

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY APRIL 14, 1994.

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94-18 The City Council convened in an informal "B" Session at 10:00 A.M., City Hall, "B" Room, to consider the following item(s). The Council members present were: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, LARSON, WOLFF; Absent: NONE.

A. Boards & Commissions Work Session (San Antonio Housing Authority and Board of Adjustment).

B. Airport Gift and News Concession Contract - Direction given to City staff to bid out the prime contract, with the provision that the three existing subcontractors remain as subcontractors under any new contract. City staff directed to come back to City Council next week with recommendations on how best to structure minority participation in the prime contract.

C. Report on International Initiatives Program status.

94-18 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Nelson W. Wolff, with the following members present: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, LARSON, WOLFF. Absent: NONE.

94-18 Invocation - Reverend Judy Seewald, Northern Hills United Methodist Church.

94-18 Pledge of Allegiance to the flag of the United States.

94-18 Minutes of the March 17, 1994 Regular City Council Meeting were approved.

94-18

NIGHT IN OLD SAN ANTONIO

Mayor Wolff introduced Ms. Mickey Hillsman, Chairperson for "Night In Old San Antonio" at La Villita.

Ms. Hillsman introduced her vice chairs and NIOSA treasurer, and spoke to details of this year's event.

Members of the group then presented the Mayor and Council with special NIOSA medals, and invited each to attend this year's event.

94-18

EL REY FEO

El Rey Feo (Ugly King), Mr. Stan Scott, and members of his entourage entered Council chambers, accompanied by mariachis.

El Rey Feo introduced his court and entourage, and spoke to their busy schedule of events and appearances during Fiesta Week, including many schools. He then formally decreed that Fiesta 1994 was now officially underway.

Mayor Wolff spoke to the funds raised by El Rey Feo candidates during their respective campaigns, funds which go to college scholarships.

94-18

EARTH DAY 1994

Mayor Wolff noted that on Sunday, April 24, 1994, Woodlawn Park will be the site of Earth Day observances in San Antonio. He then introduced Ms. Genevieve Kerr, 1994 Earth Day chairperson, and read the official proclamation, proclaiming Earth Day 1994 in San Antonio and presented it to Ms. Kerr.

Ms. Kerr thanked the Mayor and City Council for the proclamation, and invited all to the Earth Day observances.

Mr. Steve Avery spoke to the group's concerns over watershed and other environmental matters in the San Antonio, and urged the Mayor and City Council to support such efforts.

Ms. Kerr amplified on the group's involvement with protection of the watershed the community's environmental awareness. She spoke to the events of Earth Day, noting that 1994 is the 25th anniversary of this event. She then displayed a watershed map of San Antonio and Bexar County, and urged neighborhood groups to "adopt" a watershed.

City Council members spoke to the importance of Earth Day and

environmental awareness, and spoke to the City of San Antonio's work with watershed management.

A discussion took place concerning proposed new bonds on environmental matters in San Antonio.

94-18 MR. PRESTON M. TAYLOR JR., U.S. DEPARTMENT OF LABOR

Mayor Wolff introduced Mr. Preston M. Taylor, Jr., Assistant Secretary for Veterans Employment and Training, United States Department of Labor, and read the proclamation designating him an Alcalde of la Villita, then presented the award to Mr. Taylor.

Mr. Taylor spoke to the reasons for his visit to San Antonio, the training of those leaving the downsizing military.

Ms. McClendon spoke to the work of Department of Labor representatives at local military bases, training the departing military personnel.

94-18 CHAMBER OF COMMERCE WEEK

Mayor Wolff introduced Mr. Joe Krier, President of the Greater San Antonio Chamber of Commerce, and read a proclamation designating "Chamber of Commerce Week" in San Antonio, and presented it to him.

Mr. Krier introduced representatives of other chambers of commerce, present in the audience, and addressed the commitment of all chambers of commerce to the fostering of growth of San Antonio, including its businesses. He noted that all the chambers are behind the City's upcoming bond issue election.

Other chamber representatives then spoke briefly to their involvement with the San Antonio community.

94-18 ALAMO ACHIEVEMENT CENTER

Mayor Wolff introduced four students from the Alamo Achievement Center, present in the audience, and welcomed them to City Hall.

94-18 CONSENT AGENDA

Ms. McClendon made a motion to approve Agenda Items 7 through 30, constituting the Consent Agenda, with Agenda Item 11 earlier having been removed from consideration by the City Manager, and Items 24 and 30

being pulled for individual consideration. Mr. Avila seconded the motion.

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

AN ORDINANCE 79,957

ACCEPTING THE PROPOSAL OF MICRO INFORMATION PRODUCTS, INC. IN THE AMOUNT OF \$7,435.00 TO FURNISH THE JTPA DEPARTMENT WITH COMPUTER SOFTWARE.

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AN ORDINANCE 79,958

ACCEPTING THE LOW QUALIFIED BID OF AIRPORT LIGHTING SYSTEMS, INC. IN THE AMOUNT OF \$10,930.00 TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH ILLUMINATED WIND CONES.

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AN ORDINANCE 79,959

ACCEPTING THE LOW BID OF ESTES, INC. IN THE AMOUNT OF \$94,173.00 TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS STREETS AND DRAINAGE DIVISION WITH HERBICIDES.

* * * *

AN ORDINANCE 79,960

ACCEPTING THE LOW QUALIFIED BID OF GRAINGER SANITARY IN THE AMOUNT OF \$3,056.00 TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH A CARPET CLEANING MACHINE.

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AN ORDINANCE 79,961

ACCEPTING THE LOW, QUALIFIED BID OF KAMCO FLOORS IN THE AMOUNT OF \$45,230.00 TO INSTALL CARPET IN VARIOUS AREAS OF THE HENRY B. GONZALEZ CONVENTION CENTER.

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AN ORDINANCE 79,962

ACCEPTING THE LOW BID OF USPCI TREATMENT & RECOVERY SERVICES IN THE AMOUNT OF \$7,939.50 FOR REMOVAL, RECYCLING AND DISPOSAL OF PETROLEUM BASED SOLVENTS AND PAINT SOLIDS FOR THE CITY OF SAN ANTONIO PUBLIC WORKS.

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AN ORDINANCE 79,963

RATIFYING THE ACCEPTANCE OF THE LOW BID OF CONSOLIDATED ELECTRIC DISTRIBUTORS IN THE AMOUNT OF \$10,957.60 FOR VARIOUS ELECTRICAL MATERIALS FOR INSTALLATION AND OPERATION OF THE SCOREBOARD AT THE MUNICIPAL BASEBALL STADIUM.

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AN ORDINANCE 79,964

ACCEPTING THE LOW, QUALIFIED BID OF SAN ANTONIO CONSTRUCTORS, INC. IN THE AMOUNT OF \$166,666.66 IN CONNECTION WITH THE CLOVIS FROM LOGWOOD TO HILTON COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) RECONSTRUCTION PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$16,666.67 FOR CONSTRUCTION CONTINGENCIES, \$5,099.22 FOR PROJECT OVERSIGHT COSTS AND \$800.00 FOR ADVERTISING EXPENSES; COSTS AND \$800.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 79,965

AUTHORIZING FIELD ALTERATION NO. 6 IN THE AMOUNT OF \$35,530.00 PAYABLE TO PREMIUM CONSTRUCTION CO. IN CONNECTION WITH THE EMILIE & ALBERT FRIEDRICH PARK DISABILITY ACCESS MODIFICATIONS, PHASE II COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,966

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$18,500.00 WITH FISHER, HECK, IMBIMBO, INC. FOR THE PROVISION OF CERTAIN ARCHITECTURAL SERVICES RELATED TO THE EMILIE & ALBERT FRIEDRICH PARK, DISABILITY ACCESS MODIFICATION-PHASE IIIA COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AUTHORIZING \$7,000.00 FOR SURVEYING EXPENSES AND 600.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 79,967

AUTHORIZING THE CITY MANAGER TO EXECUTE AN "AGREEMENT FOR FURNISHING & INSTALLING OF TRAFFIC SIGNAL EQUIPMENT BY A MUNICIPALITY", WITH THE TEXAS DEPARTMENT OF TRANSPORTATION AND AUTHORIZING A FORCE ACCOUNT FUND IN THE AMOUNT OF \$38,000.00 FOR FURNISHING AND INSTALLING CONTROLLERS, ASSOCIATED EQUIPMENT AND SIGNS AT THE TWO INTERSECTIONS OF WURZBACH PARKWAY AT WETMORE ROAD, AND NACOGDOCHES ROAD AT IOTA STREET.

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AN ORDINANCE 79,968

ACCEPTING THE PROPOSAL OF RABA-KISTNER CONSULTANTS, INC. IN THE AMOUNT OF \$233,018.00 IN CONNECTION WITH STABILITY INVESTIGATION AND PLANNED REPAIRS TO THE OLMOS DAM, AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,969

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$20,500.00 WITH LUIS FARAKLAS, P.E., FOR ENGINEERING SERVICES RELATED TO LINCOLN PARK GYM STRUCTURAL REPAIRS; APPROPRIATING FUNDS FROM THE SPECIAL REVENUE RESERVE FUNDS; AUTHORIZING \$2,500.00 FOR CONSTRUCTION CONTINGENCIES, \$500.00 FOR PRINTING COSTS, AND \$1,200.00 FOR BID ADVERTISEMENT; APPROPRIATING FUNDS, AND AUTHORIZING PAYMENT.

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AN ORDINANCE 79,970

AUTHORIZING PAYMENT IN THE AMOUNT OF \$3,406.00 FOR FENCE DEMOLITION AND REINSTALLATION SERVICES ON THE 34TH STREET RECONSTRUCTION PROJECT - CULEBRA ROAD TO W. COMMERCE STREET; AND TITLE SERVICES ON THE OCTAVIA PLACE DRAINAGE PROJECT #63; AND APPROPRIATING FUNDS.

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AN ORDINANCE 79,971

AUTHORIZING THE EXPENDITURE OF \$3,950.00 OUT OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS TO ACQUIRE TITLE TO A PARCEL IN CONNECTION WITH THE VILLA CORONADO STREETS CDBG PROJECT, PHASE II.

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AN ORDINANCE 79,972

APPROVING A FIVE-YEAR LEASE AGREEMENT WITH SPIGEL PROPERTIES FOR USE BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT OF A 3,420 SQUARE FOOT BUILDING LOCATED AT 3600 FREDERICKSBURG ROAD IN CONNECTION WITH THE WOMEN, INFANTS & CHILDREN'S NUTRITION PROJECT AT A FIRST YEAR RENTAL OF \$2,565.00, PLUS CONSUMER PRICE INDEX (C.P.I.) ESCALATIONS FOR THE REMAINDER OF THE LEASE TERM; AND AUTHORIZING AND APPROVING FUNDS IN CONNECTION THEREWITH.

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AN ORDINANCE 79,973

AUTHORIZING THE ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$53,610.00 FROM THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE CONTINUATION OF THE STEWART B. MCKINNEY EMERGENCY COMMUNITY SERVICES HOMELESS GRANT PROGRAM TO PROVIDE COMPREHENSIVE SOCIAL SERVICES TO HOMELESS INDIVIDUALS; ADOPTING A PROGRAM PLAN; APPROPRIATING FUNDS; AND APPROVING A BUDGET AND PERSONNEL COMPLEMENT FOR THE PERIOD APRIL 1, 1994 THROUGH MARCH 31, 1995.

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AN ORDINANCE 79,974

ACCEPTING A GRANT IN THE AMOUNT OF \$75,000.00 FROM THE STATE DEPARTMENT OF TRANSPORTATION, TRAFFIC SAFETY SECTION IN CONNECTION WITH THE DEVELOPMENT AND IMPLEMENTATION OF A HISPANIC COMMUNITY AWARENESS PROGRAM CONCERNING TRAFFIC SAFETY ("EL PROTECTOR").

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AN ORDINANCE 79,975

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SAN ANTONIO COLLEGE IN AN AMOUNT NOT TO EXCEED \$20,000.00 TO PROVIDE MANAGEMENT AND COMMUNICATIONS TRAINING TO CITY EMPLOYEES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,976

AUTHORIZING THE EXECUTION OF A THREE-YEAR LEASE AGREEMENT WITH SECURITY SERVICE FEDERAL CREDIT UNION (SSFCU) FOR THE PLACEMENT OF AN AUTOMATIC TELLER MACHINE (ATM) AT THE ALAMODOME FOR 50% OF GROSS SERVICE FEE REVENUE PAID IN CONNECTION WITH

TRANSACTION CONDUCTED BY NON-SSFCU CUSTOMERS.

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AN ORDINANCE 79,977

AUTHORIZING THE EXECUTION OF A THREE-YEAR LEASE AGREEMENT WITH SECURITY SERVICES FEDERAL CREDIT UNION (SSFCU) FOR THE PLACEMENT OF AN AUTOMATED TELLER MACHINE (ATM) AT THE SAN ANTONIO MUNICIPAL BASEBALL STADIUM FOR 50% OF GROSS SERVICE FEE REVENUE PAID IN CONNECTION WITH TRANSACTIONS CONDUCTED BY NON-SSFCU CUSTOMERS.

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It was the concensus of City Council members present to temporarily bypass Agenda Item 24.

94-18 The Clerk read the following Ordinance:

AN ORDINANCE 79,978

AUTHORIZING THE TEMPORARY CLOSURE OF BELKNAP BETWEEN W. COURTLAND AND ASHBY FROM 4:00 P.M. UNTIL 11:00 P.M., MONDAY, SEPTEMBER 26, 1994, AS REQUESTED BY TEMPLE BETH-EL FOR THE CELEBRATION OF THE JEWISH HOLIDAY OF SIMCHATH TORAH.

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

Mr. Ross explained the significance of this Jewish holiday.

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

94-18 It was the concensus of City Council members present to undertake consideration of Agenda Item 39 at this time.

The Clerk read the following Ordinance:

AN ORDINANCE 79,979

AMENDING ORDINANCE NO. 79884, TO CHANGE THE STREETS AUTHORIZED FOR TEMPORARY CLOSURE FROM 8:00 A.M. UNTIL NOON, SATURDAY, APRIL 16, 1994, FOR THE HARLENDALE INDEPENDENT SCHOOL DISTRICT PARADE AS REQUESTED BY COUNCILWOMAN LYNDA BILLA BURKE; AND DECLARING AN EMERGENCY.

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

94-18 It was the concensus of City Council members present to undertake consideration of Agenda Item 51 at this time.

The Clerk read the following Ordinance:

AN ORDINANCE 79,980

AUTHORIZING THE USE OF CITY COUNCIL DISCRETIONARY FUNDS IN THE TOTAL AMOUNT OF DISCRETIONARY FUNDS IN THE TOTAL AMOUNT OF \$7,000.00 TO HELP PAY THE COST ASSOCIATED WITH STREET CLOSURES IN CONNECTION WITH THE HARLANDALE INDEPENDENT SCHOOL DISTRICT PARADE ON APRIL 16, 1994, AS REQUESTED BY COUNCILMAN HENRY AVILA; AND DECLARING AN EMERGENCY.

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

94-18 It was announced for the benefit of those present that Agenda Item 41, being a proposed ordinance authorizing the execution of a Memorandum of Agreement between the City of San Antonio and the United States Air Force concerning the design, relocation and construction of

the Quintana Road Drainage Project, had been removed from consideration for today's Council meeting.

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

94-18

ZONING HEARINGS

4A. CASE Z94041 - to rezone P-2 and P-4, NCB 18331, 17106 I.H. 10 West from Temporary "R-1" ERZD UC Single Family Residence Edwards Recharge Zone Urban Corridor District to "B-3" ERZD UC Business Edwards Recharge Zone Urban Corridor District, property being located on the east side of I. H. 10 West, 761.59 feet northwest of the intersection of I. H. 10 West and Nina Louise Drive, having 105.95 on I. H. 10 West and a depth of 150.48 feet.

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

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

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

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

AN ORDINANCE 79,981

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-2 and P-4, NCB 18331, 17106 I.H. 10 WEST FROM TEMPORARY "R-1" ERZD UC SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE URBAN CORRIDOR DISTRICT TO "B-3" ERZD UC BUSINESS EDWARDS RECHARGE ZONE URBAN CORRIDOR DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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(At this point, Mayor Wolff returned to the meeting to

preside.)

4B. CASE Z94061 (SUP) - to rezone P-102, NCB 15825, 5171 Casa Bella Street, from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-3NA" ERZD Non-Alcoholic Sales Business Edwards Recharge Zone District with a Special Use Permit for a construction company with outside storage company, property being located on the northside of Casa Bella Street, 1,785.37 feet east of the intersection of I. H. 10 expressway and Casa Bella Street, having 150.88 feet on Casa Bella Street and a depth of 244.76 feet.

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

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

Mr. Thornton made a motion to postpone consideration of Agenda Item 4B until such time as it is re-set on the agenda by the applicant, in order to allow the property owner, his engineer and his attorney sufficient time to adequately respond to Aquifer Recharge Zone issues not yet resolved. Mr. Peak seconded the motion.

After consideration, the motion to postpone prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff. NAYS: None. ABSENT: Avila.

Zoning Case Z94061 SUP was postponed.

4C. CASE Z94063 - to rezone 3.397 acres out of NCB 14857, Vance Jackson Road and Woodstone Drive, from "B-3" Business District and "B-3" ERZD Business Edwards Recharge Zone District to "B-2" Business District and "B-2" ERZD Business Edwards Recharge Zone District, property being located west of the intersection of Vance Jackson Road and Woodstone Drive, having 300 feet on Vance Jackson Road and 474.07 feet on Woodstone Drive.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council, provided that the seven (7) recommendations of the Aquifer Studies Division are adhered to.

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

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

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

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

AN ORDINANCE 79,982

AMENDING CHAPTER 35 OF THE CITY CODE THAT
CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF
THE CITY OF SAN ANTONIO BY CHANGING THE
CLASSIFICATION AND REZONING OF CERTAIN PROPERTY
DESCRIBED HEREIN AS 3.397 ACRES OUT OF NCB 14857,
VANCE JACKSON ROAD AND WOODSTONE DRIVE, FROM "B-3"
BUSINESS DISTRICT AND "B-3" ERZD BUSINESS EDWARDS
RECHARGE ZONE DISTRICT TO "B-2" BUSINESS DISTRICT
AND "B-2" ERZD BUSINESS EDWARDS RECHARGE ZONE
DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT
TO EXCEED \$1,000.00."

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4A. CASE Z94018 - to rezone 18.905 acres out of NCB 14857 and
16841, I. H. 10 Expressway and Huebner Road from Temporary "R-1" Single
Family Residence District, "R-1" Single Family Residence District and
"B-2" Business District to "B-3" Business District, property being
located northwest and northeast of the intersection of I.;l H. 10
Expressway and Huebner Road, having 595 feet on I. H. 10 Expressway and
285.44 feet on Huebner Road.

The Zoning Commission has recommended denial of this change of
zone as requested, and approval of "B-2" on the north 100 feet of the
parcel of land that abuts the existing apartment and "B-3" on the
remaining portion, by City Council.

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

Mr. Thornton made a motion to approve City staff's
recommendation for approval of B-3 zoning on the property in question,
except for "B-2" zoning on the north 50 feet of the parcel of land that
abuts the existing apartment development. Mr. Peak seconded the
motion.

Ms. Susan Wallace, representing USAA Real Estate Co., stated
that her firm is comfortable with this 50-foot buffer to the existing
apartment development, and spoke to other amenities planned to buffer
the proposed business area from the apartment area. She also spoke to
details of the quality development planned for the property.

After consideration, the motion, carrying with it the passage
of the following Ordinance, prevailed by the following vote: AYES:
Perez, McClendon, Billa Burke, Solis, Ayala, Ross, Thornton, Peak,

Larson, Wolff; NAYS: None; ABSENT: Avila.

AN ORDINANCE 79,983

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 18.018 ACRES OUT OF NCB 14857 AND NCB 16841, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT, "R-1" SINGLE FAMILY RESIDENCE DISTRICT AND "B-2" BUSINESS DISTRICT TO "B-3" BUSINESS DISTRICT; AND A 0.887 ACRES OUT OF NCB 14857, IH 10 EXPRESSWAY AND HUEBNER ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT, TO "B-2" BUSINESS DISTRICT. (FIELD NOTES DESCRIBING THE ABOVE MENTIONED TRACT ARE ATTACHED HERETO AND INCORPORATED HEREIN FOR ALL PURPOSES.) "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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

4E: CASE Z94064 - to rezone 35.035 acres out of NCB 14862, De Zavala Road, from "B-2", "B-3" Business Districts and "R-5" Single Family Residence District to "R-1" Single Family Residence District, property being located 1,140 feet north of the intersection of De Zavala Road and a maximum width of 1,305.53 feet.

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

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

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

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

AN ORDINANCE 79,984

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 35.035 ACRES OUT OF NCB 14862, DE ZAVALA ROAD, FROM "B-2", "B-3" BUSINESS DISTRICTS AND "R-5" SINGLE FAMILY RESIDENCE DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT, "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4F. CASE Z94032 - to rezone 9.00 acres out of NCB 13665, North Knoll and Oakdell Way, from "B-2" and "B-3" Business Districts to "P-1(R-6)" Planned Unit Development Townhouse Residence District, property being located southwest of the intersection of North Knoll and Oakdell Way, having 566.90' on North Knoll and 627.32' on Oakdell Way.

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

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

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

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

AN ORDINANCE 79,985

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 9.00 ACRES OUT OF NCB 13665, NORTH KNOLL AND OAKDELL WAY, FROM "B-2" AND "B-3" BUSINESS DISTRICTS TO "P-1(R-6)" PLANNED UNIT DEVELOPMENT TOWNHOUSE RESIDENCE DISTRICT, "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4G. CASE Z94054 - to rezone Parcel 3A, NCB 15009, All of NCB's 18905, 18906 and 18907, Huebner Road, from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "P-1(R-1)" ERZD Planned Unit Development Single Family Residence Edwards Recharge Zone

District, property being located on the northwest side of Huebner Road, being 1,150 feet northeast of the intersection of Bitters Road and Huebner Road, having 1,700 feet on Huebner Road and a maximum depth of 2,120 feet.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council, provided that the recommendations of the Aquifer Studies Office are met.

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

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

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

AN ORDINANCE 79,986

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 PARCEL 3A, NCB 15009, ALL OF NCB'S 18905, 18906 AND 18907, HUEBNER ROAD, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "P-1(R-1" ERZD PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT, PROVIDED THAT THE SEVEN (7) RECOMMENDATIONS OF THE AQUIFER STUDIES DIVISION ARE ADHERED TO. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4H. CASE Z94040 - to rezone 1.447 acres out of NCB 17858 from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-3NA" ERZD Non Alcoholic Sales Business Edwards Recharge Zone District, and 1.273 acres out of NCB 17858, Huebner Road, from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-2NA" ERZD Non Alcoholic Sales Business Edwards Recharge Zone District, property being located on the southeast side of Huebner Road, 769.49 feet southwest of the intersection of Huebner Road and Bitters Road, having 399.24 feet on Huebner Road and a depth of 355.25 feet.

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

recommendations of the Aquifer Studies Office are met.

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

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

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

AN ORDINANCE 79,987

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 1.447 ACRES OUT OF NCB 17858 FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-3NA" ERZD NON ALCOHOLIC SALES BUSINESS EDWARDS RECHARGE ZONE DISTRICT, AND 1.273 ACRES OUT OF NCB 17858, HUEBNER ROAD, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-2NA" ERZD NON ALCOHOLIC SALES BUSINESS EDWARDS RECHARGE ZONE DISTRICT, "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4I. CASE Z94011 (SUP) - to rezone the south 76.38 feet of Lot 2, Block 7, NCB 9895, 163 Weizmann Boulevard, from "B" Residence District to "O-1" Office District, with a special use permit for the storage of vehicles.

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

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

In response to a question by Mr. Peak, Mr. Rick Vasquez, Land Development Services, spoke to specific complaints made by opponents to this requested rezoning.

Ms. Lashelle Wilson, 159 Weizmann, spoke to the drainage problems in the area and the solutions proposed to that problem, and to restrictive covenants agreed to by the proponent.

Mr. Peak noted that City engineers currently are studying the area's drainage problems.

Mr. Peak made a motion to approve the recommendation of the Zoning Commission for O-1 zoning, with a Special Use Permit for the storage of vehicles, and subject to certain restrictive covenants agreed to and made a part of the papers of this rezoning case. Ms. McClendon seconded the motion.

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

AN ORDINANCE 79,988

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 1.447 ACRES OUT OF NCB 17858 FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-3NA" ERZD NON ALCOHOLIC SALES BUSINESS EDWARDS RECHARGE ZONE DISTRICT, AND 1.273 ACRES OUT OF NCB 17858, HUEBNER ROAD, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-2NA" ERZD NON ALCOHOLIC SALES BUSINESS EDWARDS RECHARGE ZONE DISTRICT, "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4J. CASE Z94046 - to rezone Lots 6 and 7, Block 1, NCB 13758, 122 Roundtree Lane, from "R-1" Single Family Residence District to "R-3" Multiple Family Residence District, property being located on the southeast side of Roundtree Lane, 275 feet southwest of the intersection of Suddith Drive and Roundtree Lane, having 110 feet on Roundtree Lane and a depth of 140 feet.

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

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

Mr. Clayton Williams, the proponent, provided Council members with a brief handout explaining the reasons for the requested rezoning, a copy of which is made a part of the papers of this meeting. He spoke

to details of plans for development of the property and the results of a survey of nearby neighbors, noting that he proposes building eight residential units on the property.

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

AN ORDINANCE 79,989

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 6 AND 7, BLOCK 1, NCB 13758, 122 ROUNDTREE LANE, FROM "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT, "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4K. CASE Z94068 - to rezone A 0.449 acre tract out of NCB 15876, Nacogdoches Road and Los Espanda, from "B-2" Business District to "B-3R" Restrictive Business District, property being located northeast of the intersection of Nacogdoches Road and 116.18 feet on Los Espanada.

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

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

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

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

AN ORDINANCE 79,990

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE

CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 0.449 ACRE TRACT OUT OF NCB 15876, NACOGDOCHES ROAD AND LOS ESPANDA, FROM "B-2" BUSINESS DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4L. CASE Z94028 (PP) - to rezone Lots 11, 12, and 13, Block 10, NCB 15700, 12823 and 12827 Nacogdoches Road, from "B-2" Business District to "B-3R" Restrictive Business District, property being located 81' southwest of the intersection of Erin Blvd., and Nacogdoches Road, having 240' on Nacogdoches Road and a depth of 140'.

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

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

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

A brief discussion took place concerning plans for fencing, and for disposal of petroleum drums on the property.

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

AN ORDINANCE 79,991

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 0.449 ACRE TRACT OUT OF NCB 15876, NACOGDOCHES ROAD AND LOS ESPANDA, FROM "B-2" BUSINESS DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4M. CASE Z94039 (PP) - to rezone Lots 3 and 4, Block 11, NCB 15701, 12739 Nacogdoches Road, from Temporary "R-1" single Family Residence District to "B-3R" Restrictive Business District, property

being located on the northwest side of Nacogdoches Road, 179' southwest of the intersection of Nacogdoches Road and Bell Drive, having 50' on Nacogdoches Road and a depth of 120'.

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

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

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

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

AN ORDINANCE 79,992

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 3 AND 4, BLOCK 11, NCB 15701, 12739 NACOGDOCHES ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4N. CASE Z94062 - to rezone The east 215.6 feet of Lots 30 and 31, Block 13, NCB 7280, 3905 San Pedro Avenue, from "H" Local Retail District to "B-3NA" Non Alcoholic Sales Business District, property being located northwest of the intersection of San Pedro Avenue and Olmos Drive, having 75 feet on San Pedro Avenue and 298.6 feet on Olmos Drive.

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

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

Mr. Perez made a motion to approve the recommendation of the Zoning Commission. Ms. McClendon seconded the motion.

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

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

AN ORDINANCE 79,993

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 EAST 215.6 FEET OF LOTS 30 AND 31, BLOCK 13, NCB 7280, 3905 SAN PEDRO AVENUE, FROM "H" LOCAL RETAIL DISTRICT TO "B-3NA" NON ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

40. CASE Z94059 - to rezone The northeast 100 feet of p-101 and P-13B, the southwest 684.5 feet of P-13B, NCB 10914 from Temporary "R-1" Single Family Residence District and "B" Residence District to "B-3NA" Non Alcoholic Sales Business District, and P-101 and -13B, save and except the northeast 100 feet of P-101 and P-13B, NCB 10914, from Temporary "R-1" Single Family Residence District to "I-1" Light Industry District, property being located between Old Corpus Christi Road and U. S. Highway 181, 400 feet southeast of the intersection of Old Corpus Christi Road and Goliad Road, having 354 feet on Old Corpus Christi Road, 30 feet on U. S. Highway 181 and 1635.10 feet between these two streets.

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

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

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

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

AN ORDINANCE 79,994

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 NORTHEAST 100 FEET OF P-101

AND P-13B, THE SOUTHWEST 684.5 FEET OF P-13B, NCB 10914 FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT AND "B" RESIDENCE DISTRICT TO "B-3NA" NON ALCOHOLIC SALES BUSINESS DISTRICT, AND P-101 AND -13B, SAVE AND EXCEPT THE NORTHEAST 100 FEET OF P-101 AND P-13B, NCB 10914, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4P. CASE Z94058 (CC) - to rezone Lot 21, Block 3, NCB 15770, 5026 Village Way Drive, from Temporary "R-1" Single Family Residence District to "R-1" CC Single Family Residence District with City Council approval for a group day home, property being located on the southside of village Way Drive, 1,044 feet west of the intersection of Village Way Drive and Ray Bon Drive, having 68 feet on Village Way Drive and a depth of 130 feet.

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

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

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

AN ORDINANCE 79,995

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 21, BLOCK 3, NCB 15770, 5026 VILLAGE WAY DRIVE, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-1" CC SINGLE FAMILY RESIDENCE DISTRICT WITH CITY COUNCIL APPROVAL FOR A GROUP DAY HOME. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4Q. CASE Z94047 - to rezone Parcel 73, NCB 15008, All of NCB's 18871, 18872, 18873, 18874, 18875, 18876, 18878, 18879 and 18880, Coral Springs, from Temporary "R-1" Single Family Residence District to "R-1" Single Family Residence District, property being located on the northwest side of Low Bid Lane and East and West of Coral Springs, having 1150 feet on Low Bid Lane and a total distance of 1600 feet on Coral Springs.

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

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

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

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

AN ORDINANCE 79,996

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 PARCEL 73, NCB 15008, ALL OF NCB'S 18871, 18872, 18873, 18874, 18875, 18876, 18878, 18879 AND 18880, CORAL SPRINGS, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

94-18 The Clerk read the following Ordinance:

AN ORDINANCE 79,997

AUTHORIZING THE ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$1,700.00 FOR THE STRUCTURE SURVEY OF DIGNOWITY HILL HISTORIC DISTRICT; AUTHORIZING THE TRAVEL OF CERTAIN STAFF AND DESIGN REVIEW COMMISSION MEMBERS TO ATTEND THE ANNUAL TEXAS HISTORICAL COMMISSION CONFERENCE "PRESERVATION FRONTIERS" AND THE HISTORIC PRESERVATION AND BUILDING CODES PRE-CONFERENCE WORKSHOP IN SAN ANGELO, TEXAS; AND AUTHORIZING THE USE OF \$2,850.00 FROM THE FINCK BUILDING FUND FOR

SAID TRAVEL.

* * * *

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

Ms. Ann B. McGlone, Historic Preservation Officer, responding to a question by Ms. McClendon, addressed a proposed survey of structures in the Dignowity Hill Historic District, and noted that Community Development Block Grant (CDBG) and other funds are available to rehabilitate structures in this area that have become deteriorated. She then spoke to the process required for demolition of unsafe structures.

Discussion took place concerning the possibility of expediting the process.

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

94-18 It was the concensus of City Council members present to undertake consideration of Agenda Item 40 at this time.

The Clerk read the following Ordinance:

AN ORDINANCE 79,998

ADOPTING A POLICY PROHIBITING THE USE OF CITY FACILITIES FOR PUBLIC CONSUMER GUN SHOWS; AND EXEMPTING SPORT, OUTDOOR TRADE, AND ANTIQUE SHOWS.

* * * *

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

Mr. Mike Morris, President, Texas Weapon Collectors Association (TWCA) Gun Shows, spoke against enactment of the proposed ordinance. He agreed that military assault-type weapons should not be allowed in gun shows, and spoke to his support for other proposals outlined in the proposed "regulatory" ordinance draft, as opposed to an ordinance banning all such gun shows in City facilities. He spoke in support for the draft ordinance regulating gun shows in City facilities, with new regulations in place.

Mr. Ralph Revello stated his belief that gun shows are a 'freedom' issue, and spoke against the proposed ban.

Mr. Rolando Bono, Assistant City Manager, noted that he and Mr. Peak had attended a recent National League of Cities session on how other cities around the nation have handled the gun show issue. He then presented a set of slides from that NLC conference, showing the effects of guns, including statistics on deaths as a result of guns and youth-related violence.

Mayor Wolff spoke in support for a ban on sale of guns at shows in City facilities, and addressed the just-presented statistics on gun deaths. He stated his belief that the question is the easy availability of weapons to young people, and spoke to the report that a convicted murderer now serves as security chief for Mr. Morris' gun shows, and carries a gun in doing so. He noted that the City cannot stop the sale of guns in private facilities, but can control their sale on City property. He spoke to the crime bill that soon will be coming before Congress for consideration, which also will control gun sales, and spoke to the National Rifle Association's recent 'alert' concerning the City of San Antonio's proposed actions concerning gun shows in City facilities.

Mr. Peak spoke to his committee's work in establishing a set of proposed recommendations to control the sale of guns on City property, and spoke to his disappointment with the NRA's attack against any reasonable restrictions on such sales.

Ms. Billa Burke spoke in support for a ban on gun shows in City facilities.

Ms. McClendon stated her desire to have City police on the streets, rather than having them busy checking on gun shows in City facilities. She stated that she has no intention of interfering with people's constitutional right to bear arms. She spoke to the need for Bexar County Commissioners Court to enact such a ban on gun shows in County facilities, such as Freeman Coliseum, and the need for new state legislation on this matter. She also spoke to the need to halt gun sales from flea markets, as well.

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

Mr. Larson spoke to the easy availability of weapons at flea markets and from the trunks of cars, stating his belief that it is easier to control such sales when that sale can be seen taking place, rather than forcing that sale out onto the streets and into flea markets and black markets.

In response to a question by Mr. Larson, Deputy Police Chief Gilbert Sandoval stated that the biggest problem on gun sales is at flea markets, where older gang members are purchasing guns to be given to younger gang members who cannot buy them. He spoke to the ease of purchase for guns, and quoted gang members as saying that they are getting their weapons at gun shows. He then addressed the liability issue concerning guns sold in City facilities.

Mr. Thornton read from a copy of the Bill of Rights, and compared weapon available, then and now. He then addressed the need to control the sale of assault-type weapons, and spoke to the need for both state and federal legislation to control them. He spoke in support of the pending motion to ban gun shows in City facilities as a good one.

Ms. Ayala spoke in support for a ban on gun shows in City facilities as one small way in which the City Council can help in this overall fight to help stop drive-by shootings with assault-type weapons.

Mr. Ross then made a substitute motion to implement proposed new City regulations on gun shows held in City facilities. Mr. Peak seconded the motion.

Mr. Ross noted that the only point of disagreement today is whether or not to ban gun shows in City facilities, or to regulate the sale of guns at those shows. He spoke in support for the recommended regulations proposed by the City Council committee.

Mr. Avila addressed statistics of local gun violence in his Council district and complimented Mr. Morris for his offered concessions.

Mr. Solis noted that City Council is responding to the concerns of citizens in this matter. He spoke to the youth curfew and the anti-graffiti ordinances as small steps designed to help work on youth issues, and spoke in support for the proposed gun show ban in City facilities.

Mr. Perez thanked the Council committee for its recommendations, and spoke to the need to address the matter of gun sales at flea markets, too. He spoke against the proposed ban on gun shows in City facilities, as proposed, stating his belief that it will just send the sale of guns into unregulated facilities such as flea markets.

After discussion, the substitute motion failed to carry by the following vote: AYES; Perez, Avila, Ross, Peak, Larson. NAYS: McClendon, Billa Burke, Solis, Ayala, Thornton, Wolff.

The main motion then prevailed by the following vote: AYES: McClendon, Billa Burke, Solis, Ayala, Ross, Thornton, Wolff. NAYS: Perez, Avila, Peak, Larson.

Ms. McClendon then made a motion to direct City staff to (1) urge the Bexar County Commissioners Court to enact a Resolution to ban gun shows from Bexar County facilities, and (2) make this matter a part of the City's legislative package, urging state legislators to stop the proliferation of assault-type weapons. Mr. Peak seconded the motion, which prevailed by the following unanimous vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff. NAYS: None.

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94-18

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OPENING OF NEW BASEBALL STADIUM
-

Ms. Ayala, on a Point of Personal Privilege, noted that the San Antonio Missions baseball team plays its home opening game in the new Municipal Stadium at 7:00 P.M. tonight, and urged all Council members to attend.

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At this point, Mayor Wolff was obliged to leave the meeting. Mayor Pro Tem McClendon presided.
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94-18 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE
DEMOLITION OF ANTON ALTMANN HOUSE
(710 AVENUE E.)
-

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

Mr. David Pasley, Director of Planning, briefly explained the request to demolish the Anton Altmann House at 710 Avenue E, a declared historic structure.

The following citizens were signed up to speak:

Ms. Ann B. McGlone, Historic Preservation Officer, addressed a history of this demolition request and the subsequent denial of that request by the Historic and Design Review Commission. She spoke to the significance of the structure as one of the few remaining Spanish Colonial-type buildings in the city. She further stated her belief that the applicant for the demolition permit has not proven 'economic hardship' in this case.

Ms. Marianna Jones, President, San Antonio Conservation Society, urged denial of the demolition appeal, and addressed a history of the Anton Altmann home.

Mr. John J. Speegle, 626 Avenue E, spoke in opposition to the requested demolition appeal, and addressed the architectural makeup of the immediate area.

Mr. John Killian, representing the property owner, contended that the structure in question is not as old as some believe, in that many changes have been made to the original house. He stated that only the fireplace is part of the original house, and that no economic benefit derives from restoration of the building. He spoke to the move-out of the previous tenant and the stated reasons for that move-out.

Mr. H.H. Batchellor, a general contractor, spoke to the

condition of the building today and what portion remains of the original building.

Ms. Angelina Jansen, Jansen-Perez Gallery, noted that her art gallery is nearby, and expressed her belief that the structure can be renovated to fit the rest of the neighborhood, much of which now is being restored.

Mr. Pic Swartz, President, Tobin Foundation, urged denial of the demolition permit appeal, and spoke to restoration possibilities of the neighborhood.

Mr. Byron C. Trott noted that he had made an 'as is' offer to purchase the property but received no responses.

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

Mr. Andrew Perez, architect and Vice-Chairman, Historic and Design Review Commission, spoke to the commission's recommendation against granting the demolition permit, and expressed his belief that the structure can be restored.

Mr. Bob Dunlop, Chairman, Historic and Design Review Commission, stated that there must be a valid reason to demolish a building in an historic area.

There being no further citizens to speak to this issue, Mayor Wolff declared the Public Hearing to be closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 79,999

DENYING THE APPEAL OF THE ESTATE OF RUBY LAWSON, DECEASED, MRS. KAREN NOY, EXECUTRIX, THE PROPERTY OWNER FOR A PERMIT TO DEMOLISH THE ANTON ALTMANN HOUSE, A DESIGNATED SIGNIFICANT HISTORIC LANDMARK, LOCATED AT 710 AVENUE E.

* * * *

Mr. Perez made a motion to deny the appeal from the decision of the Historic and Design Review Commission. Mr. Peak seconded the motion.

Mr. Peak spoke in support of the pending motion.

In response to a question by Mr. Solis, Mr. Warner Fassnidge, Assistant City Attorney, addressed reasons why the Historic and Design Review Commission denied the demolition request.

A discussion then took place concerning the estimated value of

the property and its ability to be restored, and the owner's contention that the building cannot be restored, for economic reasons.

The motion was approved by the following vote: AYES: Perez, Billa Burke, Avila, Solis, Ross, Thornton, Peak, Wolff. NAYS: None. ABSENT: McClendon, Ayala, Larson.

The appeal was denied.

94-18 The Clerk read the following Ordinance:

AN ORDINANCE 80,000

AUTHORIZING THE RENAMING OF THE GUADALUPE LEARNING AND LEADERSHIP DEVELOPMENT CENTER TO THE MARGARITA R. HUANTES LEARNING AND LEADERSHIP DEVELOPMENT CENTER; AND AUTHORIZING THE EXPENDITURE OF \$3,500.00 FOR APPROPRIATE SIGNAGE.

* * * *

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

Mr. Kevin Moriarty, Director of Community Initiatives, explained plans to re-name the Guadalupe Learning and Leadership Development Center to the Margarita R. Huantes Learning and Leadership Development Center, in honor of the late Ms. Huantes, widely known for her commitment to literacy.

Mr. Solis spoke in support for the request, and addressed plans for the re-naming ceremony, if the motion prevails.

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

94-18 The Clerk read the following Ordinance:

AN ORDINANCE 80,001

ACCEPTING FROM THE BEAUTIFY SAN ANTONIO ASSOCIATION, THE GIFT OF THE SADIE RAY AND H. WALDO GRAFF PAVILION IN "O.P." SCHNABEL PARK, THE VALUE OF SAID PAVILION BEING IN EXCESS OF \$200,000.00 AND EXPRESSING THE CITY'S GRATITUDE TO THE ASSOCIATION

FOR ITS GENEROSITY AND SERVICE TO THE COMMUNITY.

* * * *

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

Mr. Ron Darner, Director of Parks & Recreation, explained the gift of the \$200,000 pavilion in O.P. Schnabel Park, and spoke to plans for the Saturday morning dedication ceremony.

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

94-18 The Clerk read the following Ordinance:

AN ORDINANCE 80,002

RENAMING THE MAIN PLAZA BUILDING THE MUNICIPAL PLAZA BUILDING; DESIGNATING THE COMPLEX OF ADJACENT CITY-OWNED PROPERTIES ON WHICH ARE LOCATED THE CITY HALL BUILDING, THE CITY HALL ANNEX, THE PLAZA DE ARMAS BUILDING, AND THE MUNICIPAL PLAZA BUILDING AS THE CITY HALL COMPLEX; SPECIFYING THAT ALL PROPERTY WITHIN THIS COMPLEX IS COLLECTIVELY CONSTITUTED THE SAN ANTONIO CITY HALL FOR LEGAL PURPOSES; AND DESIGNATING FUNDS FOR USE IN ERECTING APPROPRIATE SIGNAGE.

* * * *

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

Ms. Rebecca Waldman, Senior Management Coordinator, spoke to the proposed re-naming of the Main Plaza Building, and to the creation and designation of the "City Hall Complex", for legal reasons.

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

94-18 The Clerk read the following Ordinance:

AN ORDINANCE 80,003

AUTHORIZING PAYMENTS OF REFUNDS TOTALING \$46,709.15, TO PERSONS MAKING A DOUBLE PAYMENT, OVERPAYMENT, OR AS A RESULT OF A VALUE CHANGE ON 39 TAX ACCOUNTS.

* * * *

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

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

94-18 The Clerk read the following Ordinance:

AN ORDINANCE 80,004

AUTHORIZING REIMBURSEMENT OF \$10,000.00 TO PETER J. MCBREEN & ASSOCIATES, AIRPORT LIABILITY INSURANCE CLAIMS ADJUSTER FOR THE CLAIM SETTLEMENT OF BETTY KAN HOLT, CLAIM NO. TZ 5006.

* * * *

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

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

94-18 The Clerk read the following Ordinance:

AN ORDINANCE 80,005

AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION FOR AND ACCEPT A GRANT OF \$733,045.00 FROM THE TEXAS DEPARTMENT OF HUMAN SERVICES FOR THE 1994 SUMMER FOOD SERVICE PROGRAM; APPROVING A BUDGET AND PERSONNEL COMPLEMENT; AUTHORIZING APPLICATION FOR AND ACCEPTANCE OF SUPPLEMENTAL FUNDING FROM AFORESTATED AGENCY IN THE EVENT THE OPERATION OF ADDITIONAL SITES IS MADE POSSIBLE; AND

APPROPRIATING FUNDS.

* * * *

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

Mr. Ron Darner, Director of Parks & Recreation, explained the Summer Food Service Program which serves more than 250,000 children this summer.

Mr. Solis spoke to his desire to see snacks included for participants in the City's After-School Program.

Mr. Darner stated that he would work toward that goal.

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

- - -
94-18 TRAVEL AUTHORIZATION - Granted:

Mayor Nelson W. Wolff to travel to Austin, Texas from April 19, 1994 to April 19, 1994, to attend U. S. Conference of Mayors meeting on Innovative Policing Strategies.

* * * *

- - -
94-18 TRAVEL AUTHORIZATION - Granted:

Councilman Lyle Larson to travel to U. S. Army War College, Carlisle Barracks, Pennsylvania, from June 5, 1994 to June 10, 1994, to participate in the 40th Annual National Security Seminar.

* * * *

Councilman Howard Peak to travel to U. S. Army War College, Carlisle Barracks, Pennsylvania, from June 5, 1994 to June 10, 1994, to participate in the 40th Annual National Security Seminar.

- - -
94-18 The Clerk read the following Ordinance:

AN ORDINANCE 80,006

AUTHORIZING THE CLOSING, VACATING, ABANDONING AND QUITCLAIMING OF VARIOUS IMPROVED STREET RIGHTS-OF-

WAY CONSISTING OF: ACHILLES STREET, HARNEY STREET, SOUTH TERRELL STREET, GOVERNMENT STREET, WYOMING STREET, DEL RIO STREET, GOLDSMITH STREET, GARCIA STREET, FISK STREET AND HEDGES STREET; ALL OF WHICH ARE ADJACENT TO THE SPRINGVIEW APARTMENTS HOUSING PROJECT IN NEW CITY BLOCK 12777 IN SAN ANTONIO, BEXAR COUNTY, TEXAS.

* * * *

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

Mr. Roland Lozano, representing the Asset Management Department, explained the request to close a number of streets for the San Antonio Housing Authority, as part of the renovation of the Springview Apartments.

Ms. McClendon noted that the street-closings will aid in crime prevention efforts at the apartments.

Mr. Apolonio Flores, General Manager, SAHA, discussed the timetable for completion of the renovation work on the apartment project.

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

94-18 The Clerk read the following Ordinance:

AN ORDINANCE 80,007

AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$483,000.00 TO LAIDLAW ENVIRONMENTAL SERVICES, FOR THE REMOVAL AND DISPOSAL OF THE CONTAMINATED SOIL STOCKPILES FROM THE ALAMODOME PARKING LOTS AND CONTAMINATED SOIL ADJACENT TO CHERRY STREET AND UNDER DURANGO STREET OVERPASS; AUTHORIZING A CONSTRUCTION CONTINGENCY ACCOUNT IN THE AMOUNT OF \$66,300.00; AND AUTHORIZING PAYMENT OF THE SUM OF \$180,000.00 TO WASTE MANAGEMENT, INC. FOR RELATED WASTE DISPOSAL FEES.

* * * *

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

Mr. John German, Director of Public Works, noted that this is the first action toward elimination of contaminated soils at or near the Alamodome, and spoke to disposal plans for the soil in question. He stated that the contractor will move in Monday and begin to move dirt by Wednesday.

The following persons appeared to speak to this issue:

Mr. David Arevalo, representing Residents Organized for a Safe Environment (ROSE), presented a list of questions on behalf of area residents, a copy of which is made a part of the papers of this meeting.

In response to a question by Mayor Wolff, Mr. Bruce Mills, remedial services operations manager for Laidlaw Environmental Services, Inc., responded to each of those questions posed by Mr. Arevalo as to the firm's plans for removal of the soils.

Mayor Wolff noted that a number of soil samples were taken, and the City now is awaiting word from the Texas Natural Resources Conservation Commission (TNRCC) on test results.

In response to a question by Mayor Wolff, Mr. Arevalo spoke to his group's meeting with representatives of TNRCC, noting that they particularly want to test the 45,000 cubic yards of dirt in question.

Mayor Wolff suggested that Mr. Arevalo speak with the staff on the proposed technique to be used in the testing of the 45,000 cubic yards of dirt in question.

(At this point, Mayor Wolff was obliged to leave the meeting. Mr. Perez presided so that Ms. McClendon could participate in the discussion at hand.)

Mr. Avila asked to be advised on the final disposition of this contaminated soil, expressing concern because he was not advised that the soil was to be disposed of in the landfill in his district.

Ms. McClendon thanked the ROSE organization for its diligence in this matter, and expressed her pleasure in seeing an end to the Alamodome soils issue.

In response to a question by Mr. Thornton, Mr. German noted that, while this soil in question is classified as 'contaminated', it is not dangerous or hazardous to health. He then spoke to the definitions of Class I and Class II contaminated soils and a breakdown of the Alamodome soils by classification. He noted that some 10 per cent of the soil, the 'dirtiest part', will be going to a landfill near Columbus, Texas, near Houston, with the remainder going into a local landfill.

Mr. Ross asked for written documentation that the dirt going into Covell Gardens is not dangerous.

In response to a question by Mr. Peak, Mr. German reiterated that the soil going into the Covell Gardens landfill is not dangerous.

Mr. Avila stated his belief that the citizens need to be heard on matters such as this.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Ross, Solis, Thornton, Peak, Wolff; NAYS: Avila; ABSENT: Ayala, Larson.

94-18 The Clerk read the following Ordinance:

AN ORDINANCE 80,008

AUTHORIZING THE EXPENDITURE OF \$150.00 FROM DISTRICT 7 DISCRETIONARY FUNDS, AS REQUESTED BY COUNCILMAN BOB ROSS, TO AUGMENT THE TRAVEL EXPENSES FOR FIVE THOMAS JEFFERSON HIGH SCHOOL LAW ENFORCEMENT STUDENTS PARTICIPATING IN A STATE COMPETITION REPRESENTING THE DISTRICT XI VICA TEAM; AND DECLARING AN EMERGENCY.

* * * *

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

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

94-18 The Clerk read the following Ordinance:

AN ORDINANCE 80,009

AUTHORIZING THE SAN ANTONIO GERMAN CLUB TO HOLD A FIREWORKS DISPLAY IN CONJUNCTION WITH "FIESTA GERMAN" ON THE GROUNDS OF MISSION SAN JOSE; AUTHORIZING THE TEMPORARY CLOSURE OF SAN JOSE FROM PYRON TO NAPIER, NAPIER FROM SAN JOSE TO PADRE AND MISSION ROAD FROM WOODHALL TO HUIZAR FROM 7:00 P.M. UNTIL 10:45 P.M., THURSDAY, APRIL 21, 1994; AND DECLARING AN EMERGENCY.

* * * *

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

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

94-18 The Clerk read the following Ordinance:

AN ORDINANCE 80,010

AUTHORIZING THE SAN ANTONIO MISSIONS BASEBALL CLUB TO HOLD A FIREWORKS DISPLAY IN CONJUNCTION WITH THE GRAND OPENING CEREMONIES OF THE SAN ANTONIO MUNICIPAL BASEBALL STADIUM AND THE BEGINNING OF THE CLUBS 1994 REGULAR SEASON; AUTHORIZING THE TEMPORARY CLOSURE OF THE ACCESS ROAD TO HIGHWAY 90 WEST FROM CALLAGHAN ROAD TO THE ENTRANCE OF THE STADIUM PARKING LOT, MONDAY, APRIL 18, 1994; AND DECLARING AN EMERGENCY.

* * * *

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

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

94-18 The Clerk read the following Ordinance:

AN ORDINANCE 80,011

AMENDING A LEASE AGREEMENT WITH TRES MERCADOS, AS ORIGINALLY APPROVED BY ORDINANCE NO. 79936 DATED APRIL 7, 1994, IN ORDER TO INCREASE THE RENTAL FEE PAID TO THE CITY OF SAN ANTONIO BY TRES MERCADOS, COLLECTIVELY REFERRED TO AS FIESTA DEL MERCADO; APPROVING A SUPPLEMENTAL AGREEMENT TO THE MULTIPLE USE AGREEMENT FOR PUBLIC PARKING ON HIGHWAY RIGHT-OF-WAY UNDER I. H. 35 AT GATEWAY PLAZA FOR FIESTA DEL MERCADO FROM 1:00 A.M. ON APRIL 15, 1994, THROUGH MIDNIGHT, APRIL 24, 1994; AND

DECLARING AN EMERGENCY.

* * * *

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

Mr. Ron Darner, Director of Parks & Recreation, explained the proposed lease amendment.

In response to a question by Mr. Solis, Mr. Robert Tagle, Manager of Market Square, explained the Market Square store-closure policy during Fiesta. He spoke to details of a meeting with the Farmers Market associations and the resulting petition against the decision, being circulated at this time. He noted that a small group of shop owners want the right to remain open past 8:00 P.M.

Mr. Solis addressed his concern for the City's possible liability, should anything happen to the kiosks in Farmers Market if they decide to stay open past 11:00 P.M.

A discussion of the City's possible liability for any damages done to kiosks, should Farmers Market stay open past 8:00 P.M., took place.

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

94-18 The Clerk read the following Ordinance:

AN ORDINANCE 80,012

AUTHORIZING REIMBURSEMENT FROM DISTRICT 5 DISCRETIONARY FUNDS ACCOUNT TO COUNCILMAN JUAN F. SOLIS, III, IN THE AMOUNT OF \$1,610.00 PER MONTH FROM APRIL 1, 1994 TO JUNE 30, 1994, FOR A TOTAL OF \$4,830.00 FOR AN ADMINISTRATIVE SERVICE CONTRACT; AND DECLARING AN EMERGENCY.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ross, Thornton, Peak, Wolff; NAYS:

None; ABSENT: Avila, Ayala, Larson.

94-18

CITIZENS TO BE HEARD

HUMAN RIGHTS COMMISSION

Mayor Wolff presented to the Council a copy of a memorandum dated April 14, 1994, signed by the required number of Council members' signatures asking that an ordinance be drawn up to create a commission to investigate complaints regarding

1.) the practice of private groups that request the use of public resources;

2.) set dates for public hearings on the issues of business-oriented private organizations;

3.) their use of City public resources; and

4.) the impact on women and minority business opportunities

5.) revise City Ordinance #75591 which grants the Fiesta Commission its authority.

The following persons then appeared to speak:

Diana Alcocer, MABPWC, yielded her time to Mr. Joe Bernal.

Joe Bernal introduced the group present in the audience and asked them to address the Council individually:

Rosa Rosales, State Director, LULAC, thanked the City Council for the memorandum which the Council members signed which has initiated the process for a Commission for Equality.

Lila Aguirre, Commission Feminul, reiterated the concerns made by Mrs. Rosales and complemented the Council for this action.

George Gutierrez, Mexican American Bar Association, stated that there are still organizations in the City, which are "closed" and spoke for participation across the board. He stated that the Commission for Equity is a step in the right direction.

The following persons also spoke in support of the Commission for Equity:

Frank Perales, G. I. Forum

Mary Jo Rodriguez, Assn of Mexican-American Social Workers

Irene Reyna, Fuerza Unida

Sam Alvarado, Nat'l. V.P. for NAGE
Joyce R. Cuellar, Private Citizen, also spoke in support.
Lucy Acosta, Program Director of MALDEF Leadership Program

Joe Bernal stated they met with representatives of the Texas Cavaliers as well as Mr. Guerra and they are making progress.

Mayor Wolff complemented Mr. Bernal and the other members of the organizations present for the positive steps they have taken on this issue.

Mr. Ross urged that all groups be included so that it can become a consensus document, not a confrontational one.

Luis Wilmot, Regional Counsel for MALDEF, spoke of their plans to work with the City on implementing the plan as laid out in the memorandum.

BEN STEPHENS

Mr. Stephens distributed a flyer to the Council, a copy of which is on file with the papers of this meeting. He especially referred to "new rules which he feels will destroy the taxicab industry." He urged the City Council to remember this issue.

JAMES MUNEZ

Mr. Munoz stated that he has been having problems with the new taxi cab rules, especially when it comes to the two sets of rates. He spoke to the problems with these rules.

Mayor Wolff expressed concern about conforming to the riding public with regard to the different rate structure.

A discussion took place on why the rate structure was presented in that manner.

Captain Tom Polonis, Commander of the Operational Support Section, spoke to replacement of older vehicles with newer vehicles and that only 3 companies are not charging the higher rate.

A discussion took place on the pros and cons of having different rates.

Mr. Roger Perez, Chairman of the Transportation Committee, stated that they will look into this issue again.

* * * *

DON WILKINS CASTILLO

Mr. Castillo stated that the San Antonio Police Department needs to be alert because the gangs haven't "put their colors" down, and there is still a lot of gang activity.

94-18 Following completion of Citizens to be Heard, City Council recessed its regular meeting for dinner. The Mayor reconvened in regular session at 7:00 P.M. and stated that City Council would convene in Executive Session for the purpose of:

A. Status report on Quon Lew, et al vs. City of San Antonio, Cause No. 92-CA-0652.

B. Briefing on the Claim Settlement of Daniel Ramirez, Claim No. 73700001183. (PULLED)

C. Briefing on conveyance of the Alamodome from VIA Metropolitan Transit Authority to the City of San Antonio.

D. Briefing and discussion on the status of Pace Contract negotiations.

E. Briefing report on Abraham Rodriguez, et al, Cause No. 87-CI-23305, and Pedro Bernal Sarvaez, Jr., Cause No. 92-CI-14722 vs City of San Antonio.

94-18 City Council reconvened in regular session at 9:22 P.M., at which time the Mayor announced that the City Council had been briefed and had not taken any official action.

94-18 There being no further business to come before the Council, the meeting was adjourned at 9:23 P.M.

A P P R O V E D

Robert W. Wolff
M A Y O R

Attest: *Anna S. Rodriguez*
C i t y C l e r k