

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, JUNE 24, 1993.

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93-27 The meeting was called to order by the Presiding Officer, Mayor Nelson W. Wolff, with the following members present: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, LARSON, WOLFF. Absent: NONE.

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93-27 Invocation - Rabbi Arnold Scheinberg of Congregation Rodei Sholom.

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93-27 Pledge of Allegiance to the flag of the United States.

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93-27 Minutes of the May 13, 1993 Regular City Council Meeting were approved.

93-27 RESOLUTION OF RESPECT-CESAR CHAVEZ

Mayor Wolff noted that Mr. and Mrs. Arthur Rodriguez, mother and father-in-law of the late Mr. Chavez, are present in the audience to accept the Resolution of Respect, when enacted.

The City Clerk read the following Resolution:

A RESOLUTION NO: 93-27-45

WHEREAS, A LIFETIME OF SERVICE CAME TO A CLOSE FOR CESAR CHAVEZ ON APRIL 22, 1993; AND

WHEREAS, CESAR CHAVEZ SERVED FOR MANY YEARS AS THE VOICE OF AMERICA'S FARM WORKERS; HE WAS A STRONG BELIEVER IN THE PRINCIPLES OF HUMAN DIGNITY, EQUAL JUSTICE, AND EQUAL OPPORTUNITY; AND

WHEREAS, HIS SIMPLE BUT POWERFUL MESSAGE, ADVOCATING THE RIGHTS OF FARM WORKERS TO SAFE WORKING AND LIVING CONDITIONS AS WELL AS DECENT WAGES AND BENEFITS, WAS HEARD ACROSS THE NATION, FROM THE GRAPE FIELDS OF CALIFORNIA TO THE LOCAL, STATE AND NATIONAL LEVELS OF GOVERNMENT; AND

WHEREAS, MR. CHAVEZ THROUGH FASTING AND NON-VIOLENT RESISTANCE CALLED UPON THE COLLECTIVE CONSCIENCE OF THE NATION TO JOIN HIM IN HIS STRUGGLE TO IMPROVE THE LIVES OF FARM WORKERS; AND

WHEREAS, THOUGH HIS TIME ON THIS EARTH CAME TO AN END, CESAR CHAVEZ'S MANY YEARS OF SELFLESS DEVOTION AND UNCEASING LABORS FOR HIS FELLOW MAN HAVE LEFT AN INDELIBLE MARK IN OUR COUNTRY'S HISTORY; AND

WHEREAS, HIS DETERMINATION, FIGHTING SPIRIT AND SINGLENESS OF PURPOSE IN PURSUIT OF EQUALITY AND JUSTICE EARNED HIM THE RESPECT, ADMIRATION, AND HIGH REGARD OF A NATION; NOW THEREFORE:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. THAT WITH THE DEATH OF CESAR CHAVEZ, THE NATION HAS LOST A VALUABLE ASSET.

SECTION 2. THAT THE CITY COUNCIL JOINS WITH HIS FAMILY AND FRIENDS IN THEIR SORROW OVER HIS DEATH, AND EXTENDS ITS SINCEREST SYMPATHY AND PRAYERS OF COMFORT TO THOSE WHO WERE NEAR HIM.

SECTION 3. AND IT IS HEREBY DIRECTED THAT A COPY OF THIS RESOLUTION BE SPREAD UPON THE MINUTES OF THIS MEETING AND A COPY BE PRESENTED TO HIS FAMILY AS A TOKEN OF OUR DEEPEST SYMPATHY.

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Mr. Solis made a motion to approve the proposed Resolution. Mr. Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

Mayor Wolff presented the Resolution of Respect to Mr. and Mrs. Rodriguez.

Mr. Rodriguez read a statement concerning the late Mr. Chavez and asked the City Council to resolve that no grapes would be served at any City of San Antonio function.

Councilmembers spoke of Mr. Chavez' work as a spokesman for fairness to the farm workers, his personal committment and strength.

Mayor Wolff, in summation, thanked all present for their dedication to Mr. Chavez' cause.

93-27

VENEZUELAN MAYORS

Mayor Wolff introduced Sr. Denis Antonio Balza R., Mayor of Barcelona, Venezuela; Sr. Leonel Enrique Jiminez C., Mayor of Heres municipality in Bolivar State, Venezuela; and Sr. Ubaldo Martinez C., Mayor of the Vargas, Venezuela municipality. He noted that the three Venezuelan Mayors are visiting San Antonio to learn more about our system of government here, as guests of the U.S. Information Agency.

Mayor Wolff then presented each with books on San Antonio, and welcomed them to San Antonio and to City Hall.

Sr. Balza, speaking on behalf of the group, thanked the Mayor and City Council for the welcome and gifts, and addressed the reasons for their visit to San Antonio as well as to several other U.S. cities, studying delivery of services to citizens of each city. He noted that he had met former Mayor Henry Cisneros at the U.S. Conference of Mayors meeting in New York City, and spoke to the lessons already learned during this trip, including the importance of local governments, which are the closest to the people.

Sr. Balza then presented the City of San Antonio with a book of flower photographs from Venezuela, and invited the Mayor and City Council members to visit Venezuela in a continuation of exchanges of ideas.

Mayor Wolff responded in Spanish, again welcoming the group to San Antonio.

In response to a question by Mr. Larson, Sr. Balza responded that the principal natural resources of Venezuela were oil, minerals and mining.

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93-27

DISTINGUISHED CITIZEN AWARD-MR. JIM CULLUM

Mayor Wolff noted that Mr. Jim Cullum, leader of the Jim Cullum Jazz Band, will be honored June 27th as Texas Public Radio's "Artist of the Year". He further stated that Mr. Cullum is being honored by City Council for this achievement as well as for all the positive recognition he has brought to San Antonio throughout the years.

Mayor Wolff then read the following citation:

BE IT KNOWN THAT

THE DISTINGUISHED CITIZEN AWARD

IS PRESENTED TO

JIM CULLUM

AN EMINENT SAN ANTONIAN RENOWNED FAR BEYOND THE CONFINES OF THIS COMMUNITY.

"IT IS FITTING THAT WE RECOGNIZE YOU AS A DISTINGUISHED SAN ANTONIAN WHO REPRESENTS OUR CITY WELL. YOUR SIGNAL ACCOMPLISHMENTS IN THE MUSIC INDUSTRY, AS A MUSICIAN, DIRECTOR AND COMPOSER, SERVE AS A POSITIVE INFLUENCE FOR THOSE IN YOUR FIELD, AS LEADER OF THE JIM CULLUM JAZZ BAND, FORMERLY CALLED THE HAPPY JAZZ BAND, YOU HAVE ENTERTAINED AUDIENCES NATIONALLY AND INTERNATIONALLY FOR THIRTY YEARS AND PERFORMED AT SUCH FAMOUS VENUES AS CARNEGIE HALL AND THE KENNEDY CENTER. YOUR RECENT SELECTION AS TEXAS PUBLIC RADIO'S "ARTIST OF THE YEAR" SERVES AS A FURTHER TESTIMONIAL TO YOUR TALENT AND IS TRULY WORTHY OF PRAISE, YOUR SUCCESS HAS BROUGHT ON A NEW AWARENESS OF THE IMPORTANCE OF CREATIVITY AND DEDICATION.

THE TRUE MEASURE OF A GREAT CITY RESTS IN THE STRENGTHS AND TALENTS OF ITS INDIVIDUAL CITIZENS. YOU DISPLAY THOSE TRAITS WHICH IDENTIFY A TRULY OUTSTANDING SAN ANTONIAN. THE MAYOR AND CITY COUNCIL HEREBY COMMEND YOU FOR YOUR CONTRIBUTIONS THAT HELP MAKE SAN ANTONIO SUCH A GREAT CITY."

Mr. Cullum thanked the Mayor and City Council for this honor, and introduced his wife, Renee, also present in the audience. He noted that he first began appearing along San Antonio's Riverwalk in 1963 at The Landing, with a group then known as "The Happy Jazz Band". He then spoke of his current radio show, "Riverwalk", on National Public Radio. He then recognized several Texas Public Radio officials present in the audience.

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The Mayor and City Council members congratulated him and spoke to his importance to the world of jazz music.

93-27 CONSENT AGENDA

Mr. Solis made a motion to approve Agenda Items 8 through 31, constituting the Consent Agenda, with Item 16 having earlier been removed from consideration by the City Manager. Mr. Thornton seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff. NAYS: None. ABSENT: Perez.

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AN ORDINANCE 78,171

ACCEPTING THE PROPOSAL OF AIMS MEDIA/PIED PIPER TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH VIDEO CASSETTES FOR CIRCULATION THROUGHOUT BRANCH LIBRARIES FOR A TOTAL OF \$6,874.40.

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AN ORDINANCE 78,172

ACCEPTING THE PROPOSAL OF FISCHER INTERNATIONAL SYSTEMS CORPORATION TO FURNISH THE CITY OF SAN ANTONIO INFORMATION SERVICES DEPARTMENT WITH PRINT MANAGEMENT COMPUTER SOFTWARE FOR A TOTAL OF \$3,600.00.

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AN ORDINANCE 78,173

ACCEPTING THE PROPOSAL OF PHOENIX SERVICE, INC. TO EXTEND AN EXISTING COMPUTER MAINTENANCE CONTRACT FOR MAINTENANCE OF COLOR PLOTTERS FOR THE INFORMATION SERVICES DEPARTMENT FOR A TOTAL OF \$3,462.22 FOR THE PERIOD OF APRIL 21, 1993, THROUGH SEPTEMBER 30, 1993.

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AN ORDINANCE 78,174 .

RATIFYING AND CONFIRMING ALL ACTION TAKEN BY CITY STAFF IN ACCEPTING THE PROPOSAL OF MAGRO AIR CONDITIONING & HEATING FOR EMERGENCY REPLACEMENT OF HVAC UNIT AT THE LINCOLN RECREATION CENTER IN THE SUM OF \$5,184.00.

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AN ORDINANCE 78,175 .

AUTHORIZING FIELD ALTERATION NO. 15 IN THE AMOUNT OF \$1,292.04 PAYABLE TO H.B. ZACHRY COMPANY AND APPROPRIATING FUNDS IN CONNECTION WITH THE CHERRY STREET DRAINAGE PROJECT NO. 15B, PHASE I, FROM 1983 GENERAL OBLIGATION DRAINAGE BOND FUNDS.

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AN ORDINANCE 78,176 .

ACCEPTING A PROPOSAL IN THE AMOUNT OF \$48,500.00 FROM PROFESSIONAL SERVICES INDUSTRIES, INC. FOR GEOTECHNICAL SERVICES, AND AUTHORIZING \$4,000.00 FOR CONTINGENCY EXPENSES IN CONNECTION WITH THE CONSTRUCTION OF THE NEW MAIN LIBRARY, FROM 1989 GENERAL OBLIGATION BOND FUNDS.

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AN ORDINANCE 78,177 .

ACCEPTING A PROPOSAL IN THE AMOUNT OF \$18,250.00 FROM RABA-KISTNER CONSULTANTS, INC. FOR THE PROVISION OF ENGINEERING SERVICES IN CONNECTION WITH THE CONSTRUCTION OF THE NEW MAIN LIBRARY; AUTHORIZING \$1,000.00 IN ENGINEERING CONTINGENCIES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 78,178 .

APPROPRIATING AND AUTHORIZING PAYMENT IN THE AMOUNT OF \$27,500.00 FOR LAND AQUISITION AND RELOCATION EXPENSES INCURRED AS PART OF THE CITY OF SAN ANTONIO'S COMMITMENT TO THE NATIONAL PARK SERVICE FOR EXPANSION AND IMPROVEMENTS AT MISSION SAN JOSE PARK; ACCEPTING TITLE TO 0.0742 ACRES OUT OF THE NORTH PORTION OF LOT B, NEW CITY BLOCK 7676 (3305

MISSION ROAD) AND TO LOT 18, BLOCK 2, NEW CITY BLOCK 9851 (114 PARMLY AVENUE) AND AUTHORIZING THE SUBSEQUENT CONVEYANCE TO THE NATIONAL PARKS SERVICE AND THE EXECUTION OF A QUITCLAIM TO PRAXEDES FRANCO, AND ANY OTHER NECESSARY DOCUMENTS TO AFFECT THIS TRANSACTION.

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AN ORDINANCE 78,179

AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,747.50 FOR TITLE CHARGES ON THE MARTIN/BOWIE STREET CONNECTION PROJECT, SOUTH FLORES STREET DRAINAGE PROJECT, #70-70A, PHASE II, CASTROVILLE ROAD RECONSTRUCTION PROJECT - GENERAL McCULLEN TO ACME ROAD, F.M. 1517 (ECKHERT ROAD) PROJECT - S.H. 16 TO HUEBNER ROAD AND THE NEW VISITOR CENTER AT MISSION SAN JOSE; AND APPROPRIATING FUNDS.

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AN ORDINANCE 78,180

AUTHORIZING A 25-YEAR LICENSE AGREEMENT FROM THE CITY OF SAN ANTONIO TO WEST TELEMARKETING OUTBOUND, INC. TO INSTALL TWO 4-INCH CONDUITS WHICH WILL HOUSE FIBER-OPTIC COMMUNICATIONS CABLES AND RELATED WIRING UNDER AND ACROSS LAUREATE DRIVE.

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AN ORDINANCE 78,181

ACCEPTING A JOINT USE AGREEMENT WITH THE SAN ANTONIO RIVER AUTHORITY IN CONNECTION WITH THE ARBOR PLACE STREET RECONSTRUCTION AND DRAINAGE PROJECT; AND AUTHORIZING THE EXECUTION OF SAID AGREEMENT.

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AN ORDINANCE 78,182

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$567.00 OUT OF GENERAL OBLIGATION BONDS TO COMPLETE PURCHASE OF FEE TITLE TO A PARCEL OF LAND AS PART OF THE F.M. 1517 (ECKHERT ROAD) PROJECT - S.H. 16 TO HUEBNER ROAD AND AMENDING ORDINANCE NUMBER 76493 TO CORRECT THE PURCHASE PRICE.

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AN ORDINANCE 78,183

AUTHORIZING EXECUTION OF A FIVE-YEAR LEASE AGREEMENT WITH JACK GLOVER, D/B/A COWBOY MUSEUM, FOR 21.25 SQUARE FEET OF SPACE AT 209 ALAMO PLAZA TO BE USED FOR A SIDEWALK PHOTO OPERATION FOR A TOTAL FEE OF \$573.60 PLUS ADJUSTMENTS DURING THE FOURTH AND FIFTH CONTRACT YEARS BASED ON THE CONSUMER PRICE INDEX.

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AN ORDINANCE 78,184

AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH RONALD R. DEROO DBA SAM HOUSTON SHOPPING CENTER FOR USE BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT OF 2,950 SQUARE FEET IN THE SAM HOUSTON SHOPPING CENTER LOCATED AT 1013 RITTIMAN ROAD; AUTHORIZING THE CITY MANAGER TO EXECUTE SAID LEASE AGREEMENT IN CONNECTION WITH THE WOMEN, INFANTS & CHILDREN'S NUTRITION PROJECT; AND AUTHORIZING AND APPROVING FUNDS IN CONNECTION THEREWITH.

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AN ORDINANCE 78,185

AUTHORIZING THE EXECUTION OF A TWO YEAR LEASE AGREEMENT WITH EAGLE USA AIRFREIGHT, INC. FOR LEASE OF BAYS 1 AND 2 COMPRISING 3,840 SQUARE FEET OF SPACE IN THE AIR CARGO BUILDING AT THE SAN ANTONIO INTERNATIONAL AIRPORT FOR A TOTAL ANNUAL RENTAL OF \$28,161.81.

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AN ORDINANCE 78,186

AUTHORIZING THE ASSIGNMENT OF 27,056 SQUARE FEET OF GROUND SPACE AND A BUILDING THEREUPON SITUATED WHICH FORM A PART OF THE COMTRAN INTERNATIONAL, INC. LEASE AT THE SAN ANTONIO INTERNATIONAL AIRPORT TO AERONEV, INC., THE AMENDMENT OF THE LEASE SO ASSIGNED AND THE DELETION OF THE ASSIGNED SPACE FROM THE COMTRAN INTERNATIONAL, INC. LEASE.

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AN ORDINANCE 78,187

AMENDING A LEASE WITH BANK ONE, TEXAS, N.A. TO PERMIT THE PLACEMENT OF AUTOMATIC TELLER MACHINES IN TERMINALS 1 AND 2 AT SAN ANTONIO INTERNATIONAL AIRPORT AT AN ANNUAL RENTAL OF \$13,200.00 AND PROVIDING FOR AN EXTENDED LEASE TERM ENDING ON JUNE 30, 1996.

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AN ORDINANCE 78,188

AMENDING THE 1991 UNIFORM PLUMBING CODE, WHICH WAS PASSED AND APPROVED ON NOVEMBER 19, 1992, TO REQUIRE THAT ONLY THOSE PLUMBERS WHO ARE STATE LICENSED SHALL BE ISSUED PLUMBING PERMITS.

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AN ORDINANCE 78,189

AUTHORIZING PAYMENT IN THE AMOUNT OF \$8,785.00 FOR THE TEXAS ASSOCIATION OF PRIVATE INDUSTRY COUNCIL (TAPIC) DUES FOR PROGRAM YEAR 1993-94.

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AN ORDINANCE 78,190

RESCINDING ORDINANCE 78097, PASSED JUNE 10, 1993, THAT AUTHORIZED THE CITY MANAGER TO EXECUTE A MODIFICATION OF INTERAGENCY AGREEMENT NO. 89-DD-R-029 BETWEEN THE NATIONAL INSTITUTE OF JUSTICE OF THE DEPARTMENT OF JUSTICE (DOJ) AND THE CITY OF SAN ANTONIO TO CONTINUE OPERATION OF THE DRUG USE FORECASTING (DUF) PROGRAM FOR THE PERIOD JUNE 30, 1993 THROUGH DECEMBER 30, 1993; AUTHORIZING THE CITY MANAGER TO EXECUTE INTERAGENCY AGREEMENT NO. 93-IJ-R-022 BETWEEN THE DOJ AND THE CITY OF SAN ANTONIO TO CONTINUE OPERATION OF THE DUF PROGRAM FOR THE PERIOD JULY 1, 1993 THROUGH JUNE 30, 1994; AUTHORIZING A BUDGET OF \$70,044.00 FOR PROJECT ACTIVITIES; AND ESTABLISHING A FUND AND BUDGET IN THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO ACCOUNT FOR DUF PROJECT ACTIVITIES.

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AN ORDINANCE 78,191

ACCEPTING AN ADDITIONAL AWARD OF \$59,442.00 IN CASH AND \$10,809.00 IN INKIND DIRECT ASSISTANCE VACCINE FROM THE U.S. PUBLIC HEALTH SERVICE IN SUPPORT OF THE OPERATION OF THE 1993 CHILD IMMUNIZATION MAINTENANCE PROJECT BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT; AMENDING THE BUDGET AND AUTHORIZING CONTRACTUAL SERVICES.

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AN ORDINANCE 78,192

TEMPORARILY CLOSING ALAMO PLAZA BETWEEN E. HOUSTON AND E. CROCKETT FROM 11:00 PM UNTIL MIDNIGHT ON SATURDAY, SEPTEMBER 18, 1993, FOR THE PURPOSE OF HAVING A "SQUARE DANCE ON ALAMO PLAZA EAST ALAMO JAMBOREE," AS REQUESTED BY THE ALAMO AREA SQUARE AND ROUND DANCE ASSOCIATION.

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AN ORDINANCE 78,193

TEMPORARILY CLOSING GUADALUPE STREET BETWEEN S. BRAZOS AND SAN JACINTO FROM 3:00 PM ON SATURDAY, SEPTEMBER 11, 1993 UNTIL 2:00 AM ON SUNDAY, SEPTEMBER 12, 1993, FOR THE PURPOSE OF HAVING A "DEIZ Y SEIS FESTIVAL AND BLOCK PARTY," AS REQUESTED BY THE AVENIDA GUADALUPE ASSOCIATION.

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93-27 The Clerk read the following Resolution:

A RESOLUTION 93-27-46

THE CITY COUNCIL OF THE CITY OF SAN ANTONIO SUPPORTING THE EFFORTS OF THE "FRIENDS OF THE INSTITUTO CERVANTES IN SAN ANTONIO," TO ESTABLISH A PERMANENT LOCATION OF THE INSTITUTO CERVANTES (MADRID, SPAIN), A NON-PROFIT CORPORATION WHOSE MISSION IS TO PROMOTE UNDERSTANDING WITH THE NON-SPANISH SPEAKER THROUGH THE USE, THE STUDY, AND THE TEACHING OF THE SPANISH LANGUAGE.

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Ms. Billa Burke made a motion to approve the proposed Resolution. Mr. Solis seconded the motion.

Ms. Pat Smothers, representing the Texas Department of Commerce and the International Trade Commission, spoke to Texas' importance and the reasons why San Antonio was selected as the site for Instituto Cervantes, noting that only New York City currently has a branch of the institute. She then spoke to the international importance of this institute, which is paid for by the government of Spain, and of the renowned artists and writers who appear at the institute. She spoke of the site selection process now underway in San Antonio, noting that some 40 branches of Instituto Cervantes are located around the world.

Ms. Billa Burke stated her belief that the Instituto Cervantes will complement the National Autonomous University of Mexico campus in San Antonio.

Mr. Ross noted that Spanish officials have spoken highly of San Antonio's warmth and cooperation.

Mr. Perez and Ms. McClendon both thanked the institute for locating in San Antonio.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Ayala, Ross, Thornton, Peak, Wolff; NAYS: None; ABSENT: Avila, Solis, Larson.

93-27

KOCH PETROLEUM TANKS

On A Point of Personal Privilege, Ms. McClendon noted that a leadership meeting of Metro Alliance, held last evening, expressed concern for the location of certain petroleum tanks near an eastside residential area. She noted that City Council approval is required for expansion of that tank farm, and expressed her belief that Koch Refining, whose tanks are located near Sam Houston High School, is in violation of the law by expanding the tank farm without City Council permission. She noted that certain violations were found at the tank farm as early as 1992, and asked the City Manager to begin levying fines of \$2,000 per day for each day the violations are cited, after June 30, 1993. She then spoke of the tanks' hazard to nearby schoolchildren. Mr. Alex Briseno, City Manager, noted that the City can file a complaint against the firm in Municipal Court, and if the firm is found guilty, the court will set the appropriate fine.

Ms. Frances Grams, representing Metro Alliance, spoke to details of the law concerned and the alleged violations.

Mayor Wolff recalled that a Public Hearing is required before any additional tanks can be installed, and that no such hearing was held, to his knowledge. He stated his belief that City staff should enforce the ordinance, and noted that the City also needs to determine if other tanks are also in violation.

Mr. Travis Bishop, Assistant to the City Manager, stated that he had attended the meeting last evening, and noted that an attorney for the firm involved has asked that the tanks in violation of the ordinance be removed. He stated that he would follow up on this matter.

Mr. Thornton stated his opinion that petroleum tanks should never have been installed in this location, in the first place, and questioned how this occurred.

93-27 ZONING HEARINGS

4A. CASE Z93020 (PP) - to rezone:

NCB 18045, PARCELS 4, 10, 11, AND 11-A

NCB 18045, THE EAST AND WEST 100 FEET OF THE SOUTH 835 FEET OF PARCEL 2.

NCB 18045, THE EAST, WEST 100 FEET AND THE SOUTH 100 FEET OF THE EAST 1196 FEET OF PARCEL 3, (PARCEL 3-A).

NCB 18045, THE WEST 100 FEET, THE NORTH 100 FEET OF THE SOUTH 3330, AND ALSO THE EAST 40 FEET OF THE SOUTH 3230 OF PARCEL 5-A.

NCB 18045, THE EAST, SOUTH 100 FEET AND THE WEST 60 FEET OF THE SOUTH 3330 FEET OF PARCEL 5.

NCB 018045, THE SOUTH 835 FEET OF PARCEL 2, SAVE & EXCEPT THE EAST AND WEST 100 FEET.

NCB 18045, PARCEL 3, SAVE & EXCEPT THE EAST, WEST 100 FEET AND THE SOUTH 100 FEET OF THE EAST 1196 FEET.

NCB 18045, PARCEL 5, SAVE & EXCEPT THE EAST, SOUTH 100 FEET AND THE WEST 60 FEET OF THE SOUTH 3330 FEET.

NCB 18045, PARCEL 5-A, SAVE & EXCEPT WEST 100 FEET, THE NORTH 100 FEET OF THE SOUTH 3330 FEET AND ALSO THE EAST 40 FEET OF THE SOUTH 3230 FEET. FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-A" RESIDENCE AGRICULTURE DISTRICT, "B-3" BUSINESS DISTRICT AND "I-2" CC WITH SPECIAL CITY COUNCIL APPROVAL FOR A SANITARY LANDFILL; LOCATED SOUTH OF MEDINA AIR FORCE BASE, WEST OF COVEL ROAD, NORTH OF PEARSALL ROAD AND NELSON ROAD AND EAST OF THE 1992 CITY LIMITS LINE.

The Zoning Commission has recommended denial of "B-3" and "I-2" CC for a sanitary landfill and approval of "R-A" Residence Agriculture District.

Mr. Andy Guerrero, Land Development Services, noted that this is a City-generated zoning change request, and he addressed City staff's recommendations for rezoning, which is not the same request as that made by the proponent. He further noted that the Zoning Commission is recommending an R-A zoning for the property.

Mr. Avila made a motion to rezone the entire tract of land in question R-A Residence-Agriculture District. Ms. Billa Burke seconded the motion.

Mr. Ken Gindy, 711 Navarro, attorney representing Waste Management Company, explained the proponent's plans for use of the property in question for landfill purposes, noting the firm's plans to use a portion of the subject property for recycling operations. He also spoke to plans to relocate a dangerous intersection of two roads on the property. He spoke to the industrial nature of the area, which he feels is not feasible for residential purposes. He then distributed to City Council members an artist's sketch of the proposed operation and spoke to its economic benefits. He then spoke in favor of a postponement in consideration of this rezoning request, if necessary, in order to meet with area citizens and groups on the planned usage of the property. He spoke in favor of having a master plan for this entire area.

Speaking in opposition, State Senator Frank Madla spoke to the south side's problems with landfills, over the years, and addressed the community's concerns for expansion of landfill operations. He spoke in support for the Zoning Commission recommendation.

Mr. Carl Nentwich noted that some 175 acres of land in this area already is zoned for a landfill, and asked that the landfill not be permitted to expand, noting that a possible regional landfill is to be located, perhaps to the south of this area.

Mr. Norman Nevins, representing Southwest Independent School District, stated that his board of trustees is opposed to the Waste Management request, and favors the Zoning Commission recommendation. He further stated his belief that the rezoning request is premature.

Mrs. Gloria Ann Riggs, representing Southwest Community Association, stated her belief that the proponent's plans for developing this property are incomplete, and spoke against the rezoning request. She then submitted petitions bearing some 800 signatures of property owners in opposition to the requested rezoning. Copies of the petitions are made a part of the papers of this meeting.

Mr. Mike Van Heake stated that his father resides next to the landfill property, and addressed his concern for the long life of landfills before they can be converted to such things as parks. He spoke against any expansion of the landfill operations.

Mr. David A. Barber spoke against the landfill expansion.

Ms. Maria A. Salas asked that the case be postponed in order that citizens might meet with Waste Management on a master plan for this area.

In rebuttal, Mr. Gindy noted that his client is not asking for expansion of the landfill at this time, only for approval of I-1 Industrial and B-2 Business District zonings on a portion of the firm's property.

Mayor Wolff spoke in support for the pending motion, and noted that any mediation between the property owner and the neighbors can be discussed later. He noted that the City's Nelson Gardens landfill now is phasing-down, and a site for a regional landfill is being sought.

Mr. Avila spoke in support for the pending motion for a R-A Residence-Agriculture District zoning on the property, and spoke to the historic landfill problems of the south side of the city.

Ms. Ayala spoke in support for the pending motion, and noted that Waste Management has been hauling in waste from other areas to this particular landfill.

Mr. Thornton spoke in support for the motion and spoke to problems of waste disposal, addressing cases of adverse development in this area.

A discussion then took place concerning the permitting process necessary for expansion of a landfill, and development in general in this area.

Ms. Billa Burke spoke to her concern that Waste Management has not yet met with the community on its plans for this property.

Ms. McClendon spoke in support for the pending motion.

In response to a question by Mr. Ross, Mr. Gindy discussed zoning restrictions on the property.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

AN ORDINANCE 78,194

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 NCB 18045, PARCELS 4, 10, 11, AND 11-A NCB 18045, THE EAST AND WEST 100 FEET OF THE SOUTH 835 FEET OF PARCEL 2. NCB 18045, THE EAST, WEST 100 FEET AND THE SOUTH 100 FEET OF THE EAST 1196 FEET OF PARCEL 3, (PARCEL 3-A). NCB 18045, THE WEST 100 FEET, THE NORTH 100 FEET OF THE SOUTH 3330, AND ALSO THE EAST 40 FEET OF THE SOUTH 3230 OF PARCEL 5-A. NCB 18045, THE EAST, SOUTH 100 FEET AND THE WEST 60 FEET OF THE SOUTH 3330 FEET OF PARCEL 5. NCB 018045, THE SOUTH 835 FEET OF PARCEL 2, SAVE & EXCEPT THE EAST AND WEST 100 FEET. NCB 18045, PARCEL 3, SAVE & EXCEPT THE EAST, WEST 100 FEET AND THE SOUTH 100 FEET OF THE EAST 1196 FEET. NCB 18045, PARCEL 5, SAVE & EXCEPT THE EAST, SOUTH 100 FEET AND THE WEST 60 FEET OF THE SOUTH 3330 FEET. NCB 18045, PARCEL 5-A, SAVE & EXCEPT WEST 100 FEET, THE NORTH 100 FEET OF THE SOUTH 3330 FEET AND ALSO THE EAST 40 FEET OF THE SOUTH 3230 FEET. FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-A" RESIDENCE AGRICULTURE DISTRICT, "B-3" BUSINESS DISTRICT AND "I-2" CC WITH SPECIAL CITY COUNCIL APPROVAL FOR A SANITARY LANDFILL; LOCATED SOUTH OF MEDINA AIR FORCE BASE, WEST OF COVEL ROAD, NORTH OF PEARSALL ROAD AND NELSON ROAD AND EAST OF THE 1992 CITY LIMITS LINE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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93-27 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE
NINETEENTH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
ENTITLEMENT BUDGET:

Mayor Wolff opened the Public Hearing.

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

Mr. Andrew Cameron, Director of the Department of Housing and Community Development, spoke to the 19th Year Community Development Block Grant Entitlement Period budget and addressed the rationale for the staff's recommendations.

The following persons spoke to this matter, and their funding requests:

Mr. Lindy Lindemann - George Gervin Youth Center.

Mr. Raul Almaguer - Berta Almaguer Activity Center rehabilitation.

Ms. Virginia Ramirez, Ms. Elvia Perez, and other speakers - COPS/Metro Alliance CDBG Package.

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

Ms. Gloria Ann Riggs - District 4 projects.

Mr. Frank Washington, Mr. Irvin Padgett, Ms. Gladys H. Cook - Community Workers Council/Acme Park area, South Acme Road reconstruction; Acme Park improvements.

Ms. Joyce R. Jary - William R. Sinkin Apartments fencing.

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

Ms. Olivia Ramon, Mr. Ken Messina, speaking for Dr. Bruce Kempf - Project Learn To Read.

Mr. Chuck Landy - Boys and Girls Clubs of San Antonio projects.

Mr. Frank Garcia - Sheley Apartments security windows.

Mr. Paul Brinkmann - Carver Community Cultural Center renovation of the "Little Carver".

Ms. Abidah Cotman-El, Ms. Deborah Crawford - completion of the "Little Carver".

Ms. Lynda Tippin - S.A. Fighting Back youth cleanup program.

Ms. Maria Salas - Hillside Acres neighborhood programs.

Miss Mary J. Alvarado - sidewalks, streets and curbs on three southside streets.

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

Mr. Joel V. Williams, East Central Independent School District - lake and swimming pool project in the Lakeside subdivision.

Mr. James Matthews - East Commerce Street economic development corridor, storm drainage, \$38 million in available federal funds.

Ms. Irene C. Solis - District 4 projects.

The City Clerk read the following Ordinance:

AN ORDINANCE 78,195

ADOPTING THE NINETEENTH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ENTITLEMENT BUDGET IN THE AMOUNT OF \$19,587,000.00; AUTHORIZING THE REPROGRAMMING OF DISTRICT CONTINGENCIES IN THE AMOUNT OF \$822,216.00 AND PROGRAM INCOME IN THE AMOUNT OF \$500,000.00 FOR A TOTAL 19TH YEAR PROGRAM OF \$20,909,216.00; APPROPRIATING \$490,000.00 TO SUPPORT THE IMMEDIATE IMPLEMENTATION OF THE DISTRICT 2 SUMMER YOUTH WORK PROGRAM, DISTRICT 8 YMCA RECREATION-DISADVANTAGED YOUTH PROGRAM, DISTRICT 10 LITTLE LEAGUE-DISADVANTAGED YOUTH PROGRAM, THE DISTRICTS 1 AND 2 NHS-HOUSING REHABILITATION LOAN PROGRAMS, AND FOR THE CONSTRUCTION SHORTFALL FOR THE EARLY LEARNING INSTITUTE MODIFICATIONS PROJECT; APPROPRIATING SAID PROGRAM FUNDS; ALLOCATING SAID PROGRAM FUNDS TO PROJECTS; ESTABLISHING ACCOUNTS IN CONNECTION WITH SAID PROGRAMS; AND AUTHORIZING THE CITY MANAGER, ASSISTANT CITY MANAGER, MANAGEMENT SERVICES DIRECTOR OR HOUSING AND COMMUNITY DEVELOPMENT DIRECTOR TO EXECUTE ALL REQUIRED CONTRACTS AND RELATED DOCUMENTS IN CONNECTION WITH SAID PROJECTS AND TO SUBMIT THE CDBG 19TH YEAR PROGRAM DESCRIPTION AND STATEMENT OF OBJECTIVES, CERTIFICATIONS AND OTHER INFORMATION AS REQUIRED TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR FISCAL YEAR 1993/1994 CDBG ENTITLEMENT FUNDS.

* * * *

Ms. McClendon made a motion to approve the proposed Ordinance.
Mr. Avila seconded the motion.

Mr. Cameron urged that City Council approve funding for projects that can be implemented immediately.

Mr. Alex Briseno, City Manager, confirmed the availability of some \$38 million in federal funding which cannot be spent because the funded projects are delayed for one reason or another, such as awaiting completion of adjacent projects, etc.

Mr. Perez spoke to coordination of the funding process with Mr. Solis and community groups, and how the funds will be allocated in all 10 City Council districts this year, in the recommended package. He stated that he would be looking toward reprogramming actions in the next few months.

Mr. Perez made a motion to approve certain amendments to the allocations for District 1. Mr. Solis seconded the motion.

Mr. Solis spoke of a new era in the CDBG funding process.

Mr. Solis made a motion to approve certain amendments to the allocations for District 5. Mr. Perez seconded the motion.

Mr. Larson stated that he agrees with the City staff recommendations, and addressed a \$2.64 million allocation in citywide CDBG funding for San Antonio Development Agency, in light of possible changes to be made in San Antonio's housing issues over the next few months. He questioned allocation of some 20 per cent of those funds for administrative costs for SADA.

Mr. Cameron spoke to SADA's \$2.1 million administrative costs in the current budget, which he noted is needed to administer the programmatic budget.

Mr. Thornton congratulated Mr. Perez and Mr. Solis for their hard work on this CDBG funding package.

Mr. Peak addressed the matter of housing initiatives in San Antonio.

Mr. Peak made a motion to approve certain amendments to the allocations for District 9. Mr. Solis seconded the motion.

Mr. Cameron noted that both Districts 8 and 10 have agreed to City staff's recommendations for funding within their respective districts.

Mr. Avila made a motion to approve certain amendments to the allocations for District 4. Mr. Perez seconded the motion.

Ms. McClendon made a motion to approve certain amendments to the allocations for District 2. Mr. Perez seconded the motion.

Ms. Ayala made a motion to approve certain amendments to the allocations for District 6. Mr. Solis seconded the motion.

Mr. Ross made a motion to approve certain amendments to the allocations for District 7. Mr. Perez seconded the motion.

Ms. Billa Burke made a motion to approve certain amendments to the allocations for District 3. Mr. Avila seconded the motion.

Mr. Cameron noted that the city wide portion of the CDBG package will be in accordance with City staff recommendations.

After consideration, the motion of the amendments for District 3, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

After consideration, the motion of the amendments for District 7, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

After consideration, the motion of the amendments for District 6, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

After consideration, the motion of the amendments for District 2, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

After consideration, the motion of the amendments for District 4, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

After consideration, the motion of the amendments for District 9, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

After consideration, the motion of the amendments for District 5, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

After consideration, the motion of the amendments for District 1, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, 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, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

93-27 ZONING HEARINGS (CONTINUED)

4B. CASE Z93076 (PP) - to rezone THE NORTH 250 FEET OF LOT 23, BLOCK 2, NCB 11314, 3619 WEIR AVENUE, FROM "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-2" TWO FAMILY RESIDENCE DISTRICT, LOCATED ON THE NORTHSIDE OF WEIR ROAD, 1054.2 FEET EAST OF THE INTERSECTION OF DAHLGREEN AVENUE AND WEIR AVENUE, BEING 504 FEET NORTH OF WEIR AVENUE AND HAVING A WIDTH OF 171.40 FEET AND DEPTH OF 250 FEET.

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

Mr. Andy Guerrero, Planner III, explained details of the Ordinance.

Ms. Ayala stated that she would support a motion restricting this proposed rezoning to the north 115 feet of the property concerned, with a limit of six duplex units.

Ms. Ayala made a motion to restrict the proposed rezoning to the north 115 feet of the property concerned, with a limit of six duplex units. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Perez, McClendon, Billa Burke.

AN ORDINANCE 78,196

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 250 FEET OF LOT 23, BLOCK 2, NCB 11314, 3619 WEIR AVENUE, FROM "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-2" TWO FAMILY RESIDENCE DISTRICT, LOCATED ON THE NORTHSIDE OF WEIR ROAD, 1054.2 FEET EAST OF THE INTERSECTION OF DAHLGREEN AVENUE AND WEIR AVENUE, BEING 504 FEET NORTH OF WEIR AVENUE AND HAVING A WIDTH OF 171.40 FEET AND DEPTH OF 250 FEET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4C. CASE Z93090 (CC) - to rezone TEMP. "R-1" ERZD TO "R-1" CC ERZD, 23.24 ACRES OUT OF NCB 18397; TEMP. "R-1" ERZD TO "B-2" ERZD, 1.34 ACRES OUT OF NCB 18397; TEMP. "R-1" ERZD TO "B-3" ERZD, 0.230 ACRES OUT OF NCB 18397, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "R-1" CC ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR A GOLF COURSE AND DRIVING RANGE AND "B-3" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT, LOCATED ON THE SOUTHEAST SIDE OF BLANCO ROAD, 1,088.48 FEET SOUTHWEST OF THE INTERSECTION OF LARIAT DRIVE AND BLANCO ROAD, THE 1.57 ACRE TRACT HAVING 310.13 FEET ON BLANCO ROAD AND A DEPTH OF 232 FEET AND THE 23.24 ACRE TRACT HAVING 490.08 FEET ON BLANCO ROAD.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council, provided that the recommendations of the Environmental Protection Officer are met.

Mr. Andy Guerrero, Planner III, explained details of the Ordinance.

Mr. Peak made a motion to approve the requested rezoning, with the exception that the requested B-3 ERZD area will be rezoned to B-2 ERZD, except for the footprint of the building, which will be rezoned to B-3 ERZD. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: McClendon, Avila, Solis, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Perez, Billa Burke, Ayala.

AN ORDINANCE 78,197

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 TEMP. "R-1" ERZD TO "R-1" CC ERZD, 23.24 ACRES OUT OF NCB 18397; TEMP. "R-1" ERZD TO "B-2" ERZD, 1.34 ACRES OUT OF NCB 18397; TEMP. "R-1" ERZD TO "B-3" ERZD, 0.230 ACRES OUT OF NCB 18397, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "R-1" CC ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR A GOLF COURSE AND DRIVING RANGE AND "B-3" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT, LOCATED ON THE SOUTHEAST SIDE OF BLANCO ROAD, 1,088.48 FEET SOUTHWEST OF THE INTERSECTION OF LARIAT DRIVE AND BLANCO ROAD, THE 1.57 ACRE TRACT HAVING 310.13 FEET ON BLANCO ROAD AND A DEPTH OF 232 FEET AND THE 23.24

ACRE TRACT HAVING 490.08 FEET ON BLANCO ROAD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4D. CASE Z93092 - to rezone TEMP. "R-1" TO "B-2", 0.6934 ACRES OUT OF NCB 16325; TEMP. "R-1" TO "R-3", 23.23 ACRES OUT OF NCB 16325, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT AND "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT, LOCATED ON THE NORTHWEST SIDE OF WEST AVENUE, 1,110.74 FEET SOUTHWEST OF THE INTERSECTION OF WOOD VALLEY DRIVE AND WEST AVENUE, WITH THE "B-2" AREA, HAVING 100 FEET ON WEST AVENUE AND A DEPTH OF 302 FEET AND THE "R-3" AREA BEING 302 FEET NORTHWEST OF WEST AVENUE, HAVING A DEPTH OF 2,104.46 FEET AND A WIDTH OF 1,100.58 FEET.

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

Mr. Andy Guerrero, Planner III, explained details of the Ordinance.

Mr. Peak made a motion to approve the recommendation of the Zoning Commission. Mr. Ross seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: McClendon, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Perez, Billa Burke, Avila, Solis.

AN ORDINANCE 78,198

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 TEMP. "R-1" TO "B-2", 0.6934 ACRES OUT OF NCB 16325; TEMP. "R-1" TO "R-3", 23.23 ACRES OUT OF NCB 16325, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT AND "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT, LOCATED ON THE NORTHWEST SIDE OF WEST AVENUE, 1,110.74 FEET SOUTHWEST OF THE INTERSECTION OF WOOD VALLEY DRIVE AND WEST AVENUE, WITH THE "B-2" AREA, HAVING 100 FEET ON WEST AVENUE AND A DEPTH OF 302 FEET AND THE "R-3" AREA BEING 302 FEET NORTHWEST

OF WEST AVENUE, HAVING A DEPTH OF 2,104.46 FEET AND
A WIDTH OF 1,100.58 FEET. "THE PENALTY FOR
VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4E. CASE Z93097 - to rezone THE WEST 120 FEET OF LOT 150,
BLOCK 21, NCB 11120, 400 MOURSUND ROAD, FROM "B-2NA" NON ALCOHOLIC SALES
DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT, LOCATED SOUTHEAST
OF THE INTERSECTION OF MOURSUND BLVD. AND GILLETTE BLVD., HAVING 115
FEET ON MOURSUND BLVD. AND 120 FEET ON GILLETTE BLVD.

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

Mr. Andy Guerrero, Planner III, explained details of the
Ordinance.

Mr. Larson made a motion to approve the recommendation of the
Zoning Commission. Mr. Ross seconded the motion.

After consideration, the motion, carrying with it the passage
of the following Ordinance, prevailed by the following vote: AYES:
McClendon, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None;
ABSENT: Perez, Billa Burke, Avila, Solis.

AN ORDINANCE 78,199

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 120 FEET OF LOT 150,
BLOCK 21, NCB 11120, 400 MOURSUND ROAD, FROM "B-2NA"
NON ALCOHOLIC SALES DISTRICT TO "R-3" MULTIPLE
FAMILY RESIDENCE DISTRICT, LOCATED SOUTHEAST OF THE
INTERSECTION OF MOURSUND BLVD. AND GILLETTE BLVD.,
HAVING 115 FEET ON MOURSUND BLVD. AND 120 FEET ON
GILLETTE BLVD. "THE PENALTY FOR VIOLATION IS A FINE
NOT TO EXCEED \$1,000.00."

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4F. CASE Z93091 to rezone 17.836 ACRES OUT OF NCB 14862, 5914 DEZAVALA ROAD, FROM "B-2" BUSINESS DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT, LOCATED ON THE SOUTH SIDE OF DEZAVALA ROAD, 270 FEET EAST OF THE INTERSECTION OF DEZAVALA ROAD AND AUTUMN VISTA, HAVING 1037.68 FEET ON DEZAVALA ROAD AND A DEPTH OF 1873.00 FEET.

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

Mr. Andy Guerrero, Planner III, explained details of the Ordinance.

Mr. Thornton made a motion to approve the recommendation of the Zoning Commission. Mr. Larson seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: McClendon, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Perez, Billa Burke, Avila Solis, Ayala.

AN ORDINANCE 78,200

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 17.836 ACRES OUT OF NCB 14862, 5914 DEZAVALA ROAD, FROM "B-2" BUSINESS DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT, LOCATED ON THE SOUTH SIDE OF DEZAVALA ROAD, 270 FEET EAST OF THE INTERSECTION OF DEZAVALA ROAD AND AUTUMN VISTA, HAVING 1037.68 FEET ON DEZAVALA ROAD AND A DEPTH OF 1873.00 FEET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4G. CASE Z93102 - to rezone THE SOUTHEAST 97.14 FEET OF LOT 22, BLOCK 12, NCB 14113, AT THE REAR OF 4900 BLOCK OF N.W. LOOP 410 EXPRESSWAY, FROM "B-1" BUSINESS DISTRICT TO "B-3NA" NON ALCOHOLIC SALES DISTRICT, LOCATED ON THE SOUTHWEST SIDE OF SUMMIT PARKWAY, 302.87 FEET SOUTHEAST OF THE INTERSECTION OF N.W. LOOP 410 AND SUMMIT PARKWAY, HAVING 97.14 FEET ON SUMMIT PARKWAY AND A DEPTH OF 200 FEET.

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

Mr. Andy Guerrero, Planner III, explained details of the Ordinance.

Mr. Ross made a motion to approve the recommendation of the Zoning Commission. Mr. Larson seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: McClendon, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Perez, Billa Burke, Avila, Solis, Ayala.

AN ORDINANCE 78,201

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 SOUTHEAST 97.14 FEET OF LOT 22, BLOCK 12, NCB 14113, AT THE REAR OF 4900 BLOCK OF N.W. LOOP 410 EXPRESSWAY, FROM "B-1" BUSINESS DISTRICT TO "B-3NA" NON ALCOHOLIC SALES DISTRICT, LOCATED ON THE SOUTHWEST SIDE OF SUMMIT PARKWAY, 302.87 FEET SOUTHEAST OF THE INTERSECTION OF N.W. LOOP 410 AND SUMMIT PARKWAY, HAVING 97.14 FEET ON SUMMIT PARKWAY AND A DEPTH OF 200 FEET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4H. CASE Z93098 - to rezone LOTS 41, 42 AND 44, BLOCK 2, NCB 12812, FROM "P-1(B-1)" PLANNED UNIT DEVELOPMENT BUSINESS DISTRICT TO "P-1(B-2)" PLANNED UNIT DEVELOPMENT BUSINESS DISTRICT, LOCATED ON THE WEST SIDE OF FREDERICKSBURG ROAD, 220 FEET SOUTHWEST OF THE INTERSECTION OF LOUIS PASTEUR DRIVE AND FREDERICKSBURG ROAD, HAVING 339.27 FEET ON FREDERICKSBURG ROAD AND A DEPTH OF 425.08 FEET.

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

Mr. Andy Guerrero, Planner III, explained details of the Ordinance.

Mr. Thornton made a motion to approve the recommendation of the Zoning Commission. Mr. Larson seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: McClendon, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Perez, Billa Burke, Avila, Solis, Ayala.

AN ORDINANCE 78,202

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 41, 42 AND 44, BLOCK 2, NCB 12812, FROM "P-1(B-1)" PLANNED UNIT DEVELOPMENT BUSINESS DISTRICT TO "P-1(B-2)" PLANNED UNIT DEVELOPMENT BUSINESS DISTRICT, LOCATED ON THE WEST SIDE OF FREDERICKSBURG ROAD, 220 FEET SOUTHWEST OF THE INTERSECTION OF LOUIS PASTEUR DRIVE AND FREDERICKSBURG ROAD, HAVING 339.27 FEET ON FREDERICKSBURG ROAD AND A DEPTH OF 425.08 FEET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4I. CASE Z93095 (SUP) - to rezone A 0.041 ACRE TRACT OUT OF LOT 7, NCB 13790, FROM "D" APARTMENT DISTRICT TO "O-1" SUP OFFICE DISTRICT, LOCATED ON THE SOUTHWEST SIDE OF I.H. 37 EXPRESSWAY AND WOODRUFF AVENUE, HAVING 25 FEET ON I.H. 37 EXPRESSWAY AND A DEPTH OF 71.26.

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

Mr. Andy Guerrero, Planner III, explained details of the Ordinance.

Ms. Billa Burke noted that the billboard in question is used strictly for public service-type messages by RAYCO.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Solis; ABSTAINED: Ayala.

AN ORDINANCE 78,203

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 0.041 ACRE TRACT OUT OF LOT 7,

NCB 13790, FROM "D" APARTMENT DISTRICT TO "O-1" SUP OFFICE DISTRICT, LOCATED ON THE SOUTHWEST SIDE OF I.H. 37 EXPRESSWAY AND WOODRUFF AVENUE, HAVING 25 FEET ON I.H. 37 EXPRESSWAY AND A DEPTH OF 71.26. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

93-27 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE
ALAMODOME MORATORIUM EXCEPTION:

Mayor Wolff opened the Public Hearing.

No citizens were registered to speak on the matter.

Mayor Wolff declared the Public Hearing closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 78,204

GRANTING AN EXCEPTION TO THE MORATORIUM ON THE ISSUANCE OF SIGN PERMITS, CERTIFICATES OF OCCUPANCY, AND ZONING CHANGES IN THE ALAMODOME IMPACT AREA IN ORDER TO ALLOW MR. JULIO LEVY TO APPLY FOR A CERTIFICATE OF OCCUPANCY FOR A COMMERCIAL PARKING LOT AND A 600 SQUARE FOOT OFFICE BUILDING AT 803 SOUTH CHERRY.

* * * *

Mr. Gene Camargo, Director of Building Inspections, briefly explained the proposed exception to the moratorium.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: McClendon, Billa Burke, Avila, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Perez, Solis, Ayala.

93-27 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE
FREDERICKSBURG ROAD MORATORIUM EXCEPTION:

Mayor Wolff opened the Public Hearing.

No citizens were registered to speak on the matter.

Mayor Wolff declared the Public Hearing closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 78,205

GRANTING AN EXCEPTION TO THE MORATORIUM ON THE ISSUANCE OF SIGN PERMITS, CERTIFICATES OF OCCUPANCY, AND ZONING CHANGES IN THE FREDERICKSBURG ROAD PROJECT AREA IN ORDER TO ALLOW MR. JOSEPH LAURIN AND MR. MICHAEL GARDNER TO APPLY FOR THE DEVELOPMENT-RELATED PERMITS NEEDED TO OCCUPY THE PROPERTY LOCATED AT 1818 FREDERICKSBURG ROAD AS AN AUTOMOBILE ACCESSORIES RETAIL STORE.

* * * *

Mr. Gene Camargo, Director of Building Inspections, briefly explained the proposed exception to the moratorium.

Mr. Ross 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: McClendon, Billa Burke, Avila, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Perez, Solis, Ayala.

93-27 VISIT BY LT. GOV. BULLOCK

On a Point of Personal Privilege, Mayor Wolff noted that Lt. Gov. Bob Bullock is scheduled to be in San Antonio June 30th, and he asked that the following Resolution be enacted, commending him for his many good works on behalf of San Antonio.

The City Clerk read the following Resolution:

A RESOLUTION NO: 93-27-47

WHEREAS, LIEUTENANT GOVERNOR BOB BULLOCK EXHIBITED UNTIRING AND INSPIRED LEADERSHIP IN THE 1993 SESSION OF THE TEXAS LEGISLATURE; AND

WHEREAS, LIEUTENANT GOVERNOR BOB BULLOCK LED THE CHARGE TO PASS LEGISLATION TO MANAGE THE EDWARDS AQUIFER, AND INVALUABLE NATURAL RESOURCE FOR NOT ONLY THE CITY OF SAN ANTONIO BUT FOR ALL OF SOUTH TEXAS; AND

WHEREAS, LIEUTENANT GOVERNOR BOB BULLOCK WAS DEDICATED TO THE SUCCESSFUL PASSAGE OF LEGISLATION TO BRING ABOUT PRODUCTS LIABILITY REFORMS, TRUCKING DEREGULATION, AND RESTRICTIONS ON THE USE OF TEXAS COURTS BY FOREIGN AGENTS; AND

WHEREAS, LIEUTENANT GOVERNOR BOB BULLOCK'S CEASELESS EFFORTS ON BEHALF OF PUBLIC AND HIGHER EDUCATION HELPED SECURE FUNDING FOR SCHOOLS ACROSS THE STATE; UTSA'S DOWNTOWN CAMPUS WILL BECOME A REALITY AS A RESULT OF HIS LEADERSHIP; AND

WHEREAS, IT IS FITTING AND PROPER THAT THE CITY OF SAN ANTONIO, IN DEEP GRATITUDE AND APPRECIATION FOR HIS OUTSTANDING SERVICE, SET ASIDE WEDNESDAY, JUNE 30, 1993, AS A SPECIAL DAY OF RECOGNITION TO HONOR LIEUTENANT GOVERNOR BOB BULLOCK; NOW, THEREFORE:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

THAT THE CITY OF SAN ANTONIO HEREBY ISSUES THIS OFFICIAL RESOLUTION OF APPRECIATION TO LIEUTENANT GOVERNOR BOB BULLOCK ON THIS SPECIAL DAY FOR HIS TREMENDOUS LEADERSHIP IN HIS EFFORTS TO SERVE THE PEOPLE OF SAN ANTONIO, SOUTH TEXAS, AND THE ENTIRE STATE.

Ms. Billa Burke made a motion to approve the proposed Resolution. Mr. Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the Resolution prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Solis, Ayala.

93-27 AREA-WIDE REZONING HEARING AT CARVER CENTER

On a Point of Personal Privilege, Ms. McClendon spoke to details of a hearing held at the Carver Cultural Center last evening, at which some 600 persons were present to speak to the matter of an area-wide rezoning proposal. She spoke to the unruly nature of that meeting, and stated that citizens need to be informed about the rezoning process and how it works. She stressed the need for citizen input into this rezoning matter, and stated her belief that the meeting was poorly organized.

Mr. David Pasley, Director of Planning, spoke to the area-wide rezoning process underway in many sectors of the city, and spoke to the unusual nature of the group attending the meeting last night. He stated that the purpose of the meeting was to inform the citizens on the proposed rezoning of some 8,000 parcels of property on the city's east side. He noted that, in retrospect, it might be wise to break up these area-wide rezoning matters into smaller tracts.

93-27 The Clerk read the following Ordinance:

AN ORDINANCE 78,206

AUTHORIZING THE EXECUTION OF A CONSENT AND ESTOPPEL AGREEMENT (CONCESSIONS AGREEMENT) FOR THE AMENDED AND RESTATED CONCESSIONS LICENSE AGREEMENT, AS AMENDED, AND THE MULTI-PURPOSE DOME FACILITY CONCESSIONS AGREEMENT, AS AMENDED, FOR THE BENEFIT OF NATIONAL WESTMINSTER BANK PLC; AND DECLARING AN EMERGENCY.

* * * *

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

Mr. Roland Lozano, Director of Dome Development, noted that the City Council some time ago approved the matter of interim financing for the news Spurs' ownership, and stated that this proposed ordinance deals with their permanent financing.

On another related matter, Mr. Lozano noted that the new scoreboard will be installed by the Spurs by July 9th, in the Alamodome.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Solis, Ayala.

93-27 The Clerk read the following Ordinance:

AN ORDINANCE 78,207

AUTHORIZING THE EXECUTION OF A CONSENT AND ESTOPPEL AGREEMENT (LEASE AGREEMENT) FOR THE AMENDED AND RESTATED ARENA LEASE AGREEMENT, AS AMENDED, AND THE MULTI-PURPOSE DOME FACILITY SUBLEASE AGREEMENT, AS

AMENDED, FOR THE BENEFIT OF NATIONAL WESTMINSTER
BANK PLC; AND DECLARING AN EMERGENCY.

* * * *

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

In response to a question by Mr. Larson, Mr. Roland Lozano,
Director of Dome Development, explained the circumstances of any
default.

After consideration, the motion, carrying with it the passage
of the Ordinance, prevailed by the following vote: AYES: Perez,
McClendon, Billa Burke, Avila, Ross, Thornton, Peak, Larson, Wolff;
NAYS: None; ABSENT: Solis, Ayala.

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93-27

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CITIZENS TO BE HEARD
-

TONI SALAY

Toni Salay, 531 W. Olmos, spoke to her childcare funding
needs. Child Care Management Services takes care of her children but
only 3% of children are cared for this way, because of funding. She
stated that it is distasteful to raise her children on welfare, and she
will have paid off her indebtedness in seven years.

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(At this time Mayor Wolff left the meeting. Councilman Larson
presided.)

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ROSA ROSALES

Rosa Rosales, LULAC and AFGE, read a resolution proposed
earlier to City Council to insure no grapes be served at any City
function. She feels pesticides on grapes cause deformities in children.
For sake of Cesar Chavez, she asks all City Council members to sign the
Resolution, noting that Mr. Avila and Mr. Solis have signed it.

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CAROL D. FRYE

Carol D. Frye, Childcare Services Association, spoke to need for child care for those in need, from low income families.

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ANGELA GARCIA

Angela Garcia, LULAC District XV, addressed her concern that LULAC had to pay the costs for a sign at a recent citizens meeting, and asked Mr. Perez to pay for such costs.

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NORMA J. FUNARI

Norma J. Funari, 1906 Castroville Road, Madonna Neighborhood Center Director, spoke about having to turn away children because they do not meet state standards. She also suggested that the City approve additional funding.

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SAMUEL DIBRELL

Samuel Dibrell, Attorney representing the Daughters of the Republic of Texas, read a prepared statement on an occurrence at the Alamo relative to the taking of photographs. (A copy of the statement is on file with the papers of this meeting.)

Thornton related the incident as it occurred during his official representation of the City and his embarrassment over this incident. A discussion ensued on what transpired and the terminology of professional or commercial photographers.

Mayor Wolff asked Mr. Dibrell to review some of the current policies of the Daughters of the Republic of Texas. He also expressed concern about the present configuration with the street in front of the Alamo.

Solis suggested that a change of the rules and procedures be considered where there can be access to the Alamo by City representatives.

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MARIA SALAS

Maria Salas, 5119 Hayden, expressed concern about more dumping at the Nelson Gardens landfill, especially the material near the Alamodome.

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DON WILKINS CASTILLO

Don Wilkins Castillo, 1010 N. Frio, spoke about current problems at the Parkside Apartment with the Parkside manager. He spoke to the many problems at this apartment complex.

Mr. Solis spoke of the proposed meeting with representatives of HUD on this matter.

* * * *

JUNELLE GAMBS

Junelle Gambs, 610 Weinberg, read a prepared statement to the Council expressing concern about the non-recognition of David Schott who she said was the driving force behind the Fair Avenue Recycling Collection Center.

Mayor Wolff stated that Mr. Schott should be commended for all the work he does and the proposed budget includes support for the recycling center run by Mr. Schott.

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TONY UMINSKI

Tony Uminski spoke to the Council about his support for an ice hockey team for San Antonio. He asked the Council to lend their support for professional ice hockey at the Alamodome.

Mayor Wolff stated that the City Council will be discussing this issue at tonight's Executive Session.

* * * *

JOHN M. CONNALLY

John M. Connally, 2800 N. E. Loop 410 #307, spoke to the Council about his experience and use of the Carver Community Center and Lila Cockrell Theater. He especially commended the staff and technicians from the Carver Community Center. He stated that the facilities are great, however the parking for that center is almost

nonexistent. He urged the paving of an adjoining lot in order to better serve the public.

519

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DORA M. GUERRA

Dora M. Guerra, also spoke about the need to upgrade the Carver facilities. She spoke in support of the grape boycott. She then stated that there is a terrible problem with stray animals and said that there is a need to pass a strict spay/neuter law in order to alleviate the problem.

Mayor Wolff stated that the issue of stray animals will be coming up for discussion.

* * * *

G. KEITH GRASSHAM

G. Keith Grassham, 1402 Lightstone, also spoke in favor of ice hockey for San Antonio. He spoke to the opportunities for the City and the economic value of having ice hockey here. He stated that the average hockey ticket sells for \$9.00.

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ALAN P. GNOSPELIUS

Alan P. Gnospelius, 19730 Encino Glen, spoke about a youth hockey team to the Council. He is the director and urged the Council to support this effort.

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GERALD MUISENER

Gerald Muisener, 27118 Boerne Forest, Boerne, Texas, reiterated statements made by previous speakers.

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93-27 City Council recessed its regular meeting at 7:10 P.M., reconvening in regular session at 8:00 P.M.
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93-27 The Clerk read the following Ordinance:

AN ORDINANCE 78,208

AMENDING CITY CODE CHAPTER 5, ENTITLED "ANIMALS AND FOWL" TO ALLOW VETERINARIANS TO RETAIN TWENTY-FIVE PERCENT OF FEES FOR DOG LICENSE TAGS ISSUED BY SAID VETERINARIANS; AND ADDING LANGUAGE TO ALLOW THE CITY HEALTH DEPARTMENT AND THE VETERINARY MEDICAL ASSOCIATION TO HOLD JOINT ANIMAL VACCINATION DRIVES.

* * * *

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

Dr. Fernando Guerra, Director of the Metropolitan Health District, explained the need for passage of this proposed ordinance in order to encourage participation by private veterinarians in the upcoming special anti-rabies vaccination drive this summer. He then spoke to recent rabies incidents in the local area, and stated his belief that raising the vaccination-fee return percentage for private participating veterinarians will help greatly in this effort.

A discussion then ensued concerning the revenues received from the anti-rabies City drives, and the number of domestic animals vaccinated against rabies each year, including the number vaccinated during these drives.

Dr. Guerra noted that some 39,000 animals were euthanized in the city last year by the Animal Control Facility, and some 44,000 were euthanized the preceding year.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

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93-27 The Clerk read the following Ordinance:

AN ORDINANCE 78,209

AMENDING ORDINANCE NO. 76089, PASSED AND APPROVED ON JULY 9, 1992, DEOBLIGATING \$392,487.00 IN JOB TRAINING PARTNERSHIP ACT (JTPA) TITLE IIA FUNDS FROM THE ALAMO COMMUNITY COLLEGE DISTRICT (ACCD); REOBLIGATING SAID FUNDS TO THE TITLE IIA CUSTOMIZED TRAINING PROGRAM IN THE AMOUNT OF \$221,487.00, TO BCOIC IN THE AMOUNT OF \$71,000.00 AND TO MATTHEWS &

BRANSCOMB IN THE AMOUNT OF \$100,000.00; AMENDING ORDINANCE NO. 77304, PASSED AND APPROVED ON FEBRUARY 3, 1993, AUTHORIZING THE TRANSFER OF \$38,000.00 IN JTPA FUNDS TO THE LITERACY BOND FUND FOR THE PURCHASE OF COMPUTER EQUIPMENT; AUTHORIZING THE EXECUTION OF CONTRACT AMENDMENTS; AND APPROVING A REVISED BUDGET.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

93-27 The Clerk read the following Ordinance:

AN ORDINANCE 78,210

AMENDING ORDINANCE NO. 77786 AND AUTHORIZING THE ACCEPTANCE OF AN ADDITIONAL \$142,870.00 IN JOB TRAINING PARTNERSHIP ACT (JTPA) TITLE IIB SUMMER YOUTH FUNDS; ALLOCATING SAID FUNDS TO BCOIC IN THE AMOUNT OF \$60,000.00; CIS IN THE AMOUNT OF \$20,000.00; SAN ANTONIO 70001 IN THE AMOUNT OF \$20,000.00; AACOG IN THE AMOUNT OF \$18,431.00; AND DCI IN THE AMOUNT OF \$24,439.00; AUTHORIZING THE EXECUTION OF CONTRACT AMENDMENTS WITH SAID SERVICE PROVIDERS; AND APPROVING A REVISED BUDGET.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

The Clerk read the following Ordinance:

AN ORDINANCE 78,211

APPROVING THE JOB TRAINING PARTNERSHIP ACT TITLE IIC YOUTH PLAN; AUTHORIZING THE ACCEPTANCE OF TITLE IIC FUNDS IN THE AMOUNT OF \$3,680,158.00 FROM THE TEXAS DEPARTMENT OF COMMERCE (TDOC); AUTHORIZING THE NEGOTIATION OF CONTRACTS WITH AACOG AND BEXAR COUNTY AS PARTNERS IN THE ALAMO SDA; AUTHORIZING THE EXECUTION OF CONTRACTS WITH SERVICE PROVIDERS SELECTED BY THE SAN ANTONIO WORKS BOARD; APPROVING A BUDGET; AND APPROVING A PERSONNEL COMPLEMENT.

* * * *

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

Mr. Kevin Moriarty, Director of Community Initiatives, stated that the proposed ordinance sets base allocations for the next year, and that this is but one of perhaps two or three such allocation requests that will be expected during this year. He further noted that the overall grant funds involved have been declining over the past few years.

Mr. Solis noted that several outside agencies that have not utilized all their funding are being recommended for re-funding, when better-producing agencies are not being funded at that level.

Mr. Moriarty responded by explaining the allocations for job training funds and the reasons for those allocations.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Ayala.

Mr. Solis made a motion requesting that San Antonio Neighborhood Youth Organization (SANYO) be considered by the San Antonio Works board as a contractor at the \$400,000.00 level when an expected \$12 million in 'carry-over funds' become available; that the board use the 80 per cent of expenditure policy; and that the board prioritize its funding for services for clients. Ms. Billa Burke seconded the motion.

Mayor Wolff spoke against any motion that would be telling the San Antonio Water System board what to do.

Mr. Alex Briseno, City Manager, noted that a two-thirds vote of City Council is required to override any San Antonio Water System board recommendation.

Ms. McClendon noted that the SAW board was created to keep itself at arm's-length from any political arm-twisting. She stated that she cannot support the pending motion, when only this morning the City Council voted to allow this board to spin-off into an independent agency.

Mayor Wolff spoke to SANYO's high marks, but expressed his concern about the direction proposed and the precedent that this proposed action would set in motion.

Mr. Ross spoke to the action taken by Council this morning, and spoke against the proposed motion on the table.

Mayor Wolff asked the maker and seconder of the pending motion to consider withdrawing their motion, and allow Mr. Solis, Ms. McClendon and Mr. Ross to discuss possible recommended policy changes for the SAW board.

Mr. Solis and Ms. Billa Burke, the maker and seconder of the pending motion, asked that their motion be withdrawn.

93-27 The Clerk read the following Ordinance:

AN ORDINANCE 78,212

AUTHORIZING THE CITY MANAGER TO ACCEPT AND ALLOCATE JOB TRAINING PARTNERSHIP (JTPA) TITLE IIA FUNDS IN THE AMOUNT OF \$4,954,024.00 FROM THE TEXAS DEPARTMENT OF COMMERCE FOR PROGRAM YEAR 1993; AUTHORIZING THE EXECUTION OF CONTRACTS WITH SERVICE PROVIDERS SELECTED BY THE SAN ANTONIO WORKS BOARD; APPROVING A BUDGET; AND APPROVING A PERSONNEL COMPLEMENT.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

93-27 The Clerk read the following Ordinance:

AN ORDINANCE 78,213

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT WITH E. E. ROBERTS COMPANY, INC. IN THE AMOUNT OF \$2,005,367.00 IN CONNECTION WITH THE RENOVATION OF THE FARMERS MARKET; AUTHORIZING \$62,304.00 FOR CONSTRUCTION CONTINGENCIES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

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

Mr. John German, Director of Public Works, briefly explained the renovation plans for Farmers Market.

In response to a question by Mr. Larson, Mr. German noted that the bids received were higher than anticipated by staff.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

93-27 The Clerk read the following Ordinance:

AN ORDINANCE 78,214

APPROVING AND RATIFYING THE RETENTION OF TERRY BICKERTON FOR REPRESENTATION OF THE CITY OF SAN ANTONIO IN CAUSE NO. 92-CI-11196, STYLED SAN ANTONIO POLICE OFFICERS' ASSOCIATION v. CITY OF SAN ANTONIO, ET AL FOR AN AMOUNT NOT TO EXCEED \$15,000.00.

* * * *

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

Mr. Lloyd Garza, City Attorney, explained the San Antonio Police Officers Association lawsuit against the City of San Antonio over the civilianization of certain Police Department positions.

In response to a question by Mr. Ross, Mr. Garza spoke to the civilianization procedures and the firefighters' lawsuit, and addressed certain state law statutes that pertain to this issue.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

93-27 The Clerk read the following Ordinance:

AN ORDINANCE 78,215

APPROPRIATING \$7,029.84 AND AUTHORIZING PAYMENT TO THE LAW FIRM OF SOULES & WALLACE OF \$5,216.00 FOR LEGAL SERVICES RENDERED AND \$1,813.84 FOR RELATED EXPENSES IN CONNECTION WITH THE APPEAL OF CAUSE NO. 91-CI-10839, VAN DE WALLE AGRICULTURAL PROPERTIES, LTD. VS. CITY OF SAN ANTONIO.

* * * *

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

Mr. Lloyd Garza, City Attorney, briefly explained the proposed ordinance.

In response to a question by Mr. Solis, Mr. Garza spoke to the choices for an outside attorney and how they are selected, addressing the minority considerations involved.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: McClendon.

93-27 The Clerk read the following Ordinance:

AN ORDINANCE 78,216

AUTHORIZING AN ADMINISTRATIVE SERVICES CONTRACT IN THE AMOUNT OF \$8,000.00 PAYABLE FROM THE DISTRICT 6 DISCRETIONARY ACCOUNT, AS REQUESTED BY COUNCILWOMAN HELEN AYALA.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: McClendon.

93-27 The Clerk read the following Ordinance:

AN ORDINANCE 78,217

AUTHORIZING THE CITY MANAGER TO PAY \$20,000 TO GREATER SAN ANTONIO CHAMBER OF COMMERCE AS THE CITY'S SHARE OF COST INCURRED IN THE COMMUNITY WIDE ADVOCACY AGAINST THE CLOSURE OF KELLY AIR FORCE BASE.

* * * *

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

Mr. Marc Rodriguez, Manager of Intergovernmental Relations, explained San Antonio's portion of the \$101,000 budget, noting that private funds collected now total about \$81,000. He noted that San Antonio currently is paying about \$25,000 of the costs.

Mr. Larson spoke to the funding sources for San Antonio's portion of the costs to protect Kelly Air Force Base's estimated \$1 billion impact on San Antonio, annually. He noted that it costs money to save Kelly's jobs.

Several Council members spoke to the community effort put forth on behalf of saving Kelly's jobs, and the need to prepare for another such effort in 1995.

Mayor Wolff noted that the formal announcement of the Base Closure and Realignment Commission will come tomorrow morning, from Washington, D.C.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

93-27

CITY MANAGER'S REPORT

GOALS & OBJECTIVES WORKSHOP

Mr. Alex Briseno, City Manager, addressed details of the City Council's goals and objectives workshop, and provided a handout with a map and agenda for Council members.

93-27 City Council recessed its regular meeting at 9:48 P.M. in order to convene in Executive Session for the purpose of:

A. Briefing on status of negotiations with San Antonio Spurs concerning proposed amendments to the Alamodome Lease and Concessions Agreements.

B. Briefing on litigation styled Lyda Construction Company, Inc. vs. City of San Anonio, pertaining to Alamodome construction.

C. Briefing on proposed HemisFair Arena Agreement with professional Ice Hockey Team.

City Council adjourned its Executive Session and reconvened in regular session at 11:14 P.M.

93-27 There being no further business to come before the Council, the meeting was adjourned at 11:15 P.M.

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

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

