

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO, HELD IN  
THE COUNCIL CHAMBERS, MUNICIPAL  
PLAZA BUILDING, THURSDAY, JULY 11,  
1996.

\* \* \* \*

96-27 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor William E. Thornton, with the following members present: FLORES, McCLENDON, BILLA BURKE, AVILA, SOLIS, HERRERA, ROSS, MARBUT, PEAK, WEBSTER, THORNTON; Absent: NONE.

96-27 Invocation - Reverend David Roach, Good Shepherd Lutheran Church.

96-27 Pledge of Allegiance to the flag of the United States.

96-27 SIERRA CLUB

Mayor Thornton spoke to the application for a temporary restraining order filed by the Sierra Club, stating that the group is now asking Judge Lucius Bunton to order further water restrictions on pumpage from the Edwards Aquifer. He stated that the City of San Antonio already is reducing such usage on its own, which he feels is the reasonable thing to do to conserve water. He further noted that the state's highest court recently approved the Edwards Aquifer Authority. He also stated that the current drought was created by nature, not the City of San Antonio, but noted his belief that the Sierra Club insists on pushing this issue further. He stated that the springs could be at risk even if the City of San Antonio completely stopped pumping water from the Edwards Aquifer, and noted that the drought now is affecting jobs. He spoke to his concern being more for families and less for 'lizards', and stated that San Antonio will fight these court-ordered cutbacks, if ordered, all the way to the Supreme Court. He spoke to the need to go to Congress and change the Endangered Species Act. He stated his belief that the court will use the City's actions in creating a regional water plan, and spoke to the need for all involved to pull together to fight the common water problem. A copy of his draft statement is made a part of the papers of this meeting.

Mr. Joe Aceves, President, San Antonio Water System, spoke to details of the new pleadings by the Sierra Club, which include reducing

our water usage to 20 per cent over the winter average usage.

Mayor Thornton stated that he would like to determine who is funding the Sierra Club court actions.

Mr. Aceves stated that he has been informed that the Sierra Club lawyers are working on a contingency fee basis, with the loser of the lawsuit to pay attorneys' fees.

Mr. Ross spoke to the need for San Antonio to take a proactive stance all the way to the Supreme Court, noting that while the Sierra Club is concerned for endangered species, the City Council is concerned for people.

Mr. Webster spoke to the constitutionality of this issue, stating his belief that this is not a federal issue, but one of states' rights.

Mr. Russ Johnson, general counsel, SAWS, stated that he would address this matter in his own pleadings, and agreed that this is a relevant point.

- - -  
96-27 Minutes of the April 11, 1996 and May 30, 1996 Regular City Council meetings were approved.

- - -  
96-27 CONSENT AGENDA

Mr. Flores made a motion to approve Agenda Items 8 through 28J, constituting the Consent Agenda, with Item 18 having been earlier removed from consideration by the City Manager, and Agenda Items 11, 15 and 20 being pulled for individual consideration. Ms. McClendon seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; ABSENT: None.

AN ORDINANCE 84,355

ACCEPTING THE LOW, QUALIFIED BID OF MILYN EQUIPMENT, INC. TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH A TUB GRINDER FOR A TOTAL OF \$149,950.00.

\* \* \* \*

AN ORDINANCE 84,356

ACCEPTING THE LOW BID OF PAK-MOR MANUFACTURING COMPANY TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC

WORKS DEPARTMENT WITH REFUSE COLLECTION BODIES FOR A  
TOTAL OF \$101,100.00.

\* \* \* \*

AN ORDINANCE 84,357

ACCEPTING THE LOW, QUALIFIED BIDS OF MENCO, INC.  
D/B/A GRAVELY SALES & SERVICE, SOUTHWEST LIFT, INC.  
INC., WATSON DISTRIBUTING COMPANY, INC., AND MISSION  
EQUIPMENT TO PROVIDE THE CITY OF SAN ANTONIO WITH  
MOWING EQUIPMENT FOR A TOTAL OF \$164,143.00.

\* \* \* \*

AN ORDINANCE 84,358

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE  
THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND  
SERVICES ON AN ANNUAL CONTRACT BASIS FOR THE 1996-97  
FISCAL YEAR FOR A TOTAL OF APPROXIMATELY  
\$3,200,000.00. (COPIES OF ALL BID PACKETS ARE  
AVAILABLE FOR REVIEW IN THE PURCHASING DEPARTMENT;  
MBE/WBE)

\* \* \* \*

AN ORDINANCE 84,359

ACCEPTING THE LOW, QUALIFIED BID OF CATO ELECTRONIC  
COMPANY IN THE AMOUNT OF \$30,900.00 IN CONNECTION  
WITH THE LINCOLN PARK IMPROVEMENTS COMMUNITY  
DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AUTHORIZING  
A CONSTRUCTION CONTRACT; REVISING THE PROJECT  
BUDGET; AUTHORIZING \$3,957,00 FOR CONSTRUCTION  
CONTINGENCY EXPENSES; AUTHORIZING \$350,97 FOR  
PRINTING EXPENSES; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 84,360

RATIFYING FIELD ALTERATION NO. 12 IN THE AMOUNT OF  
\$3,077.40 PAYABLE TO E.E. HOOD AND SONS, INC. AND  
AMENDING THE CONSTRUCTION CONTINGENCY IN THE AMOUNT  
OF \$10,000.00 TO PROVIDE FOR PAYMENT IN CONNECTION  
WITH THE WETMORE ROAD-THOUSAND OAKS TO CITY LIMIT  
PROJECT.

\* \* \* \*

AN ORDINANCE 84,361

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO.  
1, IN THE AMOUNT OF \$73,288.94, TO THE CONTRACT WITH

July 11, 1996  
bgg

YANTIS CORPORATION FOR THE TAXIWAY G RECONSTRUCTION  
PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT;  
REVISING THE BUDGET AND PROVIDING FOR PAYMENT.  
(AMENDS ORDINANCE NO. 83192 DATED NOV. 16, 1995.)

\* \* \* \*

AN ORDINANCE 84,362

AUTHORIZING THE ACQUISITION OF FEE SIMPLE TITLE TO  
ONE PARCEL IN THE DREAMLAND OAKS AREA PROPERTY  
ACQUISITION PROJECT AND EXPENDITURE OF \$108,000.00  
OUT OF THE 1994 GENERAL OBLIGATION DRAINAGE BONDS  
(SOLD IN 1996) FOR SUCH ACQUISITION, MADE PAYABLE TO  
STEWART TITLE COMPANY AS ESCROW AGENT FOR CARROLL F.  
GARREN AND WIFE, FRANCES GARREN.

\* \* \* \*

AN ORDINANCE 84,363

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$3,755.00  
PAYABLE TO FIRST AMERICAN TITLE COMPANY, AS ESCROW  
AGENT FOR ESSIE M. SUTTON, OUT OF 1983 GENERAL  
OBLIGATION DRAINAGE BONDS (SOLD 1991); ACQUIRING  
FEE SIMPLE TITLE TO ONE PARCEL LOCATED AT 420 N.  
CHERRY STREET, IN THE CHERRY STREET DRAINAGE PROJECT  
#15B, PHASE II.

\* \* \* \*

AN ORDINANCE 84,364

AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH  
OBISPO ASSOCIATES FOR USE BY THE SAN ANTONIO  
METROPOLITAN HEALTH DISTRICT OF APPROXIMATELY 4,550  
SQUARE FEET OF CLINIC AND SPACE AT 722 C ISOM ROAD  
FOR THE PERIOD AUGUST 1, 1996 THROUGH JULY 31, 2001  
AT A RATE OF \$3,867.50 PER MONTH FOR YEARS 1 AND 2,  
\$3,958.50 PER MONTH FOR YEAR 3, \$4,140.50 PER MONTH  
FOR YEAR 4, AND \$4,322.50 PER MONTH FOR YEAR 5, IN  
CONNECTION WITH THE WOMEN, INFANTS, AND CHILDREN  
(WIC) NUTRITION PROJECT; AND APPROVING PAYMENTS TO  
THE LESSOR IN CONNECTION THEREWITH.

\* \* \* \*

AN ORDINANCE 84,365

AMENDING ORDINANCE NO. 83643, PASSED AND APPROVED  
ON FEBRUARY 22, 1996, TO ACCEPT AN ADDITIONAL AMOUNT  
OF \$33,904.00 FROM THE STATE LIBRARY INTERNET  
ASSISTANT GRANT FOR THE PURCHASE OF COMPUTER  
EQUIPMENT TO BE USED AS BACK-UP FOR INTERNET HOST

July 11, 1996  
bgg

COMPUTERS PURCHASED WITH GRANT FUNDS. (AMENDS  
ORDINANCE NO. 83643 DTD FEB. 22, 1996)

\* \* \* \*

AN ORDINANCE 84,366

AMENDING ORDINANCE NO. 83642, PASSED AND APPROVED  
ON FEBRUARY 22, 1996, TO APPLY FOR AN ADDITIONAL  
AMOUNT OF \$34,400.00 FROM THE STATE LIBRARY MAJOR  
URBAN RESOURCE LIBRARY (MURL) GRANT FOR THE  
DEVELOPMENT OF SAN ANTONIO PUBLIC LIBRARY REFERENCE  
RESOURCES TO PROVIDE ON-SITE PUBLIC LIBRARY SERVICES  
AND MATERIALS FREE OF CHARGE TO ANY PERSON LIVING  
OUTSIDE OF THE AREA WHERE RESIDENTS SUPPORT THE SAN  
ANTONIO PUBLIC LIBRARY THROUGH THEIR PAYMENT OF  
LOCAL TAXES. (AMENDS ORDINANCE NO. 83642 DTD FEB.  
22, 1996)

\* \* \* \*

AN ORDINANCE 84,367

AUTHORIZING THE ACCEPTANCE OF \$584,902.00 FROM THE  
TEXAS DEPARTMENT OF HEALTH (TDH) TO THE CITY'S SAN  
ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) TO  
CONTINUE FUNDING THE RYAN WHITE TITLE II AIDS/HIV  
PROGRAMS FOR THE PERIOD APRIL 1, 1996 THROUGH MARCH  
31, 1997 AND TO AUGMENT FUNDING OF THE AIDS  
SURVEILLANCE PROJECT FOR THE PERIOD JANUARY 1, 1996  
THROUGH DECEMBER 31, 1996; APPROVING THE  
EXECUTION OF CONTRACT CHANGE NOTICE NO. 03 TO  
CONTRACT NO. 7460020708 97 WITH TDH; REVISING THE  
BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT  
1996/97 ESTABLISHED IN ORDINANCE 83917 PASSED AND  
APPROVED APRIL 11, 1996; AUTHORIZING A PERSONNEL  
POSITION; APPROVING CONTRACTUAL SERVICES; AND  
AUTHORIZING THE EXECUTION OF SUB-CONTRACTS WITH  
AIDS/HIV SERVICE PROVIDERS. (AMENDS ORDINANCE NO.  
83917 DATED APRIL 11, 1996)

\* \* \* \*

AN ORDINANCE 84,368

AMENDING THE TRAFFIC CONTROL DEVICES, SCHEDULES  
ESTABLISHED BY CHAPTER 19 (TRAFFIC REGULATIONS),  
ARTICLE III (TRAFFIC CONTROL DEVICES), SECTION 19-68  
(b) TO INCLUDE CERTAIN ADDITIONS TO THE OFFICIAL  
TRAFFIC-CONTROL DEVICE SCHEDULE FOR "STOP" SIGNS,  
"YIELD RIGHT-OF-WAY" SIGNS, "PROHIBITED PARKING AT  
ALL TIMES" SIGNS, AND "PROHIBITED TURN" SIGNS;  
AUTHORIZING THE PERMANENT INSTALLATION OF SAID  
DEVICES; DECLARING THEM AS OFFICIAL TRAFFIC CONTROL  
DEVICES OF THE CITY OF SAN ANTONIO; AND DECLARING

July 11, 1996  
bgg

VIOLATIONS OF THESE TRAFFIC REGULATIONS, EXCEPT THE CIVIL PARKING VIOLATIONS, TO BE MISDEMEANOR CRIMES PUNISHABLE BY A FINE OF NOT MORE THAN \$200.00, AND DECLARING VIOLATIONS OF THE CIVIL PARKING VIOLATIONS TO BE SUBJECT TO THE ENFORCEMENT PROVISIONS OF CITY CODE SECTION 19-225 (ADMINISTRATIVE ADJUDICATION OF STOPPING, STANDING, AND PARKING VIOLATIONS).

\* \* \* \*

AN ORDINANCE 84,369

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF JEFFERSON BEGINNING AT THE MUNICIPAL AUDITORIUM TO PECAN STREET, PECAN STREET FROM JEFFERSON TO TRAVIS PARK, TRAVIS STREET FROM TRAVIS AND NAVARRO TO ST. MARY'S STREET, ST. MARY'S STREET FROM TRAVIS STREET TO ST. MARY'S CATHOLIC CHURCH (202 N. ST. MARY'S) FROM 9:45 A.M. UNTIL 11:00 A.M., SATURDAY, JULY 27, 1996 IN CONNECTION WITH THE MARIAN CENTER CATHOLIC EVANGELIZATION WALK.

\* \* \* \*

AN ORDINANCE 84,370

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF FIVE PALMS BEGINNING AT MILLERS POND PARK (PEARSAL AND FIVE PALMS) TO GRAY BUFFALO, GRAY BUFFALO FROM FIVE PALMS TO HIDDEN COVE ELEMENTARY SCHOOL (5003 GRAY BUFFALO) FROM 5:00 P.M., UNTIL 7:00 P.M., MONDAY, AUGUST 5, 1996 IN CONNECTION WITH THE SOUTHWEST COMMUNITY ASSOCIATION PRE-NATIONAL NIGHT OUT PARADE.

\* \* \* \*

AN ORDINANCE 84,371

APPOINTING LOUIS RAMIREZ (DISTRICT 6) TO THE AFFIRMATIVE ACTION ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON JANUARY 31, 1998.

\* \* \* \*

AN ORDINANCE 84,372

APPOINTING LORECE PORTER WILLIAMS (DISTRICT 2) TO THE AIRPORT ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 15, 1997.

\* \* \* \*

AN ORDINANCE 84,373

REAPPOINTING MICHAEL W. LACKEY (DISTRICT 4) AND APPOINTING DANIEL TREVINO (DISTRICT 6) TO THE BOARD OF APPEALS FOR TERMS OF OFFICE TO EXPIRE ON JULY 31, 1998.

\* \* \* \*

AN ORDINANCE 84,374

APPOINTING ANTHONY EDWARDS (DISTRICT 2) TO THE CABLE TELEVISION ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 31, 1998.

\* \* \* \*

AN ORDINANCE 84,375

APPOINTING PATRICIA FERNANDEZ (DISTRICT 8) TO THE COMMISSION FOR CHILDREN AND FAMILIES FOR TERMS OF OFFICE TO EXPIRE ON JUNE 27, 1998.

\* \* \* \*

AN ORDINANCE 84,376

APPOINTING TAMMIE H. SPITLER (DISTRICT 1) AND FREDDIE FRAZIER (DISTRICT 6) TO THE ELECTRICAL EXAMINING AND SUPERVISING BOARD FOR TERMS OF OFFICE TO EXPIRE ON JULY 31, 1998.

\* \* \* \*

AN ORDINANCE 84,377

APPOINTING DOROTHY LEE COLLINS (DISTRICT 2) TO THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 15, 1998.

\* \* \* \*

AN ORDINANCE 84,378

REAPPOINTING RUDY VASQUEZ (DISTRICT 1) AND CORY THOMAS CLAIBORNE (DISTRICT 8) AND APPOINTING BENNIE L. COLE (DISTRICT 6) AND GUY SMITH (DISTRICT 6) TO THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY FOR TERMS OF OFFICE TO EXPIRE ON MAY 9, 1998 AND 1999, RESPECTIVELY.

\* \* \* \*

AN ORDINANCE 84,379

APPOINTING MARK S. BROWN (DISTRICT 7) TO THE CITIZENS COMMITTEE FOR STREET MAINTENANCE FOR A TERM OF OFFICE TO BE FOR THE DURATION OF THE PROJECT.

\* \* \* \*

AN ORDINANCE 84,380

APPOINTING TERTIA EMERSON (DISTRICT 1) TO THE ZONING COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON JUNE 30, 1998.

\* \* \* \*

96-27 The Clerk read the following Ordinance:

AN ORDINANCE 84,381

ACCEPTING THE PROPOSAL OF MOTOROLA COMMUNICATION AND ELECTRONICS TO PROVIDE THE CITY OF SAN ANTONIO INFORMATION SERVICES, POLICE AND FIRE DEPARTMENTS WITH PUBLIC SAFETY ANSWER POINT EQUIPMENT FOR A TOTAL OF \$153,366.39.

\* \* \* \*

In response to Mr. Webster's question as to why the City needs this equipment in view of the fact that a new system is being looked into, Mr. Frank Stromboe, Director of Information Services, spoke to the requirement to equip this alternate site. He further noted that this equipment can also be used when the new system is in place.

Mr. Webster made a motion to approve the proposed Ordinance. Mr. Herrera seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: None.

96-27 The Clerk read the following Ordinance:

AN ORDINANCE 84,382

APPROVING FIELD ALTERATION NO. 5 IN THE AMOUNT OF \$45,798.48 PAYABLE TO RAMEX CONSTRUCTION COMPANY, INC. IN CONNECTION WITH THE ELMENDORF STREET

July 11, 1996  
bgg

PROJECT NO. 38, FREDERICKSBURG ROAD, PHASE II.  
(AMENDS ORDINANCE NO. 82168 DATED MAY 4, 1995)

\* \* \* \*

In response to a question by Mr. Ross, Mr. John German, Director of Public Works, spoke to his meetings with businesses along Fredericksburg Road to update them on this job's time-line as well as matters of ingress and egress.

Mr. Ross made a motion to approve the proposed Ordinance. Mr. Herrera seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: None.

96-27 Agenda Item 18, being a proposed ordinance authorizing a three (3) year Right-of-Entry License Agreement with the Donaldson Terrace Neighborhood Association providing for that organization's upkeep of a City-owned parcel of land located at the intersection of Donaldson, Evelyn and Lowery Streets, was earlier removed from consideration by the City Manager.

96-27 The Clerk read the following Ordinance:

AN ORDINANCE 84,383

AUTHORIZING A CONTINGENCY CONTRACT WITH STANLEY SPIGEL FOR THE ACQUISITION OF APPROXIMATELY 21.4 ACRES OF PARK LAND LOCATED ALONG FRENCH CREEK NORTH OF GUILBEAU ROAD; ESTABLISHING A BOND PROJECT BUDGET AND TRANSFERRING FUNDS; AUTHORIZING UP TO \$225,000.00 FOR LAND ACQUISITION UP TO \$25,000.00 FOR APPRAISAL AND ENVIRONMENTAL STUDY COSTS; AND PROVIDING FOR PAYMENT.

\* \* \* \*

Mr. Ross made a motion to approve the proposed Ordinance. Mr. Herrera seconded the motion.

Mr. Ross thanked all involved in this issue, and recognized the work of Ms. Danielle Milam in the matter, in particular.

Mr. Ernani Falcone, representing Northside Neighborhoods for Organized Development (NNOD), named the various members of the Park Acquisition Committee involved in this case and thanked them all, speaking to the importance of the plan developed. He explained that the City will purchase the land, but the neighborhood associations will

July 11, 1996

operate it in cooperation with the City's Department of Parks & Recreation. He further noted that United Services Automobile Association (USAA) has agreed, along with others, to help design the outdoor equipment to be placed in this parkland, and spoke to this being a true partnership effort.

Mayor Thornton stated that this is a model of good partnerships.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Ross, Marbut, Webster, Thornton; NAYS: None; ABSENT: Herrera, Peak.

96-27 The Clerk read the following Ordinance:

AN ORDINANCE 84,384

AUTHORIZING PAYMENTS OF REFUNDS TOTALING \$141,402.99 TO PERSONS MAKING A DOUBLE PAYMENT, OVERPAYMENT, OR AS A RESULT OF A VALUE CHANGE ON 65 TAX ACCOUNTS.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Ross, Marbut, Webster, Thornton; NAYS: None; ABSENT: Herrera, Peak.

96-27 The Clerk read the following Ordinance:

AN ORDINANCE 84,385

RATIFYING ADDITIONAL TERMS TO A PROFESSIONAL SERVICES CONTRACT WITH RADIAN CORPORATION, IN THE AMOUNT OF \$257,477.34 AND APPROVING AMENDMENT FOR ADDITIONAL PROFESSIONAL ENGINEERING SERVICES TO BE PROVIDED BY SUCCESSOR IN INTEREST, RADIAN INTERNATIONAL, LLC, IN THE AMOUNT OF \$238,676.00 PLUS \$16,068.00 IN CONTINGENCY EXPENSES, ALL IN CONNECTION WITH THE PEARSALL ROAD LANDFILL PROJECT; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 80240 DATED MAY 26, 1994)

\* \* \* \*

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

July 11, 1996

10

bgg

Mr. John German, Director of Public Works, explained this ratification request and the additional work needed which will cost some \$230,000, noting that the Texas Natural Resources Conservation Commission requires compliance with environmental standards.

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

In response to a question by Mr. Avila, Mr. German noted that engineering work will be completed on this project in the next 90-120 days, and construction will take another six months to complete. He stated his belief that the entire project will be complete within a year.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Thornton.

- - -  
96-27 Agenda Item 31, being a proposed ordinance setting the time, place and date for a public hearing to consider amendments to the Land Use Assumption Plan (LUAP) relating to the Impact Fee Program Three (3) Year Update, was earlier removed from consideration by the City Manager.

- - -  
96-27 The Clerk read the following Ordinance:

AN ORDINANCE 84,386

RATIFYING AN AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND ALAMO WORKFORCE DEVELOPMENT COUNCIL, INC. FOR THE REIMBURSEMENT OF JOB TRAINING PARTNERSHIP ACT AUDIT RESOLUTION COSTS INCURRED BY THE CITY TOTALING \$150,000.00.

\* \* \* \*

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

Mr. Octavio Pena, Director of Internal Review, briefly explained the reimbursement of Job Training Partnership Act audit resolution costs.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Thornton.

96-27

The Clerk read the following Ordinance:

AN ORDINANCE 84,387

APPROVING THE QUITCLAIM OF SIX (6) CITY OWNED SURPLUS PROPERTIES TO THE SAN ANTONIO HOUSING TRUST INVESTMENT CORPORATION, SUBJECT TO SEVERAL CONDITIONS INCLUDING SUBSEQUENT CONVEYANCE TO SAN ANTONIO ALTERNATE HOUSING CORPORATION (SAAHC), SAN ANTONIO HOUSING AUTHORITY (SAHA), AND NEIGHBORHOOD HOUSING SERVICES (NHS), AS AFFORDABLE HOUSING PROVIDERS; AND AUTHORIZING EXECUTION OF ANY AND ALL DOCUMENTS IN CONNECTION THEREWITH.

\* \* \* \*

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

Mr. Roland Lozano, Director of Asset Management, spoke to the six quitclaims and their conveyance to the San Antonio Housing Trust Investment Corporation. He noted that the properties are work an estimated \$197,000 and will be the sites for new homes and one apartment project.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: None.

96-27

ZONING HEARINGS

4A. CASE #Z96089 - to rezone and reclassify P-4 and P-5, NCB 17726, Loop 1604, from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District and Temporary "R-1" Single Family Residence District to "B-2" ERZD Business Edwards Recharge Zone District and "B-2" Business District. Property is located on the south side of Loop 1604, 1,329.21 feet east of the intersection of Loop 1604 and Classen Road, having 1,560.72 feet on Loop 1604 and a depth of 1,315.77 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

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

After, consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: McClendon, Billa Burke, Avila, Herrera, Marbut, Peak, Webster; NAYS: None; ABSENT: Flores, Solis, Ross, Thornton.

July 11, 1996  
bgg

AN ORDINANCE 84,388

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 P-4 AND P-5, NCB 17726, LOOP 1604, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT AND TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-2" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT AND "B-2" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

4B. CASE #Z96001 (CC) - to rezone and reclassify Lot 134, Block 7, NCB 17857, Bitters Road and Inwood Heights Drive, from "B-3" ERZD Business Edwards Recharge Zone District to "B-3" ERZD CC Business Edwards Recharge Zone District with special City Council approval for a dry cleaners facility. Property is located southeast of the intersection of Bitters Road and Inwood Heights Drive, having 85.04 feet on Bitters Road and 171.76 feet on Inwood Heights Drive.

Mr. Andy Guerrero, Land Development Services, stated that his department has received a letter from the applicant, withdrawing the requested rezoning case.

Zoning Case Z96001CC was withdrawn.

4C. CASE #Z96111 - to rezone and reclassify 13.21 acres out of NCB 8705, Jones Maltsberger Road, from "A" Single Family Residence District to "B-3" Business District. Property is located south of the intersection of Jones Maltsberger Road and the Union Pacific Railroad right-of-way, having 162 feet on Jones Maltsberger Road and a depth of 2001.21 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Webster made a motion to approve the recommendation of the Zoning Commission. Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: McClendon, Billa Burke, Avila, Herrera, Marbut, Peak, Webster; NAYS: None; ABSENT: Flores, Solis, Ross, Thornton.

July 11, 1996  
bgg

AN ORDINANCE 84,389

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 13.21 ACRES OUT OF NCB 8705, JONES MALTSBERGER ROAD, FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

4D. CASE #Z96121 - to rezone and reclassify Lot 71, Block 8, NCB 9016, 286 W. Wildwood, from "B" Residence District to "0-1" Office District. Property is located southeast of the intersection of San Pedro Avenue and Wildwood Drive, having 137.60 feet on San Pedro Avenue and 56.1 feet on Wildwood Drive.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

In response to a question by Mr. Peak, Mr. David E. Dilley, the proponent, spoke to contacts made with neighborhood association relative to the request for rezoning, and coordination with neighbors for their approval of the proposed action. He spoke to the request for an office for an insurance company, and confirmed that no access would be made onto Wildwood.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Flores, Thornton.

AN ORDINANCE 84,390

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 71, BLOCK 8, NCB 9016, 286 W. WILDWOOD, FROM "B" RESIDENCE DISTRICT TO "0-1" OFFICE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

4E. CASE #Z96119 - to rezone and reclassify Lots 12 and 13, NCB 12167, Vicar Drive, from "A" Single Family Residence District to "B-3" Business District. Property is located on the northwest side of Vicar Drive, 818.63 feet northeast of the intersection of Perrin Beitel Road and Vicar Drive, having 185.8 feet on Vicar Drive and a depth of 340 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Webster made a motion to approve the recommendation of the Zoning Commission. Mr. Herrera 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, Herrera, Ross, Marbut, Webster; NAYS: None; ABSENT: Flores, Billa Burke, Peak, Thornton.

AN ORDINANCE 84,391

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 12 AND 13, NCB 12167, VICAR DRIVE, FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

4F. CASE #Z96110 - to rezone and reclassify P-32A, NCB 15680, from Temporary "R-1" Single Family Residence District to "P-1(R-1)" Planned Unit Development Single Family Residence District. Property is located 163.46 feet southwest of the intersection of Briarlake and Briar Valley, having a width of 440 feet and a depth of 1,062.00 feet.

Mr. Webster made a motion to continue this rezoning request until July 25, 1996, stating his desire that the applicant be present at that time. Mr. Solis seconded the motion.

After consideration, the motion to continue the rezoning case until July 25, 1996 prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster. NAYS: None. ABSENT: Ross, Thornton.

Zoning Case Z96110 was continued until July 25, 1996.

4G. CASE #Z96115 - to rezone and reclassify P-24A, NCB 13665, 8662 Huebner Road, from Temporary "R-1" Single Family Residence District to "B-3" Business District. Property is located on the southeast side of Huebner Road, 129.2 feet southwest of the intersection of Babcock Road and Huebner Road having 270.49 feet on Huebner Road and a depth of 832.97 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Marbut made a motion to approve the recommendation of the Zoning Commission. Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster; NAYS: None; ABSENT: Ross, Thornton.

AN ORDINANCE 84,392

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 P-24A, NCB 13665, 8662 HUEBNER ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

4H. CASE #Z96122 - to rezone and reclassify 0.044 acre tract out of Lot 4, Block 6, NCB 12816, Merton Minter Drive, from Temporary "A" Single Family Residence District to "B-3NA" Non-Alcoholic Sales District. Property is located on the northeast side of Merton Minter Drive, 777.65 feet southeast of Wurzbach Road, having 90.96 feet on Merton Minter Drive and a maximum depth of 28 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Marbut made a motion to approve the recommendation of the Zoning Commission. Mr. Webster seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster; NAYS: None; ABSENT: Ross, Thornton.

AN ORDINANCE 84,393

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF

July 11, 1996

16

bgg

THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS 0.044 ACRE TRACT OUT OF LOT 4, BLOCK 6, NCB 12816, MERTON MINTER DRIVE, FROM TEMPORARY "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

4I. CASE #Z96116 - to rezone and reclassify Lots 25 and 26, Block 6, NCB 1618, 700 Porter, from "B-1" Business District to "B-2" Business District. Property is located southeast of the intersection of Porter and Gevers Street, having 50 feet on Porter and 150 feet on Gevers Road.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Thornton.

AN ORDINANCE 84,394

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 25 AND 26, BLOCK 6, NCB 1618, 700 PORTER, FROM "B-1" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

4J. CASE #Z96120 - to rezone and reclassify P-43, NCB 15602, Highway 90 West, from Temporary "R-1" Single Family Residence District to "O-1" Office District. Property is located on the southeast side of Highway 90 West, 265 feet southwest of the intersection of Highway 90 West and S.W. Military Drive, having 187.13 feet on Highway 90 West and a depth of 830.20 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Avila made a motion to approve the recommendation of the Zoning Commission. Mr. Herrera seconded the motion.

July 11, 1996

17

bgg

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Thornton.

AN ORDINANCE 84,395

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 P-43, NCB 15602, HIGHWAY 90 WEST, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

4K. CASE #Z96113 - to rezone and reclassify Lot 1, Block 2, NCB 16168, Pinn Road and Blue Oak Drive, from "B-3" Business District to "R-5" Single Family Residence District. Property is located southeast of the intersection of Blue Oak Lane and Pinn Road, having 227.20 feet on Blue Oak Lane and 598.11 feet on Pinn Road.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Avila made a motion to approve the recommendation of the Zoning Commission. Mr. Flores seconded the motion.

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

AN ORDINANCE 84,396

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 1, BLOCK 2, NCB 16168, PINN ROAD AND BLUE OAK DRIVE, FROM "B-3" BUSINESS DISTRICT TO "R-5" SINGLE FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

4L. CASE #Z96109 - to rezone and reclassify P-35C, Block 1, NCB 18081, 7321 Joe Newton Drive, from Temporary "R-1" Single Family Residence District to "R-4" Manufactured Home Residence District. Property is located on the southeast side of Joe Newton Drive, having 160 feet on Joe Newton Drive and a depth of 260 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Herrera made a motion to approve the recommendation of the Zoning Commission. Mr. Webster seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Thornton.

AN ORDINANCE 84,397

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 P-35C, BLOCK 1, NCB 18081, 7321 JOE NEWTON DRIVE, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-4" MANUFACTURED HOME RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

4M. CASE #Z96007 - to rezone and reclassify NCB 3734 Block 15 All of Block NCB 3734 Block 16 All of Block NCB 7645 Block 1 Lots 6 Through 81 NCB 7645 Block 2 Lots 5 Through 39, Lots 46 Through 86, NCB 7846 Block All of Block Except Lots 247, & S. 50 ft. of E. 61 ft. of Lot 248, N 70 ft. of S. 120 ft. of E. 61 ft. of Lot 248 NCB 7847 Block All of Block Except Lots 221, 15 ft. X 100 ft. of Alley, 225, 200A, 200B, 200C, S. 117.8 ft. of 201, & E. 50 ft. N. 217.8 ft. of Lot 204, NCB 7848 Block All of Block Except Lots 277-A, 277-I, & 277F NCB 7854 Block 1 All of Block Except Lots 15 Through 19 NCB 7855 Block 2 All of Block NCB 7856 Block 3 All of Block NCB 7857 Block 4 All of Block NCB 7858 Block 5 All of Block Except Lot 172 NCB 7859 Block 6 Lots 157 through 171 NCB 7860 Block All of Block Except Lots 52, 53, 54, & the W. 4.7 ft. of Lot 38 & E. 56.7 ft. of 39 NCB 7864, Block 2 Lots All of Block NCB 7865 Block 1 Lots All of Block NCB 7866 Block 3 Lots All of Block NCB 7867 Block 4 Lots All of Block NCB 7868 Block 5 Lots All of Block NCB 7869 Block 6 Lots All of Block NCB 7870 Block 7 Lots All of Block NCB 7871 Block 8 Lots All of Block NCB 7872 Block 9 Lots All of Block NCB 7873 Block 10 Lots All of Block NCB 7874 Block 11 Lots All of Block NCB 7875 Block 12 Lots All of Block Except Lots 11 & E. IRR. 83.49 ft. of S. 120 ft. of A NCB 7876 Block 13 Lots All of Block Except Lots S.E. TRI. PT of 11 & S.E. IRR. 41.09 ft. of 12, 13, 17 NCB 7877 Block 14 All of Block Except Lots 1, A1, A2, A3, & B (R.O.W.)

July 11, 1996

19

bgg

NCB 7882 Block E All Of Block NCB 7882 Block D All of Block Except Lot  
543 NCB 7882 Block C All Of Block NCB 7882 Block B All Of Block Except  
34 NCB 7895 Block Lots 61 through 85, & 101 through 105, & 86E, 86F,  
86G, 86H, 86J, Portion of Lot 87 not previously zoned "J", 88A", 88B, &  
Portion 88C not previously zoned "J" NCB 7907 Block All of Block Lot 51  
NCB 7913 Block All of Block Except Lots 1 & 2 NCB 8581 Block 3 All of  
Block NCB 8582 Block 4 All Of Block Except Lot 8 NCB 8583 Block 5 All Of  
Block NCB 8584 Block 6 All Of Block NCB 8585 Block All Of Block NCB 8586  
Block All Of Block NCB 8587 Block All Of Block NCB 8588 Block All Of  
Block NCB 8789 Block Lot TR 1 NCB 8590 Block All Of Block NCB 8591 Block  
Lot TR 1 NCB 8728 Block 1 Lots 304 & 305 NCB 8728 Block 2 All Of Block  
NCB 8728 19 All Of Block NCB 8729 Block 3 All Of Block NCB 8729 Block 4  
All Of Block NCB 8729 Block 17 All Of Block NCB Of Block 8729 Block 18  
All Of Block NCB 8734 Block 5 All Of Block NCB 8734 Block 6 All Of Block  
NCB 8735 Block 7 All Of Block NCB 8735 Block 14 All Of Block NCB 8954  
Block 48 All Of Block Except Lots 22, 23, 24, 25, 31, 32, & 33 NCB 8954  
Block 49 All Of Block NCB 8955 Block 50 All Of Block NCB 8955 Block 51  
All Of Block NCB 8956 Block 54 All Of Block Except Lot 1 East 20 ft. of  
Lot 2 NCB 8954 Block 49 All Of Block NCB 8955 Block 50 All Of Block NCB  
8955 Block 51 All Of Block NCB 8956 Block 54 All Of Block Except Lot 1 &  
East 20 ft. of Lot 2 NCB 8956 Block 57 All Of Block NCB 8956 Block 60  
All Of Block NCB 8957 Block 53 All Of Block NCB 8957 Block 56 All of  
Block NCB 8957 Block 59 All Of Block Except the W. 20ft. of Lot 16 &  
E. 40 ft. of Lot 17 NCB 8958 Block 52 All Of Block NCB 8958 Block 55  
All Of Block NCB 8958 Block 58 All Of Block Except Lots E. 50ft of 16,  
Lots 17, 18, 19, 25, 26 NCB 8958 Block 61 All Of Block, from "B"  
Residence District to "R-1" Single Family Residence District; NCB 7854  
Block 1 Lots 15 Through 19 NCB 8957 Block 59 the W. 20 ft. of Lot 16 &  
E. 40 ft. of Lot 17, from "B" Residence District to "R-2" Two Family  
Residence District; NCB 7860 Block W. 4.7 ft. of Lot 38 & E. 56.7 ft  
of 39 from "B" Residence District to "R-3" Multiple Family Residence  
District; NCB 8582 Block 4 Lot 8 from "B" Residence District to "O-1"  
Office District; NCB 7847 15 ft. X 117.8 ft. of Alley S. 157.8 ft.  
of W. 50 ft. of 201, Lot 221 & E. 35 ft of S. 117.8 ft. of 201 from  
"B" Residence District to "B-1" Business District; NCB 7895 Block Lot  
S. IRR. 305.54 ft. of E. 96.38 ft. of 59 & N.W. 189.13 ft. of 58,  
86A, 86B, 86C, 86D, NCB 7883 Block Lot E. 218.53 ft. of 541, E.  
158.76 ft. of TR. 543, W. IRR. 99.39 ft. of E. 104.39 ft. of 545  
NCB 8268 Block 10 Lots 57 & 62 from "B" Residence District to "B-2"  
Business District; NCB 7846 Block Lot 88D, & Portion of 88C not  
previously zoned "B" from "B" Residence District to "B-3R" Restrictive  
Business District; NCB 7838 Block 3 Lot S. IRR. 130 ft. of 3 NCB  
7895 Block Lot 87 not previously zoned "B" from "B" Residence District  
to "B-3NA" Non-Alcoholic Sales Business District; NCB 7465 Block 4 All  
Of Block NCB 7819 Block 40 All Of Block NCB 7820 Block 38 All Of Block  
NCB 7821 Block 35 Lots 4 Through 22 NCB 7822 Block 36 All of Block  
Except Lot 1 NCB 7823 Block 37 All Of Block NCB 7824 Block 41 All Of  
Block NCB 7825 Block 1 All of Block Except Lot N. 70.6 ft. of W. 40  
ft. of 2, N. 70.6 ft. of 1, N. 50 ft. of S. 100 ft. of 1 & N.  
47.6 ft. of S. 50 ft. of 1, & N. 50 ft. of S. 150 ft. of 1 & S.  
61.7 ft. of 1, & N. 80 ft. of 12 & S. 2.4 ft. of 1, & S. 215.37  
ft. of E. 40.58 ft. of 12 NCB 7826 Block 7 All Of Block NCB 7827  
Block 12 All Of Block NCB 7828 Block 15 All Of Block Except Lots 1, & 8  
NCB 7829 Block 1 All Of Block Except Lot 9 NCB 7830 Block 19 All Of  
Block Except Lots 1,9,16,17,18, & 25 NCB 7831 Block 2 All Of Block

July 11, 1996

20

bgg

Except Lots 9,10,11, & E. 466 ft. of N. 213 ft. of Blk 2, & SE 26 X 57 ft. of H or H-1 NCB 7832 Block 16 All Of Block NCB 7833 Block 14 All Of Block NCB 7834 Block 13 All Of Block 7835 Block 10 All Of Block NCB 7836 Block 6 All Of Block NCB 7837 Block 2 All Of Block Except Lots 14, 15, 16, & 17 NCB 7838 Block 3 All Of Block Except Lots 1,2,S. IRR. 130 ft. of 3,9 &-10 NCB 7839 Block 4 All Of Block NCB 7840 Block 5 All Of Block Except Lots 13 & 14 NCB 7841 Block 1 & 2 All Of Block NCB 7842 Block 5 All Of Block Except Lots 4 & S. 42.5 ft. of Lot 3, & N. 145 ft. of Lot 3 NCB 7842 Block 6 All of Block NCB 7843 Block All Of Block Except Lots 1, 2, 7, & 8 NCB 7844 Block All Of Block Except Lots 17, 25A, 26A, 27A, 25, 26, 27, 28, 29, 30, 30 & 31, NCB 8057 Block All Of Block Except Lot 1 NCB 8058 Block 40 All OF Block Except Lot 1 & Part of 2 Zoned "J" NCB 8201 Block All Of Block NCB 8202 Block All Of Block NCB 8268 Block 10 Lots 15 through 56 NCB 8574 Block 1-A All Of Block NCB 8575 Block 8 All Of Block Except Lot W. 73 ft. of S. 218.6 ft. of Blk. NCB 8576 Block 9 All Of Block NCB 8577 Block 11 All Of Block NCB 8578 Block 3 All Of Block Except Lot A NCB 8612 Block Lot H, O, P, Q, U, X, Y, & Z from "D" Apartment District to "R-1" Single Family Residence District; NCB 7840 Block 15 Lots 13 & 14 NCB 7830 Block 19 Lot 1 NCB 8578 Block 3 Lot A, from "D" Apartment District to "R-2" Two Family Residence District; NCB 7828 Block 15 Lots 1, & 8 NCB 8575 Block 8 Lot W. 73 ft. of 218.6 ft. of Blk, from "D" Apartment District to "R-2" Three and Four Residence District; NCB 7465 Block 2 & 3 All Of Block NCB 7831 Block 2 Lots E. 466 ft. of N. 213 ft. of Blk 2, & SE 26 X 57 ft. of H or H-1 NCB 7838 Block 3 Lot 9 from "D" Apartment District to "R-3" Multiple Family Residence District; NCB 8205 Block P-101 from "D" Apartment District to "B-1" Business District; NCB 8948 Block 24 Lot 27 & W. 25 ft. of 26 from "E" Office District to "B-2" Business District; NCB 8268 Block 8 & 9 Lot W. IRR. 682.08 ft. of 5 NCB 8268 Block 10 Lots 1, 61, 58, & 59 NCB 8579 Block 1 Remainder of Block Zoned "F" NCB 8580 Block 2 All OF Block NCB 8592 Block Lot W. 203 ft. of TR 1 or Lot 1 NCB 8728 Block 20 All Of Block NCB 8948 Block 23 All Of Block NCB 7883 Block Lot Remainder of Lot 19 not previously rezoned "B-3" NCB 8205 Block Lot 1 from "P" Local Retail District to "B-3" Business District; NCB 7843 Block Lot 2 NCB 7844 Block Lot 30 NCB 7863 Block Lots All Of Block Except Lots S. IRR. 104 ft. of E. 359.8 ft. of 1, E. 359.8 ft. of 2, & E. 359.8 ft. of 3 NCB 7863 Block B Lots All Of Block NCB 7863 Block 2 Lots All Of Block Except Lots N. 96 ft. of 1,2,3, & N. 96 ft. of E. 11.94 ft of 4 NCB 7847 Block Lots 200A & N. 25 ft. of 200B, from "J" Commercial District to "B-3R" Restrictive Business District; NCB 1730 Block 19 Lots 25 & 17 NCB 7645 Block 2 Lots 1, 2, 3 & 4 NCB 7846 Block Lot S. 50 ft.of 247 NCB 7831 Block 2 Lot 9 NCB 7838 Block 3 Lots 1 & 2 NCB 7843 Block Lots 7, & 8 NCB 7844 Block Lots 17, 25A, 26A, 27A, 27, & 29 NCB 7860 Block Lots 52, & 53 Except the N. 2.5 ft. of Lot 53 NCB 7863 Block Lots S. IRR. 104 ft. of E. 359.8 ft. 1 NCB 8528 Block 1A Lots 5,6,7 & 8 NCB 8954 Block 48 Lots 22, 23, 24, 25, & 31, from "J" Commercial District to "B-3NA" Non-Alcoholic Sales District; NCB 7846 Block Lot S. 50 ft. of E. 61 ft. of Lot 248, from "B-3R" Restrictive Business District to "B-3NA" Non-Alcoholic Sales District; NCB 7860 Blocks Lots N. 2.5ft. of Lot 53 & All Of Lot 54 from "J" Commercial District to "B-3NA" S.U.P." Non-Alcoholic Sales Business District with Special Use Permit for outside kennels and dog runs.

\* \* \* \*

July 11, 1996

21

bgg

Mr. Andy Guerrero, Land Development Services, briefly explained the areawide zoning update from 1938 zoning classifications to the more recent 1965 classification, noting that there are three appeals of the recommendations being made by the Zoning Commission.

The following persons appeared to speak:

Father Jeff Pehl and Ms. Christina Rios, representing St. Leo's Communities Organized for Public Service, spoke to their group's desire that the zoning recommendations not be watered-down, and spoke in support for City staff recommendations.

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

Mr. Avila addressed the three appeals, and asked for Council concurrence as part of the main motion that (1) Appeal #1, 2038 Pleasanton Road, be granted from "J" Commercial District to "B-3NA" Non-Alcoholic Sales Business District; (2) Appeal #2, 2027-2031-2035-2039-2043 Pleasanton Road, be granted from "B-3R" Restrictive Business District and "J" Commercial District to "B-3NA" Non-Alcoholic Sales Business District; and (3) Appeal #3, 148 Kendalia Avenue, be sent back to the Zoning Commission for reconsideration.

City Council members present concurred to include the above recommendations of Mr. Avila as part of the main motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: None.

AN ORDINANCE 84,398

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 3734 BLOCK 15 ALL OF BLOCK NCB 3734 BLOCK 16 ALL OF BLOCK NCB 7645 BLOCK 1 LOTS 6 THROUGH 81 NCB 7645 BLOCK 2 LOTS 5 THROUGH 39, LOTS 46 THROUGH 86, NCB 7846 BLOCK ALL OF BLOCK EXCEPT LOTS 247, & S. 50 FT. OF E. 61 FT. OF LOT 248, N 70 FT. OF S. 120 FT. OF E. 61 FT. OF LOT 248 NCB 7847 BLOCK ALL OF BLOCK EXCEPT LOTS 221, 15 FT. X 100 FT. OF ALLEY, 225, 200A, 200B, 200C, S. 117.8 FT. OF 201, & E. 50 FT. N. 217.8 FT. OF LOT 204, NCB 7848 BLOCK ALL OF BLOCK EXCEPT LOTS 277-A, 277-I, & 277F NCB 7854 BLOCK 1 ALL OF BLOCK EXCEPT LOTS 15 THROUGH 19 NCB 7855 BLOCK 2 ALL OF BLOCK NCB 7856 BLOCK 3 ALL OF BLOCK NCB 7857 BLOCK 4 ALL OF BLOCK NCB 7858 BLOCK 5 ALL OF BLOCK EXCEPT LOT 172 NCB 7859 BLOCK 6 LOTS 157 THROUGH 171 NCB 7860 BLOCK ALL OF BLOCK EXCEPT LOTS 52, 53, 54, &

July 11, 1996  
bgg

THE W. 4.7 FT. OF LOT 38 & E. 56.7 FT. OF .39 NCB  
7864 BLOCK 2 LOTS ALL OF BLOCK NCB 7865 BLOCK 1 LOTS  
ALL OF BLOCK NCB 7866 BLOCK 3 LOTS ALL OF BLOCK NCB  
7867 BLOCK 4 LOTS ALL OF BLOCK NCB 7868 BLOCK 5 LOTS  
ALL OF BLOCK NCB 7869 BLOCK 6 LOTS ALL OF BLOCK NCB  
7870 BLOCK 7 LOTS ALL OF BLOCK NCB 7871 BLOCK 8 LOTS  
ALL OF BLOCK NCB 7872 BLOCK 9 LOTS ALL OF BLOCK NCB  
7873 BLOCK 10 LOTS ALL OF BLOCK NCB 7874 BLOCK 11  
LOTS ALL OF BLOCK NCB 7875 BLOCK 12 LOTS ALL OF  
BLOCK EXCEPT LOTS 11 & E. IRR. 83.49 FT. OF S.  
120 FT. OF A NCB 7876 BLOCK 13 LOTS ALL OF BLOCK  
EXCEPT LOTS S.E. TRI. PT OF 11 & S.E. IRR. 41.09  
FT. OF 12, 13, 17 NCB 7877 BLOCK 14 ALL OF BLOCK  
EXCEPT LOTS 1, A1, A2, A3, & B (R.O.W.) NCB 7882  
BLOCK E ALL OF BLOCK NCB 7882 BLOCK D ALL OF BLOCK  
EXCEPT LOT 543 NCB 7882 BLOCK C ALL OF BLOCK NCB  
7882 BLOCK B ALL OF BLOCK EXCEPT 34 NCB 7895 BLOCK  
LOTS 61 THROUGH 85, & 101 THROUGH 105, & 86E, 86F,  
86G, 86H, 86J, PORTION OF LOT 87 NOT PREVIOUSLY  
ZONED "J", 88A", 88B, & PORTION 88C NOT PREVIOUSLY  
ZONED "J" NCB 7907 BLOCK ALL OF BLOCK LOT 51 NCB  
7913 BLOCK ALL OF BLOCK EXCEPT LOTS 1 & 2 NCB 8581  
BLOCK 3 ALL OF BLOCK NCB 8582 BLOCK 4 ALL OF BLOCK  
EXCEPT LOT 8 NCB 8583 BLOCK 5 ALL OF BLOCK NCB 8584  
BLOCK 6 ALL OF BLOCK NCB 8585 BLOCK ALL OF BLOCK NCB  
8586 BLOCK ALL OF BLOCK NCB 8587 BLOCK ALL OF BLOCK  
NCB 8588 BLOCK ALL OF BLOCK NCB 8789 BLOCK LOT TR 1  
NCB 8590 BLOCK ALL OF BLOCK NCB 8591 BLOCK LOT TR 1  
NCB 8728 BLOCK 1 LOTS 304 & 305 NCB 8728 BLOCK 2 ALL  
OF BLOCK NCB 8728 19 ALL OF BLOCK NCB 8729 BLOCK 3  
ALL OF BLOCK NCB 8729 BLOCK 4 ALL OF BLOCK NCB 8729  
BLOCK 17 ALL OF BLOCK NCB OF BLOCK 8729 BLOCK 18 ALL  
OF BLOCK NCB 8734 BLOCK 5 ALL OF BLOCK NCB 8734  
BLOCK 6 ALL OF BLOCK NCB 8735 BLOCK 7 ALL OF BLOCK  
NCB 8735 BLOCK 14 ALL OF BLOCK NCB 8954 BLOCK 48 ALL  
OF BLOCK EXCEPT LOTS 22, 23, 24, 25, 31, 32, & 33  
NCB 8954 BLOCK 49 ALL OF BLOCK NCB 8955 BLOCK 50 ALL  
OF BLOCK NCB 8955 BLOCK 51 ALL OF BLOCK NCB 8956  
BLOCK 54 ALL OF BLOCK EXCEPT LOT 1 EAST 20 FT. OF  
LOT 2 NCB 8954 BLOCK 49 ALL OF BLOCK NCB 8955 BLOCK  
50 ALL OF BLOCK NCB 8955 BLOCK 51 ALL OF BLOCK NCB  
8956 BLOCK 54 ALL OF BLOCK EXCEPT LOT 1 & EAST 20  
FT. OF LOT 2 NCB 8956 BLOCK 57 ALL OF BLOCK NCB  
8956 BLOCK 60 ALL OF BLOCK NCB 8957 BLOCK 53 ALL OF  
BLOCK NCB 8957 BLOCK 56 ALL OF BLOCK NCB 8957 BLOCK  
59 ALL OF BLOCK EXCEPT THE W. 20FT. OF LOT 16 & E.  
40 FT. OF LOT 17 NCB 8958 BLOCK 52 ALL OF BLOCK NCB  
8958 BLOCK 55 ALL OF BLOCK NCB 8958 BLOCK 58 ALL OF  
BLOCK EXCEPT LOTS E. 50FT OF 16, LOTS 17, 18, 19,  
25, 26 NCB 8958 BLOCK 61 ALL OF BLOCK, FROM "B"  
RESIDENCE DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE  
DISTRICT; NCB 7854 BLOCK 1 LOTS 15 THROUGH 19 NCB  
8957 BLOCK 59 THE W. 20 FT. OF LOT 16 & E. 40 FT.  
OF LOT 17, FROM "B" RESIDENCE DISTRICT TO "R-2" TWO  
FAMILY RESIDENCE DISTRICT; NCB 7860 BLOCK W. 4.7

July 11, 1996  
bgg

FT. OF LOT 38 & E. 56.7 FT OF 39 FROM "B" RESIDENCE DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT; NCB 8582 BLOCK 4 LOT 8 FROM "B" RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT; NCB 7847 15 FT. X 117.8 FT. OF ALLEY S. 157.8 FT. OF W. 50 FT. OF 201, LOT 221 & E. 35 FT OF S. 117.8 FT. OF 201 FROM "B" RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT; NCB 7895 BLOCK LOT S. IRR. 305.54 FT. OF E. 96.38 FT. OF 59 & N.W. 189.13 FT. OF 58, 86A, 86B, 86C, 86D, NCB 7883 BLOCK LOT E. 218.53 FT. OF 541, E. 158.76 FT. OF TR. 543, W. IRR. 99.39 FT. OF E. 104.39 FT. OF 545 NCB 8268 BLOCK 10 LOTS 57 & 62 FROM "B" RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT; NCB 7846 BLOCK LOT 88D, & PORTION OF 88C NOT PREVIOUSLY ZONED "B" FROM "B" RESIDENCE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT; NCB 7838 BLOCK 3 LOT S. IRR. 130 FT. OF 3 NCB 7895 BLOCK LOT 87 NOT PREVIOUSLY ZONED "B" FROM "B" RESIDENCE DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT; NCB 7465 BLOCK 4 ALL OF BLOCK NCB 7819 BLOCK 40 ALL OF BLOCK NCB 7820 BLOCK 38 ALL OF BLOCK NCB 7821 BLOCK 35 LOTS 4 THROUGH 22 NCB 7822 BLOCK 36 ALL OF BLOCK EXCEPT LOT 1 NCB 7823 BLOCK 37 ALL OF BLOCK NCB 7824 BLOCK 41 ALL OF BLOCK NCB 7825 BLOCK 1 ALL OF BLOCK EXCEPT LOT N. 70.6 FT. OF W. 40 FT. OF 2, N. 70.6 FT. OF 1, N. 50 FT. OF S. 100 FT. OF 1 & N. 47.6 FT. OF S. 50 FT. OF 1, & N. 50 FT. OF S. 150 FT. OF 1 & S. 61.7 FT. OF 1, & N. 80 FT. OF 12 & S. 2.4 FT. OF 1, & S. 215.37 FT. OF E. 40.58 FT. OF 12 NCB 7826 BLOCK 7 ALL OF BLOCK NCB 7827 BLOCK 12 ALL OF BLOCK NCB 7828 BLOCK 15 ALL OF BLOCK EXCEPT LOTS 1, & 8 NCB 7829 BLOCK 1 ALL OF BLOCK EXCEPT LOT 9 NCB 7830 BLOCK 19 ALL OF BLOCK EXCEPT LOTS 1,9,16,17,18, & 25 NCB 7831 BLOCK 2 ALL OF BLOCK EXCEPT LOTS 9,10,11, & E. 466 FT. OF N. 213 FT. OF BLK 2, & SE 26 X 57 FT. OF H OR H-1 NCB 7832 BLOCK 16 ALL OF BLOCK NCB 7833 BLOCK 14 ALL OF BLOCK NCB 7834 BLOCK 13 ALL OF BLOCK 7835 BLOCK 10 ALL OF BLOCK NCB 7836 BLOCK 6 ALL OF BLOCK NCB 7837 BLOCK 2 ALL OF BLOCK EXCEPT LOTS 14, 15, 16, & 17 NCB 7838 BLOCK 3 ALL OF BLOCK EXCEPT LOTS 1,2,S. IRR. 130 FT. OF 3,9 & 10 NCB 7839 BLOCK 4 ALL OF BLOCK NCB 7840 BLOCK 5 ALL OF BLOCK EXCEPT LOTS 13 & 14 NCB 7841 BLOCK 1 & 2 ALL OF BLOCK NCB 7842 BLOCK 5 ALL OF BLOCK EXCEPT LOTS 4 & S. 42.5 FT. OF LOT 3, & N. 145 FT. OF LOT 3 NCB 7842 BLOCK 6 ALL OF BLOCK NCB 7843 BLOCK ALL OF BLOCK EXCEPT LOTS 1, 2, 7, & 8 NCB 7844 BLOCK ALL OF BLOCK EXCEPT LOTS 17, 25A, 26A, 27A, 25, 26, 27, 28, 29, 30, 30 & 31, NCB 8057 BLOCK ALL OF BLOCK EXCEPT LOT 1 NCB 8058 BLOCK 40 ALL OF BLOCK EXCEPT LOT 1 & PART OF 2 ZONED "J" NCB 8201 BLOCK ALL OF BLOCK NCB 8202 BLOCK ALL OF BLOCK NCB 8268 BLOCK 10 LOTS 15 THROUGH 56 NCB 8574 BLOCK 1-A ALL OF BLOCK NCB 8575 BLOCK 8 ALL OF BLOCK

July 11, 1996  
bgg

EXCEPT LOT W. 73 FT. OF S. 218.6 FT. OF BLK. NCB 8576 BLOCK 9 ALL OF BLOCK NCB 8577 BLOCK 11 ALL OF BLOCK NCB 8578 BLOCK 3 ALL OF BLOCK EXCEPT LOT A NCB 8612 BLOCK LOT H, O, P, Q, U, X, Y, & Z FROM "D" APARTMENT DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT; NCB 7840 BLOCK 15 LOTS 13 & 14 NCB 7830 BLOCK 19 LOT 1 NCB 8578 BLOCK 3 LOT A, FROM "D" APARTMENT DISTRICT TO "R-2" TWO FAMILY RESIDENCE DISTRICT; NCB 7828 BLOCK 15 LOTS 1, & 8 NCB 8575 BLOCK 8 LOT W. 73 FT. OF 218.6 FT. OF BLK, FROM "D" APARTMENT DISTRICT TO "R-2" THREE AND FOUR RESIDENCE DISTRICT; NCB 7465 BLOCK 2 & 3 ALL OF BLOCK NCB 7831 BLOCK 2 LOTS E. 466 FT. OF N. 213 FT. OF BLK 2, & SE 26 X 57 FT. OF H OR H-1 NCB 7838 BLOCK 3 LOT 9 FROM "D" APARTMENT DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT; NCB 8205 BLOCK P-101 FROM "D" APARTMENT DISTRICT TO "B-1" BUSINESS DISTRICT; NCB 8948 BLOCK 24 LOT 27 & W. 25 FT. OF 26 FROM "E" OFFICE DISTRICT TO "B-2" BUSINESS DISTRICT; NCB 8268 BLOCK 8 & 9 LOT W. IRR. 682.08 FT. OF 5 NCB 8268 BLOCK 10 LOTS 1, 61, 58, & 59 NCB 8579 BLOCK 1 REMAINDER OF BLOCK ZONED "F" NCB 8580 BLOCK 2 ALL OF BLOCK NCB 8592 BLOCK LOT W. 203 FT. OF TR 1 OR LOT 1 NCB 8728 BLOCK 20 ALL OF BLOCK NCB 8948 BLOCK 23 ALL OF BLOCK NCB 7883 BLOCK LOT REMAINDER OF LOT 19 NOT PREVIOUSLY REZONED "B-3" NCB 8205 BLOCK LOT 1 FROM "F" LOCAL RETAIL DISTRICT TO "B-3" BUSINESS DISTRICT; NCB 7843 BLOCK LOT 2 NCB 7844 BLOCK LOT 30 NCB 7863 BLOCK LOTS ALL OF BLOCK EXCEPT LOTS S. IRR. 104 FT. OF E. 359.8 FT. OF 1, E. 359.8 FT. OF 2, & E. 359.8 FT. OF 3 NCB 7863 BLOCK B LOTS ALL OF BLOCK NCB 7863 BLOCK 2 LOTS ALL OF BLOCK EXCEPT LOTS N. 96 FT. OF 1,2,3, & N. 96 FT. OF E. 11.94 FT OF 4 NCB 7847 BLOCK LOTS 200A & N. 25 FT. OF 200B, FROM "J" COMMERCIAL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT; NCB 1730 BLOCK 19 LOTS 25 & 17 NCB 7645 BLOCK 2 LOTS 1, 2, 3 & 4 NCB 7846 BLOCK LOT S. 50 FT. OF 247 NCB 7831 BLOCK 2 LOT 9 NCB 7838 BLOCK 3 LOTS 1 & 2 NCB 7843 BLOCK LOTS 7, & 8 NCB 7844 BLOCK LOTS 17, 25A, 26A, 27A, 27, & 29 NCB 7860 BLOCK LOTS 52, & 53 EXCEPT THE N. 2.5 FT. OF LOT 53 NCB 7863 BLOCK LOTS S. IRR. 104 FT. OF E. 359.8 FT. 1 NCB 8528 BLOCK 1A LOTS 5,6,7 & 8 NCB 8954 BLOCK 48 LOTS 22, 23, 24, 25, & 31, FROM "J" COMMERCIAL DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES, DISTRICT; NCB 7846 BLOCK LOT S. 50 FT. OF E. 61 FT. OF LOT 248, FROM "B-3R" RESTRICTIVE BUSINESS DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES DISTRICT; NCB 7860 BLOCKS LOTS N. 2.5FT. OF LOT 53 & ALL OF LOT 54 FROM "J" COMMERCIAL DISTRICT TO "B-3NA" S.U.P." NON-ALCOHOLIC SALES BUSINESS DISTRICT WITH SPECIAL USE PERMIT FOR OUTSIDE KENNELS AND DOG RUNS. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED U \$1,000.00."

July 11, 1996  
bgg

\* \* \* \*

96-27 The Clerk read the following Resolution:

A RESOLUTION NO: 96-27-23

SELECTING RAM COMMUNICATION CONSULTANTS, INC. TO DEVELOP A RADIO STUDY AND COMPREHENSIVE COMMUNICATION PLAN, AND AUTHORIZING THE NEGOTIATION OF A PROFESSIONAL SERVICE CONTRACT.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: McClendon, Billa Burke, Avila, Solis, Ross, Marbut, Peak; NAYS: None; ABSENT: Flores, Herrera, Webster, Thornton.

96-27 The Clerk read the following Ordinance:

AN ORDINANCE 84,399

AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO SUBMIT, AS CO-APPLICANT WITH VIA METROPOLITAN TRANSIT AUTHORITY, A GRANT APPLICATION TO THE U.S. DEPARTMENT OF COMMERCE ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) FOR UP TO \$1,500,000.00 WHICH WILL BE USED FOR INFRASTRUCTURE IMPROVEMENTS IN THE AREA OF ST. PAUL SQUARE AND THE SUNSET DEPOT PROJECT; TO NEGOTIATE AND ENTER INTO AN INTERLOCAL AGREEMENT WITH VIA METROPOLITAN TRANSIT AUTHORITY WHICH WILL SET OUT THE TERMS AND CONDITIONS UNDER WHICH THE PARTIES WILL RECEIVE, ADMINISTER, AND USE THE GRANT; AND TO EXECUTE THE GRANT AGREEMENT WITH EDA.

\* \* \* \*

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

Mr. Clint Bolden, Director of Economic Development, narrated a video presentation on the proposed infrastructure improvements in the area of St. Paul Square and the Sunset Depot project.

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

July 11, 1996

26

bgg

Ms. McClendon spoke in support for this important eastside project.

Mr. Peak stated his desire that the City be certain of having project input.

Mr. Bolden stated that there is no liability involved on the part of the City, and that this action merely asks for the grant.

Mr. Solis and Mr. Flores spoke to the advantages of this cooperative agreement between the City and VIA Metropolitan Transit on this project near the Alamodome.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Billa Burke, Avila.

96-27 The Clerk read the following Ordinance:

AN ORDINANCE 84,400

AUTHORIZING THE EXPENDITURE OF MONIES FROM THE VARIOUS CONTINGENCY ACCOUNT FUNDS TO ASSIST WITH THE TRANSPORTATION COSTS FOR UP TO 648 ECONOMICALLY DISADVANTAGED PARTICIPANTS IN THE 1996 SAN ANTONIO PREFRESHMAN ENGINEERING PROGRAM (PREP).

\* \* \* \*

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

Mr. Ross explained the request on behalf of the 1996 San Antonio Prefreshman Engineering Program (PREP),

Mr. Sergio Soto, Director of Youth Services, stated that plans already are being addressed to consider a possible solution to this transportation problem for next year. He spoke to the rise in VIA Metropolitan Transit fares, noting that the Coalition pays for half of that fare for these students, but stated his belief that the fare-hike is responsible for a drop in the PREP program this year. He stated that he is working with VIA to discuss possible solutions.

Mr. Ross noted that a volunteer campaign has raised all but \$200 of the required fare costs for this year, some \$20,500 in all, and he thanked Mr. Sam Riklin and others involved in this private endeavor for raising those funds, noting that some 648 students are affected by this.

Mr. Marbut addressed plans to cope with this transportation problem in the future.

July 11, 1996

27

bgg

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Billa Burke.

96-27 The Clerk read the following Ordinance:

AN ORDINANCE 84,401

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 2 CONTINGENCY ACCOUNT FUND TO COUNCILWOMAN RUTH JONES MCCLENDON IN THE AMOUNT OF \$3,240.00 FOR AN ADMINISTRATIVE SERVICES CONTRACT WITH ROSLETTE GRANDERSON FROM JULY 1, 1996, TO SEPTEMBER 30, 1996, AS REQUESTED BY COUNCILWOMAN RUTH JONES MCCLENDON.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Billa Burke.

96-27 The Clerk read the following Ordinance:

AN ORDINANCE 84,402

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 4 CONTINGENCY ACCOUNT FUND TO COUNCILMAN HENRY AVILA IN THE AMOUNT OF \$1,520.00 FOR AN ADMINISTRATIVE SERVICES CONTRACT WITH JOSEPH RICHARD PINEDA FROM JUNE 24, 1996, TO SEPTEMBER 30, 1996, AS REQUESTED BY COUNCILMAN HENRY AVILA.

\* \* \* \*

Mr. Avila 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: Flores, McClendon, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Billa Burke.



Webster, Thornton; NAYS: None; ABSENT: None.

96-27 The Clerk read the following Resolution:

A RESOLUTION NO: 96-27-24

EXPRESSING THE CITY OF SAN ANTONIO'S SUPPORT FOR AN APPLICATION BY THE SAN ANTONIO HOUSING AUTHORITY, IN A COLLABORATE EFFORT WITH VARIOUS LOCAL EMPLOYMENT AND TRAINING PROGRAMS, FOR A MULTI-YEAR DEMONSTRATION PROGRAM ENTITLED JOB-PLUS, ADMINISTERED BY THE MANPOWER DEMONSTRATION RESEARCH CORPORATION WITH SUPPORT FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, THE ROCKEFELLER FOUNDATION AND OTHER PHILANTHROPIES.

\* \* \* \*

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

Mr. Octavio Pena, Director of Internal Review, briefly explained the grant application for the demonstration program.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Flores, McClendon, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Billa Burke, Ross.

96-28 The City Clerk read a proposed ordinance approving the adoption of an amendment to Rule XV, Section 102 of the 1952 Personnel Rules of the City of San Antonio by the San Antonio Firefighters' and Police Officers' Civil Service Commission to allow applicants to examine certain items following an assessment center evaluation.

Mr. Lloyd Garza, City Attorney, explained that City staff is not recommending approval of this proposal.

Following a brief discussion, it was the concensus of City Council members present to temporarily postpone further consideration of this matter until later in this meeting.

(See Page 39 for a continuation of Agenda Item 42.)

96-27 City Council recessed its regular session at 2:50 P.M. and reconvened at 3:00 P.M.

Mayor Thornton spoke to his belief that many good things have come from recent actions of the ownership of the San Antonio Spurs, and spoke to the need to make the team successful, both on the basketball court and financially, as well.

Mr. Jack Diller, President, San Antonio Spurs, spoke of the recent strong action taken by the ownership of the club to re-commit to San Antonio, and he spoke in a brief summary of those recent actions.

Mr. Peter Holt, newly-elected Chairman of the Spurs, lauded the contributions of the outgoing chairman, General McDermott, for putting together the ownership group some three years ago. Mr. Holt spoke of his decision not to sell his shares of the ballclub, and spoke of his gratification in being elected the club's new Chairman of the Board of Directors.

Mayor Thornton thanked Mr. Holt as the fourth major leader of the Spurs in San Antonio.

Ms. Billa Burke thanked Mr. Holt for his longtime association as a southside businessman.

- - -  
 96-27 (At this point, Mayor Thornton was obliged to leave the meeting. Mayor Pro Tem McClendon presided.)  
 - - -

96-27 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE ON 22ND YEAR CDBG BUDGET.

Mayor Pro Tem McClendon declared the Public Hearing to be open.

Mr. Andrew Cameron, Director of Housing & Community Development, stated that the FY 1996-97 Consolidated Plan Annual Budget has four parts: the Community Development Block Grant (CDBG), Home Partnership Entitlement Grant (HOME), Emergency Shelter Entitlement Grant (ESG), and Housing Opportunities for Persons with AIDS Entitlement Grant (HOPWA). He noted that the consolidated budget represents a reduction of some \$673,000 from last year, about one per cent of the total budget, a figure that is somewhat better than expected. He then spoke to each of the major funding areas, narrating a video presentation, a copy of which is made a part of the papers of this meeting. His presentation included public service district allocation and district allocation summary, revenues, citywide housing allocations, public service, administration, and designated district-by-district allocations. He spoke to the public hearings and neighborhood meetings held, and summarized the presentation, addressing proposed appropriations and the per cent spent on housing, capital improvements and public service.

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

Mr. Cameron then spoke to the HOME budget by City Council district allocation, administrative allocation, and Community Housing Development Organization (CHDO) allocation.

Mr. Rolando Morales, Director of Community Initiatives, then addressed the ESG budget, narrating a video presentation, a copy of which is made a part of the papers of this meeting. He spoke to the 30 per cent funding decrease over last year's allocation, and noted that neighborhood meetings addressed certain allocation recommendations. He noted that some 95 per cent of these funds are going to the community and its various programs.

Mr. Cameron then narrated a video presentation of the HOPWA budget, a copy of which is made a part of the papers of this meeting, noting that some 97 per cent of the funding is going to community direct services.

The following individuals appeared to speak:

Mr. Mike Urrutia, representing Metro Alliance, introduced a series of speakers for his group and for Communities Organized for Public Service (COPS).

Mr. Joe Solis, representing COPS, noted that San Antonio's CDBG program has been successful over the past 22 years, and spoke to certain emphasis areas and a package of projects being recommended. He thanked the Mayor and City Council for working with the community groups on this budget.

Mr. Thomas "Rocky" Moore, representing Metro Alliance, spoke to the CDBG process and voiced his concerns for some of the district allocations, stating that citizens need to be involved in those allocations.

Ms. Rachel Salazar, co-chair, COPS, noted that CDBG funds are shrinking when they need to grow, and spoke to her concern that expenditures of public funds need to be prioritized to human needs.

Mr. John Seffel, representing Project Learn-To-Read, stated that basic literacy is the main thrust of his organization, and asked for a \$130,000 allocation.

Several Project Learn-To-Read students also spoke in favor of the allocation request.

Ms. Arlene Washington, representing the Eastside CDBG Coalition, made a presentation for some \$8 million in allocations. A copy of her request is made a part of the papers of this meeting.

Mr. Victor Wright of the same organization asked for a \$4 million allocation for the Grandview Subdivision Organized For Leadership Development (GOLD).

July 11, 1996

32

bgg

Rev. J.L. Sanders asked for a \$1,709,607 allocation for the same organization, and spoke specifically to the need for \$450,000 for the Ella Austin Community Center.

Rev. Stewart and an AIDS patient both spoke to the need for \$100,000 for a youth program and for B.E.A.T. Aids.

Ms. Maude M. Franklin, representing New Jefferson Heights Neighborhood Association, spoke to the need for \$700,000 for a street and drainage project.

Rev. C.J. Barnes spoke in favor of a \$1.5 million allocation for the Artesia Park Action Group.

Mr. Arturo Chavez, representing Benedictine Resource Center and the JOVEN Project, spoke to a funding request for his organization.

Mr. Mario Salas, representing Frontline 2000, addressed the need to repair the parking areas of the Barbara Jordan Center and work on a number of other District 2 infrastructure improvements.

Ms. Washington then briefly summarized her organization's request for \$20,137,000 in allocations.

Rev. H.L. Bracy, 2518 West Poplar, representing West End Neighborhood Association, asked for a \$5 million allocation for redevelopment of Micklejohn Streets.

Ms. Mary Alvarado, 120 Camargo, thanked the Council for the Camargo Street improvements.

Ms. Patti Teter, Executive Director, Respite Care of San Antonio, asked for a \$300,000 allocation for ADA improvements to the home.

Ms. Sharon Brown of the same organization spoke to examples of care by Respite Care.

Ms. Roxanne Marin of the same organization spoke to the care given to several disabled children at the home.

Ms. Teter, in summary, noted that her facility serves some 400 persons, 80 per cent of which are below the poverty-line.

Mr. Chavez spoke to the staff recommendation for continued funding of the JOVEN program for youth.

Mr. Fernando Vargas, representing the Boys and Girls Clubs of San Antonio, spoke to the need for funding of three sites for youth development, and thanked the Council for its support.

Sister Regina Decker, speaking for Providence Home, addressed the needs of HIV-positive and AIDS patients, including stricken children.

July 11, 1996  
bgg

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

\* \* \* \*

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

City Council members then proposed certain separate amendments to the CDBG budget, including City-Wide projects, which amendments by consensus were included in the main motion for approval.

(During this process, Mayor Thornton was obliged to leave the meeting. Mayor Pro Tem McClendon presided.)

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Herrera, Thornton.

AN ORDINANCE 84,404

ADOPTING THE 22ND YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) IN THE AMOUNT OF \$20,879,000.00 AS CONTAINED IN THE FISCAL YEAR 1996-97 CONSOLIDATED PLAN ANNUAL BUDGET AND AUTHORIZING THE EXECUTION OF ALL REQUIRED CONTRACTS AND RELATED DOCUMENTS IN CONNECTION WITH THE PROJECTS THEREUNDER AND THE SUBMISSION OF THE CDBG GRANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR THE FISCAL YEAR 1996-97 CONSOLIDATED PLAN ANNUAL BUDGET, CERTIFICATIONS AND OTHER INFORMATION AS REQUIRED TO HUD.

\* \* \* \*

96-27 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE ON 5TH YEAR HOME BUDGET.

Mayor Thornton opened the Public Hearing.

Mr. Andrew Cameron, Director of Housing & Community Development, spoke to details of the Homeownership Incentive Program (HIP) and the Request For Proposal process now underway for administration of the program. He outlined the role of the Housing Task Force in this matter.

Mr. Solis asked for and received consensus of City Council members present to include in the main motion the referral back to the Housing Trust Fund of three CHDO projects in District 5, those being requests from Our Casas Resident Council, Inc.; St. James Housing

July 11, 1996

34

bgg

Trust, Inc. (new construction); and St. James Housing Trust, Inc. (rehabilitation).

In response to a question by Ms. McClendon, Mr. Rolando Morales, Director of Community Initiatives, briefly discussed the proposal of the B.E.A.T. Aids organization which was not received by the deadline for HOPWA funding.

Ms. McClendon spoke to the need for agencies seeking funding to participate in the process.

No citizens were registered to speak on the matter.

Mayor Thornton declared the Public Hearing closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 84,405

ADOPTING THE 5TH YEAR HOME PARTNERSHIP ENTITLEMENT GRANT (HOME) IN THE AMOUNT OF \$6,247,000.00 AS CONTAINED IN THE FISCAL YEAR 1996-97 CONSOLIDATED PLAN ANNUAL BUDGET; AND AUTHORIZING THE EXECUTION OF ALL REQUIRED CONTRACTS AND RELATED DOCUMENTS IN CONNECTION WITH THE PROJECTS THEREUNDER AND THE SUBMISSION OF THE HOME GRANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR THE FISCAL YEAR 1996-97 CONSOLIDATED PLAN ANNUAL BUDGET, CERTIFICATIONS AND OTHER INFORMATION AS REQUIRED TO HUD.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Thornton.

96-27 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE ON THE 2ND YEAR ESG (EMERGENCY SHELTER).

Mayor Thornton opened the Public Hearing.

Mr. Webster spoke to the need for the Council to have a year-to-year funding history of the various ESG-funded agencies.

No citizens were registered to speak on the matter.

Mayor Thornton declared the Public Hearing closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 84,406

ADOPTING THE 2ND YEAR EMERGENCY SHELTER GRANT (ESG) IN THE AMOUNT OF \$536,000.00 AS CONTAINED IN THE FISCAL YEAR 1996-97 CONSOLIDATED PLAN ANNUAL BUDGET AND AUTHORIZING THE EXECUTION OF ALL REQUIRED CONTRACTS AND RELATED DOCUMENTS IN CONNECTION WITH THE PROJECTS THEREUNDER AND THE SUBMISSION OF THE ESG GRANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR THE FISCAL YEAR 1996-97 CONSOLIDATED PLAN ANNUAL BUDGET, CERTIFICATIONS AND OTHER INFORMATION AS REQUIRED TO HUD.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Solis, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Avila, Thornton.

96-27 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE ON 2ND YEAR HOPWA BUDGET.

Mayor Thornton opened the Public Hearing.

No citizens were registered to speak on the matter.

Mayor Thornton declared the Public Hearing closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 84,407

ADOPTING THE 22ND YEAR HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS ENTITLEMENT GRANT (HOPWA) IN THE AMOUNT OF \$605,000.00 AS CONTAINED IN THE FISCAL YEAR 1996-97 CONSOLIDATED PLAN ANNUAL BUDGET AND AUTHORIZING THE EXECUTION OF ALL REQUIRED CONTRACTS AND RELATED DOCUMENTS IN CONNECTION WITH THE PROJECTS THEREUNDER AND THE SUBMISSION OF THE HOPWA GRANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR THE FISCAL YEAR 1996-97 CONSOLIDATED PLAN ANNUAL BUDGET, CERTIFICATES AND OTHER INFORMATION AS REQUIRED TO HUD.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Solis, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Avila, Thornton.

96-27

STAFF BRIEFING

S.A. POLICE DEPARTMENT EMERGENCY VEHICLE OPERATIONS POLICIES/PROCEDURES

Police Chief Al A. Philippus narrated a video presentation on the matter, a copy of which is made a part of the papers of this meeting. He noted that a recent fatal accident involving a Police Department vehicle triggered a new study of departmental policies and procedures regarding emergency vehicle operations. He noted that a consultant has recommended that the department not change its policies, and he spoke to a year-to-year modification to those policies and procedures, as needed. He then addressed the most recent review and discussed the new policies and procedures being put into place.

Ms. McClendon stated her appreciation for the efforts of the Police Chief and the new innovations being put into place.

Mr. Peak thanked the department for the modifications and spoke to the need to balance safety with police responsiveness, noting that education is key to both officers and the general public.

In response to a question by Mr. Ross, Chief Philippus stated that the new changes will have no measurable effect upon police response times, and he spoke to certain examples.

96-27

CITIZENS TO BE HEARD

MR. JESSE WRIGHT

Mr. Jesse E. Wright, Sr., 4403 Chesapeake Drive, spoke to the Council about his detention in jail for what he alleges to be false pretenses.

MRS. DEBRA WRIGHT

Mrs. Debra Wright, 1120 Leal, spoke to the City Council about her recent discharge from the State Hospital and her need for assistance. She also stated that she is on the verge of being homeless.

Mayor Pro-Tem McClendon asked that staff from the Community Initiatives Department assist Mrs. Wright.

MRS. MARIA DOMINGUEZ

Mrs. Maria Dominguez spoke to the City Council against supporting funding for the arts. She also took issue with this matter being brought back up before the City Council after the ordinance was denied. She also spoke on a number of other subjects.

96-27

AGENDA ITEM 42, CONTINUED

Ms. Mary Jo Vargas-McCabe, Director of Human Resources, explained the sequence of events leading up to the proposed ordinance concerning an amendment to a personnel rule for the Firefighters' and Police Officers' Civil Service Commission, noting that City staff is recommending against the amendment. She spoke to reasons for that opposition, based upon a legal Opinion.

In response to a question by Mr. Solis, Mr. Lloyd Garza, City Attorney, stated that legal implications need to be discussed with City Council in Executive Session, and he asked City Council to recess the regular meeting in order to discuss this issue in Executive Session.

96-27 City Council recessed its regular session at 6:15 P.M. in order to convene in Executive Session for attorney/client consultation regarding legal implications and scope of adopting an amendment to Rule XV, Section 102, 1952 Personnel Rules of the San Antonio Firefighters' and Police Officers' Civil Service Commission. Council also considered (1) attorney/client consultation regarding the TNRCC Executive Director's preliminary Report related to Alamodome soils; and (2) attorney/client consultation regarding the administrative appeal of an audit conducted by the Department of Labor's Office of Investigator General.

City Council adjourned the Executive Session and reconvened the regular meeting at 7:50 P.M., at which time Mayor Pro Tem McClendon stated that Council had been briefed on the above-stated items during Executive Session, and had given staff direction, but had taken no official action.

96-27

AGENDA ITEM 42 (CONTINUED)

The City Clerk read a proposed ordinance approving the adoption of an amendment to Rule XV, Section 102 of the 1952 Personnel Rules of

July 11, 1996

bgg

the City of San Antonio by the San Antonio Firefighters' and Police Officers' Civil Service Commission to allow applicants to examine certain items following an assessment center evaluation.

Mr. Herrera made a motion to approve the proposed ordinance. Mr. Solis seconded the motion.

Ms. Vargas-McCabe repeated earlier comments relating to City staff's recommendation against the proposed ordinance.

Mr. Michael Rankin stated his opinion that the state statutes prevail in this case, and he quoted from the current Collective Bargaining Agreement involving San Antonio Firefighters, stating his belief that there is no wording in the Agreement that the right of review was given up. He also stated his opinion that it is only fair for a candidate to be able to review the evaluations.

Mr. Larry Souza stated his opinion that it does not seem fair that the City Council would go into Executive Session over this matter without first hearing from fire and police representatives. He questioned the propriety of the Rule that governs the right of review of an assessment center evaluation. He further stated his opinion that the Fire and Police Civil Service Commission is controlled by the City of San Antonio, and he spoke to several questions of commission jurisdiction. He asked the Council to be fair and allow applicants to examine certain items after the assessment center evaluation, stating that he feels minorities suffer from those evaluations.

In response to a question by Mr. Solis, Mr. Joel V. Williams, Chairman of the Commission, and Ms. Vargas-McCabe described the 'debriefing period' after evaluation by assessment center representatives.

In response to a question by Mr. Solis, Mr. Williams stated that Commissioners have no idea how an assessment center functions, and he spoke to his understanding of a 'debriefing'.

Mr. Solis stated that Council needs to debate this issue, but spoke to his reasons for leaving toward voting against the proposed amendment.

Mr. Ross noted that an assessment center is subjective in nature, and the team of assessors is the same. He spoke to the selection of the three-member panel and how individuals are selected. He stated that he cannot support the proposed ordinance, and spoke to the need for dialogue to discuss this issue.

Mr. Williams spoke to the Commission's rationale on this matter, and noted that the Rule in question is based upon 1952 Personnel Rules. He stated that the Commission is reviewing all rules.

In response to a question by Mr. Avila, Ms. Vargas-McCabe spoke to the contention expressed by Mr. Souza relative to minorities, and stated that at the national level, minorities and women do well with the assessment center process.

July 11, 1996  
bgg

Ms. McClendon spoke to her desire that the Council meet with the Commission on this issue.

Mr. Alexander E. Briseno, City Manager, noted that a "no" vote by City Council would disapprove the proposed Rule amendment.

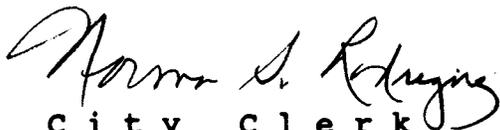
After consideration, the motion failed to carry by the following vote: AYES: Avila, Herrera. NAYS: Flores, McClendon, Billa Burke, Solis, Ross, Marbut, Peak, Webster. ABSENT: Thornton.

96-27 There being no further business to come before the Council, the meeting was adjourned at 8:18 P.M.

A P P R O V E D

  
M A Y O R

Attest:

  
C I T Y C L E R K