPROVING THE SITE AT CATTLEMAN'S SQUARE FOR THE TEXAS SESQUICENTENNIAL MONUMENT AND AUTHORIZING THE CITY MANAGER TO EXECUTE A MAINTENANCE AGREEMENT WITH THE STATE OF TEXAS.

* * * *

Mr. Martinez made a motion to approved the proposed Ordinance. Mrs. Dutmer seconded the motion.

Ms. Karen Kliever, Director of Intergovernmental Relations, explained that the Texas Historical Foundation, by private donations from individual Texans and various Texas institutions, will erect a monument in Austin as a permanent memorial commemorating the Sesquicentennial celebration. She further stated that San Antonio was one of two cities to receive a half size reproduction of the monument because of anticipated private contributions from our city to the overall project.

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Mr. Buddy Williams, representing the Texas Historical Foundation, noted that a group of business people had agreed to fund construction of the monument at no cost to the City. He stated that the monument would be erected at Cattlemen's Square on State right-of-way property with the State maintaining the right-of-way and providing landscaping while the City would provide maintenance, as needed, for the bronze statue. He added that the statue is twenty feet long, ten feet wide and ten feet high.

Ms. Kliewer spoke to the location of the statue.

Mrs. Dutmer introduced Mr. Gary Vasquez and stated that he had been instrumental in working to raise the money to qualify San Antonio to receive the statue.

Mr. Williams reiterated Mrs. Dutmer's comments about Mr. Vasquez and noted that members of the Texas Historical Foundation had traveled all over the state of Texas to raise funds for the Sesquicentennial monument in Austin. He noted that their purpose was to erect a permanent commemoration of Texas' 150 year celebration. He noted that the statue in Austin will be twice the size of the one in San Antonio and only the cities that raised \$250,000 or more towards this project would be eligible to receive the statue.

Ms. Berriozabal thanked Mr. Vasquez for his hard work and noted her approval of the site chosen to erect the statue.

Mr. Martinez also praised the work done by Mr. Vasquez and thanked Mr. Williams for bringing the statue to San Antonio. He noted, however, that not all the money had as yet been raised.

Mayor Cisneros stated that, due to San Antonio's close proximity to Austin, perhaps something could be done to make the statue appear unique rather than just a smaller version of the one in Austin.

Mr. Labatt stated that the downtown area of San Antonio is growing to the west.

Mrs. Dutmer took exception to Mayor Cisneros' statement and stated that the Sesquicentennial was a state celebration and the statue would reflect that we, San Antonians, were a contributing city.

Mayor Cisneros stated that he would assist with the fund-raising effort.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb,

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Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

86-44 The Clerk read the following Ordinance:

AN ORDINANCE 63,634

POSTPONING THE CITY COUNCIL MEETING OF OCTOBER 9, 1986 UNTIL OCTOBER 16, 1986.

* * * *

Mr. Hasslocher 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: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

86-44 The Clerk read the following Ordinance:

AN ORDINANCE 63,635

POSTPONING THE NOVEMBER 27, 1986 COUNCIL MEETING UNTIL DECEMBER 4, 1986.

* * * *

Mrs. Dutmer 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: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

86-44 The Clerk read the following Resolution:

A RESOLUTION NO. 86-44-44

ADOPTING THE DOWNTOWN DEVELOPMENT KIT AS AN INFORMATIONAL HANDBOOK AND GUIDE, AND DIRECTING STAFF TO BEGIN WORK ON APPROPRIATE ORDINANCES PERTAINING TO THE KIT AND DOWNTOWN.

* * * *

Mr. Hasslocher made a motion to approve the proposed Resolution. Ms. Berriozabal seconded the motion.

Mr. B. J. Lunsford, Riverwalk Commission member, requested that the City Council keep in mind the goals of the Riverwalk study so that the goals can be coordinated with those of other studies being done on the downtown area.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

86-44 Discussion was resumed at this time on Agenda Item 37, being Zoning Case Z86249.

Mr. Thompson stated that an agreement had been reached and moved to zone only Lot 19 and the south 30' of the east 200' of Lot 20, "I-1" and postpone zoning of the remaining portion of the property for three weeks provided that 13 feet of dedication is given along Castroville Road and 10 feet of dedication is given along 39th Street and a one foot non-access easement is imposed along 39th Street. That off-street parking and driveways are provided and submitted to the Traffic Section for approval. Mr. Hasslocher seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

AN ORDINANCE 63,636

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 19, AND THE SOUTH 30' OF

THE EAST 200' OF LOT 20, BLOCK 17, NCB 8991, FROM "C" APARTMENT DISTRICT AND "JJ" COMMERCIAL DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT 13 FEET OF DEDICATION IS GIVEN ALONG CASTROVILLE ROAD AND 10 FEET OF DEDICATION IS GIVEN ALONG 39TH STREET AND A ONE FOOT NON-ACCESS EASEMENT IS IMPOSED ALONG 39TH STREET. THAT OFF-STREET PARKING AND DRIVEWAYS ARE PROVIDED AND SUBMITTED TO THE TRAFFIC SECTION FOR APPROVAL.

* * * *

86-44 The Clerk read the following Resolution:

A RESOLUTION NO. 86-44-45

RECEIVING THE REPORT OF THE CITY PUBLIC SERVICE ON THE CONSTRUCTION OF A COAL-FUELED GENERATION PLANT AT CALAVERAS LAKE BY CITY PUBLIC SERVICE.

* * * *

Mayor Cisneros encouraged the Council to favorably consider this Resolution.

Mr. Jack Spruce, General Manager of City Public Service, requested Council support for constructing an additional generation unit.

Mayor Cisneros stated that the City Public Service Board would ultimately make the decision on whether to go forward with construction of this plant and further stated his opinion that it would be a good decision to go forward.

Dr. George Barnwell, 450 W. Broadview, asked that City Council to consider other cheaper alternatives before making a decision on constructing a new plant. He asked that the Council delay this decision for a few months to allow for more citizen input.

Dr. Martin Meltz, San Antonio Round Table organization, stated that the rate payers have not received any information on this expansion and requested that the Council table this decision for no more than 90 days to allow a committee to thoroughly examine the City Public Service data on San Antonio's generation requirements. He added that the Round Table is working on an energy and water report. Dr. Meltz also stated that an appointment to the City Public Service Board was forthcoming and he suggested that the focus be on appointing an Anglo consumer advocate.

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Mr. Labatt noted that he was amenable for City Public Service to continue with the planning process of the coal plant but added that, in his opinion, holding a public hearing at the City Public Service level was critical.

Ms. Berriozabal stated that it is the Council's responsibility to vote only on rate increases and bond issues for City Public Service. She added that she had a problem with the position of the City Council in relation to City Public Service.

A brief discussion followed on the rate structure, projected costs to rate payers with the South Texas Nuclear Project and the addition of another coal-fueled plant, waste disposal and de-commissioning.

Ms. Berriozabal stated that, based on the information she had been given, she was not prepared to support this Resolution but would favor City Public Service holding a public hearing.

In response to a question by Mr. Thompson, Mr. Spruce stated that a decision on the plant would have to be made soon as there is a sequence of events that must occur prior to initiation of construction. He added that, if the Council requested a public hearing, he would convey this request to the Board.

Mr. Thompson made a motion to include in the Resolution the following: "SECTION 1. That the City Council of the City of San Antonio hereby acknowledges receipt of the City Public Service presentation on the construction of a coal-fired generation plant at Calaveras Lake." and "SECTION 2. That the City Council encourages City Public Service to hold jointly with the City Council a public hearing on this issue in order to receive citizens' and rate payer's input." Ms. Berriozabal seconded the motion.

In response to a question by Mrs. Dutmer, Dr. Meltz stated that he would suggest a group of energy experts meet with City Public Service to go over energy problems prior to a public hearing.

Mrs. Dutmer noted that a Resolution does not carry any legal weight, merely expresses the opinion of the Council.

Mrs. Dutmer then offered a substitute motion which would add the following to the Resolution: "SECTION 1. That the City of San Antonio urges City Public Service Board to continue planning for future coal generating resources and to hold at least one public hearing for citizen input to assure that the addition of approximately 500 megawatts" and "SECTION 1. ...and is the more economically feasible avenue to pursue in energy supply for San Antonio." Also that in SECTION 2 of the Resolution that the word "this" be deleted and the word "these" be inserted. Mr. Labatt seconded the motion.

Mr. Martinez spoke in support of Mr. Thompson's motion stating that the Council needed more information to assist them in making a decision and supported citizen input in the form of a public hearing.

Mr. Harrington, speaking to Mr. Spruce, expressed his complete confidence in the information that City Public Service had provided to the Council and spoke in support of Mrs. Dutmer's motion.

Mayor Cisneros observed that City Public Service's previous decision to build a coal plant saved the citizens of San Antonio in the 70s and early 80s bills that would have been intolerably high. He also noted that City Public Service has made great advances in the area of conservation and spoke to City Public Service's current conservation programs. He spoke to his support of Mrs. Dutmer's motion.

Mr. Hasslocher also voiced his support for Mrs. Dutmer's motion.

The substitute motion prevailed by the following vote: AYES: Webb, Dutmer, Wing, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: Berriozabal, Martinez, Thompson.

The main motion, as substituted, prevailed by the following vote: AYES: Webb, Dutmer, Wing, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: Berriozabal, Martinez, Thompson.

Ms. Berriozabal and Mrs. Dutmer spoke to the proposed public hearing and its objectives.

- - -
 86-44 City Manager Louis J. Fox requested that Agenda Item 47, being an ordinance approving the settlement of the claim of Glen Harlow against the City, not be considered until after the Executive Session.

It was the concensus of the Council that this item be temporarily bypassed for consideration later in the meeting.

- - -
 86-44 TRAVEL AUTHORIZATION - Approved.

Councilman Robert S. "Bob" Thompson to travel to Del Rio, Texas from August 29, 1986 to August 30, 1986 to attend a TML Region 7 meeting.

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86-44 The Clerk read the following Ordinance:

AN ORDINANCE 63,637

ACCEPTING THE BID FOR RIVER CITY CONTRACTORS, INC. IN THE AMOUNT OF \$875,000.00 FOR THE CONSTRUCTION OF A POLICE SUBSTATION, SOUTHWEST AREA, AT S. ZARZAMORA AND W. MAYFIELD; PROVIDING AN ADDITIONAL \$87,500 FOR A CONSTRUCTION CONTINGENCY; APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT.

* * * *

Mr. Hasslocher made a motion to approve the proposed Ordinance. Mrs. Dutmer seconded the motion.

Mayor Cisneros congratulated everyone associated with this project for their work.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

86-44

ADVISORY BOARD OF HEALTH

Dr. Katharine C. Rathbun, Director of the San Antonio Metropolitan Health District, noted that the Interlocal Agreement which creates the District requires her to nominate three persons for each of the positions on the Board and then the Council and Commissioner's Court jointly makes the appointments.

Several Council persons informally nominated individuals to the Board.

In response to questions by the Council, Dr. Rathbun stated that the Board members must be approved by their local professional societies and that she had requested these societies provide her with a list of nominees who were willing to serve.

Ms. Berriozabal stated her opinion that it is incumbent on the City Council to assure that the Board is ethnically balanced.

City Manager Louis J. Fox suggested that consideration of appointments to the Board be postponed for a week to allow Dr. Rathbun time to provide a list that offers more ethnically balanced choices.

Ms. Verā then made a motion to postpone consideration of this item. Ms. Berriozabal seconded the motion.

The motion to postpone prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

86-44 The Clerk read the following Ordinance:

AN ORDINANCE 63,638

APPOINTING RICHARD B. HATCH TO THE AIRPORT ADVISORY COMMITTEE.

* * * *

Mr. Hasslocher made a motion to approve the proposed Ordinance. Mrs. Dutmer seconded the motion.

Mr. Hasslocher explained that Mr. Hatch had recently moved to San Antonio and has expertise in airport management.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

86-44 The Clerk read the following Ordinance:

AN ORDINANCE 63,639

APPOINTING INDIVIDUALS TO SERVE ON THE CITY/COUNTY DRUG ABUSE COMMITTEE. (DOLORES RODRIGUEZ-DIST. 1; PETE MOLINA-DIST. 5; DR. HARRY A CROFT-DIST. 8; DEBORAH ORRICK-DIST. 10)

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb,

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Dutmer, Martinez, Thompson, Vera, Labatt, Hasslocher, Cisneros; NAYS:
None; ABSENT: Wing, Harrington.

86-44 The Clerk read the following Ordinance:

AN ORDINANCE 63,640

APPOINTING INDIVIDUALS TO SERVE ON THE ELECTRICAL
EXAMINING AND SUPERVISORY BOARD. (RUDOLPH H. DE LOS
SANTOS-DIST. 4; GLEN MILLER-DIST. 10)

* * * *

Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr.
Hasslocher seconded the motion.

After consideration, the motion, carrying with it the passage of
the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb,
Dutmer, Martinez, Thompson, Vera, Labatt, Hasslocher, Cisneros; NAYS:
None; ABSENT: Wing, Harrington.

86-44 The Clerk read the following Ordinance:

AN ORDINANCE 63,641

APPOINTING MAURICIO GONZALEZ TO THE ARTS AND
CULTURAL ADVISORY COMMITTEE.

* * * *

Mrs. Dutmer 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: Berriozabal, Webb,
Dutmer, Martinez, Thompson, Vera, Labatt, Hasslocher, Cisneros; NAYS:
None; ABSENT: Wing, Harrington.

86-44 Agenda Item 49, being a discussion on garage and yard sales, was
brought up at this time.

City Manager Louis J. Fox stated that, due to its controversial
nature, this item should be taken up at a "B" Session in October before

formally being considered at a regular meeting.

Mrs. Dutmer made a motion to move this item to an October "B" Session. Mr. Webb seconded the motion.

Mr. Webb spoke to the possibility of requiring a permit to hold garage sales and that an official sign, large enough to be seen from the street, be required.

Mr. Fox stated that he has requested Mr. Roland Lozano, Director of the Planning Department, prepare a presentation to the Council and requested any suggestions or recommendations be sent to him for inclusion in the presentation.

Mrs. Dutmer spoke to complaints she has received in connection with a large flea market in her district.

Mayor Cisneros stated that this item would be heard in "B" Session in October and spoke to the other issues also being presented in October.

By general concensus of the City Council, the discussion on garage/yard sales was moved to a "B" Session in October.

- - -
 The Regular Session of the City Council meeting was recessed at 4:52 P.M. to convene a Special Meeting, reconvening the Regular Session at 6:41 P.M. for Citizens to be Heard.

86-44

CITIZENS TO BE HEARD

GINA LUSTH

Ms. Gina Lusth, Mulberry Street Coalition, stated that two years ago they appeared before the City Council in opposition to the widening of Mulberry Street in connection with the Elmendorf Drainage Project. She also stated that Mr. Frank Kiolbassa, Director of Public Works, wrote them a letter that their street would not be widened; however, yesterday they received a call from the project manager and were told that the 1700 and 1800 blocks of West Mulberry Street will be widened. She presented a petition in opposition to this proposal.

Ms. Vera stated that on the 19th of May a request was made to the City Council to widen the street.

Mr. Kiolbassa stated that the City received a petition from a majority of the residents in the area requesting the widening.

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The Mayor suggested that a third mailing be sent out requesting input from all citizens in the area.

Mr. Kiolbassa stated that the mailing will take place immediately.

In response to Mr. Martinez, Mr. Kiolbassa explained the purpose of widening the street.

* * * *

FRENCHIE GUIDRY

Mr. Frenchie Guidry, owner of Frenchie's Restaurant, 1903 Jackson Keller, spoke to the loss of revenue his restaurant suffered because of the length of time it took to build the bridge on Jackson Keller and other construction projects dating back to 1984. He requested the City Council intervene on his behalf to see that a just settlement is made between him and the City.

In response to a question by Mayor Cisneros, Lowell Denton, City Attorney, stated that Frenchie has a civil cause against the City and added that it would be best not to discuss this issue at this forum.

Mayor Cisneros stated that this item could be taken up in Executive Session.

Mr. Guidry stated that he was close to bankruptcy and needs to reach a settlement or obtain an advance in order to keep his business going.

Mayor Cisneros read a letter (a copy of which is filed with the papers of this meeting) he had received from the Epilepsy Foundation of the Bluebonnet Region in which they spoke highly of Mr. Guidry, his assistance on behalf of charitable causes, and requested positive action in favor of Mr. Guidry.

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CAROUSEL AT BRACKENRIDGE PARK

Louis DiSabato, San Antonio Zoological Society, spoke to the City Council about the society's plans to acquire an antique carousel from Mr. Johnson of Playland Park. He added that the location and plans were drawn in an area within the zoo so as not to encroach on park property. He spoke to a recent development whereby City Council granted a contract to Alamo Concessions to operate a carousel in the park. He noted his group's concerns with this action and the detrimental effect it will have on their anticipated revenues. He asked that the City Council reconsider its actions in granting Alamo Concessions this contract.

Ms. Linda Comeaux, Parks and Recreation Advisory Board, urged the City Council to reconsider its action. She stated that the motion was discussed again at a meeting of the Parks and Recreation Advisory Board and was passed only after much debate. She stated her opinion that the carousel will impede traffic and will be detrimental to the park. She urged that the City Council reconsider its actions.

Mr. Hap Veltman, of the Brackenridge Park Advisory Committee, spoke of the committee's objection to the location of the Alamo Concessions' carousel and its inappropriateness. He urged the City Council to reconsider this issue.

A discussion then took place on the proposed location of the zoological carousel versus the Alamo Concessions carousel's proposed location.

Mrs. Yvonne Gonzales, River Road Neighborhood Association, spoke in favor of having the Council reconsider its action. She referred to the deeds granting the park land and feels that the carousel is in conflict with the master plan of Brackenridge Park and not in the best interest of the park.

Mr. Larry DiMartino, on behalf of the sole heir of Otto Koehler, spoke in opposition to the ordinance granting Alamo Concessions the right to operate the carousel and asked that the City Council rescind the ordinance.

In response to Mayor Cisneros, Lowell Denton, City Attorney, stated that Section 2 of the ordinance grants Alamo Concessions only a specific part of the park in which they can operate. He also stated the contract was signed because the conditional requirement imposed by the Council, which was that the Parks and Recreation Board acted positively on the matter, was met.

Mayor Cisneros suggested Mr. DiSabato continue his negotiations to obtain the carousel since it would service a different clientele from the one in the general park area.

Mr. DiSabato did not agree with Mayor Cisneros' comments and stated his feelings that the clientele for both carousels would essential be the same.

A discussion followed on the legality of erecting a carousel at Koehler Park.

Ms. Berriozabal spoke to the limited information that was given the Council the day the carousel issue was discussed and stated that a copy of the contract had not been included with their material. She added that there were several issues that were not discussed, i.e. the Koehler

deed. She further added her opinion that the Council had been rushed to make a decision.

Mr. Denton briefly spoke to the legalities of the Koehler property and noted that the Legal Department had just started to research this issue. He spoke to provisions of the agreement and read from the present ordinance.

Ms. Berriozabal made a motion to reconsider the Alamo Concessions contract issue at a future "A" session. Mr. Labatt seconded the motion.

Mrs. Dutmer stated that proper procedures should be followed and expressed concern that individuals only come forward after the fact to express disapproval of a Council action. She also stated that she agreed with the Mayor that the clientele that would be riding the Alamo Concessions' carousel would not be the same clientele in the zoo.

In response to a question from Mrs. Dutmer on where the City stood legally, Mr. Denton stated that it was his conclusion that the City has an enforceable contract with Alamo Concessions which cannot unilaterally be undone.

Mr. Martinez expressed surprise that the carousel issue had been considered for some time and that the anticipated revenues to the City from its operation had already been pre-considered in the budget process without the Council's knowledge. Mr. Martinez stated that he would support the motion to reconsider this issue.

Mr. Wing spoke to the carousel's consideration in relation to budget discussions.

Mayor Cisneros stated the Council could require the City Attorney to propose some form of action to rescind the ordinance or contract for next week.

The motion failed to carry by the following vote: AYES: Berriozabal, Martinez, Labatt, Cisneros; NAYS: Webb, Dutmer, Wing, Thompson, Vera, Harrington, Hasslocher; ABSENT: None.

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PINE STREET CONSTRUCTION

Dr. Avelardo Valdez, Highland Park Action Committee, stated that he represented citizens in the area of Pine, Palmetto, Rigsby who are opposed to the widening of these streets. He noted that Mrs. Dutmer and David Steitle, Public Works Department, had met with his group but while they were sympathetic with the citizens' complaints, they gave the impression that the project would have to go on as planned. He requested that the City Council halt the project and that a committee be formed to

attempt a resolution to this issue.

Mr. Pierre G. Velasquez noted that the group's disapproval is not directed at all the improvements. He added their main objection lies with the widening of Pine Street.

Ms. Barbara Traugott, Highland Park Neighborhood Association, spoke to concerns her association had on the need to widen the streets and the safety of children in the area.

Mrs. Dutmer spoke to the recent meeting she and Mr. Steitle had with the neighborhood residents and his offer, rejected by the residents, to reduce the width of this street from 42' to 40'. She further stated that this was part of the 1984 bond issue and it was voted upon by all of the citizens of San Antonio. She added that only City property will be used to widen the street; no public property will be taken.

In response to a question by Mrs. Dutmer, City Attorney Lowell Denton stated that since this project was part of the 1984 bond issue, it would have to go before the voters in order to effect changes.

Mr. Steitle stated that this was a \$1.3 million dollar project and \$500,000+ had already been spent. He added that in order to eliminate this project at this time it would cost the City approximately \$200,000 as some construction was already underway.

A brief discussion followed on the term residential collector street.

Mrs. Dutmer stated that, in her judgement, work should continue on this project as planned.

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KATHERINE BLEVINS

Ms. Katherine Blevins, 4903 Bernadine Street, spoke to the City Council regarding the problems she has had on Clark Street with regard to burglaries. She stated she had spoken to a police captain and he had assured her that the police will attempt to address their problem. She stated that heretofore all the improvements made in the area have been made by other agencies, not the City. She spoke to the need for more police assistance.

Mr. Webb spoke of his concern with the number of burglaries in the area but said it is not unique to her. He spoke to the need for better rapport with neighbors and the assistance given to each other in these types of situations.

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Officer Dale Jacobs stated that the ROP efforts will be concentrated in this area.

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The meeting was recessed at 8:45 P.M. to hold an Executive Session, reconvening at 11:09 P.M. for continuation of the Regular Meeting.

86-44 The Clerk read the following Ordinance:

AN ORDINANCE 63,642

APPROVING THE SETTLEMENT OF THE CLAIM OF GLEN HARLOW AGAINST THE CITY.

* * * *

Mrs. Dutmer 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: Berriozabal, Dutmer, Wing, Vera, Harrington, Labatt, Cisneros; NAYS: None: ABSENT: Webb, Martinez, Thompson, Hasslocher.

There being no further business to come before the City Council, the meeting was adjourned at 11:10 P.M.

A P P R O V E D

Henry Cisneros
M A Y O R

ATTEST: *Anna S. Rodriguez*
C I T Y C L E R K