

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, OCTOBER 3, 1991.

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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, MARTINEZ, THOMPSON, VERA, THORNTON, LABATT, LARSON, WOLFF. Absent: NONE.

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91-42 Invocation - Reverend Dennis Darilek, St. Paul's Catholic Church.

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91-42 Pledge of Allegiance to the flag of the United States.

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91-42 Minutes of the August 22, 1991 Regular City Council Meeting were approved.

91-42 EMISSARY OF THE MUSES - ORLANDO AGUDELO-BOTERO

Mayor Wolff read and presented an Emissary of the Muses to Mr. Orlando Agudelo-Botero, in honor of San Antonio hosting the first exhibition of the National and International Art Tour, "Luz-Education Through Art".

Mr. Agudelo-Botero, recipient of the Hispanic Heritage Award For The Arts, thanked Mayor Wolff and the Council for their generosity and presented a framed poster, recognizing the importance of education.

Ms. Elaine Dagen-Bela, Market Square Art Gallery, informed the Mayor and Council of the Exhibit taking place October 4, 1991 through October 27, 1991, which crosses all barriers and all languages.

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91-42 PRESENTATION OF PROCLAMATION ON FIRE PROOFING SERIES

Mayor Wolff read and presented a proclamation on Fire Proofing Series to John Anderson and representatives of the San Antonio

Professional Firefighters Association.

Mr. Anderson thanked Mayor Wolff and Council and spoke of the brochures being presented to students in all school districts in order to promote awareness of dangers connected with fire, and the importance of fire proofing for all of us.

91-42

DEFENSE LANGUAGE INSTITUTE

Mayor Wolff recognized the students from the Defense Language Institute and asked that they introduce themselves and identify their respective Countries.

91-42

CONSENT AGENDA

Mr. Labatt made a motion to approve Agenda Items 8 through 34B, constituting the Consent Agenda, with Item 34A to be pulled for individual consideration. Mr. Pierce 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, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

AN ORDINANCE 74,460

ACCEPTING THE LOW BID OF TONY C. QUINTANILLA, INC. FOR DEMOLITION AND RECONSTRUCTION OF RESTROOMS AT THE BOTANICAL CENTER FOR A TOTAL OF \$7,200.00.

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AN ORDINANCE 74,461

ACCEPTING THE LOW BID OF HOLT COMPANY OF TEXAS TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH AN ANNUAL CONTRACT FOR MAINTENANCE AND REPAIR OF AUXILIARY GENERATORS AT THE WASTEWATER TREATMENT PLANTS FOR APPROXIMATELY \$20,200.

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AN ORDINANCE 74,462

ACCEPTING THE LOW BID OF STEWART & STEVENSON SERVICES TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH AN ANNUAL CONTRACT FOR MAINTENANCE

AND REPAIR OF AUXILIARY GENERATORS AT VARIOUS FIRE STATIONS FOR APPROXIMATELY \$7,500.

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AN ORDINANCE 74,463

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$103,620.90 WITH R. L. JONES COMPANY, INC.; AUTHORIZING \$10,362.00 FOR A CONSTRUCTION CONTINGENCY; APPROPRIATING SEWER REVENUE BOND FUNDS; AND PROVIDING FOR PAYMENT IN CONNECTION WITH THE DAWNVIEW EMERGENCY SANITARY SEWER PROJECT.

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AN ORDINANCE 74,464

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$161,108.80 WITH NAYLOR ENVIROSYSTEMS, INC.; AUTHORIZING \$16,891.20 FOR A CONSTRUCTION CONTINGENCY AND \$250.00 FOR BID ADVERTISEMENT EXPENSES IN CONNECTION WITH THE SALADO CREEK WASTEWATER TREATMENT PLANT REHABILITATION PROJECT; APPROPRIATING SEWER REVENUE BOND FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 74,465

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$892,684.56 WITH R.L. JONES COMPANY, INC.; AUTHORIZING \$89,265.44 FOR A CONSTRUCTION CONTINGENCY AND \$250.00 FOR BID ADVERTISEMENT EXPENSES IN CONNECTION WITH THE LEON CREEK TREATMENT PLANT COMPOST FACILITY PROJECT; APPROPRIATING SEWER REVENUE BOND FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 74,466

APPROPRIATING ADDITIONAL ENGINEERING FUNDS IN THE AMOUNT OF \$10,000.00 FOR FINAL DESIGN PHASE ENGINEERING SERVICES IN CONNECTION WITH THE CONTRACT WITH S.A. GARZA ENGINEERS, INC. FOR THE MEDICAL CENTER AREA SANITARY SEWER RELIEF LINE PROJECT; ACCEPTING A PROPOSAL FROM S.A. GARZA ENGINEERS, INC. IN THE AMOUNT OF \$7,700.00 TO PROVIDE GEO-TECHNICAL SERVICES IN CONNECTION WITH SAID PROJECT;

AND PROVIDING FOR FUNDING AND PAYMENT IN CONNECTION THEREWITH.

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AN ORDINANCE 74,467

ACCEPTING THE PROPOSAL OF GROVES AND ASSOCIATES, INC. FOR GEO-TECHNICAL ENGINEERING SERVICES IN CONNECTION WITH THE HIGHLAND PARK SOUTH PHASE II SANITARY SEWER PROJECT; APPROPRIATING SEWER REVENUE BOND FUNDS IN THE AMOUNT OF \$6,710.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 74,468

AUTHORIZING THE CITY MANAGER OR ASSISTANT CITY MANAGER TO EXECUTE FIELD ALTERATION NO. 5 PROVIDING FOR A DECREASE IN THE AMOUNT OF \$44,940.09 TO THE CONSTRUCTION CONTRACT WITH H.B. ZACHRY FOR CONSTRUCTION OF THE BRAUNIG LAKE INDUSTRIAL PARK OUTFALL PROJECT.

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AN ORDINANCE 74,469

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO 5 TO THE CONTRACT WITH V.K. KNOWLTON PAVING CONTRACTOR, INC. IN THE AMOUNT OF \$29,297.50; APPROPRIATING 1985 G.O. STREET BOND FUNDS; AND PROVIDING FOR PAYMENT IN CONNECTION WITH THE WEST COMMERCE - CALLAGHAN TO ACME RECONSTRUCTION PROJECT.

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AN ORDINANCE 74,470

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 18 TO THE CONTRACT WITH S.A. WINCO, INC. IN THE DECREASED AMOUNT OF \$148,862.58 IN CONNECTION WITH THE NOGALITOS FROM FURNISH TO BIGFOOT PROJECT.

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AN ORDINANCE 74,471

ACCEPTING THE PROPOSAL OF MALCOLM PIRNIE, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE PHASE II ENVIRONMENTAL SITE ASSESSMENT AT THE

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DURANGO STREET OVERPASS AT IOWA STREET;
APPROPRIATING 1983 G.O. DRAINAGE BOND FUNDS IN THE
AMOUNT OF \$59,650.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 74,472

ACCEPTING THE PROPOSAL OF PHELPS, GARZA, BOMBERGER
ARCHITECTS AND PLANNERS IN THE AMOUNT OF \$29,250.00
FOR ARCHITECTURAL SERVICES IN CONNECTION WITH; THE
FIRE DISPATCH RENOVATION AT POLICE HEADQUARTERS
BUILDING; AUTHORIZING \$1,500.00 FOR A CONTINGENCY
AND \$200.00 FOR ADVERTISING EXPENSES; APPROPRIATING
FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 74,473

ACCEPTING THE PROPOSAL OF SOUTHWESTERN LABORATORIES,
INC. TO PROVIDE THE CITY OF SAN ANTONIO PARKS AND
RECREATION DEPARTMENT WITH TECHNICAL SPECIFICATIONS
FOR ASBESTOS REMOVAL, AND AIR MONITORING DURING
ASBESTOS REMOVAL ACTIVITIES FOR A TOTAL OF
\$13,100.00 APPROPRIATING FUNDS; AND AUTHORIZING
PAYMENT. (HEMISFAIR PARK).

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AN ORDINANCE 74,474

AUTHORIZING PAYMENTS IN THE AMOUNTS OF \$17,000.00
AND \$35,420.00 TO PHOENIX INSURANCE COMPANY
MUNICIPAL GOLF COURSE AND FOR THE FINAL RETAINAGE
DUE THE GENERAL CONTRACTOR THAT COULD NOT COMPLETE
THE PROJECT.

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AN ORDINANCE 74,475

ACCEPTING THE PROPOSAL OF FINGER/DYE/SPANN, INC.,
GOLF COURSE ARCHITECTS, IN AN AMOUNT NOT TO EXCEED
\$9,853.00 TO CONDUCT ENGINEERING SERVICES REQUIRED
FOR RESERVOIR WATER USE APPLICATIONS TO THE TEXAS
WATER COMMISSION IN CONNECTION WITH CEDAR CREEK
MUNICIPAL GOLF COURSE; APPROPRIATING FUNDS; AND
PROVIDING FOR PAYMENT.

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AN ORDINANCE 74,476

AUTHORIZING PAYMENT IN THE AMOUNT OF \$5,956.11 FOR TITLE CHARGES ON THE BABCOCK ROAD-FREDERICKSBURG ROAD TO ST. CLOUD PROJECT, BABCOCK ROAD-NORTH AND SOUTH OF HUEBNER PROJECT, ASHLEY ROAD RECONSTRUCTION PROJECT-BASCUM BLVD. TO S. FLORES; AND APPRAISAL FEES ON RITTIMAN ROAD-I.H. 35 TO RITTIMAN PLAZA PROJECT AND APPROPRIATING FUNDS.

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AN ORDINANCE 74,477

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH NEAL & ASSOCIATES FOR PREPARATION OF RIGHT-OF-WAY ACQUISITION APPRAISALS FOR THE F.M. 1517 (ECKHERT ROAD) IMPROVEMENT PROJECT - S.H. 16 TO HUEBNER ROAD AND AUTHORIZING PAYMENT UP TO \$19,250.00.

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AN ORDINANCE 74,478

AUTHORIZING A THREE YEAR LEASE AGREEMENT WITH DENISE A. BARRON, D/B/A ARTISTIC ENDEAVORS, FOR 176 SQUARE FEET OF ENCLOSED SPACE IN BUILDING NUMBER 14 UPSTAIRS SOUTH IN LA VILLITA FOR AN ANNUAL RENT OF \$1,143.12.

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AN ORDINANCE 74,479

ACCEPTING THE PROPOSAL OF LYNN E. NORTON IN THE AMOUNT OF \$20,000.00 TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH WASTEWATER ADVISORY SERVICES FOR A PERIOD FROM OCTOBER 15, 1991 THROUGH SEPTEMBER 30, 1992; APPROPRIATING SEWER OPERATING AND MAINTENANCE FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 74,480

AUTHORIZING THE ACCEPTANCE OF TWO GRANTS FROM THE TEXAS COMMISSION ON THE ARTS TOTALING \$14,738.00 TO SUPPORT THE BIMONTHLY PUBLICATION OF "arteSAnia" AND THE SECOND PHASE OF "SAN ANTONIO BY DESIGN"; AUTHORIZING THE EXECUTION OF CONTRACTS IN AMOUNTS NOT TO EXCEED \$46,146.00 AND \$3,939.00 IN CONNECTION WITH "arteSAnia" AND "SAN ANTONIO BY DESIGN",

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RESPECTIVELY.

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AN ORDINANCE 74,481

AUTHORIZING THE ESTABLISHMENT OF A SPECIAL TRUST FUND TO RECEIVE AND DISBURSE MONIES CONTRIBUTED FOR THE PURPOSE OF SUPPORTING THE "SAN ANTONIO BY DESIGN" PLANNING AND EDUCATION ACTIVITIES.

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AN ORDINANCE 74,482

APPROVING A SECOND AMENDMENT TO THE CONTRACT WITH COMPUTERIZED LIBRARY SYSTEMS, INC. FOR THE UPGRADING OF COMPUTER HARDWARE AND SOFTWARE AT THE SAN ANTONIO LIBRARY WITH NO COST CHANGE IN THE CONTRACT.

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AN ORDINANCE 74,483

AUTHORIZING THE ACCEPTANCE OF A \$195,198.00 GRANT FROM THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, PUBLIC HEALTH SERVICE, TO FUND AN INJURY SURVEILLANCE/PREVENTION PROJECT; ESTABLISHING A FUND; ADOPTING A BUDGET; AND AUTHORIZING PERSONNEL POSITIONS.

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AN ORDINANCE 74,484

AUTHORIZING THE CITY MANAGER TO EXECUTE A TWO YEAR CONTRACT WITH SBCCI TO CONDUCT QUARTERLY LICENSE EXAMINATIONS OF APPLICANT MASTER ELECTRICIANS, MASTER SIGN ELECTRICIANS, JOURNEYMAN ELECTRICIANS, BILLBOARD OPERATIORS AND COMMERCIAL SIGN OPERATORS, IN THE AMOUNT OF \$12,275.00.

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AN ORDINANCE 74,485

CLOSING A PORTION OF ST. ANN STREET ON SATURDAY, OCTOBER 26, 1991, SO THAT ST. ANN'S SCHOOL PTC MAY HOLD ITS ANNUAL HALLOWEEN FESTIVAL.

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AN ORDINANCE 74,486

APPOINTING JOSE LUIS HERNANDEZ TO THE OPEN SPACE
ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON
AUGUST 29, 1993.

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91-42 Item 34A, being a proposed ordinance appointing 11 members and
11 alternates to the San Antonio Youth Commission, was pulled at this
time to be considered later in the meeting.

91-42 The Clerk read the following Ordinance:

AN ORDINANCE 74,487

APPROPRIATING AN AMOUNT NOT TO EXCEED \$189,786.00
FOR PAYMENT OF PROFESSIONAL SERVICES RELATED TO
ENVIRONMENTAL ENGINEERING AND CONSULTANT WORK ON THE
ALAMODOME PROJECT SITE SOUTH OF MONTANA STREET;
AUTHORIZING FUNDS TO BE TRANSFERRED WITHIN PROJECT
BUDGETS; AND APPROVING THE PAYMENT TO BE MADE BY
VIA TO MALCOLM PIRNIE, FUNDED BY THE 1/2 PERCENT
SALES TAX.

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

Mr. Roland Lozano, Director of Dome Development, made a
presentation to explain details of the Ordinance.

In response to Mr. Larson's comments, Mr. Lozano assured
Council members that they should be ready to move forward and begin in
30 - 45 days, and that \$2 million is budgeted for cleanup of the area.

Mr. Thompson expressed concern on the expenditures of this
contract without even turning a spade of dirt.

In answer to a question by Mr. Larson regarding why VIA is
spending \$111,000.00 to our \$189,000.00, Mr. Lozano stated the City
will be reimbursed for part of the money spent, and that environmental
problems connected with Alamo Iron Works will be reimbursed by Alamo
Iron Works, such as asbestos area sites.

Mr. Alex Briseno, City Manager, suggested a future "B" Session

to go into detail.

Mr. Thompson asked that representatives of Alamo Iron Works also be at the meeting.

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

91-42 ALCALDE PRESENTATION TO DR. LUIS PALAU

At this time, Mayor Wolff recognized Dr. Luis Palau, Head of the Luis Palau Evangelistic Association, and read and presented an Alcalde to Dr. Palau for his "Say Yes San Antonio".

Dr. Palau thanked the Mayor and Council and accepted the challenge to spread the word of San Antonio and brotherhood.

91-42 The Clerk read the following Ordinance:

AN ORDINANCE 74,488

IMPOSING A MORATORIUM ON THE ISSUANCE OF BUILDING PERMITS AND THE PROCESSING OF ZONING CASES AND SUBDIVISION PLATS IN THE AREA BOUNDED BY IH-37 TO THE WEST, OLIVE STREET TO THE EAST, VIRGINIA STREET TO THE SOUTH AND NOLAN STREET ON THE NORTH, FOR A PERIOD NOT TO EXCEED SIX MONTHS BEGINNING OCTOBER 15, 1991; AND PROVIDING FOR EXCEPTIONS AND AN APPEAL PROCESS.

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

Mr. Roland Lozano, Director of Dome Development, explained details of the moratorium, which would remain in effect for six months beginning on October 15, 1991, in order to allow the city staff to finalize a comprehensive development plan for the Eastside. This action would not prevent individuals from making normal repairs and maintenance to businesses and residences in the area. This moratorium will cease on April 15, 1992 allowing the city staff the necessary time needed to complete the Dome/Neighborhood East Plan.

The following citizens signed up to speak:

Ms. Frances Killebrew, 103 Dilworth, "Citizens Concerned With the Dome Impact", urged Council to support the moratorium and asked for positive input by the Council.

Mr. Michael A. Zaccaria, 1123 E. Commerce, spoke in favor of the moratorium.

Reverend Claude W. Black, 333 Martin Luther King Drive, stated he was here in the interest of concerned citizens, to recognize the moratorium as an opportunity to generate new positive looks for the East side and as an economic instrument of progress.

Ms. Allie B. Floyd, Concerned Neighbors and Interfaith Alliance, stated they need revitalization of this area.

Mr. Abram Emerson, Concerned Citizen, 1351 Onslow, supports the Freeway/Railroad Tracts/Dome development, stating this will set a different kind of trend.

Mr. Abel P. Torres, 807 Delaware, asked that everyone cooperate with the moratorium.

Mr. Clifton Hodge, 3319 Willowood, downtown business owner, stated how important it is we support this moratorium, which is an economic generator.

Mr. Walter W. Bowmor, 601 Burnet, thanked Council members for their consideration of this issue.

A discussion followed by Councilmembers.

Mr. Pierce discussed exceptions to the moratorium and spoke in favor of neighborhood stability.

Mr. Thompson expressed concerns regarding parking by the Dome.

Mr. Thornton commended Councilman Pierce on his judgement and direction, especially on this issue.

In response to a comment by Mr. Thornton, Reverend Black stated he and Roy Burley will support this issue.

Mr. Martinez stated he supports this proposal and commends the residents and business owners in this area for their community participation.

Mayor Wolff recognized Mr. Pierce for his hard work and involvement, and encouraged the Department of Planning and Dome Development to continue working on the parking issue.

After consideration, the motion, carrying with it the passage

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of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

91-42 (At this time, Mayor Wolff left the chambers and Mayor Pro Tem Larson presided.

91-42 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE
AMENDING UNIFIED DEVELOPMENT CODE

The Clerk read the following Ordinance:

AN ORDINANCE 74,489

AMENDING THE UNIFIED DEVELOPMENT CODE TO MAKE ADMINISTRATIVE CHANGES AND REVISE THE OPEN SPACE, FENCE HEIGHT, AND MINIMUM SIZE REQUIREMENTS FOR PLANNED UNIT DEVELOPMENTS, DELETING THE PLANNED RESIDENTIAL DEVELOPMENT ZONING DISTRICT, ADDING PROVISIONS TO ALLOW REQUIRING A NON-ACCESS EASEMENT IN CONNECTION WITH GRANTING ZONING CHANGES REQUESTED BY PROPERTY OWNERS, CORRECTING CERTAIN PROVISIONS CONCERNING REGISTRATION OF NON-CONFORMING USES, CHANGING LOCATION REQUIREMENTS FOR PET SHOPS, CURB SERVICE RESTAURANTS, AND CAR WASHES, AND ADDING NEW LISTINGS TO THE TABLE OF PERMITTED USES AND NEW LOCATION REQUIREMENTS FOR ARCHERY RANGES, ELECTRONIC EQUIPMENT REPAIR, RETAIL FLORISTS, GUNSMITHS, JANITORIAL/CLEANING SERVICES, LANDSCAPING MATERIAL, MOVIE RENTALS, RIFLE RANGES, SELF-DEFENSE INSTRUCTION, SILK SCREENING AND SMALL ANIMAL BREEDERS, DESIGNATING ALLOWED LOCATIONS FOR SUCH USES, AND PROVIDING A PENALTY FOR VIOLATION HEREOF OF A FINE NOT TO EXCEED \$2,000.00 WITH A MINIMUM FINE OF NOT LESS THAN \$100.00, WITH HIGHER MINIMUM FINES FOR SECOND AND THIRD CONVICTIONS.

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Mayor Wolff opened the Public Hearing.

Ms. Rebecca Q. Cedillo, Director of Planning Department, explained details of the Ordinance.

The following Citizen was registered to speak on the matter.

Mr. Laddie Denton, representative of the Greater San Antonio Builder's Association, spoke in support of the Ordinance.

Mayor Wolff declared the Public Hearing closed.

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

Mr. Michael O'Neal, Land Development Services, Planning Department, explained the curb-service zoning.

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

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91-42 The Clerk read the following Ordinance:

AN ORDINANCE 74,490

SETTING DATES AND TIMES FOR PUBLIC HEARINGS ON THE ANNEXATION OF FIVE AREAS TALLING APPROXIMATELY 875 ACRES IN THE 1991 ANNEXATION PACKAGE, SUCH AREAS BEING COMMONLY KNOWN AS THE HUEBNER ROAD ANNEXATION AREA CONTAINING APPROXIMATELY 25 ACRES AND LOCATED ALONG HUEBNER ROAD AT LOCKHILL SELMA (AREA 1); THE BLANCO/1604 ANNEXATION AREA CONTAINING APPROXIMATELY 400 ACRES AND LOCATED ALONG F.M. 1604 AT BLANCO ROAD (AREA 2); THE DEERFIELD ANNEXATION AREA CONTAINING APPROXIMATELY 200 ACRES AND LOCATED ALONG HUEBNER ROAD AT BITTERS (AREA 3); THE KDOVER RIDGE SOUTH ANNEXATION AREA CONTAINING APPROXIMATELY 100 ACRES AND LOCATED SOUTH OF DOVER RIDGE AT TETZEL ROAD (AREA 4); AND THE DOVER RIDGE NORTH ANNEXATION AREA CONTAINING APPROXIMATELY 150 ACRES AND LOCATED NORTH OF DOVER RIDGE AT TETZEL ROAD (AREA 5); AND FURTHER DIRECTING THE SAN ANTONIO DEPARTMENT OF PLANNING TO PREPARE THE NECESSARY SERVICE PLANS.

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(At this time, Mayor Wolff returned to the Chambers and presided over the Council meeting.)

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

Ms. Rebecca Q. Cedillo made a presentation and explained the chart shown.

Ms. Vera expressed hesitation in voting until she sees the final Service Plans for the area.

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Ms. Cedillo explained that the Service Plans will be available at the First Public Hearing, but that she can furnish a draft to her at this time.

Mr. Thornton asked about the location of the new fire station in connection with the newly annexed area in the Deerfield area.

In answer to a question by Ms. Vera, Ms. Cedillo stated that each area will be considered individually.

Mr. Wing spoke of the work of the Annexation Committee on these properties.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Thompson, Thornton, Labatt, Larson, Wolff; NAYS: Vera; ABSENT: Martinez.

91-42 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE:
CPS TRANSMISSION LINES TO ALAMODOME AND DOWNTOWN

The Clerk read the following Ordinance:

AN ORDINANCE 74,491

APPROVING THE ROUTES FOR TWO ELECTRIC TRANSMISSION LINES TO THE PARSONS STREET SUBSTATION WHICH WILL SERVE THE ALAMODOME AND DOWNTOWN AREAS.

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

Mayor Wolff opened the Public Hearing.

Ms. Rebecca Q. Cedillo explained options and recommendations on the Ordinance.

Mr. Howard Peak, Chairman of the Planning Commission, spoke to their disagreement with City Public Service's recommendations to the power lines overhead on 190' foot towers.

Mr. Arthur Von Rosenberg, General Manager, City Public Service, explained functions of substations and why City Public Service is appealing the Planning Commission's recommendation. He stated that in order to reach the June, 1992 deadline, they need to go with the overhead lines. (An exhibit was made part of the papers of this

meeting.)

Mr. Leonard Hill, CPS, made a slide presentation and described possible routes for the lines, stating there would be impact on environmental, neighborhood, individual, and City. He discussed the cost-ratio with Hoefgen Street being the highest cost factor, Cherry Street second highest, and Walnut Street being lowest of the three, with only a few additional circuits having to be build in order to meet the deadline. He stated that CPS has met with Eastside Economic Development, then-Councilman Webb and now-Councilman Pierce.

Mr. Scott Smith, City Public Service, spoke to the emotional issue of the impact of electro-magnetic fields on human health, and urged Council not to bury lines dut to the electro-magnetic fields.

The following citizens were registered to speak on the matter:

Mr. Jerry Moya, 533, Delaware, City Wide Distributing, spoke of the asthetics v. danger and asked why this question is coming up now. He posed several questions to both CPS and City Council.

Ms. Oralia G. Garcia, 208 Greenlawn, Garcia's Furniture, stated her family had invested in the community and the Garcia family business will be affected by the large poles

Mr. Abel P. Torres, 807 Delaware, spoke in favor of underground wiring.

Mr. Aracel Y. Garza, 4319 Holneike, spoke against high power lines and expressed concern regarding possible health hazards.

Reverend Claude W. Black, 333 Martin Luther King Drive, expressed concern for people's health if the high power lines are used.

Mr. Frank S. Vasquez, 122 Jonathan, spoke in favor of using underground wiring.

Ms. Martha Lire Oliver, 1214 S. Cherry Street, expressed concern over the transmission lines.

Mr. George R. Terrell, 1002 Hoefgen, Dixie Printing & Publishing Company, stated he was concerned that the power lines would obstruct his business. He thanked Mr. Wing, Mr. Perez, and Mr. Pierce for attending their meetings.

Mr. Walter G. Bowman, 601 Burnet, spoke of the Eastside being separated from the rest of the City and said the lines would be unattractive.

Mr. Joe Scott, 102 N. Mesquite, stated the value of homes and businesses will deteriorate if the lines are not buried.

Mr. Robert Planto, Planto Furniture Mfg. Co., was concerned

that high power lines would deny access to the only 20' door opening to their Planto Furniture Manufacturing Company.

(At this time Mayor Wolff found it necessary to leave the Chambers, and Councilman Larson presided.)

Ms. Mary Wallace, 438 Kate Schenck, San Antonio Coalition of Neighborhoods, spoke of the positive image of San Antonio and the fact that overhead power lines would detract from the neighborhood.

Mr. Karl Wurz, 820 Florida, issued a statement to Mayor and Council, a copy of which is made part of these records, expressing concern about the cost involved.

Ms. Mary P. Zapata, 1410 S. Cherry Street, stated the towers, in her opinion, would devalue the surrounding property and present a health hazard.

(At this time Mayor Wolff returned to the Council Chambers and presided.)

Mr. Harvey Penshorn, 1008 Hoefgen, Alamo Concrete, objected to the power lines.

Mr. Ray Martinez, 826-823 Hoefgen, Ray's Tortillas & Mexican Restaurant, protested the type of transmission lines being proposed by CPS, asking that they provide buried lines for health reasons.

Mr. Armin Puck, Mission Ice & Fuel Company, spoke regarding the dangers of the lines.

Mr. Beverly B. Slimp, 604 carolina, Slimp Oil Company, expressed concern over the lines, requesting CPS use Cherry Street and Hoefgen Street, as their Company unloads Ethanol on Walnut Street.

Mr. Alfredo Silvas, 206 Martin Luther King, stressed the dangers of widening streets and the cost of later moving these power lines.

Mr. Steve Pizzini, Southside Chamber of Commerce, opposed to the proposed powerlines.

Mr. Clifton E. Hodge, 3319, Willow Road, Eastside Coalition, questioned the timing of delivering power lines to the Dome and not being able to vote, commenting that aesthetics are important in the Eastside also.

Mr. Ted Belden, McKesson Drug, 1110 Hoefgen, spoke to the negative effect on communications via satellite.

Mayor Wolff then declared the Public Hearing closed.

Ms. Vera stated that poles are not attractive, but that the

economic viability of the area is impacted by these poles. She spoke of the area being fully developed, so major expenditures will be less costly if done now, and that the Federal Government is going to make an investment in this area. The policy set today will be the basis for future endeavors. The Dome will be an Economic Development money-maker and will support many future concerns.

In response to a question by Mayor Wolff, Mr. Rosenberg stated there would be 1300 miles of line laid.

In answer to a question by Mr. Pierce, Mr. Rosenberg assured the Council that the contingency fund holds \$100 million dollars.

Mr. Pierce stated that the neighborhood and businesses are caught in the wedge in this Dome-impact area, and that the Dome has done nothing for the area that surrounds it. He asked that both transmission lines be placed underground.

Mr. Martinez made an amendment to the motion to place both overhead lines to property at Fern and Carolina over the Southern Pacific Railroad, then underground from that point along Hoefgen to Parsons Street Sub-station at a cost of \$4.5 million dollars. Mr. Pierce seconded the motion.

In response to questions by Mr. Thornton, Mr. Rosenberg gave the following figures to accomplish laying the lines in different ways:

\$3.8 million would bury one line.
\$6 million would bury both lines.
\$863,000 to carry lines overland on two separate poles.
\$4.5 million to carry lines over railroad and underground thereafter.

Mr. Thornton stated they don't want to change all of the City, but they want this change in this area to be aesthetically correct.

In response to a question by Mayor Wolff, City Manager Briseno clarified this discussion was not due to fear of health failure, and that this would be an exception, rather than the rule, by laying the lines underground. He stated the Planning Commission developed a policy on transmission lines, consistent with other City goals and policies, to include the following: 1) Economic Development, 2) Neighborhood Revitalization, 3) Historic Preservation, 4) Public Investment/Facilities, 5) Scenic Corridors, 6) Land Use Plan, 7) Open Space, and 8) Capital Improvement Projects.

Following discussion, Mr. Pierce recommended that the motion include a one-time exception to policy on location of CPS transmission lines.

The maker and seconder of the first amendment accepted the addition of this wording to the motion.

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(At this time, Mayor Wolff was obliged to leave the meeting and Mayor Pro Tem Vera presided.)

Mr. Perez stated this was a unique opportunity for the City and to approach it as a one-time happening.

(Mayor Wolff returned to the Council Chambers and presided.)

Mr. Thompson spoke of the progression in coming to terms on this issue.

Mr. Labatt reiterated that this is not a health issue, but a one-time exception to the rule, seeking the middle ground.

Mr. Wing made a second amendment, recommending to the Planning Commission review and consideration of the outline of a policy dealing with exceptions of this type, consistent with other City goals and policies 1) Economic Development, 2) Neighborhood Revitalization, 3) Historic Preservation, 4) Public Investment/Facilities, 5) Scenic Corridors, 6) Land Use Plan, 7) Open Space, 8) Capital Improvement Projects. Ms. Vera seconded the motion.

Ms. Vera stated the Amendment was very important and must be realistic on future issues.

After consideration, the motion, on the second amendment prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Vera, Thornton, Labatt, Larson, Wolff; NAYS: Thompson; ABSENT: None.

After consideration, the motion, on the first amendment prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

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

91-42 The Clerk read the following Ordinance:

AN ORDINANCE 74,492

AUTHORIZING THE CITY MANAGER OR HIS DESIGNATED REPRESENTATIVE TO EXECUTE AN ASSET PURCHASE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE LACKLAND CITY WATER COMPANY WHEREBY, UPON CLOSING, THE CITY SHALL PURCHASE THE MEDIO CREEK WASTEWATER TREATMENT PLANT, THE REAL PROPERTY UPON WHICH THE PLANT IS LOCATED, AND ALL IMPROVEMENTS AND FIXTURES

THEREON, THE COLLECTION SYSTEM USED TO TRANSPORT WASTEWATER TO THE TREATMENT PLANT, ALL EASEMENTS AND RIGHTS-OF-WAY RELATED TO SUCH COLLECTION SYSTEM, ALL PERMITS AND LICENSES NECESSARY TO THE OPERATION OF SUCH PLANT AND COLLECTION SYSTEM, ALL CONTRACTS AND PURCHASE ORDERS RELATED TO THE EXPANSION OF THE CAPACITY OF THE MEDIO CREEK PLANT, RIGHTS TO THE EFFLUENT FROM THE PLANT, AND ALL DOCUMENTS RELATED TO THE OPERATION OF THE PLANT, FOR THE AMOUNT OF \$15,500,000.00; AUTHORIZING THE CITY MANAGER OR HIS DESIGNATED REPRESENTATIVE TO EXECUTE ALL DOCUMENTS NECESSARY FOR THE CLOSING CONTEMPLATED UNDER THIS ASSET PURCHASE AGREEMENT; APPROPRIATING \$15,500,000.00 IN THE SEWER REVENUE BONDS FUND NO. 52-009 AND AUTHORIZING PAYMENT IN THE MANNER SET OUT IN THE ASSET PURCHASE AGREEMENT.

* * * *

Mrs. Billa Burke made a motion to approve the proposed Ordinance. Mr. Martinez seconded the motion.

Mr. Joe Aceves, Director, Public Works, explained the Ordinance, and made reference to the report which was issued for the record and made a part of these minutes.

In response to a question by Mr. Labatt, Mr. Aceves explained Cost Avoidance and stated there would be no rate increase to City users.

In answer to Mr. Larson's inquiry, Mr. Aceves stated that the \$30 million previously spent was for 100 acres, rather than the 57 acres which is all that is required. Mr. Aceves spoke of the cost of deferred maintenance and concern for the capacity of the plant.

In response to a question by Mr. Perez, Mr. Aceves explained the revenue and that there is no rate increase.

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

91-42

SAN ANTONIO YOUTH COMMISSION

Mayor Wolff explained details of the proposed San Antonio Youth Commission and its importance in communication between San Antonio youth and the City's Policymakers in order to formulate solutions to problems affecting local youth.

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Mr. Larson spoke in favor of the Youth Commission and invited Council members to a meeting on October 4, 1991 at 4:30 P.M.

Ms. Maria Farrington, Executive Director, "Excellance In Education", recognized Richard Rivera, Special Assistant to the Mayor, for his splendid work on helping to organize the San Antonio Youth Commission.

Mr. Labatt congratulated Ms. Farrington for her dedication to our youth.

Ms. Farrington spoke of the many good individuals not chosen to serve on the Youth Commission, and stated she would like to have them involved in some way.

The Clerk read the following Ordinance:

AN ORDINANCE 74,493

APPOINTING ELEVEN MEMBERS AND ELEVEN ALTERNATES TO THE CITY OF SAN ANTONIO YOUTH COMMISSION. (Voting members: Carol Mendiola, Ursuline; Monica J. Aguirre, Brackenridge; Kristina Johnson, Sam Houston; Erica D. McKane, Sam Houston; Rudy G. Seguin, McCollum; Irma Biache, Lanier; Jorge Navarro, John Jay; Joanna M. Craycraft, Jefferson; Miguel De La Garza, Churchill; Monica C. Flores, Edison; Cliff Turner, Alamo Heights; and Alternates: Stephanie Chozick, Clark; Matthew Wolff, Central Catholic; Kim D. Owens, Sam Houston; Mandisa Parker, East Central; Rene Cortez, So. San Antonio; Azhar Haifa, Burbank; Michelle Traven, W. Campus; Elizabeth Tramer, Clark; Javier Buentello, Lee; Veronica Briseno, MacArthur.)

* * * *

Ms. Vera made a motion to approve the proposed Ordinance. Mr. Labatt 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, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

91-42 City Council recessed at 6:00 P.M. for "B" Session on Boards and Commissions, resuming the "A" Session at 6:40 P.M.

91-42 The Clerk read the following Ordinance:

AN ORDINANCE 74,494

GRANTING A PERMIT TO ALPHA-LEE ENTERPRISES TO STAGE
A FIREWORKS DISPLAY IN BRACKENRIDGE PARK ON FRIDAY,
OCTOBER 4, 1991, IN CONNECTION WITH A CONCERT BY THE
SAN ANTONIO SYMPHONY; AND DECLARING AN EMERGENCY.

* * * *

Mrs. Billa Burke made a motion to approve the proposed Ordinance. Mr. Thompson 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, Wing, Martinez, Thompson, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Vera.

91-42 The Clerk read the following Resolution:

A RESOLUTION NO. 91-42-58

SUPPORTING A CENTRAL BUSINESS DISTRICT LOCATION FOR
SAN ANTONIO'S HIGH-SPEED RAIL PASSENGER STATION.

* * * *

Mr. Thompson made a motion to approve the proposed Resolution. Mr. Martinez seconded the motion.

Mr. Labatt spoke in favor of the High-speed Rail and expressed desires that the train stop downtown.

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

91-42 The Clerk read the following Resolution:

A RESOLUTION NO. 91-42-59

NOMINATING CANDIDATES TO FILL VACANCIES ON THE BEXAR

APPRAISAL BOARD OF DIRECTORS.

* * * *

Mr. Pierce made a motion to approve the proposed Resolution. Mrs. Billa Burke seconded the motion.

Mr. Wing explained the Resolution and nominated Lyle Larson and Roger Perez to the Board of Directors.

Mrs. Yolanda Ledesma, City Clerk's Office, explained the vote would come back by November 15, 1991.

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

91-42 The Clerk read the following Resolution:

A RESOLUTION NO. 91-42-60

URGING THE UNITED STATES HOUSE-SENATE CONFERENCE COMMITTEE ON FUNDING FOR THE CONFERENCE COMMITTEE ON FUNDING FOR THE U. S. DEPARTMENT OF INTERIOR NATIONAL PARK SERVICE TO FAVORABLY CONSIDER ADDING \$4,570,000.00 FOR THE SAN ANTONIO MISSIONS NATIONAL HISTORICAL PARK AND APPLAUDING THE EFFORTS OF SENATORS LLOYD BENTSEN AND PHIL GRAMM AND REPRESENTATIVES HENRY B. GONZALEZ, ALBERT BUSTAMANTE, LAMAR SMITH AND E. KIKA DE LA GARZA AT OBTAINING SAID FUNDING.

* * * *

Mr. Wing made a motion to approve the proposed Resolution. Mr. Thompson seconded the motion.

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

91-42 The Clerk read the following Ordinance:

AN ORDINANCE 74,495

APPROPRIATING \$1,000.00 FROM THE DISTRICT 9 DISCRETIONARY ACCOUNT IN ORDER TO ASSIST IN DEFRAYING THE COSTS OF AN ANNUAL WORKSHOP TO BE HELD BY THE SAN ANTONIO RIVER CORRIDOR COMMITTEE ON OCTOBER 12, 1991, AT SLATTERY HALL, ADJACENT TO MISSION SAN JUAN AS REQUESTED BY COUNCILMEMBER LABATT; AND DECLARING AN EMERGENCY.

* * * *

Mr. Labatt made a motion to approve the proposed Ordinance. Mrs. Billa Burke 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, Wing, Martinez, Thompson, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Vera.

91-42 The Clerk read the following Ordinance:

AN ORDINANCE 74,496

RATIFYING AND CONFIRMING ALL ACTIONS TAKEN BY CITY STAFF IN ACCEPTING THE PROPOSAL OF S.A.C.C., INC. FOR WORK IN CONNECTION WITH THE OLD CORPUS CHRISTI ROAD EMERGENCY 42: SANITARY SEWER REPAIR PROJECT; APPROPRIATING SEWER IMPROVEMENT AND CONTINGENCY FUNDS IN AN AMOUNT NOT TO EXCEED \$50,000.00; AND PROVIDING FOR PAYMENT.

* * * *

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

Mr. Willie Horton, Assistant Director, Wastewater Management, Public Works, explained the Ordinance in detail.

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

City Manager Alex Briseno asked that the City Council give him direction to consolidate these entities and come back to City Council with recommendations at the end of October.

At the request of City Manager, Mr. Joe Aceves, Director, Public Works, elaborated on the subject, explaining options under which consolidation could take place and the advantages of a "one-headed" organization.

Mr. Thornton remarked that we had three entities and three diverse water plans with no connection, and that we need a "water" voice for the City and to act boldly.

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91-42

CITIZENS TO BE HEARD

REVEREND R. A. CALLIES, SR.

Reverend R. A. Callies, Sr., Youth Leadership Conference, complimented Council for their productivity on the Dome, but expressed concern over parking congestion.

* * * *

MR. MARIO CASTILLO

Mr. Mario Castillo, 1918 San Fernando Street, again requested the City Council to repeal the ordinance on junk cars.

* * * *

MR. WALTER BOWMAN

Mr. Walter Bowman, 601 Burnet Street, spoke of the Community working together and how important the water issue is to the Community.

- - -
91-42 City Council recessed its regular meeting at 7:40 P.M. in order to convene in Executive Session to discuss the briefing on a case styled Joe Ramirez and Guadalupe Ramirez v. City of San Antonio.

- - -
91-42 Mayor Wolff reconvened the "A" Session and announced that the City Council had been briefed on a case styled Joe Ramirez and Guadalupe Ramirez v. City of San Antonio and gave staff direction to proceed.

PETITIONS

October 3, 1991

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:

September 11, 1991 Petition submitted by Mr. Harvey Warnken, et al, 919 Clearview, San Antonio, Texas, 78228, requesting maintenance of weeds and brush and that monies be allocated to better maintain or widen/rebuild Callaghan Road.

* * * *

September 13, 1991 Petition submitted by Mr. Jim Gibson, et al, 311 Woodway Forest, San Antonio, Texas 78216, requesting the installation of a stoplight at either Wood Valley and Bitters or Walker Ranch and Bitters for reasons listed on the petition.

/s/ Norma S. Rodriguez
City Clerk

91-42 There being no further business to come before the Council, the meeting was adjourned at 7:46 P.M.

A P P R O V E D

Norma S. Rodriguez
M A Y O R

Attest: *Norma S. Rodriguez*
C I T Y C L E R K