

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, JANUARY 28, 1999.

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99-04 The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building, "B" Room, to consider the following items(s):

Presentation of the Graffiti Ordinance - Presented by Mr. Malcolm Matthews, Director of Parks & Recreation.

The Council members present were: Flores, Prado, Vásquez, Menéndez, Garza, and Peak. **ABSENT:** Salas, Guerrero, Marbut, Bannwolf, Webster.

The "B" Session adjourned at 11:10 A.M.

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99-04 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Howard W. Peak, with the following members present: Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Marbut, Bannwolf, and Peak. **ABSENT:** Webster.

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99-04 Invocation - Rev. Del Brown, Oxford United Methodist Church.

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99-04 Pledge of Allegiance to the flag of the United States.

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99-04 Minutes of the Regular City Council Meeting for October 8, 1998 and October 15, 1998 were approved.

CEREMONIAL ITEMS

SAN ANTONIO LIVESTOCK SHOW AND RODEO

Mayor Peak noted that the San Antonio Livestock Show and Rodeo for 1999 will be observing its 50th anniversary this year. He then read a formal proclamation commemorating the 50th anniversary and presented it to Ms. Jackie van de Walle, representing the livestock show and rodeo group.

Ms. Van de Walle spoke to the western heritage of San Antonio, which is being celebrated in this 50th year, and addressed details of the annual event.

Members of the livestock show and rodeo group then distributed special gifts, including neckerchiefs, to members of the City Council.

Several City Council members paid special thanks to the volunteers who make this event possible.

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ST. JOHN BERCHMAN 8TH GRADERS

Mr. Vásquez recognized the presence in the audience of a group of 8th graders from St. John Berchman School, and welcomed them to the City Council meeting.

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THOMAS JEFFERSON GOVERNMENT STUDENTS

Mr. Garza recognized the presence in the audience of a group of freshman students from a Junior Government class at Thomas Jefferson High School, and welcomed them to the City Council meeting.

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AN ORDINANCE 89146

ACCEPTING THE LOW BID FROM AIR SYSTEMS TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH AN ANNUAL CONTRACT FOR PREVENTATIVE MAINTENANCE OF AIR CONDITIONING AND HEATING SYSTEMS FOR TWO PARKING DIVISION FACILITIES FOR AN ESTIMATED AMOUNT OF \$15,000.00.

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AN ORDINANCE 89147

ACCEPTING THE LOW BIDS FROM MARSHALL CLEGG ASSOC. INC., BT OFFICE PRODUCTS INTERNATIONAL, INC.; HON COMPANY C/O J.R. INC.; TEXAS WILSON OFFICE FURNITURE & SERVICES, L.L.C.; J.R. INC.; WITTIGS INC.; CORPORATE EXPRESS; PROFESSIONAL BUSINESS SOLUTION INC.; BODYBILT INC.; BROUSSARD GROUP; BUSINESS INTERIORS D/B/A TROUTZCO TWO INC.; BRITCO, INC.; OFFICESOURCE, LTD. AND SPECTRUM INDUSTRIES, INC. TO PROVIDE THE CITY OF SAN ANTONIO WITH OFFICE FURNITURE ON AN ANNUAL CONTRACT BASIS FOR AN ESTIMATED AMOUNT OF \$200,000.00.

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AN ORDINANCE 89148

ACCEPTING THE LOW QUALIFIED BASE BID AND ADDITIVE ALTERNATES OF THE CATO ELECTRIC COMPANY IN THE TOTAL AMOUNT OF \$131,488.00 FOR IMPROVEMENTS TO COPERNICUS AND KINGSBOROUGH PARKS; AUTHORIZING A CONSTRUCTION CONTRACT; REVISING THE PROJECT'S BUDGET AND AUTHORIZING THE TRANSFER OF 1994 PARK GENERAL OBLIGATION BOND ISSUE FUNDS INTO THIS PROJECT'S BUDGET; AUTHORIZING \$14,950.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$600.00 FOR PROJECT RELATED BID ADVERTISING AND PRINTING FEES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89149

ACCEPTING THE LOW QUALIFIED BID OF WST BUILDING SPECIALTIES, INC. IN THE AMOUNT OF \$134,500.00 TO PERFORM THE CENTRAL PLANT IMPROVEMENTS AT THE SAN ANTONIO INTERNATIONAL AIRPORT AND AUTHORIZING EXECUTION OF CONSTRUCTION CONTRACT; AUTHORIZING \$13,450.00 FOR CONSTRUCTION CONTINGENCIES; APPROPRIATING FUNDS; ESTABLISHING THE BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89150

AUTHORIZING THE CITY MANAGER TO EXECUTE "PROJECT AGREEMENT SURFACE TRANSPORTATION PROGRAMS - METROPOLITAN MOBILITY REHABILITATION AMENDMENT #1" WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) CREDITING \$44,037.03 TO THE CITY OF SAN ANTONIO IN CONNECTION WITH THIRTY-THREE (33) MPO PROJECTS FOR PROGRAM YEARS 2000 AND 2001.

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AN ORDINANCE 89151

AUTHORIZING THE CITY MANAGER TO EXECUTE "PROJECT AGREEMENTS FOR SURFACE TRANSPORTATION PROGRAMS - METROPOLITAN MOBILITY REHABILITATION" WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) AND AUTHORIZING FUNDS IN THE AMOUNT OF \$173,044.97 FOR TECHNICAL REVIEW, PROJECT DEVELOPMENT, AND CONSTRUCTION ADMINISTRATION BY TXDOT STAFF IN CONNECTION WITH TWENTY (20) MPO PROJECTS FOR PROGRAM YEAR 2002.

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AN ORDINANCE 89152

RATIFYING SERVICES AND APPROVING A 1987 GENERAL OBLIGATION (G.O.) DRAINAGE BOND FUNDED FIELD ALTERATION NO. 6 IN THE AMOUNT OF \$136,113.50 PAYABLE TO S. H. TOLLIVER COMPANY, AND AMENDING THE CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$122,711.45 IN CONNECTION WITH THE SCIENCE PARK DRAINAGE PROJECT NO. 58H, I,

99-04
January 28, 1999
lmr

AND J, PHASE IV, LOCATED IN COUNCIL DISTRICT 7. (AMENDS ORDINANCE NO. 85133 DATED NOV. 7, 1996.)

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AN ORDINANCE 89153

AUTHORIZING PAYMENT IN THE TOTAL AMOUNT OF \$9,450.00 TO DUGGER, CANADAY, GRAFE & WOELFEL, INC. FOR APPRAISAL SERVICES IN CONNECTION WITH THE WHEATLEY HEIGHTS FLOOD AREA PROJECT; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89154

ACCEPTING A GRANT OF \$1,167,476.00 IN CASH, \$2,192,831.00 OF IN-KIND VACCINE SUPPORT AND \$70,739.00 OF IN-KIND PERSONNEL SUPPORT FROM THE U. S. PUBLIC HEALTH SERVICE IN SUPPORT OF THE OPERATION OF THE 1999 CHILDHOOD IMMUNIZATION PROJECT OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR THE PERIOD JANUARY 1, 1999 THROUGH DECEMBER 31, 1999; ESTABLISHING A FUND; ADOPTING A BUDGET; APPROVING A PERSONNEL COMPLEMENT AND AUTHORIZING PAYMENTS FOR CONTRACTUAL SERVICES.

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AN ORDINANCE 89155

AUTHORIZING THE EXECUTION OF A PARTICIPATING PROVIDER AGREEMENT WITH PCA HEALTH PLANS OF TEXAS, INC. (PCA) FOR THE PROVISION OF SELECTED HEALTH CARE SERVICES BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO INDIVIDUALS COVERED UNDER THE PCA STAR (MEDICAID) HEALTH PLAN FOR THE PERIOD BEGINNING FEBRUARY 8, 1999 AND ENDING AUGUST 31, 1999.

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AN ORDINANCE 89156

AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE METROPOLITAN PLANNING ORGANIZATION (MPO) FOR THE CITY TO PERFORM VARIOUS PLANNING TASKS FOR AN AMOUNT NOT TO EXCEED \$50,000.00 AS PART OF THE MPO'S UNIFIED PLANNING WORK PROGRAM FOR FY 1998-99; APPROPRIATING FUNDS AND AUTHORIZING PERSONNEL POSITIONS.

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AN ORDINANCE 89157

AUTHORIZING THE ACCEPTANCE OF A CONTINUATION GRANT IN THE AMOUNT OF \$26,456,750.00 FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE OPERATION OF THE HEAD START-EARLY CHILD CARE PROGRAM FOR THE PERIOD FEBRUARY 1, 1999 THROUGH JANUARY 31, 2000; APPROVING A BUDGET; APPROVING A PERSONNEL COMPLEMENT; AND AUTHORIZING THE EXECUTION OF A CONTRACT WITH PARENT/CHILD, INCORPORATED TO OPERATE SAID PROGRAM.

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AN ORDINANCE 89158

AUTHORIZING THE TRANSFER OF \$500,000.00 FROM THE 1996 HOTEL OCCUPANCY TAX REVENUE BOND SALE AND CREATING A NEW PROJECT BUDGET ACCOUNT WITHIN THE "CONVENTION CENTER EXPANSION PROJECT" ENTITLED "FURNITURE, FIXTURES AND EQUIPMENT."

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99-04 ITEMS FOR INDIVIDUAL CONSIDERATION-CITIZEN
COMMENTS

Mr. Jack Finger, P.O. Box 12048, complained that the City Council is spending funds for special interests through their individual district accounts, and spoke to several examples.

99-04
January 28, 1999
lmr

Mr. Prado addressed some of the expenditures being made through individual Council district accounts today and the reasons for those expenditures, mainly for education and library needs. He stated his belief that this is spending these funds wisely.

Mr. Vásquez stated that Mr. Finger is providing misinformation, and stated that the expenditures will leverage many volunteer hours being donated by citizens for needy projects.

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99-04 The Clerk read the following Ordinance:

AN ORDINANCE 89159

ORDERING THE REGULAR MUNICIPAL ELECTION TO BE HELD ON THE 1ST DAY OF MAY, 1999, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR THE PURPOSE OF ELECTING THE MEMBERS OF THE COUNCIL OF THE CITY OF SAN ANTONIO.

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Mr. Salas made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

City Clerk Norma S. Rodriguez explained the Ordinance ordering the regular Municipal Election for May 1, 1999, and addressed certain changes to voting sites. She then spoke to the elections calendar of important deadlines and events, and noted that this year Northside Independent School District will again join the City in the May 1 election schedule, including early voting.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Menéndez, Garza, Marbut, Peak; **NAYS:** Vásquez; **ABSENT:** Flores, Bannwolf, Webster.

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99-04

The Clerk read the following Ordinance:

AN ORDINANCE 89160

AUTHORIZING THE CITY MANAGER OR HIS DESIGNATED REPRESENTATIVE TO NEGOTIATE INTERLOCAL AGREEMENTS WITH CERTAIN PUBLIC EDUCATION DISTRICTS FOR THE PURPOSE OF WAIVING CERTAIN DEVELOPMENT FEES IN EXCHANGE FOR SERVICES; PROVIDING FOR THE WAIVER OF CERTAIN DEVELOPMENT FEES PENDING EXECUTION OF SAID CONTRACTS; AND REPEALING ORDINANCE NO. 87495 OF MARCH 1998.

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Mr. Salas made a motion to approve the proposed Ordinance. Mr. Vásquez seconded the motion.

Mr. James Campbell, Director of Intergovernmental Relations, narrated a video presentation, a copy of which is made a part of the papers of this meeting. He explained the Interlocal Agreements and the negotiations leading up to their drafting, and spoke to the key points for waiving certain City fees in exchange for certain services by the school districts. He noted that there would be constitutional concerns with fee waivers without receiving something in value in return. He then spoke to specific recommendations.

In response to a question by Mayor Peak, Mr. Campbell spoke to specific agreements on parks and drainage questions.

In response to a question by Mayor Peak, Mr. Gene Camargo, Director of Building Inspections, stated that it is difficult to determine the exact amount of fees to be waived for the school districts under this proposed ordinance. He estimated that waiving fees for school district work will not adversely impact or delay work with other City customers.

Mr. Vásquez thanked all involved in this matter.

Discussion took place concerning the various construction timetables and agreements.

Mr. Salas addressed the importance of stretching education bond-dollars.

Mr. Bannwolf called the matter a 'winning situation', and spoke to examples of the concept of working more closely with the various school districts.

99-04

January 28, 1999

lmr

Mr. Prado discussed the several contracts and possible impasses, noting that in such cases, he would like for the City Council to decide the matters.

Mr. Garza spoke to the partnership help being provided to the school districts through this proposed ordinance.

Ms. Guerrero spoke in support of the Ordinance, whereby the City can aid the schools and their educational endeavors.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke against the waiving of City fees for the school districts inside Loop 410, stating his belief that the City cannot discriminate between school districts and individuals seeking such services.

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After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Webster.

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99-04 The Clerk read the following Ordinance:

AN ORDINANCE 89161

RATIFYING SERVICES AND APPROVING FIELD ALTERATION NO. 22 IN THE AMOUNT OF \$115,250.00 PAYABLE TO CLARK/JT CONSTRUCTION, A JOINT VENTURE FOR WORK PERFORMED IN CONNECTION WITH THE CONVENTION CENTER EXPANSION PROJECT; AND PROVIDING FOR PAYMENT.(AMENDS ORDINANCE NO. 86015 DATED MAY 8, 1997.)

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

Mr. Joe Aceves, Special Consultant to the Convention Center Expansion Project, explained the field alteration details, and summarized the entire project status to date. He noted that the project is now some 60 per cent complete, and he spoke to the impact of the field alteration on the remaining contingency funds.

99-04
January 28, 1999
lmr

In response to a question by Mr. Vásquez, Mr. Aceves noted that the field alteration was occasioned by a design error on the part of the architect. He noted that City staff currently is reviewing all errors and omissions to determine whether to seek recovery of certain monies from insurance sources on the project.

Discussion then took place concerning the matter of liability.

Mr. Vásquez asked to be supplied with data on who will review such areas.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Prado, Menéndez, Garza, Peak; **NAYS:** Vásquez, **ABSENT:** Flores, Guerrero, Marbut, Bannwolf, Webster.

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99-04 The Clerk read the following Ordinance:

AN ORDINANCE 89162

ADOPTING THE PARKS AND RECREATION SYSTEM PLAN AS AN INSTRUMENT TO GUIDE DECISIONS IMPACTING THE CITY OF SAN ANTONIO'S SYSTEM OF PARKS, PARK FACILITIES, AND RECREATION AND LEISURE PROGRAMS.

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Mr. Salas made a motion to approve the proposed Ordinance. Mr. Garza seconded the motion.

Mr. Malcolm Matthews, Director of Parks & Recreation, narrated a video presentation on the Parks and Recreation System Plan, a copy of which presentation is made a part of the papers of this meeting.

Mayor Peak thanked Mr. Matthews and various other departments for their work on the parks plan.

Mr. Garza also spoke to a comprehensive plan to reach other areas and the need to solicit matching grants to raise money to fund the projects.

99-04
January 28, 1999
lmr

In response to questions raised by Mr. Garza, Mr. Matthews explained that a search to find projects that meet grant specifications and that have a shortage of funds will be prioritized as such.

Mr. Garza reiterated the importance of prioritization of all projects.

Mr. Menéndez echoed his colleagues' statements and spoke to the importance of having this plan and maximizing City-owned facilities. He also spoke to the importance of the bond issues.

Mr. Flores thanked Mr. Matthews for his work with park renovations and added that with the bond proposal the completion of all the projects will be possible.

Mr. Salas spoke to his desire to see an update on the projects implemented with the 1994 bond package.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Prado, Vásquez, Menéndez, Garza, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Guerrero, Marbut, Webster.

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The Clerk read the following Ordinance:
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AN ORDINANCE 89163

AUTHORIZING THE ACQUISITION OF FEE SIMPLE TITLE TO TEN PARCELS OF LAND FOR THE SUM OF \$416,050.00 PAYABLE TO TICOR TITLE AGENCY OF SAN ANTONIO, AS ESCROW AGENT FOR ZEOLAR S. HALL AND WIFE, CLYDE HALL (\$57,200.00); HOWARD L. JOHNSON AND WIFE, WILLIE M. JOHNSON (\$44,000.00); VIVIEN K. STEVENSON, (\$66,000.00); ZULA MAE MASTERS (\$58,300.00); JESSE LEE, JR. AND WIFE, WILLIE MAE LEE (\$45,100.00); ALEXANDER M. RUSS, MARTHA SILVIA CARDONA AND HUSBAND FRANCISCO JAVIER CASTRO (\$31,050.00); NELLIE BROWN (\$52,800.00); HARDIN HAYES (\$33,000.00) AND ARCHIE W. ROME AND WIFE, CATHERINE T. ROME (\$28,600.00), ALL IN CONNECTION WITH THE WHEATLEY HEIGHTS FLOOD AREA PROJECT.

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

99-04
January 28, 1999
lmr

Mr. John German, Director of Public Works, gave a presentation outlining the details of the Ordinance. (A copy of his presentation is made part of the papers of this meeting.)

Mayor Peak thanked Mr. German for expediting the project.

Mr. Salas read aloud the individual amounts of payments made to various home owners.

Mr. German spoke to his work with Bexar County appraisers and various agencies to come up with the percentages paid out which equaled 10 to 15 percent based on a case by case review.

Mr. Vásquez spoke to the volunteer response efforts.

Mr. German then recognized several individuals and organizations who helped in the flood relief.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Peak; **NAYS:** None; **ABSENT:** Garza, Marbut, Bannwolf, Webster.

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99-04 The Clerk read the following Ordinance:

AN ORDINANCE 89164

AUTHORIZING THE EXPENDITURE OF \$260,300.00 PAYABLE TO TICOR TITLE AGENCY OF SAN ANTONIO, AS ESCROW AGENT FOR CLARENCE PARSON AND ARLENE PARSON (\$41,250.00); MATTIE EUGENIA WALKER, INDIVIDUALLY AND AS THE EXECUTRIX OF THE ESTATE OF OSCAR R. WALKER, JR., DECEASED (\$47,150.00); HENRY SOLAR AND WIFE, VELMA SOLAR (\$6,700.00); ELLIS SULLIVAN AND WIFE, EUGENE SULLIVAN (\$88,700.00); MARY L. HOLMES (\$34,500.00); AND CHARLES MCKINNEY AND WIFE, MILDRED MCKINNEY (\$42,000.00), FOR FEE SIMPLE TITLE TO EIGHT PARCELS OF LAND IN CONNECTION WITH THE WHEATLEY HEIGHTS FLOOD AREA PROJECT.

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

99-04
January 28, 1999
lmr

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Peak; **NAYS:** None; **ABSENT:** Garza, Marbut, Bannwolf, Webster.

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99-04 The Clerk read the following Ordinance:

AN ORDINANCE 89165

ADOPTING AN AMENDMENT TO THE CURRENT LEASE CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND THE STATE OF TEXAS, GENERAL SERVICES COMMISSION, (ADOPTED BY ORDINANCE #74842 DATED 11/26/91) TO EXTEND THE AVAILABILITY OF PARKING OPERATIONS FOR A SURFACE PARKING LOT LOCATED AT 321 NORTH CHERRY (KNOWN AS THE "STATE LOT" WHICH IS ADJACENT TO THE G.J. SUTTON STATE OFFICE BUILDING); AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT (8) AFFIRMATIVE VOTES.

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

Mr. John German, Director of Public Works, made a presentation describing the parking lots in question. (A copy of his presentation is made part of the papers of this meeting.)

Mr. Salas spoke to the historic significance of the building and its name, G.J. Sutton State Office Building.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Webster.

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99-04
January 28, 1999
lmr

99-04 The Clerk read the following Ordinance:

AN ORDINANCE 89167

AMENDING THE PROVISIONS OF CHAPTER 33 OF THE CITY CODE TO PROHIBIT, WITH CERTAIN EXCEPTIONS, THE OPERATION OF TOUR AND CHARTER SERVICE VEHICLES FOR HIRE ON NON-ARTERIAL STREETS WITHIN THE KING WILLIAM HISTORIC DISTRICT AND THE MONTE VISTA HISTORIC DISTRICT; AND PROVIDING FOR CIVIL PENALTIES FOR VIOLATION OF SAID PROHIBITION.

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

Mr. Emil Moncivais, Director of Planning, gave details of the proposed Ordinance.

Ms. Anne McGlone, Historic Preservation Officer, gave a presentation which explained the proposed Ordinance and the recommendations for bus operations in Neighborhood Historical Districts.(A copy of her presentation is made part of the papers of this meeting.)

The following citizen(s) appeared to speak:

Mr. Don Engelking, Professional Tour Guide, read from a prepared statement expressing his discontentment with the proposed Ordinance. (A copy of his statement is made part of the official papers of this meeting.)

Mr. Alfred Schwab, spoke to his German heritage and to what he described as a threat to the economic future of the Steves Homestead.

Ms. Paula Piper, San Antonio Conservation Society, spoke in support of the proposed revisions, but also addressed her concerns with specific provisions in the Ordinance.

Mr. Jim Johnson, King William Association, spoke in favor of the proposed Ordinance and thanked Councilman Flores for his leadership on the issue. He also spoke to the specific provisions regarding Guenther Street.

Docia Williams, 1319 Vista Del Monte, Professional Tour Guide, spoke to her German heritage and her opposition to the Ordinance. She also made reference to the tourism bus route made in the historic Georgetown area in Washington, D.C.

Ms. Margaret Leeds, 308 King William, spoke to her reasons for choosing her residence; the heritage and the atmosphere.

Ms. Roselyn Cogburn, 528 King William, spoke as resident of the area and explained that the tour guides are only interested in money. She also spoke to her concern with the provisions of the Ordinance, which allows unlimited access to Guenther St.

Ms. Robin Raquet, 337 Wicks St., thanked Councilman Flores for help in drafting the ordinance but is against the provisions to allow busses in Baja King William. She spoke favorably of the tourism events hosted by the King William Association and the Conservation Society.

Mr. Bill Cotherin, 129 E. Guenther St., Pioneer Flour Mills, spoke to the history of the area built up by the Guenther family. He also spoke to their need for unrestricted use of Guenther Street in maintaining access to the plant by busses. Mr. Cotherin spoke to the availability of the plant and the historic Guenther House by bus tours and explained that they are generally done in the morning. He explained that the plant and house are outside the King William district and gave the route of the tour busses and its impact of a bus passing only three homes, which he feels has no significant impact on the area.

Mr. Rich DeGregorio, President of Pioneer Flour Mills, 129 E. Guenther, spoke in support of tourism and encouraged the visitation of their plant.

Mr. Frank Burney, attorney representing the King William Association, spoke to the compromise achieved by the ordinance. Mr. Burney also suggested that Guenther street should be maintained as a local access street.

Ms. Edith Stockart, King William area resident, spoke in support of the Ordinance.

Ms. Rosemary Kinisky, King William area resident, spoke to her ambivalence toward the entire issue.

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Mayor Peak thanked the staff involved in the drafting of the Ordinance.

Various Councilmembers commented on the benefits of private enterprise and the impact it has on promoting tourism, specifically the Pioneer Flour Mills.

In response to a question regarding the regulation of Guenther Street, Mr. German spoke to the importance of maintaining links to neighborhoods since it is an arterial street, it must be left open to all traffic.

Mr. Flores thanked the citizens who voiced their opinion on this matter and spoke to its history. He addressed several issues brought up by the speakers and offered his help in producing more compromises. He then offered an amendment to the motion to designate the following streets for full access by tour and charter vehicles: Main St. between Ashby and Mistletoe; Guenther Street between S. Main and S. Alamo. Also, to allow tour vehicles of 15 passenger or less to tour on residential streets in King William Historic District and the Monte Vista Historic District; also, an exception for buses traveling on Wicks St. to the parking lot for the Alamo St. Theater; to also include 15 minute loading and unloading signs on the south side of E. Guenther St. and no loading or unloading signs on the north side of E. Guenther in proximity to the Guenther House. Mr. Bannwolf seconded the motion.

Mr. Bannwolf made a second amendment to open up Main from Ashby to Mistletoe for touring or charter services. Mr. Flores seconded the motion.

Mr. Bannwolf spoke to the importance of treating tour guides as ambassadors to our city.

Mr. Vásquez thanked all those who spoke to this item and addressed his dismay with the negative characterization of the King William area residents as “anti-tourism.”

Deputy Police Chief Jerry Pittman explained the various signage to be placed on the street and the reason S. Alamo would not be a safe loading and unloading area for the Guenther House visitors.

Mr. Vásquez commented on how this Ordinance has opened the dialogue between the King William Association and the art district.

Ms. Guerrero spoke to the need for a balance between the public and private sectors of any area.

(At this time Mayor Peak was obliged to leave the meeting. Councilman Flores presided in the Mayor’s temporary absence.)

Prado reiterated his colleagues' comments.

(Mayor Peak returned to the meeting.)

After consideration, the second amendment to the motion prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Garza, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Vásquez, Menéndez, Webster.

The first amendment to the motion prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Garza, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Vásquez, Menéndez, Webster.

The main motion as amended, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Garza, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Vásquez, Menéndez, Webster.

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99-04 SECOND PUBLIC HEARING ON SELECTION OF PROJECTS FOR THE PROPOSED 1999 BOND AUTHORIZATION ELECTION.

Mayor Peak opened the Public Hearing.

Mr. Alexander E. Briseño, City Manager, introduced Ms. Terry M. Brechtel, Director of Budget and Employee Services, who proceeded with a presentation outlining each of the six propositions and elections timetable. (A copy of her presentation is made part of the papers of this meeting.)

The following citizen(s) appeared to speak:

Ms. Nancy Englebert spoke in favor of the bond program to include the Heritage Neighborhood.

Mr. Ray Basham, Heritage Neighborhood Association, spoke in favor of the Bond Election.

Mr. John Paulson, Echo Creek Neighborhood Association, spoke to the benefits of the programs included in the bond election, but suggested financing the programs on a cash basis.

Ms. Paula Piper, President of the San Antonio Conservation Society, spoke in support of the bond programs with special regard to the Brooklyn St. bridge project.

Mr. Faris Hodge, 140 Dora, spoke regarding the financing of the bond projects and to his discontent with the information provided to the public about these projects. He also offered his own suggestions for projects.

Mr. Nazarite R. F. Perez, 627 Hearne, spoke to his beliefs and then made reference to a previous meeting in 1997 at which time he spoke to annexation issues against the timing of this bond election.

Mr. Johnny Salas, Far West Coalition, spoke to the library issue in his area and the need to do a complete job.

Mr. Jack M. Finger, P.O. Box 12048, SAT 78212, spoke to the financing of the bond by cash and reiterated comments made by Mr. Paulson, an earlier speaker.

Sr. Celia Ramirez, St. John Bosco School, relinquished her time to Mr. Hector Sanchez, who requested support for traffic signals and drainage for their school.

Ms. Virginia Gill, Lackland Terrace Neighborhood Association, thanked Council for seeing beyond the district lines and support the bond proposal to create a library in their area.

Ms. Camille Furio, District 6 Bond Committee, spoke in support of the proposal she also spoke as the President of the Labor Board of Trustees and offered their support.

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There being no further citizens signed to speak on this matter, Mayor Peak closed the Public Hearing.

The Clerk read the following Ordinance:

AN ORDINANCE 89168

ORDERING A BOND ELECTION TO BE HELD ON THE 1ST DAY OF MAY, 1999, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, ON A PROPOSED BOND ISSUE FOR STREETS AND PEDESTRIAN IMPROVEMENTS, DRAINAGE IMPROVEMENTS, FLOOD CONTROL WITH PARKS IMPROVEMENTS, PARKS &

99-04

January 28, 1999

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RECREATION IMPROVEMENTS, LIBRARY SYSTEM IMPROVEMENTS, AND PUBLIC SAFETY IMPROVEMENTS; AND MAKING PROVISIONS FOR THE HOLDING OF SAID ELECTION.

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Mr. Salas made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

Mayor Peak spoke in support of the bond proposals and explained that big ticket items cannot be paid in cash. He also spoke to the benefits of all the projects, and further explained the process used to select those projects to be included in the bond package.

Mr. Menéndez spoke to the impact which will be made by these bond issues and to the benefits of the projects. He noted that these projects will be implemented without a tax rate increase. He thanked his District 6 Bond Committee and the Cops/Metro organizations.

Mr. Prado thanked the City Manager's Office and various other departments for their work in putting the bond package together. He spoke to the difficult task of deciding which projects to include in the package. He noted that it is important to keep the voters informed on the project timetables.

Mr. Garza thanked fellow Councilmembers for contributing their funds to his district.

Mr. Vásquez spoke to the projects in his district that are included in the bond package.

Mr. Bannwolf thanked the committee and various City staff who worked in meeting the needs of District 9.

Mr. Salas thanked the steering committee for time spent on these recommendations. He then discussed the nature of the projects in his district and to the reasons he based his decisions upon.

Ms. Guerrero thanked her constituents and then identified some of the areas chosen for improvements.

Mr. Marbut spoke to the importance of the Medical Center projects, libraries, and the city-wide projects.

Mr. Flores thanked Ms. Brechtel and Mr. Octavio Peña and other members of staff who were instrumental in drafting the bond proposal without raising the tax rate.

Mayor Peak spoke on behalf of Councilman Webster who is also in support of the bond package.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Webster.

In response to a question from Mayor Peak, Mr. Christopher J. Brady, Assistant to the City Manager, explained that he will come back to Council, to be presented in the B Session, with a timeline for all of the projects in two weeks.

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99-04 ZONING HEARINGS-CITIZEN COMMENTARY

Mr. Faris Hodge, Jr., 140 Dora, gave a synopsis of each zoning case.

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99-04 ZONING HEARINGS:

4A. CASE #Z99015- The City of San Antonio has under consideration the rezoning and reclassifying of P-127B, NCB 13740, on Thousand Oaks and Tavern Oaks Drive from Temporary “R-1” Single Family Residence District to “R-1” Single Family Residence District. The property is located northwest of the intersection of Thousand Oaks Drive and Tavern Oaks Drive, having 220 feet on thousand Oaks and 200 feet on Tavern Oaks Drive. Staff’s recommendation was for approval.

The Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

Mr. Bannwolf made a motion to approve the proposed Zoning change. Mr. Vásquez seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Flores, Marbut, Webster.

AN ORDINANCE 89169

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-127B, NCB 13740, ON THOUSAND OAKS AND TAVERN OAKS DRIVE FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT.

* * * *

4B. CASE #Z98104- The request of Andrew C. Guerrero (owner: The Arden Group Inc.), to rezone and reclassify 16.73 acre tract and a 22.67 acre tract out of NCB 18218 from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-2" ERZD Business Edwards Recharge Zone District; "B-3" ERZD Business Edwards Recharge Zone District on 11.28 acre tract out of NCB 18218 and "B-3R" ERZD Restrictive Business Edwards Recharge Zone District on 84.80 acre tract out of NCB 18217 and NCB 18218, U.S. 281 North. Staff's recommendation was for denial as requested and approval of "B-3" on the 11.28 acres tract, "B-2" on the 16.73 acre tract and "R-1" on the 84.40 acre tract and the 22.57 acre tract.

The Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

Mr. Bannwolf made a motion to approve the proposed Zoning change. Mr. Garza seconded the motion.

Mr. Emil Moncivais, Director of Planning, pointed out for Council that the area of concern is the unbalanced zoning in the area. He added that with approval of this change, better utilization of the area will take shape. He then clarified for Mayor Peak the exact location of the property in question.

Mr. Andy Guerrero further explained that there will not be an offset in the streets in question.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Vásquez, Garza, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Flores, Prado, Menéndez, Marbut, Webster.

AN ORDINANCE 89170

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 16.73 ACRE TRACT AND A 22.67 ACRE TRACT OUT OF NCB 18218 FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-2" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT; "B-3" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT ON 11.28 ACRE TRACT OUT OF NCB 18218 AND "B-3R" ERZD RESTRICTIVE BUSINESS EDWARDS RECHARGE ZONE DISTRICT ON 84.80 ACRE TRACT OUT OF NCB 18217 AND NCB 18218, U.S. 281 NORTH.

* * * *

4C. CASE #Z98250-The request of Pamela M. Hodges (owner), to rezone and reclassify Lot 12, Block 21, NCB 11737, 10603 West Avenue from "A" Single Family Residence District to "O-1" Office District. Staff's recommendation was for denial.

The Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

Mr. Emil Moncivais, Director of Planning, further pointed out staff's reasoning for recommending denial of this request.

Mr. Bannwolf stated that the applicant wishes to withdraw his rezoning request at this time.

Mr. Charles Voigt, the applicant, stated that he is withdrawing his request and agreed to work on a residential use study.

Zoning Case Z98250 was withdrawn by the applicant.

* * * *

4D. CASE Z99007- The request of Duke, Inc. (owner: Halff Properties, Ltd.), to rezone and reclassify 14.159 acre tract out of NCB'S 11728, 11731, and 11766, 1735 Lockhill-Selma Road from "O-1" Office District, "B-2" Business District and "B-3" Business District to "R-3" Multiple Family Residence District. The property is located

99-04
January 28, 1999
lmr

south of the intersection of Anchor Drive and Amhurst Drive, between Anchor Drive and Lockhill Selma Drive. Staff's recommendation was for approval.

The Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

Mr. Bannwolf made a motion to approve the proposed Zoning change and commended the applicant for agreeing to construct a fence around the property in question. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Flores, Marbut, Webster.

AN ORDINANCE 89171

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS 14.159 ACRE TRACT OUT OF NCB'S 11728, 11731, AND 11766, 1735 LOCKHILL-SELMA ROAD FROM "O-1" OFFICE DISTRICT, "B-2" BUSINESS DISTRICT AND "B-3" BUSINESS DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT.

* * * *

4E. CASE #Z99002 SUP- The City of San Antonio has under consideration the rezoning and reclassifying of Lot 2, Block 5, NCB 11499, 3706 Sherril Brook Road from "A" Single Family Residence District to "R-1" SUP Single Family Residence District with a special use permit for a boarding home for the elderly. The property is located Staff's recommendation was for approval.

The Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

Mr. Garza made a motion to approve the proposed Zoning change. Mr. Bannwolf seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Flores, Marbut, Webster.

AN ORDINANCE 89172

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 2, BLOCK 5, NCB 11499, 3706 SHERRIL BROOK ROAD FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "R-1" SUP SINGLE FAMILY RESIDENCE DISTRICT WITH A SPECIAL USE PERMIT FOR A BOARDING HOME FOR THE ELDERLY.

* * * *

4F. CASE #Z99009: The request of Continental Homes of Texas, L. P. (owners), to rezone and reclassify 12.8 acres out of NCB 17929, Mystic Park. Staff's recommendation was for denial from "B-3" Business District to "P-1(R-5)" Planned Unit Development Single Family Residence District.

The Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained that the applicant has withdrawn the rezoning request.

Zoning Case Z99009 has been withdrawn.

* * * *

4G. CASE Z99006: The request of Daniel K. Seale (owner), to rezone and reclassify 91.3 acres out of NCB 17641, 5735 F.M. Loop 1604 Expressway from Temporary "R-1" Single Family Residence District to "B-3" Business District. The property is located southwest of the intersection of Culebra Road and F.M. Loop 1604 Expressway. Staff's recommendation was for denial.

The Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

Mr. Menéndez made a motion to approve the proposed Zoning change. Mr. Salas seconded the motion.

The following citizen(s) appeared to speak:

Mr. Daniel K. Seal, 9901 I. H. 10 West, Ste. 600, explained the proportions of the land that he and his family owns and that which the San Antonio Water System (SAWS) owns.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Peak; **NAYS:** None; **ABSENT:** Garza, Marbut, Bannwolf, Webster.

AN ORDINANCE 89173

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 91.3 ACRES TRACT OUT OF NCB 17641, 5735 F.M. LOOP 1604 EXPRESSWAY FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT.

* * * *

4H. CASE #Z98261 CC- The request of Sylvia Soto (owner), to rezone and reclassify Lots 20, 21 and the west 36 feet of Lot 19, Block 9, NCB 3230, 312 W. Malone Avenue from "R-1" Single Family Residence District to "R-1" CC Single Family Residence District with special City Council approval for a child day care center. Staff's recommendation for approval.

The Zoning Commission has recommended approval.

Mr. Vásquez made a motion to approve the proposed Zoning change. Mr. Flores seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Peak; **NAYS:** None; **ABSENT:** Marbut, Bannwolf, Webster.

AN ORDINANCE 89174

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 20, 21 AND THE WEST 36 FEET OF LOT 19, BLOCK 9, NCB 3230, 312 W. MALONE AVENUE, FROM "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-1" CC SINGLE FAMILY RESIDENCE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR A CHILD DAY CARE CENTER.

* * * *

4I. CASE # Z98115: The request of Francisco Franco (owner), to rezone and reclassify Lots 1 and 2, Block 40, NCB 7988, 1722 W. Southcross Boulevard from "R-1" Single Family Residence District to "B-2NA" Non-Alcoholic Sales Business District. The property is located southeast of the intersection of W. Southcross Boulevard and Votaw Street, having 50 feet on Southcross and 125 feet on Votaw Street. Staff's recommendation was for denial.

The Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

Mr. Prado made a motion to deny the requested "B-2NA" and approve an "O-1" zoning on the property in question. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Guerrero, Prado, Menéndez, Garza, Peak; **NAYS:** None; **ABSENT:** Salas, Vásquez, Marbut, Bannwolf, Webster.

AN ORDINANCE 89175

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 1 AND 2, BLOCK 40, NCB 7988, 1722 W. SOUTHCROSS BOULEVARD FROM "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT.

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4J. CASE #Z98260- The request of Hiram Polendo (owner: Olga Echevarria), to rezone and reclassify Lots 13 and 14, Block 79, NCB 7979, 1321 W. Southcross Boulevard from "B-2" Business District to "R-1" Single Family Residence District. The properties are located northeast of the intersection of W. Southcross Boulevard and Kyle Street, having 50 feet on W. Southcross Boulevard and 125 feet on Kyle Street. Staff's recommendation was for approval.

The Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

Mr. Prado made a motion to approve the proposed Zoning change. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Menéndez, Garza, Peak; **NAYS:** None; **ABSENT:** Vásquez, Marbut, Bannwolf, Webster.

AN ORDINANCE 89176

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 13 AND 14, BLOCK 79, NCB 7979, 1321 W. SOUTHCROSS BOULEVARD FROM "B-2" BUSINESS DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT.

* * * *

4K. CASE #Z99008- The request of Terrauista Partners, Ltd. (owner), to rezone and reclassify the southwest irregular 127.8 feet by 402.5 feet of Lot 81, and the southwest irregular 18 feet by 55 feet of Lot 91, save and except the west 50 feet of the southwest irregular 127.8 feet of Lot 81, NCB 9483, 6915 South Flores from "I-1" Light Industry District to "R-3" Multiple Family Residence District. The property is located 110 feet south of Harding Boulevard and 200 feet southwest of South Flores Street, having a width of 402.5 feet and a depth of 145 feet. Staff's recommendation was for approval.

The Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

99-04
January 28, 1999
lmr

Ms. Guerrero made a motion to approve the proposed Zoning change. Mr. Flores seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Menéndez, Garza, Peak; **NAYS:** None; **ABSENT:** Vásquez, Marbut, Bannwolf, Webster.

AN ORDINANCE 89177

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 SOUTHWEST IRREGULAR 127.8 FEET BY 402.5 FEET OF LOT 81, AND THE SOUTHWEST IRREGULAR 18 FEET BY 55 FEET OF LOT 91, SAVE AND EXCEPT THE WEST 50 FEET OF THE SOUTHWEST IRREGULAR 127.8 FEET OF LOT 81, NCB 9483, 6915 SOUTH FLORES FROM "I-1" LIGHT INDUSTRY DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT.

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4L. CASE #Z99012- The City of San Antonio has under consideration designating of Lots 1 and 2, Block 10, NCB 7612, 302 Stratford Court from "D" Apartment District to "D" (HE) Apartment Exceptional Historic District. The property is located southeast of the intersection of Stratford Court and Potomac Street, having 100 feet on Stratford Court and 140 feet on Potomac Street. Staff's recommendation was for approval.

The Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

Ms. Guerrero made a motion to approve the proposed Zoning change. Mr. Prado seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Menéndez, Garza, Peak; **NAYS:** None; **ABSENT:** Vásquez, Marbut, Bannwolf, Webster.

AN ORDINANCE 89178

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 DESIGNATING LOTS 1 AND 2, BLOCK 10, NCB 7612, 302 STRATFORD COURT FROM "D" APARTMENT DISTRICT TO "D" (HE) APARTMENT EXCEPTIONAL HISTORIC DISTRICT.

* * * *

4M. CASE #89179- The Request of Richard Leal (owner), to rezone and reclassify Lot A, Block 3, NCB 1267, 900 Block of E. Carson Street from "D" Apartment District to "B-1" Business District. The property is located southwest of the intersection of E. Carson Street and Rogers Avenue, having 77 feet on E. Carson Street and 90 feet on Rogers Avenue. Staff's recommendation was for denial.

The Zoning Commission has recommended approval.

Mr. Salas made a motion to approve the proposed Zoning change. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Menéndez, Garza, Peak; **NAYS:** None; **ABSENT:** Vásquez, Marbut, Bannwolf, Webster.

AN ORDINANCE 89179

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 A, BLOCK 3, NCB 1267, 900 BLOCK OF E. CARSON STREET FROM "D" APARTMENT DISTRICT TO "B-1" BUSINESS DISTRICT.

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4N. CASE #Z98241 SUP- The request of Betty Jo Granado (owner: Linda F. Garza & Betty Jo Granado), to rezone and reclassify Lots 5 and 6, Block 4, NCB 7283, 426 Fresno Avenue from "B" Residence District to "R-2" SUP Two Family Residence District with special use permit for a Courier delivery service. The property is located southwest of the intersection of Fresno Avenue and Carney Avenue, having 85 feet on Fresno Avenue and 30 feet on Carney Avenue. Staff's recommendation was for denial.

The Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

Mr. Flores made a motion to approve the proposed Zoning change. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Menéndez, Garza, Peak; **NAYS:** None; **ABSENT:** Vásquez, Marbut, Bannwolf, Webster.

AN ORDINANCE 89180

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 5 AND 6, BLOCK 4, NCB 7283, 426 FRESNO AVENUE FROM "B" RESIDENCE DISTRICT TO "R-2" SUP TWO FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A COURIER DELIVERY SERVICE.

* * * *

99-04 The Clerk read the following Ordinance:

AN ORDINANCE 89181

APPOINTING FIVE (5) INDIVIDUALS TO THE NINE-MEMBER BOARD OF DIRECTORS FOR REINVESTMENT ZONE NUMBER TWO, SAN ANTONIO, WHICH WAS DESIGNATED ON DECEMBER 17, 1998 BY ORDINANCE NO. 88996 FOR THE PURPOSES OF TAX INCREMENT FINANCING SUPPORTING THE

99-04
January 28, 1999
lmr

WITH SAID DESIGNATION; AND AUTHORIZING FINAL NEGOTIATION AND EXECUTION OF A CONCURRENT AGREEMENT TO PROVIDE FIRE PROTECTION SERVICES TO THE INDUSTRIAL DISTRICT FOR AN ANNUAL FEE OF \$18,000.00.

* * * *

Ms. Guerrero made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Flores, Salas, Marbut, Webster.

— — — — —
99-04 The Clerk read the following Ordinance:

AN ORDINANCE 89185

AUTHORIZING THE EXPENDITURE OF \$400.00 FROM THE DISTRICT 4 BUDGET ACCOUNT TO ASSIST THE ADAMS HILL CELLULAR ON PATROL (\$100.00); THE RAINBOW HILLS CELLULAR ON PATROL (\$100.00); THE HERITAGE CELLULAR ON PATROL (\$100.00) AND THE VALLEY HI NORTH CELLULAR ON PATROL (\$100.00) WITH THE PURCHASE OF REFLECTIVE VESTS, SIGNS AND TO HELP DEFRAY THE COSTS OF MAGNETIC VEHICLE IDENTIFICATION SIGNS; AS REQUESTED BY COUNCILMAN RAUL PRADO.

* * * *

Mr. Prado made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

The following citizen(s) appeared to speak:

Mr. Ray Basham, Heritage Neighborhood Association, spoke to the benefits of purchasing the vests and signs.

Ms. Nancy Engleberg, President of Heritage Neighborhood Association, thanked Council for their support of their Cellular on Patrol Program.

99-04
January 28, 1999
lmr

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menéndez, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Salas, Garza, Marbut, Webster.

— — —
99-04 The Clerk read the following Ordinance:

AN ORDINANCE 89186

AUTHORIZING THE EXPENDITURE OF \$500.00 FROM THE DISTRICT 5 BUDGET ACCOUNT AND \$500.00 FROM THE DISTRICT 1 BUDGET ACCOUNT PAYABLE TO THE CESAR CHAVEZ MARCH FOR JUSTICE OPERATING FUND TO HELP DEFRAY EXPENSES INCURRED BY THE ORGANIZATION FOR SUPPLIES AND MATERIALS USED IN CONNECTION WITH THE CESAR CHAVEZ MARCH FOR JUSTICE SCHEDULED FOR MARCH 27, 1999; AS REQUESTED BY COUNCILMAN RICK VÁSQUEZ.

* * * *

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

The following citizen(s) appeared to speak:

Mr. Nazarite R. F. Perez, 627 Hearne, spoke to his support of government and the march. He recommended adding a more American style to the events held in honor of Cesar Chavez.

* * * *

Mr. Flores then made an amendment to the motion to include an additional \$500 from his District 1 budget account. Ms. Guerrero seconded the motion.

After consideration, the amendment to the motion, prevailed by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Salas, Marbut, Webster.

The main motion, carrying with it the passage of the Ordinance, then prevailed by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Salas, Marbut, Webster.

— — —
99-04
January 28, 1999
lmr

99-04

The Clerk read the following Ordinance:

AN ORDINANCE 89187

AUTHORIZING THE REALLOCATION OF \$2.9 MILLION OF THE PREVIOUSLY APPROVED \$4.3 MILLION IN HOTEL/MOTEL FUNDS FOR 2000 REPUBLICAN NATIONAL CONVENTION HOSTING OBLIGATIONS; BY 1) APPROPRIATING AN ADDITIONAL \$2.45 MILLION TO THE CONVENTION AND VISITORS BUREAU IN FY 99 FOR A LEISURE TRAVEL MARKETING CAMPAIGN AND APPROPRIATING \$450,000.00 FOR ENHANCEMENT OF EXISTING HISTORICAL/CULTURAL WAY-FINDING SIGNAGE; AND 2) MAINTAIN IN RESERVE \$1 MILLION FOR A PROMOTIONAL VISITOR MARKETING PARTNERSHIP WITH THE SAN ANTONIO VISITOR INDUSTRY IN FY 2000 AND \$400,000.00 FOR ELIGIBLE CONTINGENCIES.

* * * *

Mr. Steve Moore, Director of Convention and Visitors Bureau, made a presentation highlighting details and the benefits of the proposed Ordinance and then played three tourism commercials that are currently being aired around the country in the Convention and Visitors Bureau's newest paid media placement campaign. Other examples of electronic and print advertising were also made available for viewing by Council and the public. (A copy of Mr. Moore's presentation is made part of the official papers of this meeting.)

The following citizen(s) appeared to speak:

Mr. Milton Guess, Chair of the Convention and Visitors Bureau Commission, spoke in support of the Ordinance.

Ms. Dora Pulney, Alamo Area Hospitality Association, spoke on behalf of her organization in support of the Ordinance.

Mr. Greg Gallaspy, Executive Director of Paseo Del Rio Association, spoke in support of the Ordinance and the provisions within.

Mr. Chris Lundeen, American Fighter Aces, spoke in support of moving their AFAA Museum and Headquarters from Arizona to San Antonio. He also spoke to his request of funds to be allocated by Council to the "soft opening" planned for their museum.

99-04

January 28, 1999

lmr

Mr. Lenny Turpin, Lone Stars Celebrity Services, spoke to his interest in promoting the tourism industry and thanked all those involved in promotional efforts for the City.

* * * *

Mayor Peak explained that no monies will be allocated to individual companies or organizations at this time. He thanked the Convention and Visitors Bureau for their continued hard work in promoting our city. He also spoke to his experience at the Mesa Museum in Arizona.

Mr. Prado clarified that any requests for allocations could be pursued at a later time.

Ms. Guerrero made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menéndez, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Flores, Garza, Marbut, Webster.

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99-04

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The Clerk read the following Ordinance:

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AN ORDINANCE 89188

AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE DISTRICT 5 BUDGET ACCOUNT AND \$1,000.00 FROM THE DISTRICT 10 BUDGET ACCOUNT, ALONG WITH MONIES FROM VARIOUS OTHER BUDGET ACCOUNTS, TO ASSIST THE SOCIETY OF ST. VINCENT DE PAUL WITH THE COSTS INVOLVED IN THE OPERATION OF THE ST. VINCENT DE PAUL DINING ROOM, WHICH FEEDS SAMM SHELTER RESIDENTS, PERSONS OVER 60, PEOPLE ON MEDICAL DISABILITY AND THE WORKING POOR IN THE COMMUNITY; AS REQUESTED BY COUNCILMEMBERS JEFF WEBSTER AND RICK VÁSQUEZ.

* * * *

Mr. Salas made a motion to approve the proposed Ordinance. Mr. Vásquez seconded the motion.

99-04
January 28, 1999
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After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menéndez, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Flores, Garza, Marbut, Webster.

— — —
99-04 The Clerk read the following Ordinance:

AN ORDINANCE 89189

AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE DISTRICT 5 BUDGET ACCOUNT TO ASSIST THE SACRED HEART CHURCH CYO PROGRAM WITH THE COST OF PURCHASING TEAM UNIFORMS; AS REQUESTED BY COUNCILMAN RICK VÁSQUEZ.

* * * *

Mr. Vásquez made a motion to approve the proposed Ordinance. Mr. Salas seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menéndez, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Flores, Garza, Marbut, Webster.

— — —
99-04 The Clerk read the following Ordinance:

AN ORDINANCE 89190

AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE DISTRICT 5 BUDGET ACCOUNT TO ASSIST THE ST. LEO'S CYO PROGRAM WITH THE COST OF PURCHASING SPORTS UNIFORMS; AS REQUESTED BY COUNCILMAN RICK VÁSQUEZ.

* * * *

Mr. Vásquez made a motion to approve the proposed Ordinance. Mr. Salas seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menéndez, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Flores, Garza, Marbut, Webster.

— — —
99-04
January 28, 1999
lmr

(\$100.00), JOHN GLENN ELEMENTARY (\$100.00) AND PALO ALTO ELEMENTARY (\$100.00); AS REQUESTED BY COUNCILMAN RAUL PRADO.

* * * *

Mr. Prado made a motion to approve the proposed Ordinance. Mr. Salas seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menéndez, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Flores, Garza, Marbut, Webster.

— — —

99-04 The Clerk read the following Ordinance:

AN ORDINANCE 89195

AUTHORIZING THE EXPENDITURE OF \$800.00 FROM THE DISTRICT 1 BUDGET ACCOUNT TO ASSIST OUR LADY OF SORROWS CHURCH WITH THE COST OF KITCHEN EQUIPMENT FOR THE NUTRITION CENTER; AS REQUESTED BY COUNCILMAN ROGER FLORES, II.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Garza, Marbut, Webster.

— — —

99-04 The Clerk read the following Ordinance:

AN ORDINANCE 89196

AUTHORIZING THE EXPENDITURE OF \$800.00 FROM THE DISTRICT 1 BUDGET ACCOUNT TO ASSIST ST. AGNES CATHOLIC CHURCH WITH THE COSTS OF PURCHASING EQUIPMENT FOR THE NUTRITION CENTER; AS REQUESTED BY COUNCILMAN ROGER FLORES, II.

* * * *

99-04
January 28, 1999
lmr

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Garza, Marbut, Webster.

— — —
99-04 Agenda Item 44, a proposed ordinance authorizing the expenditure of \$500.00 from the District 2 Budget Account to assist the USA Football Club with the cost of sending the football team to Orlando, Florida and Barcelona, Spain for a football tournament; as requested by Councilman Mario M. Salas, was previously removed from consideration by the City Manager.

— — —
99-04 The Clerk read the following Ordinance:

AN ORDINANCE 89197

AUTHORIZING THE EXPENDITURE OF \$400.00 FROM THE DISTRICT 2 BUDGET ACCOUNT TO ASSIST PROJECT MEND (MEDICAL EQUIPMENT NETWORK FOR THE DISABLED) WITH THE COST OF SIGNAGE TO BE PLACED IN FRONT OF THE BUILDING LOCATED AT 1201 AUSTIN STREET; AS REQUESTED BY COUNCILMAN MARIO M. SALAS.

* * * *

Mr. Salas 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, Salas, Guerrero, Prado, Vásquez, Menéndez, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Garza, Marbut, Webster.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Prado, Vásquez, Menéndez, Garza, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Guerrero, Marbut, Webster.

99-04 At this time, Mayor Peak announced that since only one individual has signed to speak during the Citizens To Be Heard segment of the meeting, he would be allowed him to speak before council recessed for Executive Session.

CITIZENS TO BE HEARD

MR. FARIS HODGE, JR.

Mr. Faris Hodge, Jr., 140 Dora, spoke to his concerns with the Taxi Cab issue, and wished to speak with Councilman Flores with regard to this matter. He also addressed his concerns with the Spurs issue.

* * * *

99-04 **EXECUTIVE SESSION**

City Council recessed its regular meeting to convene in Executive Session at 7:35 p.m., for the purpose of discussing the following:

- A) Attorney/Client consultation regarding terms and conditions of a proposed Exhibition Game at the Wolff Baseball Stadium.
- B) Attorney/Client consultation regarding the status of Police and Fire Collective Bargaining Negotiations.

City Council reconvened its regular session at 7:52 p.m., at which time, Mayor Peak announced that Council had discussed the above mentioned items and had given City staff direction, but had taken no official action.

99-04 There being no further business to come before the Council, the meeting was adjourned at 7:53 p.m.

A P P R O V E D



HOWARD W. PEAK
M A Y O R

Attest:



NORMA S. RODRIGUEZ, CMC/AAE
City Clerk