

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, FEBRUARY 11, 1993.

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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, NIETO, SOLIS, AYALA, VERA, THORNTON, LABATT, LARSON, WOLFF. Absent: NONE.

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93-06 Invocation - Mr. Dan Carter, San Pedro Church of Christ.

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93-06 Pledge of Allegiance to the flag of the United States.

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93-06 Minutes of the December 17, 1992 Regular City Council Meeting were approved.

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93-06 SWEARING IN OF MUNICIPAL COURT JUDGES

Mayor Wolff introduced Mr. Reynolds Cate and Mr. Jerry Valdez Jr., to be sworn in as Municipal Court judges. Mr. Cate will be a full time judge and Mr. Valdez will serve part time.

City Clerk Norma S. Rodriguez administered the Oath of Office and congratulated each.

Ms. Stella Kyle, Presiding Judge, Municipal Court, spoke to the backgrounds and qualifications of the two newly-sworn judges.

Judges Cate and Valdez, in turn, introduced members of their families and friends, present in the audience, and spoke briefly to their respective qualifications and backgrounds.

Mayor Wolff and City Council members then offered individual congratulations to each.

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93-06

"AT YOUR SERVICE" AWARD - VIRGINIA MENDIOLA

Mr. Alex Briseno, City Manager, introduced Ms. Virginia Mendiola, Executive Secretary to Fire Chief Raul Losoya, as this month's recipient of the "At Your Service" Award. He then spoke briefly to her background, including her 36 years of service to the City of San Antonio.

A videotaped presentation outlined Ms. Mendiola's work for the City, after which she thanked the Mayor and City Council and the City Manager for this honor.

Mr. Briseno and Mayor Wolff jointly presented her with a special Certificate of Recognition and a check for \$200.00.

Several City Council members offered their individual congratulations to Ms. Mendiola and thanked her for her many years of fine service to the City.

93-06

CONSENT AGENDA

Ms. Vera made a motion to approve Agenda Items 8 through 28, constituting the Consent Agenda, and pulling Item #22 for individual consideration. Mr. Solis seconded the motion.

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

AN ORDINANCE 77,333

ACCEPTING THE PROPOSAL OF LIBRARY VIDEO COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH VIDEO CASSETTES FOR A TOTAL OF \$13,317.69

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AN ORDINANCE 77,334

ACCEPTING THE LOW BID OF UNITED AERIAL MAPPING, INC. TO FURNISH THE CITY OF SAN ANTONIO PLANNING DEPARTMENT WITH AERIAL PHOTOGRAPHY FOR A TOTAL OF \$37,130.00.

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AN ORDINANCE 77,335

ACCEPTING THE LOW BID OF TEXAS EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH A STATIONARY LIFT GATE FOR A TOTAL OF \$4,579.00.

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AN ORDINANCE 77,336

ACCEPTING THE LOW BID OF ALAMO FORD NEW HOLLAND, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH A TRAILER FOR A TOTAL OF \$9,597.42.

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AN ORDINANCE 77,337

ACCEPTING THE PROPOSAL OF PEP MODULAR COMPUTER, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH A SOFTWARE PACKAGE - "ADVANCED TRAFFIC CONTROL TARGET SYSTEM", FOR A TOTAL OF \$16,633.00.

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AN ORDINANCE 77,338

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH K. M. NG & ASSOCIATES, INC., IN THE AMOUNT OF \$43,050.00, TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE WEST APRON RECONSTRUCTION PROJECT AT STINSON MUNICIPAL AIRPORT; AUTHORIZING AN ADDITIONAL \$44,350.00 FOR A CONTINGENCY ACCOUNT; AUTHORIZING \$1,000.00 FOR ADMINISTRATIVE EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT

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AN ORDINANCE 77,339

RATIFYING THE WORK AND ACCEPTING A 1989 FACILITIES IMPROVEMENT PROPOSAL FROM BABBITT AND PARTNERS IN THE AMOUNT OF \$3,660.00 TO PROVIDE ARCHITECTURAL DESIGN SERVICES IN CONNECTION WITH THE STABILIZATION OF THE RETAINING WALL AND KITCHEN SERVICE AREA ON THE NORTH SIDE OF THE WESTEND MULTI-SERVICE CENTER.

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AN ORDINANCE 77,340

AUTHORIZING ADDITIONAL 1987 GENERAL OBLIGATION BOND FUNDS IN THE AMOUNT OF \$4,000.00 PAYABLE TO CIVIL ENGINEERING CONSULTANTS FOR ENGINEERING SERVICES RELATED TO THE DESIGN FOR THE RECONSTRUCTION OF HUEBNER ROAD FROM FREDERICKSBURG ROAD TO LEON VALLEY LOCATED IN COUNCIL DISTRICT 8.

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AN ORDINANCE 77,341

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$10,700.00 OUT OF GENERAL OBLIGATION BONDS TO ACQUIRE TWO PARCELS BY QUITCLAIM DEED IN CONNECTION WITH THE ASHLEY ROAD RECONSTRUCTION PROJECT - BASCUM ROAD TO S. FLORES AND TO ACQUIRE A RIGHT OF ENTRY AGREEMENT IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT #80.

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AN ORDINANCE 77,342

AUTHORIZING PAYMENT IN THE AMOUNT OF \$2,861.00 FOR TITLE CHARGES ON THE SOUTH FLORES DRAINAGE PROJECT #70-70A, PHASE II; F.M. 1517 (ECKHERT ROAD) - S.H. 16 TO HUEBNER ROAD PROJECT; GUADALUPE GARDENS DRAINAGE PROJECT AND THE 39TH STREET PROJECT #58M, PHASE II; AND COURT COSTS ON THE ELDRIDGE DRAINAGE PROJECT #61L, M & N AND FREDERICKSBURG ROAD PROJECT-FIVE POINTS TO WOODLAWN; AND APPROPRIATING FUNDS.

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AN ORDINANCE 77,343

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE TO LOT 151B, BLOCK E, NEW CITY BLOCK 11542, IN SAN ANTONIO, BEXAR COUNTY, TEXAS FOR A PUBLIC PURPOSES, TO WIT: THE LOCATION, CONSTRUCTION, OPERATION, RECONSTRUCTION, IMPROVEMENT, REPAIR AND MAINTENANCE OF THE SCIENCE PARK DRAINAGE PROJECT.

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AN ORDINANCE 77,344

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE TO A PORTION OF LOT 188, BLOCK E, NEW CITY BLOCK 11545 AND A TEMPORARY EASEMENT OVER ADJACENT PROPERTY IN SAN ANTONIO, BEXAR COUNTY, TEXAS FOR A PUBLIC PURPOSE, TO WIT: THE LOCATION, CONSTRUCTION, OPERATION, RECONSTRUCTION, IMPROVEMENT, REPAIR AND MAINTENANCE OF THE SCIENCE PARK DRAINAGE PROJECT.

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AN ORDINANCE 77,345

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE TO A PORTION OF LOTS 262 AND 263, BLOCK E, NEW CITY BLOCK 11550, BEXAR COUNTY, TEXAS AND A TEMPORARY EASEMENT OVER ADJACENT PROPERTY FOR PUBLIC PURPOSES, TO WIT: THE LOCATION, CONSTRUCTION, OPERATION, RECONSTRUCTION, IMPROVEMENT, REPAIR AND MAINTENANCE OF THE SCIENCE PARK DRAINAGE PROJECT.

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AN ORDINANCE 77,346

AUTHORIZING THE CITY MANAGER OR ASSISTANT CITY MANAGER TO EXECUTE A TWO YEAR, RENT FREE LEASE AGREEMENT WITH CASA JALISCO STATE GOVERNMENT PROMOTION OFFICE, A STATE CHARTERED, NON-PROFIT CORPORATION, ON THE PEREIDA HOUSE LOCATED IN HEMISFAIR PARK.

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AN ORDINANCE 77,347

APPROVING AMENDMENT NO. 1 TO REIMBURSABLE AGREEMENT NO. SW-341 WITH THE FEDERAL AVIATION ADMINISTRATION, IN THE AMOUNT OF \$6,160.00, IN CONNECTION WITH RELOCATING THE LOCALIZER ANTENNA FOR RUNWAY 12R AT SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING EXECUTION OF SAID AMENDMENT NO. 1; REVISING THE BUDGET FOR SAID PROJECT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 77,348

AUTHORIZING EXECUTION OF A NON-FINANCIAL AGREEMENT WITH BEXAR COUNTY AND CITY PUBLIC SERVICE AUTHORIZING COMMITMENT OF PROJECT WARM FUNDS AS A MATCH TO UTILITY ASSISTANCE FUNDS FROM THE TEXAS DEPARTMENT OF HUMAN SERVICES.

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AN ORDINANCE 77,349

AUTHORIZING THE CITY MANAGER TO SUBMIT APPLICATIONS TO THE UNITED STATES DEPARTMENT OF EDUCATION FOR GRANTS IN THE AMOUNT OF \$35,000.00 EACH IN LIBRARY SERVICES AND CONSTRUCTION ACT TITLE IV FUNDS FOR TWO LIBRARY LITERACY PROGRAMS.

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AN ORDINANCE 77,350

AUTHORIZING THE ACCEPTANCE OF \$54,671.00 FROM THE TEXAS DEPARTMENT OF HEALTH (TDH) FOR THE MAMMOGRAPHY PROJECT OPERATED BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD); AUTHORIZING THE EXECUTION OF CONTRACT CHANGE NOTICE NO. 14, COMPRISED OF ATTACHMENT 13A TO CONTRACT C3000122 WITH THE TDH; REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 1992/93 ESTABLISHED IN ORDINANCE 75075 PASSED JANUARY 16, 1992; AUTHORIZING ONE ADDITIONAL PERSONNEL POSITION; AND APPROPRIATING FUNDS.

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AN ORDINANCE 77,351

AUTHORIZING THE CITY MANAGER OR ASSISTANT CITY MANAGER TO EXECUTE A CONTRACT WITH MRS. NAKO SHIRANE IN THE AMOUNT OF \$15,000.00 FOR PROFESSIONAL SERVICES RELATED TO REPRESENTING THE CITY OF SAN ANTONIO IN JAPAN.

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AN ORDINANCE 77,352

CLOSING SAN SABA STREET BETWEEN DOLOROSA AND W. COMMERCE FOR THE MARKET SQUARE SPECIAL EVENTS AND DURING THE HOURS STATED HEREIN.

93-06 The Clerk read the following Ordinance:

AN ORDINANCE 77,353

AUTHORIZING PAYMENTS OF REFUNDS TOTALING \$140,823.36, TO PERSONS MAKING A DOUBLE PAYMENT, OVERPAYMENT, OR AS A RESULT OF A VALUE CHANGE ON 92 TAX ACCOUNTS.

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

93-06 Agenda item 30, being a proposed Resolution adopting the 1993 Annexation Plan which identifies 15 areas to be considered for annexation in 1993, 1994, and 1995, was earlier withdrawn from consideration by the City Manager.

93-06 The Clerk read the following Ordinance:

AN ORDINANCE 77,354

AUTHORIZING THE TEMPORARY CLOSURE OF A PORTION OF NUNES STREET, FROM WEST THEO TO ELDORADO STREET, AND A PORTION OF CLEO STREET, FROM PRADO STREET TO NUNES STREET, FROM 7:00 A.M. TO 11:00 P.M. ON SUNDAY, APRIL 18, 1993, IN ORDER FOR ST. JAMES THE APOSTLE SCHOOL TO HOLD ITS ANNUAL SCHOOL FESTIVAL.

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

93-06 The Clerk read the following Ordinance:

AN ORDINANCE 77,355

AS REQUESTED BY COUNCILWOMAN HELEN AYALA (DISTRICT 6) AUTHORIZING A CONTRACT FOR ADMINISTRATIVE SERVICES WITH CLARA T. DE LA GARZA-ERNST, EFFECTIVE FEBRUARY 1, 1993 TO JUNE 1, 1993, IN THE AMOUNT OF \$4,000.00 FROM DISTRICT 6 DISCRETIONARY FUNDS.

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

93-06 The Clerk read the following Ordinance:

AN ORDINANCE 77,356

AUTHORIZING PAYMENT IN THE AMOUNT OF \$8,340.37 TO PROFESSOR CLAY J. HALLEY FOR EXPERT WITNESS LEGAL SERVICES RENDERED IN THE TRIAL OF FELICIANO MORENO, ET AL VS. CITY OF SAN ANTONIO, CAUSE NO. 89-CI-01716.

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

In response to a question by Mr. Larson, Mr. Lloyd Garza, City Attorney, explained the circumstances surrounding this court case.

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

93-06 The Clerk read the following Ordinance:

AN ORDINANCE 77,357

AUTHORIZING PAYMENT IN THE AMOUNT OF \$5,308.31 TO MR. JOHN M. GAYNOR, P.E. FOR EXPERT WITNESS LEGAL SERVICES RENDERED IN THE TRIAL OF FELICIANO MORENO, ET AL vs. CITY OF SAN ANTONIO, CAUSE NO. 89-CI-01716.

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

93-06 The Clerk read the following Ordinance:

AN ORDINANCE 77,358

AUTHORIZING SETTLEMENT IN THE AMOUNT OF \$19,500.00 IN THE CASE OF WINONA LAURIE HAGELGANS VS. CITY OF SAN ANTONIO, CAUSE NO. 90-CI-01853.

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

Mr. Lloyd Garza, City Attorney, explained the circumstances surrounding this particular court case.

In response to a question by Mr. Labatt, Mr. Garza spoke to the presence of the City's disciplinary system in such cases as this, but that in this case, the employee elected to retire. He then addressed indemnification of City employees.

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

93-06 TRAVEL AUTHORIZATION - Granted:

Mayor Nelson W. Wolff to travel to Washington, D. C. on January 5, 1993 to meet with Secretary of H.U.D., Henry Cisneros and President Bill Clinton.

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93-06 The Clerk read the following Ordinance:

AN ORDINANCE 77,359

AUTHORIZING THE USE OF DISTRICT 2 DISCRETIONARY FUNDS IN THE AMOUNT OF \$345.00 FOR THE USE OF A CITY OWNED SHOWMOBILE AND FOR STREET CLOSING FEES IN CONNECTION WITH THE RIBBON CUTTING CEREMONY FOR THE RENAMING OF THE KATY MISSOURI RAILROAD UNDERPASS TO THE COLEMAN UNDERPASS, SPONSORED BY THE YOUTH LEADERSHIP CONFERENCE FOR COMMUNITY PROGRESS, MISSIONARY BAPTIST CHURCH.

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

93-06 The Clerk read a proposed Ordinance providing for expenditure of Discretionary Funds in the amount of \$250.00 for street closure expenses in connection with the American Heart Association "Cardiac Bed Races" on May 1, 1993.

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

Mayor Wolff asked that an additional \$200.00 be directed from his Discretionary Fund to this purpose.

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

AN ORDINANCE 77,360

PROVIDING FOR EXPENDITURE OF CITY COUNCIL DISCRETIONARY FUNDS IN THE AMOUNT OF \$450.00 FOR STREET CLOSURE CHARGES IN CONNECTION WITH THE AMERICAN HEART ASSOCIATION'S "CARDIAC BED RACES" TO BE HELD ON MAY 1, 1993.

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93-06 Agenda item 39, being a proposed Ordinance providing for expenditure of Discretionary Funds in the amount of \$400.00 for police expenses and barricades for the San Antonio Public Library "Youth Parade" and Festival on March 6, 1993, was earlier removed from consideration by the City Manager.

93-06 The Clerk read the following Resolution:

A RESOLUTION NO. 93-06-10

AUTHORIZING THE CITY ATTORNEY TO FILE AN AMICUS CURIAE BRIEF IN SUPPORT OF THE CITY OF DALLAS IN THE APPEAL OF ELIZABETH QUTB ET AL V. CITY OF DALLAS, ET AL.

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

Mr. Lloyd Garza, City Attorney, spoke to the lawsuit filed against the City of Dallas by the American Civil Liberties Union and its youth curfew law, and spoke to this proposed Resolution's impact upon that court case, noting that it will provide the City of San Antonio with a 'friendly' part in that suit. He then spoke to the differences between the youth curfew laws of Dallas and San Antonio, noting that an appellate court has held in favor of the youth curfew concept adopted by the City of San Antonio.

In response to a question by Mr. Solis, Mr. Garza spoke to the status of the youth curfew laws in Texas cities.

In response to a question by Mr. Perez, Mr. Garza noted that the ACLU has filed suit in state court against the City of San Antonio's youth curfew law, although the City has not yet been formally served with that lawsuit.

Mayor Wolff stated his belief that San Antonio's youth curfew law has resulted in a general decrease in crime in San Antonio.

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

93-06 It was the concensus of City Council members present to bypass certain listed agenda items at this time in order to consider agenda items 45 and 46.

93-06 The Clerk read the following Ordinance:

AN ORDINANCE 73,361

APPOINTING CITY COUNCILMEMBERS TO SERVE ON VARIOUS COMMITTEES AND AS MILITARY LIAISON REPLACING FRANK WING TO RUN CONCURRENT WITH THEIR COUNCIL TERMS.

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

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

93-06 The Clerk read the following Ordinance:

AN ORDINANCE 77,362

ESTABLISHING A CLEAN-UP CITY COMMISSION FOR THE CITY OF SAN ANTONIO; ESTABLISHING THE DUTIES OF THE COMMISSION; AND DECLARING AN EMERGENCY.

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

City Clerk Norma S. Rodriguez read the list of names of prospective appointees to the new Clean-Up City Commission.

Mayor Wolff asked that the new commission move rapidly to its first meeting date.

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

93-06

LEGISLATIVE UPDATE

Mr. Marc Rodriguez, Intergovernmental Relations Manager, briefed the City Council on details of SB 154 and CSSB 154, a copy of which is attached to the papers of this meeting. He noted that State Senator Jeff Wentworth had offered an amendment to the bill to make San Antonio eligible for certain transportation improvements outlined in the draft bill. He spoke in support for the legislation.

A discussion then took place concerning opposition to this proposed bill by VIA Metropolitan Transit.

Mr. Thornton noted that the Metropolitan Planning Organization now is exploring the possible use of railroad right-of-way running from downtown past Fiesta Texas as a means of alleviating crowded traffic conditions on IH 10 West. He stated his belief that such actions as this will be vital to transportation in this area in the out-years, and expressed his belief that, through this bill, VIA could purchase this right-of-way and develop it as a transportation relief route for IH 10 West.

A discussion then ensued concerning the bill's impact in providing street maintenance funds to other major Texas cities, and VIA's \$4 million contribution to the City this year for streets work.

Mayor Wolff noted that such transit funds now pay for some 600 police officers in the City of Houston, and stressed the optional nature of the proposed legislation.

Mr. Solis moved that consideration of this matter be delayed for one week, to allow time for VIA Metropolitan Transit to respond. Ms. Ayala seconded the motion.

Ms. Ayala spoke to some of the differences between VIA Metropolitan Transit and the Metropolitan Transit Authority in Houston, and possible problems in supporting Houston's stand on this bill. She stated her belief that the City of Houston would not be interested in helping San Antonio, necessarily, and she questioned San Antonio's interests in the proposed legislation.

A discussion then took place concerning the need for additional information on this matter before the City of San Antonio takes an official stance on the issue.

Mr. Alex Briseno, City Manager, stated that City staff would seek to determine exactly when this proposed legislation goes to the Senate floor for action, and will advise the City Council.

Mr. Thornton spoke in support for provisions in the proposed legislation that would allow San Antonio to seek federal funds for needed transportation improvements such as purchase of the aforementioned railroad right-of-way.

Mr. Larson stated that he would be in support of anything that will help reconstruct city streets, and stated further that he sees nothing negative in the proposed bill.

Following further discussion, the maker and seconder of the pending motion agreed to withdraw that motion from the floor.

Mr. Solis moved that this matter be tabled until later in this meeting. Ms. Ayala seconded the motion. The motion prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Nieto, Solis, Ayala, Vera, Thornton, Labatt, Larson, Wolff. NAYS: None.

(Following consideration of the first zoning case on today's agenda, which follows immediately, this matter was again brought back before the City Council for discussion).

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93-06

ZONING HEARINGS

4A. CASE Z293003 - to rezone 20.270 acres out of NCB 18387 Fawn Bluff from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District and "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 located off the west side of Blanco Road, 338 feet south of the intersection of Blanco Road and Brookstone, being approximately 720 feet west of Blanco Road, having a depth of 3,550.83 feet and a maximum width of 630 feet.

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

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

Mr. Joe Nix, representing W. F. Castella & Associates, engineers, stated that he was present to answer any questions the City Council might have on this case.

Mr. Jose Antonio Alfaro, 16911 Hidden Oak Woods, spoke to his concerns with drainage matters on this property and the high density of the planned development. He also spoke to certain deed restrictions on the property.

Mr. Nix explained his firm's drainage plans for the property, including leaving the drainage area as a park. He further stated that the proposed P-1(R-1) request would line up with a nearby residential development, with a similar number of residential units planned on the subject property.

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

AN ORDINANCE 77,363

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 20.270 ACRES OUT OF NCB 18387, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT AND "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, FAWN BLUFF. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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Mayor Wolff asked that the City Council break temporarily from its consideration of zoning cases in order to hear from VIA Metropolitan Transit board chairman Mr. Arturo Sanchez, who has arrived in the Council Chambers in response to Council consideration of the proposed state legislation previously discussed during this meeting. (See page 13 for previous discussion of this matter.) By concensus, the Council agreed to the temporary halt in zoning case consideration to again undertake discussion of the matter of state legislation dealing with transportation improvements.

Mr. Arturo Sanchez, Chairman of the Board, VIA Metropolitan Transit, stated his belief that this proposed legislation raises false expectations that street improvement funds will be available because of it.

During the following general discussion, it was the Council's informal concensus to wait another week before taking formal action on this matter, in order to further explore the ramifications of the pending legislation.

In response to a question by Mr. Larson, Mr. Sanchez contrasted VIA Metropolitan Transit with Houston's Metropolitan Transit Authority and their respective financial support matters. He spoke to the current VIA board's philosophy of 'going back to the basics'.

Mr. Solis moved to un-table the consideration of this matter. Mr. Perez seconded the motion. The motion to un-table prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Solis, Ayala, Vera, Thornton, Labatt, Larson, Wolff. NAYS: None. ABSENT: Nieto.

Mr. Solis then made a motion to postpone consideration of this matter for one week. Ms. Ayala seconded the motion. The motion then prevailed by the following vote: AYES: Perez, Pierce, Nieto, Solis, Ayala, Vera, Thornton, Labatt, Larson, Wolff. NAYS: None. ABSENT: Billa Burke.

93-06

ZONING HEARINGS (continued)

4B. CASE Z93008 CC - to rezone Lots 2 and 3, save and except the southeast 100 feet, Block 7, NCB 17627 from "B-2" ERZD Business Edwards Recharge Zone District and "B-3R" ERZD Restrictive Business Edwards Recharge Zone District to "B-3NA" CC Non-alcoholic Sales District with special City Council approval for a communication tower, located on the northwest side of Huebner Road, 520.33 feet southwest from the intersection of Huebner Road and Lockhill-Selma Road, having 324.98 feet on Huebner Road and a depth of 385.96 feet.

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

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

Mr. Harry Jewett, 342 West Woodlawn Avenue, speaking for the proponent, addressed plans to erect a 150-foot cellular telephone tower for Southwestern Bell Telephone Company on the subject tract of land on Huebner Road. He stated that the neighborhood association supports this request, in return for certain concessions.

Mr. Bob Wandrisco, representing the Park Forest Homeowners Association, spoke in support for the rezoning request.

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

AN ORDINANCE 77,364

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 2 AND 3, BLOCK 7, NCB 17627, FROM "B-2" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT AND "B-3R" ERZD RESTRICTIVE BUSINESS EDWARDS RECHARGE ZONE DISTRICT TO "B-3NA" CC ERZD NON-ALCOHOLIC SALES EDWARDS RECHARGE ZONE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR A COMMUNICATION TOWER, 12955 HUEBNER. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00"

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4C. CASE Z92010 - to rezone Lot 1, Block 10, NCB 17530, Apple Green Drive and Lomax Drive, from "B-1" and "B-2" Business Districts to "R-5" Single Family Residence District, located south of the intersection of Huebner Road and Lomax and Huebner Road and Apple Green Drive, having 314.87 feet on Huebner Road, 311.96 feet on Apple Green Drive, and 1,435.65 feet on Lomax.

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

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

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

AN ORDINANCE 77,365

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 1, BLOCK 10, NCB 17530, FROM "B-1" AND "B-2" BUSINESS DISTRICTS TO "R-5" SINGLE FAMILY RESIDENCE DISTRICT, APPLE GREEN DRIVE AND LOMAX DRIVE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00"

* * * *

4A. CASE 293011 - to rezone 134.77 acres of land out of NCB 17180, off of the 2700 Block of N.W. Military Highway from "R-1" Single Family Residence District and "B-2" Business District to "P-1(R-5)", Planned Unit Development Single Family Residence District located approximately 1,140 feet southwest of the intersection of George Road and N. W. Military Highway, being 830 feet east of N.W. Military Highway, having a depth of 4,690 feet and width of 1,950 feet.

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

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

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

Mr. Allan Ghormly, representing Hallmark Ghormly Realty, spoke to details of the requested rezoning, which will provide private streets for this area.

Mr. Ray Hamilton, Vice President of the neighborhood association, spoke in support for the requested rezoning.

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

AN ORDINANCE 77,366

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 134.77 ACRES OF LAND OUT OF NCB 17180, FROM "R-1" SINGLE FAMILY RESIDENCE DISTRICT, "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT AND "B-2" BUSINESS DISTRICT TO "P-1(R-5)" PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE DISTRICT OFF OF THE 2700 BLOCK OF N.W. MILITARY HIGHWAY. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4A. CASE 293013 - to rezone Lot 58, save and except the west 27', Block 22, NCB 18302, 7633 Tezel Road, from "B-2NA" Non-Alcoholic Sales District to "B-3NA" Non-Alcoholic Sales District located northeast of the intersection of Dover Ridge and Tezel Road, having 212.97 feet on Dover Ridge and 241.59 feet on Tezel Road.

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

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

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

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

AN ORDINANCE 77,367

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 58, SAVE AND EXCEPT THE WEST 27', BLOCK 22, NCB 18302 FROM "B-2NA" NON-ALCOHOLIC SALES DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES DISTRICT, 7633 TEZEL ROAD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00.

* * * *

4F. CASE Z92182(SUP) - to rezone the south 50' of the west 30 feet of Lot 47 and south 50' of the east 30 feet of Lot 46, Block 54, NCB 8956, 403 W. Southcross Boulevard, from "B" Residence District to "R-2" SUP Two Family Residence District with special use permit for a 4x8 sign, located on the north side of West Southcross Boulevard, 70 feet west of the intersection of West Southcross Boulevard and Tuber Avenue, having 60 feet on West Southcross Boulevard and a depth of 50' feet.

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

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

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

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

AN ORDINANCE 77,368

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 SOUTH 50' OF THE WEST 30 FEET OF LOT 47 AND SOUTH 50' OF THE EAST 30 FEET OF LOT 46, BLOCK 54, NCB 8956, FROM "B" RESIDENCE DISTRICT TO "R-2" SUP TWO FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A 4X8 SIGN, 403 W. SOUTHCROSS BOULEVARD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00.

* * * *

4G. CASE Z93009 - to rezone Lots 118, 119, 120, 121, NCB 3466, from "I-1" Light Industry District and "R-5" Single Family Residence District to "B-2" Business district, and to rezone Lot 126, NCB 3466, from "R-5" Single Family Residence District to "O-1" Office District, 2800 Block of Nogalitos located southeast of the intersection of West Theo Avenue and Nogalitos Street, having 172.50 feet on West Theo Avenue and 206 feet on Nogalitos.

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. Mr. Pierce seconded the motion.

Mr. Solis spoke to plans to locate an Eckerd's Drug Store on this location, and addressed his concerns with the possible sale of beer in large containers there.

Mr. Charles Edens, representing Eckerd's Drug Company, stated that his firm will not sell quarts of beer at this location until meetings can be held with representatives of St. James Communities Organized For Public Service (COPS) to discuss the matter of sale of beer in quart containers in this neighborhood. He noted that other stores planned for this immediate area will have proper zoning already in place to allow them to sell beer in quart containers.

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

AN ORDINANCE 77,369

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 118, 119, 120, 121, NCB 3466, FROM "I-1" LIGHT INDUSTRY DISTRICT AND "R-5" SINGLE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, AND LOT 126, NCB 3466, FROM "R-5" SINGLE FAMILY RESIDENCE TO "O-1" OFFICE DISTRICT, 2800 BLOCK OF NOGALITOS. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4H. Z92057-A (PP) - to rezone Lot 1, Block 16, NCB 3421, 258 Jennings Avenue, from "B" Residence District to "R-2A" Three and Four Family Residence District or "R-5" SUP Single Family Residence District with a special use permit for a duplex located southwest of the intersection of Marian Street and Jennings Avenue, having 50 feet on Jennings Avenue and 125 feet of Marian Street.

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

Discussion was held regarding City staff's recommendation to rezone this property to R-5, with a Special Use Permit for a duplex.

Mr. Solis made a motion to approve the recommendation of the City staff. Mr. Nieto seconded the motion.

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

AN ORDINANCE 77,370

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 1, BLOCK 16, NCB 3421, FROM "B" RESIDENCE DISTRICT TO "R-5" SUP SINGLE FAMILY RESIDENCE DISTRICT WITH A SPECIAL USE PERMIT FOR A DUPLEX, 258 JENNINGS AVENUE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4A. CASE Z93012 - to rezone Lot 1, Block 3, NCB 16616, 1700 Block of Summer Park Lane, from "P-1(B-2)" & "P-1(B-3)" Planned Unit Development Business Districts to "P-1(R-3)" Planned Unit Development Multiple Family Residence located on the south corner of Summer Park Lane and Patricia Drive, having 247.66 feet on Summer Park Lane and 195 feet on Patricia Drive with a depth of 425.95 feet.

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

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

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

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

AN ORDINANCE 77,371

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 1, BLOCK 3, NCB 16616, FROM "P-1(B-2)" AND "P-1(B-3)" PLANNED UNIT DEVELOPMENT BUSINESS DISTRICTS TO "P-1(R-3)" PLANNED UNIT DEVELOPMENT MULTIPLE FAMILY RESIDENCE DISTRICT, 1700 BLOCK OF SUMMER PARK LANE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

City Council recessed its regular meeting at 3:00 P.M. to convene in informal "B" Session for a presentation on the San Antonio Washington Initiatives Program, reconvening in regular session at 4:02 P.M.

93-06

VISIT BY H U D SECRETARY HENRY CISNEROS

Mayor Wolff, noting that President Clinton is scheduled to unveil his economic package on Wednesday, February 17, 1993, stated that he would like to convene a joint meeting of the City Council and Bexar County Commissioners Court on Friday, February 19, 1993, to hear comments from the Secretary of Housing and Urban Development, Henry Cisneros, relative to HUD initiatives on economic matters.

Ms. Vera made a motion to approve the calling of a Special City Council meeting for Friday, February 19, 1993, to be held jointly with Bexar County Commissioners Court. Mr. Perez seconded the motion, which was approved by the following vote: AYES: Perez, Pierce, Billa Burke, Nieto, Solis, Ayala, Vera, Thornton, Labatt, Larson, Wolff. NAYS: None.

93-06 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE TO CLOSE AN UNIMPROVED ALLEY: LOCATED BETWEEN CLARK AND BREMEN AVENUE

Mayor Wolff declared the Public Hearing to be open.

No citizen was signed to speak to this matter.

Mayor Wolff declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 77,372

CLOSING, VACATING, ABANDONING AND QUITCLAIMING AN UNIMPROVED ALLEY LOCATED BETWEEN CLARK AND BREMEN AVENUES, SAN ANTONIO, BEXAR COUNTY, TEXAS, AS REQUESTED BY FRANK G. AND DEBBIE A. ARBIZU, ET AL., THE ADJACENT PROPERTY OWNERS.

* * * *

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

Mr. Bill Toudouze, Real Estate Division, Public Works Department, explained the planned closure of an unimproved alley.

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

93-06 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE TO CLOSE AN UNIMPROVED ALLEY: LOCATED BETWEEN S.W. 24TH & S.W. 25TH STREETS

Mayor Wolff declared the Public Hearing to be open.

No citizen appeared to speak to this matter.

Mayor Wolff declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 77,373

CLOSING, VACATING, ABANDONING AND QUITCLAIMING OF AN UNIMPROVED ALLEY LOCATED BETWEEN S.W. 24TH AND S.W. 25TH STREETS AS REQUESTED BY OLGA ELIZONDO PEREZ, ET AL., THE ADJACENT PROPERTY OWNERS.

* * * *

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

Mr. Bill Toudouze, Real Estate Division, Public Works Department, explained the planned closure of an unimproved alley.

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

93-06 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE PERMITTING AN EXCEPTION TO THE FREDERICKSBURG ROAD MORATORIUM AS RELATED TO PROPOSED DEVELOPMENT OF 1708 FREDERICKSBURG ROAD

Mayor Wolff declared the Public Hearing to be open.

No citizen signed to speak to this matter.

Mayor Wolff declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 77,374

GRANTING AN EXCEPTION TO THE SIX-MONTH MORATORIUM ON THE ISSUANCE OF SIGN PERMITS, CERTIFICATES OF OCCUPANCY, AND ZONING CHANGES IN THE FREDERICKSBURG ROAD PROJECT AREA IN ORDER TO ALLOW HOWARD B. ZIEGLER TO APPLY FOR DEVELOPMENT-RELATED PERMITS NEEDED TO OCCUPY THE PROPERTY LOCATED AT 1708 FREDERICKSBURG ROAD AS A RETAIL HOME-APPLIANCES BUSINESS.

* * * *

Mr. Gene Camargo, Director of Building Inspections, briefly explained the requested exception to the moratorium on this area, and noted that City staff recommends approval of the request.

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

93-06

CITY MANAGER'S REPORT

EXECUTIVE WORKSHOP

Mr. Alex Briseno, City Manager, briefly explained details of the planned City Executive Workshop to be held this coming Friday and Saturday. He distributed to City Council members a list of contact persons who will be in charge of each department of the City during the absence of City department heads and assistant department heads.

FINANCIAL WORLD MAGAZINE: S.A. 7TH IN NATION

Mr. Alex Briseno, City Manager, distributed copies of a news release from Financial World Magazine, a copy of which is included in the papers of this meeting. He called attention to San Antonio being ranked seventh in the nation among the largest 30 cities in the magazine's Third Annual "State of the Cities" ranking. He noted that the city's ranking is up from 11th place, where it ranked last year, and he spoke of the areas of city financial matters which were involved in the ranking.

Mayor Wolff lauded the City Manager for the city's hard work in financial and budgetary matters in difficult financial times.

Mr. Labatt stated his belief that the City should pay for the lodging of its top executives at the Executive Workshop, and not require each of them to incur this cost.

Mr. Labatt made a motion to ask the City Manager to locate and utilize adequate funds in the City budget to cover the costs of lodging at the Executive Workshop. Mr. Solis seconded the motion.

The motion prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Nieto, Solis, Ayala, Thornton, Labatt, Larson, Wolff. NAYS: None. ABSENT: Vera.

PAUL MC CARTNEY SHOW IN ALAMODOME

Mayor Wolff announced that Paul McCartney would appear in concert at the Alamodome on May 29, 1993, and asked the City Council for permission to draft a letter to Mr. Bob Coleman, San Antonio Sports Foundation, asking that the planned joint opening ceremonies of the Alamodome and the U.S. Olympic Festival instead be held separately. He noted that Ms. Vera needs Council direction in this matter today, in order to carry that word to the Dome Advisory Committee meeting this evening.

By consensus, the Council members present gave verbal approval to the Mayor to draft and send such a letter.

- - -
93-06 City Council recessed its regular meeting at 4:19 P.M. to convene in informal "B" Session to hear recommendations regarding Zoo fees, and receive a briefing on the Metropolitan Transportation Organization's Transportation Improvement Program.

City Council reconvened in regular meeting at 6:15 P.M. for Citizens to be Heard.

CITIZENS TO BE HEARD

MR. JESSE E. WRIGHT, SR.

Mr. Jesse E. Wright, Sr., 4403 Chesapeake Drive, again spoke to the City Council regarding his case in which he stated that his constitutional rights were violated, a copy of the papers distributed to the Council are filed with the papers of this meeting.

MR. CLIFF LINDSAY

Mr. Cliff Lindsay, Americans for Freedom, spoke to the City Council about his concerns with the current moral values in America. He took issue with the City of San Antonio bringing Paul McCarthy to the dome for the opening concert.

MRS. MARIA H. SALAS

Mrs. Maria H. Salas, 5119 Hayden, spoke to the City Council regarding the need to reconstruct Pearsall Road through CDBG funding if the area is eligible.

MR. DON WILKINS CASTILLO

Mr. Don Wilkins Castillo, 1010 N. Frio Street, spoke to the City Council of his decision to run for City Council in District 1 but to his dismay has now found out that his residence is in District 5.

Mr. Castillo was advised by the staff that no exceptions can be made and he would not be eligible to run in District 1.

93-06 Mayor Wolff recessed the City Council meeting at 6:40 P.M., and reconvened the "A" Session at 7:20 P.M., at which time he convened the Executive Session for the purpose of the following:

A. Briefing on settlement payment in Cause No. 89-CI-3298, International Association of Firefighters Local 624, et al vs. City of San Antonio, for backpay and attorneys fee in the amount of \$24,401.66 plus court costs in the estimated amount of \$3,000.00.

B. Briefing on settlement payment in Cause No. 91-CI-14511, Evangelina M. Ruiz vs. Mike Trail and City of San Antonio, in the amount of \$75,000.00.

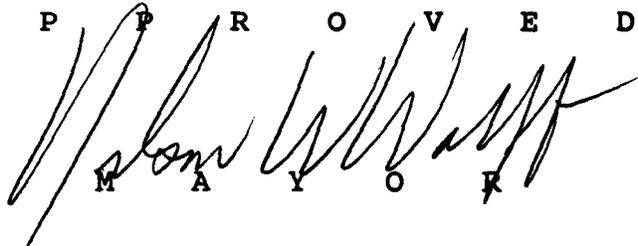
C. Briefing on Attorney Fees I in the amount of \$8,365.80 (Denton, McKamie, and Navarro) in the suit Van De Walle Agricultural Properties, Ltd., and Van de Walle Farms, Inc.

D. Briefing and discussion of the verdict announced in Van De Walle Agricultural Properties, Ltd., and Van De Walle Farms, Inc., vs. City of San Antonio and the possible appeal of the judgement.

93-06 Mayor Wolff reconvened the "A" Session at 7:40 P.M., at which time he announced that the City Council had been briefed on all the above stated items except for Item A.

93-06 There being no further business to come before the Council, the meeting was adjourned at 7:41 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

February 11, 1993

27

nw

February 11, 1993

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:

January 28, 1993

Petition submitted by Mr. Don Rullo, SuperVan Inc., 1323 Hallmark, San Antonio, Texas 78216, requesting the City Council to amend the portion of Chapter 33 of the City Code dealing with "shuttles" and also is asking for approval of his charter application.

January 28, 1993

Petition submitted by Mr. Larry Garcia, 215 Gayle Street, San Antonio, Texas 78223, requesting the transferring of his late father, Mr. Lorenzo Garcia's, taxi cab permit to his name.

/s/ Norma S. Rodriguez
City Clerk