

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, JULY 23, 1992.

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The meeting was called to order by the Presiding Officer, Mayor Nelson W. Wolff, with the following members present: PEREZ, PIERCE, BILLA BURKE, WING, SOLIS, AYALA, THORNTON, LABATT, LARSON, WOLFF. Absent: VERA

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92-31 Invocation - Reverend Joe Halbert, Shearer Hills Baptist Church.

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92-31 Pledge of Allegiance to the flag of the United States.

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92-31 Minutes of the June 18, 1992 Regular City Council Meeting were approved.

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92-31 CRIME WATCH/GOOD NEIGHBORHOOD PROGRAMS RECOGNITION

Mayor Wolff recognized outstanding Neighborhood Associations and Good Neighborhood Block Programs in Districts 3, 8 and 9 that are active in the CrimeWatch/Good Neighborhood Program. These programs are active in the elimination of crime in their neighborhoods, have shown creativity in the development of crime prevention initiatives and have good participation by their membership.

District 3 was represented by Jim Bode, Highland Park Neighborhood Association, and Ethel Nelson, Southeast Highland Hills Good Neighborhood Program.

District 8 was represented by Fred and Alberta Madden and Mildred Foster, Jack Bean Good Neighborhood Program, and by Sally Gossamer, Spring Rain Good Neighborhood Program.

District 9 was represented by Marcia Dahlia and Helen Branum, Mahncke Park Neighborhood Association, and by Mrs. Ida Kenny, Shearer Hills/Ridgeview Neighborhood Association.

Mayor Wolff thanked each one that participates in these activities, stating that Neighborhood Associations are making a big difference.

92-31

MONIES FOR RED CROSS IN GUADALAJARA, MEXICO

Mayor Wolff spoke in depth about the recent disaster in Guadalajara, Mexico, and how the American Red Cross delivered medicines and food supplies donated by many San Antonians. Mayor Wolff then thanked the citizens for their many donations and presented a check in the amount of \$10,694.85 to Red Cross representatives, Rick Grinnan and Jose Medellin, board members, and Executive Director Randy Weddle.

Mr. Rick Grinnin thanked Mayor Wolff and citizens of San Antonio for their many contributions, and stated the funds would be delivered to the National Headquarters for Red Cross and then distributed.

Several Councilmembers commended the many volunteers in this organization who gave so much of their time to help their fellow human beings.

92-31

CONSENT AGENDA

Mr. Solis made a motion to approve Agenda Items 8 through 41, constituting the Consent Agenda. Ms. Billa Burke seconded the motion.

Two administrative corrections were made to Items 22 and 41.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Solis, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Wing, Ayala, Vera.

AN ORDINANCE 76,149

ACCEPTING THE PROPOSAL OF INTERGRAPH CORPORATION FOR COMPUTER HARDWARE AND SOFTWARE MAINTENANCE FOR THE INFORMATION SERVICES DEPARTMENT FOR A TOTAL OF \$21,612.00 ANNUALLY.

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AN ORDINANCE 76,150

ACCEPTING THE LOW BID OF C.R. BRINCATTI, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH TWO CABLE LASHERS FOR A TOTAL OF \$4,595.50.

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AN ORDINANCE 76,151

ACCEPTING THE LOW BID OF ALLEN & ALLEN COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH BARRICADE LUMBER MATERIAL FOR A TOTAL OF \$10,272.00.

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AN ORDINANCE 76,152

ACCEPTING THE LOW BID OF MARSHALL CLEGG ASSOCIATES, INC. TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH TANDEM SEATING FOR A TOTAL OF \$15,460.00.

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AN ORDINANCE 76,153

ACCEPTING THE LOW QUALIFIED BIDS OF SGS CONTRACT FURNITURE AND IMPERIAL BEDDING COMPANY TO FURNISH THE CITY OF SAN ANTONIO COMMUNITY INITIATIVES DEPARTMENT WITH FURNITURE FOR TRANSITIONAL HOUSING FOR A TOTAL OF \$64,034.16; AND REVISING THE BUDGET.

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AN ORDINANCE 76,154

ACCEPTING THE LOW BIDS OF TOP OF THE TABLE, INC., AND J.R., INC. TO FURNISH THE CITY OF SAN ANTONIO COMMUNITY INITIATIVES DEPARTMENT WITH EQUIPMENT AND SUPPLIES FOR THE DWYER CENTER KITCHEN FOR A TOTAL OF \$34,425.86; AND REVISING THE BUDGET.

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AN ORDINANCE 76,155

ACCEPTING THE LOW QUALIFIED BID OF OUBRE DISTRIBUTING TO FURNISH THE CITY OF SAN ANTONIO PARKS AND RECREATION DEPARTMENT WITH SOIL AMENDMENT FOR CEDAR CREEK GOLF COURSE PUTTING GREENS FOR A TOTAL OF \$9,636.00.

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AN ORDINANCE 76,156

RATIFYING AND CONFIRMING ALL ACTIONS TAKEN BY CITY STAFF IN ACCEPTING THE PROPOSAL OF REFRIGERATION SERVICE COMPANY FOR EMERGENCY REPAIRS TO THE WESTSIDE YMCA AIR CONDITIONING SYSTEM FOR THE CITY OF SAN ANTONIO PARKS AND RECREATION DEPARTMENT IN AN AMOUNT OF \$8,646.00.

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AN ORDINANCE 76,157

RATIFYING AND CONFIRMING ALL ACTIONS TAKEN BY CITY STAFF IN ACCEPTING THE PROPOSAL OF PMI FOR THE EMERGENCY REPAIR OF A SANITARY SEWER LIFT STATION IN THE BRACKENRIDGE PARK AND KOEHLER PAVILION AREA FOR THE CITY OF SAN ANTONIO PARKS AND RECREATION DEPARTMENT IN AN AMOUNT OF \$8,300.00.

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AN ORDINANCE 76,158

RATIFYING AND CONFIRMING ALL ACTIONS TAKEN BY CITY STAFF IN ACCEPTING THE PROPOSAL OF TEXAS SCENIC CO. FOR EMERGENCY REPAIRS TO THE ARBORS THAT SUPPORT THE LILA COCKRELL THEATER'S FLY SYSTEM FOR THE CITY OF SAN ANTONIO CONVENTION FACILITIES IN AN AMOUNT OF \$8,700.00.

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AN ORDINANCE 76,159

CANCELLING THE CONTRACT OF TOWER SERVICES FOR JANITORIAL SERVICES FOR THE CITY OF SAN ANTONIO HEALTH CLINICS AND AWARDING IT TO SOLUTIONS CLEANING SYSTEM FOR A TOTAL OF \$1,127.00 MONTHLY.

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AN ORDINANCE 76,160

ACCEPTING THE LOW BID OF ALAMO FORD NEW HOLLAND, INC. TO FURNISH THE CITY OF SAN ANTONIO AUTOMOTIVE OPERATIONS WITH AN ANNUAL CONTRACT FOR K.W. WINDROW TURNERS AND MORBARK CHIPPERS PARTS AND SERVICE FOR A TOTAL OF \$30,000.00.

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AN ORDINANCE 76,161

ACCEPTING THE LOW BIDS OF VARIOUS VENDORS TO FURNISH THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES FOR THE 1992-93 FISCAL YEAR FOR APPROXIMATELY \$1,500,000.00.

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AN ORDINANCE 76,162

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$53,113.00 WITH HAYWOOD JORDAN MCCOWAN SAT, INC. FOR ARCHITECTURAL AND ENGINEERING SERVICES IN CONNECTION WITH THE EXPANSION OF THE CARVER BRANCH LIBRARY; AUTHORIZING A CONTINGENCY ACCOUNT; APPROPRIATING 1989 LIBRARY BOND FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 76,163

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$50,513.00 WITH OVERLAND PARTNERS, INC. FOR ARCHITECTURAL AND ENGINEERING SERVICES IN CONNECTION WITH THE EXPANSION OF THE MCCRELESS BRANCH LIBRARY; AUTHORIZING A CONTINGENCY ACCOUNT; APPROPRIATING 1989 LIBRARY BOND FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 76,164 .

AUTHORIZING THE SAN ANTONIO HOUSING TRUST FOUNDATION, INC. FUNDED FIELD ALTERATION NO. 33 IN THE AMOUNT OF \$4,106.00 AND FIELD ALTERATION NO. 34 IN THE AMOUNT OF \$4,428.00 PAYABLE TO E.E. ROBERTS CO., INC. IN CONNECTION WITH THE RENOVATION OF THE DWYER CENTER FOR THE HOMELESS PROJECT; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 76,165 .

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$199,889.00 WITH CONSTRUCTOR & ASSOCIATES, INC., IN CONNECTION WITH THE FIRE DISPATCH RENOVATION AND POLICE HEADQUARTERS BUILDING PROJECT; AUTHORIZING \$45,071.90 FOR CONSTRUCTION CONTINGENCIES AND \$50.00 FOR ADVERTISING EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT IN CONNECTION THEREWITH.

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AN ORDINANCE 76,166 .

AUTHORIZING THE EXECUTION OF A THREE-YEAR LICENSE AGREEMENT WITH SOUTHSIDE LITTLE COWBOYS, INC., POP WARNER FOOTBALL ORGANIZATION, A TEXAS NON-PROFIT CORPORATION, TO USE 8.07 ACRES IN STINSON PARK FOR THE PURPOSE OF CONDUCTING ITS YOUTH FOOTBALL PROGRAM.

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AN ORDINANCE 76,167 .

CLOSING, VACATING, ABANDONING AND QUITCLAIMING THE NORTH HALF OF JANE ALLEY, AN EXISTING IMPROVED STREET BETWEEN EL PASO AND ELVIRA STREETS, SAN ANTONIO, BEXAR COUNTY, TEXAS AS REQUESTED BY THE SAN ANTONIO DEVELOPMENT AGENCY TO REPLAT FOR REDEVELOPMENT AS AN AFFORDABLE HOUSING PROJECT FOR THE ELDERLY; AND AUTHORIZING THE EXECUTION OF A QUITCLAIM IN CONNECTION THEREWITH.

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AN ORDINANCE 76,168

AUTHORIZING PAYMENT IN THE AMOUNT OF \$4,081.00 FOR TITLE CHARGES ON THE HI-LIONS DRAINAGE PROJECT #80, SOUTH FLORES DRAINAGE PROJECT #70-70A, PHASE II, THE GREAT NORTHWEST BRANCH LIBRARY AND THE NORTH FLORES STREET PROJECT #35, PHASE I, 35Y MYRTLE STREET PROJECT; APPRAISAL FEES ON THE SCIENCE PARK DRAINAGE PROJECT #58H, I & J; AND APPROPRIATING FUNDS.

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AN ORDINANCE 76,169

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$12,235.00 OUT OF GENERAL OBLIGATION BONDS; ACQUIRING TITLE TO TWO PARCELS AND ACQUIRING A TEMPORARY EASEMENT IN CONNECTION WITH THE KOCH STORAGE FACILITY EVACUATION ROUTE PROJECT; AND ACCEPTING THE DEDICATION OF TWO PERMANENT EASEMENTS IN CONNECTION WITH THE ENGLEWOOD AREA STREETS PROJECT, PHASE II.

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AN ORDINANCE 76,170

AMENDING CHAPTER 19 (TRAFFIC REGULATIONS) OF THE CITY CODE FOR OFFICIAL TRAFFIC-CONTROL DEVICES OF THE CITY OF SAN ANTONIO SETTING FORTH LOCATIONS AT WHICH ELECTRONIC TRAFFIC CONTROL SIGNALS ARE IN FULL OPERATION; DESIGNATING STOP SIGN LOCATIONS; YIELD-RIGHT-OF-WAY LOCATIONS; PROHIBITING PARKING AT ALL TIMES ON CERTAIN STREETS; PROHIBITING CERTAIN TURNS; ESTABLISHING CERTAIN SCHOOL ZONES; AND PROVIDING THAT VIOLATIONS HEREOF BE PUNISHABLE BY A FINE NOT LESS THAN \$1.00 NOR MORE THAN \$200.00.

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AN ORDINANCE 76,171

AUTHORIZING THE ACCEPTANCE OF \$34,430.00 FROM THE TEXAS DEPARTMENT OF HUMAN SERVICES TO CONTINUE THE OPERATION OF THE INTEGRATED ELIGIBILITY PROJECT; AUTHORIZING THE PAYMENT OF UP TO \$17,290.00 FOR AN ELIGIBILITY SPECIALIST II POSITION; ESTABLISHING A FUND; AND ADOPTING A BUDGET.

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AN ORDINANCE 76,172

AUTHORIZING THE ACCEPTANCE OF A JOB TRAINING PARTNERSHIP ACT (JTPA) MANAGEMENT DEVELOPMENT GRANT FOR \$82,643.00 FROM THE TEXAS DEPARTMENT OF COMMERCE (TDOC) TO PROVIDE TRAINING FOR MEMBERS OF THE SAN ANTONIO WORKS BOARD AND JTPA STAFF TO IMPROVE THE OVERALL ADMINISTRATION OF THE JTPA PROGRAM AND THE DELIVERY OF EMPLOYMENT AND TRAINING SERVICES IN THE ALAMO SERVICE DELIVERY AREA AS APPROVED BY THE SAN ANTONIO WORKS BOARD FOR PY92 AND ADOPTING A BUDGET.

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AN ORDINANCE 76,173

AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE TEXAS DEPARTMENT OF HUMAN SERVICES TO SUPPORTIVE SERVICES FOR THE ELDERLY TO CONTINUE MEDICAL TRANSPORTATION SERVICES FOR THE PERIOD NOVEMBER 1, 1992, TO OCTOBER 31, 1994, TO PERSONS ELIGIBLE UNDER THE STATE'S MEDICAID PROGRAM AT A COST OF \$406,879.00; ESTABLISHING A FUND AND APPROVING A BUDGET AND PERSONNEL POSITIONS.

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AN ORDINANCE 76,174

AUTHORIZING AN APPLICATION FOR AND ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$390,697.00 FOR CONTINUATION OF THE SUPPORTIVE SERVICES FOR THE ELDERLY PROJECT FOR FY 92/93 (OCTOBER 1, 1992, TO SEPTEMBER 30, 1993); APPROPRIATING FUNDS; AND AUTHORIZING THE ALLOCATION OF CARRY-OVER SURPLUS FUNDS.

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AN ORDINANCE 76,175

AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$1,500,000.00 FROM THE TEXAS DEPARTMENT OF HUMAN SERVICES FOR THE CLIENT MANAGED PROGRAM; APPROVING A BUDGET AND PERSONNEL COMPLEMENT FOR THE CLIENT MANAGED PROGRAM; AUTHORIZING THE TRANSFER OF REMAINING FUNDS; AND AUTHORIZING THE PROGRAM TO CONTRACT WITH THIRD PARTIES TO PROVIDE ATTENDANT CARE SERVICES TO THEIR CLIENTS.

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AN ORDINANCE 76,176

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT FOR \$400,000.00 FROM THE TEXAS REHABILITATION COMMISSION ALONG WITH AN ESTIMATED \$14,000.00 IN CLIENT FEES FOR THE ELDERLY AND DISABLED SERVICES DIVISION TO CONTINUE OPERATION OF THE PERSONAL ATTENDANT SERVICES PROGRAM FROM SEPTEMBER 1, 1992, THROUGH AUGUST 31, 1993; APPROVING A BUDGET; APPROVING A PERSONNEL SCHEDULE.

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AN ORDINANCE 76,177

AUTHORIZING THE CITY MANAGER OR THE ASSISTANT CITY MANAGER TO APPLY FOR AND TO ACCEPT A GRANT OF \$239,140 FROM THE ALAMO AREA COUNCIL OF GOVERNMENTS (AACOG) FOR CONTINUATION OF A HOMEMAKER-HOME HEALTH AIDE PROGRAM; AUTHORIZING AN IN-KIND MATCH OF \$26,571; AUTHORIZING THE ACCEPTANCE OF AN ESTIMATED \$100 IN CLIENT DONATIONS; APPROVING A BUDGET AND A PERSONNEL SCHEDULE; AUTHORIZING THE TRANSFER OF REMAINING FUNDS.

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AN ORDINANCE 76,178

AUTHORIZING PAYMENT IN THE AMOUNT OF \$34,835.96 TO THE INTERNAL REVENUE SERVICE FOR AN ASSESSMENT OF A LIABILITY FOR FAILURE TO WITHHOLD AND PAY CERTAIN EMPLOYEE/EMPLOYER PAYROLL TAXES.

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AN ORDINANCE 76,179

AUTHORIZING APPLICATION FOR AN SUBSEQUENT ACCEPTANCE OF AN AMERICA THE BEAUTIFUL CHALLENGE GRANT FROM THE TEXAS FOREST SERVICES IN AN AMOUNT NOW ANTICIPATED TO BE \$10,000.00, AUTHORIZING IN-KIND SERVICES TOTALING \$16,331.93 TO MATCH SAID GRANT, AUTHORIZING THE CITY MANAGER TO EXECUTE RELATED GRANT AGREEMENTS, ASSURING THE GRANTING AGENCY THE SERVICES PROVIDED BY GRANT FUNDS WILL RECEIVE APPROPRIATE SUPERVISION, ASSURING THE GRANTOR OF THE CITY OF SAN ANTONIO'S COMPLIANCE WITH FEDERAL LAW APPLICABLE TO SAID GRANT, AND ESTABLISHING A PROJECT BUDGET.

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AN ORDINANCE 76,180

ACCEPTING THE PROPOSAL OF INFORMATION PARTNERS LIMITED, INC. (IPL) FOR CONTRACT PROGRAMMING ON THE MOBILE DIGITAL TERMINAL (MDT) SYSTEM FOR THE CITY OF SAN ANTONIO; TOTAL AMOUNT OF THIS CONTRACT SHALL NOT EXCEED \$49,250.00.

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AN ORDINANCE 76,181

APPOINTING DAVID R. COY TO THE PLUMBING APPEALS AND ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE MARCH 20, 1993.

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AN ORDINANCE 76,182

REAPPOINTING MARTHA MUNGUIA TO THE ELECTRICAL EXAMINING AND SUPERVISING BOARD FOR A TERM OF OFFICE TO EXPIRE JULY 31, 1994.

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AN ORDINANCE 76,183

AUTHORIZING THE TEMPORARY CLOSURE OF GUADALUPE STREET, BETWEEN SOUTH BRAZOS AND SOUTH SAN JACINTO STREETS, FROM 3:00 P.M. SEPTEMBER 12, 1992 TO 12:00 MIDNIGHT, SEPTEMBER 13, 1992, TO HOLD ITS ANNUAL DIEZ Y SEIS PARADE AND FESTIVAL.

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92-31 The Clerk read a proposed ordinance as requested by Councilmember Perez, authorizing the use of the sum of \$600.00 of City Council Discretionary funds to assist in meeting costs incurred by the lifeguard track club during its summer youth track program.

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

A representative of Lifeguard Track Club approached the Council on their assistance for this program.

Mr. Labatt requested that an additional donation of \$100.00 be deducted from the District 9 discretionary funds.

Mayor Wolff stated that this allocation would amount to \$700.00 against the needed \$3,642.00 to assist in meeting costs incurred by the Lifeguard Track Club during its summer youth track program.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Solis, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Wing, Ayala, Vera.

AN ORDINANCE 76,184

AS REQUESTED BY COUNCILMEMBER PEREZ, AUTHORIZING THE USE OF THE SUM OF \$700.00 OF CITY COUNCIL DISCRETIONARY FUNDS TO ASSIST IN MEETING COSTS INCURRED BY THE LIFEGUARD TRACK CLUB DURING ITS SUMMER YOUTH TRACK PROGRAM.

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92-31 The Clerk read the following Ordinance:

AN ORDINANCE 76,185

AUTHORIZING THE NEGOTIATION OF A GRANT FOR THE CONTINUATION OF THE COMPREHENSIVE NUTRITION PROJECT FROM OCTOBER 1, 1992 THROUGH SEPTEMBER 30, 1993 IN THE AMOUNT OF \$1,727,680.00; APPROVING A TENTATIVE BUDGET AND PERSONNEL COMPLEMENT FOR FY 92/93; APPROPRIATING FUNDS; AUTHORIZING EXECUTION OF CONTRACTS WITH PRIVATE AGENCIES FOR OPERATION OF SERVICE SITES; AND AUTHORIZING THE ALLOCATION OF CARRY-OVER SURPLUS FUNDS.

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

Mr. Kevin Moriarty, Director, Community Initiatives, gave a detailed report on the present program with meals being prepared at each site.

In response to a question by Mr. Solis, Mr. Moriarty explained details regarding the carry-over money and gave a list of priorities.

Two citizens then appeared to speak:

Ms. Magi Brettler, Professional Food Services Management, Inc., explained details of the central kitchen concept to provide meals for the elderly, a handout is made a part of the papers of this meeting.

Mr. Jack Harris, Senior Advisory Committee of AACOG, expressed concern over correctness of certain city-prepared data presented and questioned its validity.

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In response to a question by Mr. Perez, Ms. Brettler explained delivery of hot meals on a city wide basis is possible due to ovens and refrigerators being located inside delivery trucks.

In answer to a question by Mr. Perez, Mr. Moriarty stated that no modification of quarters will be needed, if staff's recommendations are accepted.

At this time, Mayor Wolff left the Council Chambers, and Mayor Pro Tem Thornton presided over the meeting.

Ms. Ayala expressed concern for her district's participation in the nutrition program and asked for more information.

Mr. Labatt spoke to the excellent operation of the two nutrition sites located in his district, stating they have a terrific program, with \$1.67 being a very low cost per meal. He then stated he will vote for the staff recommendation.

At this time, Mayor Wolff returned to the meeting and presided over the meeting.

In response to a question by Mr. Larson, Mr. Jack Harris noted that both Houston and Dallas have centralized kitchens, and invited Council to visit their sites.

Mr. Moriarty informed City Council that the federal monies to this program have not grown in seven years, and that only City funds have increased.

In response to questions from Dr. Thornton, Mr. Moriarty gave details involving the grant from AACOG and monies from the City's General Fund.

Dr. Thornton stated that even though there are no nutrition program in Districts 8 or 10, he supports the program. He also stated he sees no reason to change the program for a one-cent-per-meal differential, but suggested a change might be considered in the future if necessitated. Dr. Thornton felt it very important to identify the

City cost compared to contracting out in the future.

Mr. Harris reiterated that all personnel presently on staff would be utilized.

Mr. Moriarty offered to furnish Mr. Harris with detailed data.

Mr. Wing stated he will support the staff recommendation and its good track record.

In reply to Mr. Larson, Mr. Moriarty assured Council they will continue to explore best avenues for getting the best results for the least amount of money.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Solis, Ayala, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Vera.

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92-31 ZONING HEARINGS

4A. CASE Z92023-B - to rezone Parcels 4D and 4F, NCB 16329 Temporary "R-1" ERZD to "B-3" ERZD and Parcel 4E, NCB 16329 Temporary "R-1" ERZD to "B-2" ERZD from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-2" ERZD Business Edwards Recharge zone District and "B-3" ERZD Business Edwards Recharge Zone District located on the east side of Blanco Road, 844.67 feet south of the intersection of Blanco Road and FM 1604, having 326.04 feet on Blanco Road and a maximum depth of 1000 feet.

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

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

(At this time Mayor Wolff left the Council Chambers. Mayor Pro Tem Thornton presided.)

Mr. Al Polunsky, Attorney for the proponent, spoke on behalf of his client, asking City Council to support the staff recommendations.

Mr. Larson then made a substitute motion to approve the staff recommendation as requested by the applicant. Ms. Billa Burke seconded the motion.

After consideration, the substitute motion prevailed by the following vote: Pierce, Billa Burke, Solis, Ayala, Thornton, Larson; NAYS: None; ABSENT: Perez, Wing, Vera, Labatt, Wolff.

After consideration, the main motion, as substituted, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Pierce, Billa Burke, Solis, Ayala, Thornton, Larson; NAYS: None; ABSENT: Perez, Wing, Vera, Labatt, Wolff.

AN ORDINANCE 76,186

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 PARCELS 4D AND 4F, NCB 16329 TEMPORARY "R-1" ERZD TO "B-3" ERZD AND PARCEL 4E, NCB 16329 TEMPORARY "R-1" ERZD TO "B-2" ERZD FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-2" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT AND "B-3" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4B. CASE Z92040 - to rezone the north 200 feet of the east 185 feet of Tract G, NCB 11493 from "A" Single Family Residence District and "B-2" Business District to "B-3R" Restrictive Business District, 4334 Culebra Road located on the south side of Culebra Road, 210 feet west of the intersection of Laven Drive and Culebra Road, having 185 feet on Culebra Road and a depth of 200 feet.

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

Mr. Pierce 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, Pierce, Billa Burke, Wing, Solis, Ayala, Thornton, Larson; NAYS: None; ABSENT: Vera, Labatt, Wolff.

AN ORDINANCE 76,187

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 185 FEET OF LOT 2,

BLOCK 1, NCB 17367 AND THE NORTH 55 FEET OF THE EAST
185 FEET OF TRACT G, NCB 11493, 4334 CULEBRA ROAD.
"THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED
\$1,000.00."

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4C. CASE Z92084 - to rezone Lot 8, NCB 18229 from "B-2" Business District to "R-3" Multiple Family Residence District, IH-10 East Expressway located on the southeast side of IH-10 East, approximately 315 feet northeast of the intersection of IH-10 East and Freudenburg Road, having 50 feet on IH-10 East and a depth of 188.84 feet.

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

Mr. Pierce 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, Pierce, Billa Burke, Wing, Solis, Ayala, Thornton, Larson; NAYS: None; ABSENT: Vera, Labatt, Wolff.

AN ORDINANCE 76,188

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 8, NCB 18229 FROM "B-2" BUSINESS DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT, IH-10 EAST EXPRESSWAY. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4D. CASE Z92085 - to rezone the northeast 225.04 feet of the southeast 416.08 feet of P-52C, NCB 15678 from Temporary "R-1" Single Family Residence District to "B-3NA" Non-Alcoholic Sales Business District, 12137 Wetmore Road located on the northwest side of Wetmore Road approximately 600 feet southwest of the intersection of Ridge Country Drive and Wetmore Road, having 225 feet on Wetmore Road and a depth of 416.08 feet.

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

Mr. Larson 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, Pierce, Billa Burke, Wing, Solis, Ayala, Thornton, Larson; NAYS: None; ABSENT: Vera, Labatt, Wolff.

AN ORDINANCE 76,189

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 225.04 FEET OF THE SOUTHEAST 416.08 FEET OF P-52C, NCB 15678 FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES DISTRICT, 12137 WETMORE ROAD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4E. CASE Z92094 - to rezone Lots 2, 3, 4, 5 and 9, Block 15, NCB 17945 from Temporary "R-1" Single Family Residence District to "R-5" Single Family Residence District, 8955, 8971, 8975, 8979 and 8983 Hetherington Drive.

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

Mr. Solis 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, Billa Burke, Wing, Solis, Ayala, Thornton, Larson; NAYS: None; ABSENT: Pierce, Vera, Labatt, Wolff.

AN ORDINANCE 76,190

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 2, 3, 4, 5 AND 9, BLOCK 15, NCB 17945 FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-5" SINGLE FAMILY RESIDENCE DISTRICT, 8955, 8971, 8975, 8979 AND 8983 HETHERINGTON DRIVE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

92-31

ALCALDE PRESENTATION TO BONNIE BLAIR

Mr. Robert G. Marbut, Jr., President, U.S. Olympic Festival '93, introduced Ms. Bonnie Blair, three-time Olympic Gold Medalist, who is in San Antonio to help kick off the final countdown to the U.S. Olympic Festival '93, by unveiling the Festival's first venue sign in front of the Alamodome on Friday at 1:30 p.m.

Mayor Wolff returned to the Council Chambers at this time and presented an Alcalde to Miss Blair.

Miss Blair thanked the Mayor and Councilmembers for the honor. She spoke of the enthusiasm and excitement of getting different sports together, and looks forward to attending the opening ceremony.

Mr. Marbut then presented the new U.S. Olympic Festival '93 logo pin to Mayor Wolff and Councilmembers.

4F. CASE Z92091 - to rezone Lots 5, 6 and 7, Block 2, NCB 2440 from "B-2NA" Non-Alcoholic Sales district to "R-3" Multiple Family Residence District, 1000 Block of Guadalupe located northwest of the intersection of Guadalupe Street and Richter Street, having 147.2 feet on Guadalupe Street and 142.5 feet on Richter Street.

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

The following citizen spoke on behalf of Zoning change:

Mr. Danny Hernandez, Executive Director, Avenida Guadalupe Association, supported the Staff recommendation.

The following citizens spoke against passage of the Zoning change:

Mr. Gabriel Velasquez , 814 Fitch, contractor, presented the chronology of events leading to this rezoning case. He expressed concern over the change in zoning as proposed.

Mr. Robert F. Ritter, 1026 W. Hildebrand, real estate broker and attorney, spoke against the zoning change.

Mr. Solis thanked Mr. Velasquez for his presentation, but spoke of concern over the loophole in the zoning regulations involved. He stated that there are plans for this area, and a motel is not included.

Mr. Solis then made a motion to approve "R-3" Multiple Family Residence District. Mr. Wing seconded the motion.

Ms. Billa Burke recommended the Avenida Guadalupe Association buy the property in question.

Mr. Wing agreed with Mr. Solis on the Urban Renewal Plan and recognized the hard work of the Avenida Guadalupe Association.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Solis, Ayala, Thornton, Larson, Wolff; NAYS: None; ABSENT: Vera, Labatt.

AN ORDINANCE 76,191

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, 6, AND 7, BLOCK 2, NCB 2440 FROM "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT, 100 BLOCK OF GUADALUPE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4G. CASE Z91146-J - to rezone Lots 8, 9 and 10, Block 1, NCB 2441 from "J" Commercial District to "R-3" Multiple Family Residence District, 917 - 923 Guadalupe Street, 816 Richter Street located northeast of the intersection of Richter Street and Guadalupe Street, having 142.5 feet on Richter Street and 147.2 feet on Guadalupe Street.

The Zoning Commission has recommended that this request of change of zone be approved as "B-3R" Restrictive Business District, by the City Council.

Mr. Solis made a motion to approve the recommendation of the Zoning Commission to approve "B-3R". 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, Pierce, Billa Burke, Wing, Solis, Ayala, Thornton, Larson, Wolff; NAYS: None; ABSENT: Vera, Labatt.

AN ORDINANCE 76,192

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 8, 9 AND 10, BLOCK 1, NCB 2441 FROM "J" COMMERCIAL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, 917 - 923 GUADALUPE STREET, 817 RICHTER STREET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

92-31 The Clerk read the following Ordinance:

AN ORDINANCE 76,193

DESIGNATING A BASEBALL STADIUM SITE; AUTHORIZING THE CITY MANAGER TO PROCEED WITH ACQUISITION OF THE SITE; AND DIRECTING STAFF TO PROCEED WITH THE DEVELOPMENT OF THE FACILITY. (LEVI STRAUSS-CALLAGHAN & HWY 90 W)

* * * *

Mr. Ron Darner, Director, Parks and Recreation, described details of the ordinance to approve the site for a new baseball stadium.

He thanked Rusty Lyons for helping to obtain information needed on the different sites. He outlined important factors considered during their study those being size and configuration, room for expansion, transportation availability, and accommodation of other activities using the chosen site.

Mr. Darner stated that a public hearing was held last week to analyze the sites. He then presented a videotape of the three sites being considered, noting that Levi Strauss Park could be purchased for \$650,000 for 40 acres off Old Hwy 90.

He stated that the South New Braunfels site could be obtained for the \$3,000 taxes due this year. It is located off IH-37 by the Dunes Apartments and a cemetery. However, there is no access from IH-37. The cost of completion, being six years away, will be \$5,518,000.00, and there is no possibility of additional recreation. With all these factors, the potential of this site for development is poor, he noted.

Mr. Darner stated that the Wetmore/Starcrest site is bounded by Wetmore, Nacogdoches Road, a railroad, Salado Creek, and Starcrest/Airport property. This area would take a lot of work and road structure as there is no highway accessability.

Mr. Darner stated it was the conclusion of the staff to recommend the Levi Strauss site.

The following citizens spoke in favor of the following sites:

Mr. Archie Stewart, a member of the San Antonio Missions Booster Club, stated he would support any site.

Mr. Tom Dunton, a member of the San Antonio Missions Booster Club, stated he would support any site.

Ms. Irene A. Reyna, 1926 Valencia, asked that South New Braunfels be the site chosen.

Ms. Mary Piccione, COPS, Co-Chair, spoke in favor of the Levi Strauss Hwy. 90 West site.

Ms. Angelina Garza, COPS member, also spoke in favor of the site at Hwy 90 West.

Mr. Michael J. Pagliara, 3907 E. Palfrey, spoke in favor of the South New Braunfels site.

Mr. Sam Williams, Jr., 5022 Pharis Street, spoke in favor of the Hwy 90 West site.

Ms. JoAnn Ramon, 3939 Portsmouth, representing the Southeast Boys Baseball and Girls Softball, spoke in favor of the South New Braunfels site.

Mr. John Winfield, Highland Hills Neighborhood Association, spoke in favor of the South New Braunfels site.

Mr. Frank S. Vasquez, 122 Johnathan, asked that City Council vote for the South New Braunfels site.

Mr. Larry K. Travis, 239 Lovera, Southside Chamber of Commerce, spoke to the advantages of choosing the South New Braunfels site.

Mr. Leonard Rodriguez, Military Hwy. Merchants' Association, spoke in favor of the South New Braunfels site.

Ms. Rene Neira, representative of Southside Alliance for Economic Development, spoke of the advantages in choosing the South New Braunfels site.

Ms. Jackie Sanders, 436 El Monte, asked for a postponement in making a final decision on a site in order to consider a site at IH-35 and Hwy 181, consisting of 135 acres donated.

Ms. Cindy Taylor, Southside Chamber of Commerce, 907 McCreless Mall, spoke in favor of locating the site on South New Braunfels.

The Honorable Ciro D. Rodriguez, State Senator, 363 W. Harding, spoke in favor of the site on South New Braunfels.

Mr. Richard Hammel spoke in favor of choosing the South New Braunfels site.

Dr. David Smith, President, San Antonio Sports Foundation, enumerated the advantages of the U. S. Hwy 90 site.

(Mayor Wolff left the Chambers at this time. Councilman Perez presided.)

Ms. Ayala spoke of a poll wanting the baseball stadium built on the West side, stating accessability was best at the U.S. Hwy 90 site.

(Mayor Wolff returned and presided over the meeting.)

Mr. Wing spoke in response to remarks by Ms. Irene A. Reyna earlier, stating that 650 employees of Levi Strauss were trained and placed in other jobs, and 400 were still in training.

In response to questions by Mr. Wing regarding the choosing of a site for the baseball stadium, Mr. Darner discussed the necessities of developing the southside area, if chosen, and the buffering necessary in this case. He stated the South New Braunfels area was offered for development of a park, not for the purpose of a baseball stadium. He informed Council that the southside site is outside the area subject to restrictions imposed by the Military Air Overlay District (MADD).

Mr. Wing informed Councilmembers that most aircraft landings take a right hand turn far from where the baseball site would be located and that C5's would be there for a short few seconds at a time only. He stated also that lights would be deflected in order to preclude interference with the air flights.

Mr. Wing then made a motion to approve the proposed Levi Straus/Callaghan/Hwy. 90 site. Mr. Solis seconded the motion.

In response to a question by Mr. Perez, Mr. Darner discussed the South New Braunfels site being insufficient to meet AAA level baseball requirements due to lack of parking.

Mr. Perez stated he supports the Levi Straus/Callaghan/Hwy. 90 site and that the demographic setup is better at this site.

In answer to questions by Dr. Thornton, Mr. Darner stated that the U.S. Hwy. 90 site allows for expansion while the other sites do not. In answer to a question on debt service, Mr. Darner stated that construction of a stadium would cost \$6.5 million.

Dr. Thornton then called on Dr. Dave Smith, President of the San Antonio Sports Foundation, to give his recommendation. Dr. Smith listed several factors he considered vital, including the construction of skyboxes, ability for multi-use, and good outdoor facilities.

Dr. Thornton suggested that the C5 aircraft flying overhead would not be detrimental to the ball games. He then stated he would be voting for the Hwy 90 site, stating that the southside has the Police Academy and Palo Alto College. He spoke of Hwy. 151 being the downtown link and gateway to SeaWorld.

In response to another question by Dr. Thornton, Mr. Darner stated the timeline involved was for construction completion by April 1994.

It was also noted by Mr. Darner, that the San Antonio Missions baseball team supports the U. S. Hwy. 90 site, because that site would be accessed by Hwy 90, Hwy 151, and Loop 410, is close to the fan base, and that expansion would include 10,000-plus seats.

In response to questions by Mr. Larson, Mr. Larry Travis, Southside Chamber of Commerce, stated accessability to the New Braunfels site would come from Military Hwy East and West, Hot Wells Blvd., and South New Braunfels. He informed Council that neither Shay Stadium in New York, nor Wrigley Field in Chicago have access from major thoroughfares.

Mr. Larson stated that because of the low cost of the land, an affinity for baseball on the southside, and no airplane noise, he will be supporting the Site at IH 37 and South New Braunfels.

In response to a question by Ms. Billa Burke, State Senator Ciro D. Rodriguez stated he would certainly support strongly reclaiming certain State property for the purpose of expansion, should the southside site be selected. Senator Rodriguez also questioned the C5 noise.

Ms. Billa Burke made a substitute motion to approve the proposed site of IH 37 and South New Braunfels. Mr. Larson seconded the motion.

Mayor Wolff stated he had always supported baseball, and had analyzed 13 sites over the last year. He emphasized this park is being built for San Antonio and its citizens, not for visitors. He said this sport is more affordable to youth and that there is an overwhelming support for baseball. He spoke of his support for the site on Hwy 90 West.

After consideration, the motion for the New Braunfels site, failed by the following vote: AYES: Pierce, Billa Burke, Larson; NAYS: Perez, Wing, Solis, Ayala, Thornton, Labatt, Wolff; ABSENT: Vera.

After consideration, the main motion, for Levi Strauss-Callaghan/Hwy 90 site, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Wing, Solis, Ayala, Thornton, Labatt, Wolff; NAYS: Billa Burke, Larson; ABSENT: Vera.

Ms. Billa Burke stated that the New Braunfels site should now be used for a Library and Learning Center and a park.

Mayor Wolff stated that deed restrictions require it to be used as a park, and stated he would support it for a library also.

Mr. Larson requested that they vote again in order to show unanimous support of the baseball stadium, regardless of site.

Ms. Ayala made a motion to reconsider Item 50. Mr. Perez seconded the motion.

After consideration, the motion, to reconsider Item 50, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Solis, Ayala, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Vera.

Mr. Wing made a motion to approve the Hwy. 90 W site. Ms. Billa Burke seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed unanimously by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Solis, Ayala, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Vera.

92-31 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE ADOPTING THE
18TH YEAR CDBG

Mayor Wolff opened the Public Hearing.

Mr. Andrew W. Cameron, Director, Community Development Block Grant (CDBG), outlined the proposed CDBG 18th Entitlement Year Budget.

The following citizens spoke:

Ms. Jo Ann Murillo, Westfort Alliance Neighborhood Organization, requested funding for Brahan Blvd.

Mr. John McGee, Westfort Alliance Neighborhood Organization, asked for \$150,000.00 in funding for Brahan Blvd.

Ms. Spicer, Westfort Alliance Neighborhood Organization, stated Brahan is a busy street and Council needs to approve sidewalks.

Ms. Mary Cantu, Project Learn To Read, informed Councilmembers there were over 30,000 adults in San Antonio with less than an 8th grade education, and listed the accomplishments of Project Learn To Read and asked for financial support from CDBG.

Ms. Mary Pacciane, COPS/Metro Alliance, wants better family areas and asked for approval of the 18th year CDGB Budget.

Ms. Emma Juarez, COPS/Metro Alliance, asked for support of the 18th year CDBG Budget, and recognized Frank Wing for his hard work.

Ms. Mary Jane Alvarado, Gateway To South Hemisfair Neighborhood Association, spoke in support of three streets in the Hemisfair South Area.

Mr. Frank Garcia, 4805 Pettus, spoke for a housing project, asking for \$35,400.00 to be used for security windows.

Mr. Danny Hernandez, Avenida Guadalupe Association, spoke on behalf of the Canales Housing Development and thanked Mr. Wing for his involvement in the development project.

Ms. Monica Davis, Early Learning Institute, spoke of the sick care program for the mildly-ill child, speaking of its advantages and the needs of working mothers, and asked for \$20,000.00 to remodel to accommodate the mildly-ill child.

Sister Odelia Korenecky, Non Traditional High School, spoke to their needs.

Sister Mildred Truchard, Non Traditional High School, Principal, spoke of the other efforts in the community and asked for support.

Mr. Jesse Bielefeld, Granada Homes, asked \$500,000.00 in support of Granada Homes.

Mr. Bob Salvatore, Granada Homes, spoke of the health and safety involved with the Hud 202 Asbestos Abatement Program.

Mr. Charles Slaughter, National League of United Black American Congress, spoke against stripping funding from the Eastside San Antonio Economic Development Council (EEDC).

Mr. Charles Daniels, National League of United Black American Congress, spoke to the proposed de-funding of EEDC.

(At this point, Mayor Wolff left, and Councilman Larson presided.)

Mr. Ray Rodriguez, Barrio Health Center, requested support for the Health Center in the amount of \$62,000.00.

Mr. Clifton E. Hodge, 301 S. Frio, Economic Development Committee of NAACP, expressed concern regarding streets repair and continued funding for Eastside Economic Development Council (EEDC), no matter what the vehicle or agency used. He also asked for a blue ribbon committee to develop a new agency for the eastside.

(At this point, Councilman Larson left the chambers and Councilman Labatt presided.)

Ms. Gladys Cook, 126 Bemis Drive, asked that Acme Park be upgraded, asking for \$57,500 for parks improvement.

(Mayor Wolff returned and presided over the Council meeting.)

Mr. Joe Scott, 3415 Chateau, spoke in defense of EEDC.

Mr. Wayne Hall, Board Member of EEDC, referred to several issues. (a copy of which is made a part of this meeting.)

Mr. Mack Chambers, 120 Mesquite, spoke on behalf of EEDC.

Mr. Joe Scott, 3415 Chateau, Eastside San Antonio Economic Development Council, reported on the Cherry Street Project, stating that City Staff and EEDC were developing two different plans. He defended operations of the Agency from charges made by City Staff.

Ms. Lessie Caraway, 1414 E. Commerce, Belle East Neighborhood, explained she was running a food kitchen.

Mayor Wolff declared the Public Hearing closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 76,194

ADOPTING THE EIGHTEENTH (18TH) YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM BUDGET; APPROVING AN EMERGENCY ALLOCATION FOR THE HUD 108 LOAN DEFAULT PAYMENT DUE TO HUD BY SEPTEMBER 1, 1992; AUTHORIZING THE PERSONNEL COMPLEMENTS FOR THE COMMUNITY DEVELOPMENT DEPARTMENT AND CITY ATTORNEY'S OFFICE IN ADDITION TO RELATED INTERIM EXPENDITURES TO BE IMPLEMENTED IMMEDIATELY; AUTHORIZING THE CITY MANAGER, ASSISTANT CITY MANAGER OR COMMUNITY DEVELOPMENT DIRECTOR TO SUBMIT SAID CDBG PROGRAM BUDGET, WITH CERTIFICATIONS, AND OTHER SUCH INFORMATION AS REQUIRED TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR FISCAL YEAR 1992/1993 ENTITLEMENT FUNDS.

* * * *

The following discussion then took place:

Mr. Wing stated \$50,000 was needed for the Non-Traditional High School.

Mr. Perez spoke on District 1 projects such as homeownership incentives and also spoke on the importance of the Asbestos Abatement plan.

Mr. Labatt thanked Mr. Wing for funds and support for District 9 throughout the last seven years. He also thanked Mr. Cameron for his support on many good projects.

Mr. Pierce thanked Mr. Cameron and his staff for CDBG funding. He stated that at a recent Eastside Summit, it was established that they would develop a new Agency, which would need a broad base to include business and community, a technical basis, and a consultant to achieve basic goals such as 1) Action; 2) Coordinate day to day City development; and 3) Identify short and long term goals. Mr. Pierce assured he plans to work with the present EEDC Agency personnel and that new efforts would be needed to develop a new organization. He stated that there is a need to move this quadrant of the City forward to become more a part of the City.

Mr. Solis thanked the COPS organization and presented the slate for District 5.

Ms. Ayala initiated several changes in the funds for District 6.

Ms. Billa Burke enumerated the funds in District 3.

Mr. Wing spoke on behalf of Ms. Vera, in her absence, on District 7 projects.

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

Mayor Wolff thanked Mr. Joe Scott for his EEDC work. Mayor Wolff assured Mr. Scott the decision to disband the present EEDC was in no way a reflection on staff and employees.

City Manager Alex Briseno spoke of the need for new direction.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Solis, Ayala, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Vera.

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92-31

ALAMODOME GRAND OPENING COMMITTEE

Mayor Wolff presented to the City Clerk a partial list of prospective members of the committee to plan the Grand Opening of the Alamodome, and asked the Council to submit their recommendations as soon as possible.

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92-31

CITIZENS TO BE HEARD

MR. SCOTT GAMBUTI

Mr. Gambuti stated that he was a spokesperson for a citizens group, Persons With Aids, and he addressed what he termed "unfortunate remarks" made by Mr. Labatt, a member of the AIDS Commission. He noted that AIDS affects all facets of the citizenry, and pointed to the some 12 million adults and 1 million children infected with the AIDS virus, noting that 3-4 persons die of AIDS each week in San Antonio. He questioned the effectiveness of Mr. Labatt as a members of the AIDS Commission and asked that he be replaced on that body.

* * * *

MS. CECILIA STARK

Ms. Stark spoke of the impact of AIDS upon her family and spoke to the need to keep a focus upon the AIDS issue, as a health concern. She asked for equality for AIDS patients.

* * * *

MS. K. WHITE

Ms. White spoke to her concern with how AIDS patients are treated, and spoke to her brother's own battle with AIDS and his subsequent death of the disease. She spoke in opposition to Mr. Labatt's recent quoted remarks concerning lifestyles and its relation to AIDS, and expressed her opinion that he is no longer qualified to sit on the AIDS Commission.

* * * *

MR. KIRK KEETER

Mr. Keeter spoke to the need for responsibility by all in regard to AIDS, and addressed the question of prejudice against those infected with the disease. He spoke of the need to temper the right of free speech in this area.

* * * *

MR. PHILLIP MARINELLI

Mr. Marinelli noted that he is HIV-positive, and expressed his opinion that Mr. Labatt showed a lack of compassion with his reported remarks about lifestyles and possible withholding of AIDS funding. He then spoke against Mr. Labatt's continued service on the AIDS Commission.

* * * *

MR. JIM ISAMAN

Mr. Isaman spoke against Mr. Labatt's reported remarks concerning a possible cut in funding for AIDS, and stated his opinion that Mr. Labatt does not belong in public office.

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MR. PETER PETERSON

Mr. Peterson noted that he is living with the AIDS virus, and expressed his belief that AIDS is an issue of life, not one of lifestyle. He also expressed his belief that Mr. Labatt's remarks were insensitive, and asked that he be removed from the AIDS Commission.

Mayor Wolff spoke of his awareness and concern for the AIDS crisis, noting that he has a good awareness of its impact. He addressed the spread of AIDS and the lack of AIDS research funding. He then spoke to Mr. Labatt's history as a compassionate man and his willingness to be openminded on this and other issues.

Mr. Labatt spoke to the background of the issue of his comments, and spoke to the confrontation between a group of persons and Dr. Fernando Guerra, Director of the Metropolitan Health District, over the question of AIDS. He reiterated his earlier remarks that persons who exercise a certain lifestyle of their own free will should be ready to consider the consequences, and spoke to data on the transmission of the AIDS virus. He noted that researchers have not yet solved the AIDS issue, and addressed several ways to combat the disease. He further noted that it concerns him if his remarks offended some persons when he recommended a change in lifestyle, and stated that federal care is not provided to any other group of terminally-ill persons, except AIDS patients. He addressed the very limited dollars available from the federal government to combat such illnesses as AIDS.

Mr. Labatt then noted that, of the 321 telephone calls to his office in the last 24 hours on this subject, some 84 per cent were in support for his comments. He then stated his willingness to listen to all sides of the issue, and to debate the issue.

Mr. Wing noted that it is ironic that Dr. Guerra and Mr. Labatt are targets for certain comments today and recently, since both were early champions of AIDS education and funding. He stated his opinion that Mr. Labatt was not being judgemental of anyone in his remarks.

Mayor Wolff urged all sides to sit down with the AIDS Commission and discuss the matter together.

* * * *

MS. MARY JANE ALVARADO

Ms. Alvarado addressed her concerns for neighborhood dogs running loose and causing problems, noting that she had reported same to the Animal Control Facility. She further noted that she had identified the homes of two of the dogs in question.

A discussion then took place concerning ways to solve this problem, including the capture of the dogs in question by neighborhood residents and holding them for Animal Control officers.

* * * *

MR. HENRY WHITE

Mr. White, an employee of the Eastside Economic Development Council, asked for the results of earlier consideration of continued funding for the Council, since he was not able to be at Council meeting at that time.

Mayor Wolff explained the defunding of the agency, plans for creation of a new economic development organization, and plans for possible utilization of existing staff of the defunded agency. He spoke to an October 1, 1992 timetable for final decisions in this matter.

Mr. White spoke in defense of the work performed by the agency staff, and addressed the need to rebuild this program.

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92-31 City Council recessed its regular meeting for dinner at 9:16 P.M., reconvening at 9:48 P.M.

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92-31 The Clerk read the following Ordinance:

AN ORDINANCE 76,195

APPROVING WORK DONE IN CONNECTION WITH THE CAPPING OF AN ARTESIAN WATER WELL ON CITY PROPERTY IN THE VICINITY OF LAS PALMAS DRIVE BETWEEN LILLITA AND TOLTEA STREETS; AUTHORIZING PAYMENT IN THE AMOUNT OF \$150,656.81 TO THE WELLSPECT COMPANY AND \$500.00 FOR A CONSTRUCTION CONTINGENCY; AUTHORIZING PAYMENT TO THE CITY PUBLIC SERVICE BOARD FOR TEMPORARY ELECTRICAL POWER; AND DECLARING AN EMERGENCY.

* * * *

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

Mr. Joe Rodriguez, Acting Director of Public Works, made a staff presentation on the proposed Ordinance.

Mr. Labatt and Mr. Perez requested a report on the Edwards Aquifer.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Wing, Ayala, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Solis, Vera.

92-31 The Clerk read the following Ordinance:

AN ORDINANCE 76,196

APPROVING FIELD ALTERATION NO. 13 IN THE AMOUNT OF \$48,005.00 TO THE CONSTRUCTION CONTRACT WITH LYDA, INC. FOR WORK ON THE ALAMODOME: PACKAGE 3C-STRUCTURAL AND MISCELLANEOUS METALS; AND PROVIDING FOR PAYMENT FROM THE CONSTRUCTION CONTINGENCY AND THE 1/2 PERCENT SALES TAX.

* * * *

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

Mr. Gabriel Perez, Dome Development Office, explained details of the proposed Ordinance.

In response to a question by Mr. Larson, Mr. Perez spoke of the impact on the overall budget.

Mr. Roland Lozano, Director of Dome Development, spoke to the 28 concession stands, luxury boxes, and restaurant equipment warranty.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Wing, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Solis, Ayala, Vera.

92-31 The Clerk read the following Ordinance:

AN ORDINANCE 76,197

APPROVING FIELD ALTERATION NO. 16 IN THE AMOUNT OF \$23,074.00 TO THE CONSTRUCTION CONTRACT WITH BRANDT ENGINEERING COMPANY, INC. FOR WORK ON THE ALAMODOME: PACKAGE 8C-HVAC SYSTEMS; AND PROVIDING FOR PAYMENT FROM THE CONSTRUCTION CONTINGENCY AND THE 1/2 PERCENT SALES TAX.

* * * *

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

Mr. Gabriel Perez, Dome Development Office, assured Councilmembers that additional security was available during construction.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Wing, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Solis, Ayala, Vera.

92-31 The Clerk read the following Ordinance:

AN ORDINANCE 76,198

APPROVING FIELD ALTERATION NO. 17 IN THE AMOUNT OF \$149,857.00 TO THE CONSTRUCTION CONTRACT WITH BRANDT ENGINEERING COMPANY, INC. FOR WORK ON THE ALAMODOME: PACKAGE 8C-HVAC SYSTEMS; AND PROVIDING FOR PAYMENT FROM THE CONSTRUCTION CONTINGENCY AND THE 1/2 PERCENT SALES TAX.

* * * *

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

Mr. Gabriel Perez, Dome Development Office, gave detailed background on the proposed ordinance.

In response to Mr. Larson's question about whether or not we receive competitive bids on Field Alterations, Mr. Perez informed Council that this is a negotiated field alteration with Brandt Engineering Company.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Wing, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Solis, Ayala, Vera.

92-31 The Clerk read the following Ordinance:

AN ORDINANCE 76,199

APPROVING FIELD ALTERATION NO. 4 IN THE AMOUNT OF \$22,068.00 TO THE CONSTRUCTION CONTRACT WITH KUNZ CONSTRUCTION COMPANY, INC. FOR WORK ON THE ALAMODOME: PACKAGE 12A-MONTANA STREET SITE PREPARATION; AND PROVIDING FOR PAYMENT FROM THE CONSTRUCTION CONTINGENCY AND THE 1/2 PERCENT SALES TAX.

* * * *

Mr. Wing made a motion to approve the proposed Ordinance. Mr. Pierce seconded the motion.

Mr. Gabriel Perez, Dome Development Office, spoke of improvement of the Amtrak tracks north of East Commerce Street.

In response to a question by Mr. Larson, Mr. Perez stated they were using a shoe-fly design and the bid would be coming up next week.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Wing, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Solis, Ayala, Vera.

92-31 The Clerk read the following Ordinance:

AN ORDINANCE 76,200

RATIFYING PROFESSIONAL SERVICES AND APPROPRIATING \$39,180.25 FOR PAYMENT TO THE LAW FIRM OF GROCE, LOCKE & HEBDON FOR THEIR LEGAL ASSISTANCE RELATED TO SPORTS FRANCHISE NEGOTIATIONS FOR THE ALAMODOME FACILITY; ENCUMBERING AN ADDITIONAL \$15,000.00 FOR FUTURE LEGAL SERVICES; AND PROVIDING FOR PAYMENT FROM THE 1/2 PERCENT SALES TAX.

* * * *

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

Mr. Roland Lozano, Director of Dome Development, gave details of the proposed ordinance regarding legal services with Groce, Locke & Hebdon.

A discussion was held concerning the Alamodome trademark.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Wing, Solis, Ayala, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Pierce, Billa Burke, Vera.

92-31 The Clerk read the following Ordinance:

AN ORDINANCE 76,201

APPROVING THE PURCHASE OF THE MID-CITY PARKING GARAGE LOCATED AT 240 EAST HOUSTON STREET FROM THE FEDERAL DEPOSIT INSURANCE CORPORATION; APPROPRIATING THE SUM OF \$1,731,893.00 IN CONNECTION WITH SUCH TRANSACTION, TO INCLUDE: (1) \$1,500,000.00 FOR THE PURCHASE PRICE; (2) \$200,000.00 FOR CERTAIN STRUCTURAL IMPROVEMENTS TO THE FACILITY; AND (3) \$31,893.00 AS A SUPPLEMENT TO THE CURRENT BUDGET OF THE PARKING DIVISION OF THE DEPARTMENT OF PUBLIC WORKS TO COVER WAGES AND OPERATION SUPPLIES FOR THE REMAINDER OF FISCAL YEAR 1991-1992; ESTABLISHING PARKING RATES FOR SAID GARAGE; AND AUTHORIZING AN INCREASE TO THE PERSONNEL COMPLEMENT OF SAID PARKING DIVISION IN ORDER TO EFFICIENTLY OPERATE THE GARAGE.

* * * *

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

Ms. Dana Hickey, Parking Administrator, Public Works Department, gave details of the proposed ordinance.

Mr. Perez spoke of the involvement of downtown residents and businesses.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Wing, Solis, Ayala, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Vera.

92-31 The Clerk read the following Ordinance:

AN ORDINANCE 76,202

APPROVING THE TERMS AND CONDITIONS AND AUTHORIZING THE EXECUTION OF A CONTRACT WITH BEXAR COUNTY TO PROVIDE SERVICES OF THE CRIME LABORATORY AT THE FORENSICS SCIENCE CENTER FROM JANUARY 1, 1992 THROUGH SEPTEMBER 30, 1994 TO THE CITY OF SAN ANTONIO FOR A JANUARY 1- SEPTEMBER 30, 1992 MONTHLY FEE OF \$17,500.00.

* * * *

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

In response to a question by Dr. Thornton, Marc Rodriguez, Director of Intergovernmental Relations, assured Councilmembers that the city is spending much less money by sharing the Crime Laboratory with Bexar County.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Wing, Solis, Ayala, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Vera.

92-31 The Clerk read the following Resolution:

A RESOLUTION NO. 92-31-26

AS REQUESTED BY COUNCILMEMBER AYALA, AMENDING SECTION 2 OF RESOLUTION NO. 92-29-24 CONCERNING APPOINTMENT TO CITY BOARDS AND COMMISSIONS TO INCLUDE ALLOWANCE FOR PROPER REPRESENTATION IN REGARD TO GENDER.

* * * *

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

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Perez, Pierce, Wing, Solis, Ayala, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Vera.

92-31 The Clerk read the following Ordinance:

AN ORDINANCE 76,203

ALLOCATING APPROXIMATELY \$6,000,000.00 FROM THE CAPITAL IMPROVEMENTS RESERVE FUND FOR CERTAIN ONE TIME CAPITAL PROJECTS INCLUDING THE CENTRAL POLICE SUBSTATION CONSTRUCTION PROJECT, THE BASEBALL STADIUM LAND ACQUISITION, THE GENERAL HUDNELL DRAINAGE PUMPS PROJECT, THE JOB TRAINING DEMONSTRATION PROJECT, AND THE RIP RAP 69 PROJECT, AND APPROVING A CONTRACT WITH QUEST, INC. FOR OPERATION OF THE JOB TRAINING PROJECT.

* * * *

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

Mr. Wing gave details as he has worked on this matter for the last five years.

Mr. Labatt agreed to support funding only for two years, to show the federal government it will work, and that he had been talking to Senators Gramm and Bentsen.

Mr. Solis spoke to the Job Training Demonstration Project.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Wing, Solis, Ayala, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Vera.

92-31 The Clerk read the following Ordinance:

AN ORDINANCE 76,204

AUTHORIZING THE USE OF CITY COUNCIL DISCRETIONARY FUNDS TO ASSIST THE SAN ANTONIO STATE SCHOOL IN MEETING THE COSTS ASSOCIATED WITH THE LEASE OF THE LILA COCKRELL THEATER FOR ITS ANNUAL FUND-RAISING EVENT.

* * * *

Mr. Wing 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, Pierce, Wing, Solis, Ayala, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Vera.

92-31 City Council recessed for Executive Session at 10:55 P.M. to discuss the following:

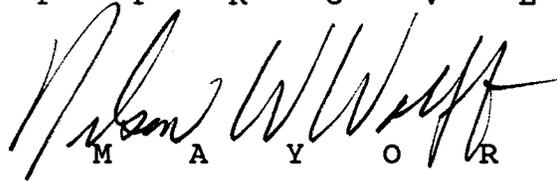
- A) Briefing on the status of contract negotiations with Pace Music Group, Inc.
- B) Briefing on a case styled Ronald Welch v. the City of San Antonio.
- C) Briefing on a case styled Firemens' and Policemens' Pension Fund Board of Trustees of San Antonio, Texas v. the City of San Antonio and Nora W. Chavez, Finance Director of the City of San Antonio.
- D) Briefing on the payment of legal fees in connection with the San Antonio International Airport claims against certain Airline Companies.
- E) Briefing on a release to settle a case styled Lynda Mierzwik and Dale Mierzwik v. Kevin Patrick Scott, City of San Antonio, and Scott Overley.

F) Briefing on the payment of legal fees in connection with the case styled Sierra Club v. Lujan, et al.

92-31 At 11:40 p.m. City Council reconvened in "A" Session and Mayor Wolff announced that Council had been briefed on the status of contract negotiations with Pace Music Group, Inc.; briefed on a case styled Ronald Welch v. the City of San Antonio; and briefed on a case styled Firemens' and Policemens' Pension Fund Board of Trustees of San Antonio, Texas v. the City of San Antonio and Nora W. Chavez, Finance Director of the City of San Antonio.

92-31 There being no further business to come before the Council, the meeting was adjourned at 11:46 P.M.

A P P R O V E D


M A Y O R

Attest: 
C I T Y C L E R K

July 23, 1992

Honorable Mayor and Members of the City Council of the City of San Antonio:

The following petitions were received in my office and forwarded to the City Manager for investigation and report to the City Council:

- June 26, 1992 Petition submitted by Mr. Al Alaniz, 218 N. Cherry, San Antonio, Texas, 78202, on behalf of the residents of the area requesting that the City of San Antonio take the necessary steps to have the area east of the G. J. Sutton State Building across the street on Cherry between Center/Crockett to Swiss Street cleaned up.
- June 30, 1992 Petition submitted by Ms. Manuela Narvaez Molina, 1006 Romero, San Antonio, Texas 78237, on behalf of the residents of Romero Street, requesting that the City of San Antonio make repairs to Romero Street.
- July 02, 1992 Petition of Mr. Marvin Springs, 502 S.W. 41st Street, San Antonio, Texas, 78237, on behalf of the residents of S.W. 41st Street requesting that the City of San Antonio make repairs to S.W. 41st Street.

/s/ Norma S. Rodriguez
City Clerk