

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, MAY 4, 1989.

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The meeting was called to order by the Presiding Officer, Mayor Henry Cisneros, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, MARTINEZ, THOMPSON, VERA, WOLFF, LABATT, HASSLOCHER, CISNEROS. Absent: NONE.

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89-19 The invocation was given by Reverend Dan McLendon, Trinity Baptist Church.

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89-19 The members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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89-19 ASTRONAUT JOHN BLAHA

Mayor Cisneros introduced Col. John Blaha, Commander of the recent "Discovery" mission into space, and welcomed him to City Hall.

Col. Blaha, a native San Antonian, noted that his family's history dates back to the 1850's in San Antonio, and he provided details of the recent "Discovery" spaceflight mission. He stated that the nation's industrial system has produced the only space-shuttle vehicle in the world, and he presented the people of San Antonio with a framed San Antonio city flag which flew into space with him on the "Discovery" mission.

Mayor Cisneros presented Col. Blaha with a framed skyline photograph of San Antonio.

Mr. Labatt briefly explained Col. Blaha's itinerary for the remainder of his San Antonio visit.

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89-19 NATIONAL DRINKING WATER WEEK

Mayor Cisneros read a proclamation designating the week of May 1-7 as National Drinking Water Week in San Antonio, and introduced Ms. Nelda Weatherly, Chairperson of the City Water Board trustees, and Mr.

Lowell Roberts, Assistant General Manager, City Water Board. He then spoke briefly to Ms. Weatherly's many community endeavors, and presented the proclamation to Ms. Weatherly and Mr. Roberts.

Mr. Labatt spoke to the recent completion of a new Water Board park in the downtown area at Market and Presa Streets.

Ms. Weatherly thanked the Mayor and Council members for the proclamation.

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89-19

SMALL AND MINORITY BUSINESS ENTERPRISE WEEK

Mayor Cisneros read a proclamation designating the week of May 8-12, 1989 as Small and Minority Business Enterprise Week in San Antonio, and introduced Dr. Damaso Oliva, Chairman of the City's Small and Minority Business Advocacy Committee, present in the audience to receive the proclamation. Mayor Cisneros thanked Dr. Oliva for his hard work as the committee's chairman, and presented the proclamation to Dr. Oliva.

Dr. Oliva thanked the Mayor and Council members for the proclamation.

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89-19

OPPORTUNITY NORTH SAN ANTONIO WEEK

Mayor Cisneros read a proclamation designating the week May 7-13, 1989 as Opportunity North San Antonio Week in San Antonio, and introduced Ms. T. J. Connally, and Mr. Dom Pisano, representing the North San Antonio Chamber of Commerce. Mayor Cisneros commented on the North Chamber's vital role in the "Buy San Antonio" campaign, and presented the proclamation to the representatives of the sponsoring group.

A brief discussion then took place concerning the success of the "Buy San Antonio" campaign.

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89-19

CITATION FOR MR. JAVIER ALVAREZ

Mayor Cisneros read the following Citation:

JAVIER ALVAREZ

IN RECOGNITION OF HIS OUTSTANDING ACHIEVEMENTS IN
THE FIELD OF BOXING OVER THE PAST 14 YEARS,
CULMINATING IN HIS ATTAINING THE UNITED STATES

AMATEUR BOXING FEDERATION LIGHT HEAVYWEIGHT
CHAMPIONSHIP IN COLORADO SPRINGS IN 1989. HIS
PROGRESSION OF SPORTS EXCELLENCE HAS INCLUDED
NUMEROUS GOLDEN GLOVES, AAU JUNIOR OLYMPIC AND ABF
TITLES AT ALL LEVELS, FROM LOCAL TO REGIONAL TO
NATIONAL AND TO INTERNATIONAL COMPETITION.

THE CITY COUNCIL COMMENDS MR. ALVAREZ ON HIS
MANIFOLD ACHIEVEMENTS IN THE WORLD OF BOXING
EXCELLENCE, AND EXTENDS BEST WISHES FOR CONTINUED
SUCCESS IN THE FUTURE.

* * * *

Mr. Javier Alvarez spoke to his amateur boxing record and his aspirations of making the next Olympic team for the United States in 1992

Mr. Louis J. Fox, City Manager, noted that Mr. Alvarez is an employee of the Municipal Courts.

Mayor Cisneros presented the Citation and congratulated Mr. Alvarez on behalf of the entire City Council. He also presented him with a special San Antonio tie.

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89-19 4TH GRADE - SKY HARBOUR ELEMENTARY SCHOOL

Mayor Cisneros recognized the presence in the audience today of a group of students from the fourth grade at Sky Harbour Elementary School and welcomed them to City Hall.

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89-19 FINAL REPORT - MARTIN LUTHER KING COMMISSION

Mayor Cisneros spoke of the work of the members of the City's Martin Luther King Commission and of its leadership by former City Councilman Rev. Claude W. Black. He also spoke of the coming retirement of one of the Commission members, Gen. Curtis of Kelly Air Force Base.

Rev. Black presented the Commission's final report, noting that San Antonio has a place for its very own diversity in honoring Dr. King, since some concerns and issues are universal, not ethnic. He then spoke to a number of individuals who made the event successful, in particular singling out Ms. Nancy Bohman, Human Resources and Services Department.

Mayor Cisneros and members of the City Council then presented special gifts to Rev. Black and Ms. Bohman on behalf of the City, and an

exchange of gifts took place.

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89-19 BUYERS DELEGATION FROM KUMAMOTO, JAPAN

Mayor Cisneros acknowledged the presence in the audience today of a group of buyers from Kumamoto, Japan who are in San Antonio on a buyers mission seeking San Antonio products for sale in Kumamoto. He stated they would be in San Antonio from May 1-7 on this trip, and introduced leaders of the delegation, presenting special San Antonio ties to each in addition to a framed San Antonio skyline photograph for the leader of the group.

Ms. Rosemary Kowalski, Caterer, stated that she is one of a group of San Antonians who recently visited Kumamoto. She welcomed the buyers group to San Antonio and spoke of the business relationships linking San Antonio and Kumamoto.

Mr. Koga, leader of the group of buyers for a major Kumamoto store, spoke of the reasons for the trip to San Antonio and thanked the Mayor and City Council for the gifts and recognition.

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89-19 HARRIS MIDDLE SCHOOL STUDENT COUNCIL

Mayor Cisneros welcomed a group of sixth, seventh and eighth-grade students from Harris Middle School to City Hall, noting that the group constitutes members of the Harris Student Council.

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89-19 SALE OF \$18,500,000 CITY OF SAN ANTONIO, TEXAS COMBINATION TAX AND STADIUM AGREEMENT REVENUE CERTIFICATES OF OBLIGATION, SERIES 1989

Mayor Cisneros referred to the opening of bids in the City Clerk's office at 11:00 A.M. Fourteen bids were received in connection with this certificates of obligation sale. The best being the bid of Merrill Lynch with a 6.9736%.

The bids received were as follows:

BEAR STEARNS

Total Interest Cost	\$ 5,777,138.89
Plus Discount	87,875.00
Net Interest Cost	5,865,013.89

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Effective Interest Rate 7,10647%

FIRST CITY NATIONAL BANK OF HOUSTON

Total Interest Cost	\$ 5,694,608.33
Plus Discount	88,800.00
Net Interest Cost	5,783,408.33

Effective Interest Rate 7,0076%

RAUSCHER PIERCE REFSNES, INC.

Total Interest Cost	\$ 5,735,873.61
Plus Discount	86,950.00
Net Interest Cost	5,822,823.61

Effective Interest Rate 7.05535%

MERRILL LYNCH

Total Interest Cost	\$ 5,673,975.69
Plus Discount	81,400.00
Net Interest Cost	5,755,375.69

Effective Interest Rate 6.9736%

NCNB TEXAS

Total Interest Cost	\$ 5,777,138.89
Plus Discount	49,580.00
Net Interest Cost	5,826,718.89

Effective Interest Rate 7.060075%

GRIFFIN, KUBIK, STEPHENS & THOMPSON, INC.

Total Interest Cost	\$ 5,694,608.33
Plus Discount	89,725.00
Net Interest Cost	5,784.333.33

Effective Interest Rate 7.008717%

LOVETT MITCHELL WEBB & GARRISON

Total Interest Cost	\$ 5,777,138.89
Plus Discount	72,150.00
Net Interest Cost	5,841,288.89

Effective Interest Rate 7.087422%

J. P. MORGAN SECURITIES

Total Interest Cost	\$ 5,777,139.00
Plus Discount	82,325.00
Net Interest Cost	5,859,464.00

Effective Interest Rate 7.0997%

DILLON, READ & CO., INC.

Total Interest Cost	\$ 5,859,669.44
Plus Discount	92,500.00
Net Interest Cost	5,952,169.44

Effective Interest Rate 7.212080%

SMITH BARNEY

Total Interest Cost	\$ 5,777,138.89
Plus Discount	55,315.00
Net Interest Cost	5,832,453.89

Effective Interest Rate 7.0607024%

THE NORTHERN TRUST CO.

Total Interest Cost	\$ 5,694,608.33
Plus Discount	92,500.00
Net Interest Cost	5,787,108.33

Effective Interest Rate 7.0120%

MARINE MIDLAND CAPITAL MARKETS CORP.

Total Interest Cost	\$ 5,942,200.00
Plus Discount	92,500.00
Net Interest Cost	6,034,700.00

Effective Interest Rate 7.31208%

FIRST BOSTON

Total Interest Cost	\$ 5,777,138.89
Plus Discount	84,175.00
Net Interest Cost	5,861,313.89

Effective Interest Rate 7.1019%

MORGAN STANLEY

Total Interest Cost	\$ 5,900,934.72
Plus Discount	44,955.00
Net Interest Cost	5,945,889.72

Effective Interest Rate 7.204%

The Clerk read the following Ordinance:

AN ORDINANCE 69,372

AN ORDINANCE AUTHORIZING THE ISSUANCE OF "CITY OF SAN ANTONIO, TEXAS COMBINATION TAX AND STADIUM AGREEMENT REVENUE CERTIFICATES OF OBLIGATION, SERIES 1989"; PROVIDING FOR THE PAYMENT OF THE CERTIFICATES BY THE LEVY OF AN AD VALOREM TAX UPON ALL TAXABLE PROPERTY WITHIN THE CITY AND FURTHER SECURING SUCH CERTIFICATES BY A LIEN ON AND PLEDGE OF CERTAIN NET STADIUM TAX REVENUES OF A STADIUM AGREEMENT; PROVIDING THE TERMS AND CONDITIONS OF SUCH CERTIFICATES AND RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE, PAYMENT, SECURITY, SALE, AND DELIVERY OF SUCH CERTIFICATES, INCLUDING THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND A CITY FINANCING PLAN; AND DECLARING AN EMERGENCY. (AWARDED TO MERRILL LYNCH)

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Mr. Hasslocher made a motion to approve the proposed Ordinance. Mrs. Dutmer seconded the motion.

A discussion took place concerning the excellent interest rate achieved for these bonds, the best received by the City in some five years.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Wolff, Labatt.

89-19 CONSENT AGENDA

Mr. Hasslocher made a motion to approve Agenda Items 8 through 35, constituting the Consent Agenda, with Items 15, 19, 20, 24, 26, 27, 30

and 32 to be pulled for individual consideration. Mr. Thompson seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Wolff, Labatt.

AN ORDINANCE 69,373

ACCEPTING THE LOW BID OF QUALITY BOOKS, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH LIBRARY BOOKS FOR A TOTAL OF \$3,352.85 PLUS TRANSPORTATION.

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AN ORDINANCE 69,374

ACCEPTING THE LOW BID OF CENTURY PAPERS, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH PLASTIC BOOK BAGS FOR A TOTAL OF \$4,445.

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AN ORDINANCE 69,375

ACCEPTING THE LOW QUALIFIED BID OF ANANCOMP, INC., DALLAS, TEXAS TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH MICROFILM CABINETS FOR A TOTAL OF \$7,509.25.

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AN ORDINANCE 69,376

ACCEPTING THE LOW BID OF PINTURA CORPORATION TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH TRAFFIC PAINT FOR A TOTAL OF \$3,405.

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AN ORDINANCE 69,377

ACCEPTING THE LOW BID OF TULLIS SERVICES FOR THE REMOVAL OF RUNWAY RUBBER AT SAN ANTONIO INTERNATIONAL AIRPORT FOR A TOTAL OF \$4,600.

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AN ORDINANCE 69,378

ACCEPTING THE LOW BID OF MISSION CHEVROLET, INC. TO FURNISH THE CITY OF SAN ANTONIO AVIATION AND HUMAN RESOURCES DEPARTMENTS WITH VAN TYPE TRUCKS FOR A TOTAL OF \$29,395.98.

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AN ORDINANCE 69,379

ACCEPTING THE LOW QUALIFIED BIDS OF SANIVAC/DAVIS MANUFACTURING COMPANY, GULF COAST PAPER COMPANY AND VAUGHAN VACUUM COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH FLOOR CARE EQUIPMENT FOR A TOTAL OF \$5,313.22.

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AN ORDINANCE 69,380

ACCEPTING THE LOW QUALIFIED BIDS OF CASE POWER & EQUIPMENT, INGRAM MANUFACTURING COMPANY, WEHRING-GOSS EQUIPMENT CORPORATION, QUALITY EQUIPMENT COMPANY, AND ANDERSON MACHINERY COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH HEAVY EQUIPMENT FOR A TOTAL OF \$774,812. AND AUTHORIZING THE SALE OF TRADE-IN UNITS TO ALAN MACHINERY FOR A TOTAL OF \$10,000.

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AN ORDINANCE 69,381

ACCEPTING THE LOW BID OF RABA KISTNER CONSULTANTS, INC., TO FURNISH THE CITY OF SAN ANTONIO AUTOMOTIVE OPERATIONS WITH A CONTRACT FOR ENVIRONMENTAL ASSESSMENT OF CITY REFUELING FACILITIES FOR A TOTAL OF APPROXIMATELY \$200,000, AND APPROPRIATING FUNDS FOR THIS PROJECT.

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AN ORDINANCE 69,382

ACCEPTING THE LOW BID OF LANDMARK SYSTEMS CORPORATION TO FURNISH THE CITY OF SAN ANTONIO INFORMATION SYSTEM (CICS) PERFORMANCE MANAGEMENT SOFTWARE AT A COST OF \$18,900.

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AN ORDINANCE 69,383

ACCEPTING A PROPOSAL FROM THE SAN ANTONIO RIVER AUTHORITY (SARA), IN THE AMOUNT OF \$750,900.00, TO PERFORM DESIGN COORDINATION, RIGHT-OF-WAY ACQUISITION SERVICES, CONSTRUCTION ADMINISTRATION AND INSPECTION ASSOCIATED WITH THE FREDERICKSBURG ROAD FROM FIVE POINTS TO WOODLAWN PROJECT IN COUNCIL DISTRICT .

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AN ORDINANCE 69,384

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR ARCHITECTURAL SERVICES WITH E. L. FLY & ASSOCIATES, INC., IN CONNECTION WITH THE CARVER CULTURAL CENTER GARDEN PROJECT.

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AN ORDINANCE 69,385

AUTHORIZING FIELD ALTERATION NO. 6, IN THE AMOUNT OF \$14,456.35 PAYABLE TO THE KOEHLER COMPANY IN CONNECTION WITH THE FIRE STATION NO. 29 LOCATED AT IH 37 AND HOT WELLS BLVD.

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AN ORDINANCE 69,386

AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE WITH ORIGINAL MEXICAN RESTAURANT FOR USE OF CITY-OWNED LAND FOR OUTDOOR DINING SPACE.

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AN ORDINANCE 69,387

AUTHORIZING AN APPLICATION FOR, AND ACCEPTANCE OF, A GRANT FROM THE NATIONAL COUNCIL ON THE AGING, INC., FOR CONTINUATION OF THE SENIOR COMMUNITY SERVICE EMPLOYMENT PROJECT FROM JULY 1, 1989, THROUGH JUNE 30, 1990; AUTHORIZING A CONTRIBUTION FROM THE GENERAL FUND; ESTABLISHING A BUDGET AND PERSONNEL COMPLEMENT; AND APPROVING A STANDARD

WORKSITE AGREEMENT.

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AN ORDINANCE 69,388

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE CITY PUBLIC SERVICE BOARD TO INSTALL ELECTRIC DISTRIBUTION AND SERVICE LINES AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

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AN ORDINANCE 69,389

AUTHORIZING THE CITY MANAGER TO SUBMIT THE ALAMO SUBSTATE AREA ECONOMIC DISLOCATION AND WORKER ADJUSTMENT ASSISTANCE ACT (EDWAAA) PLAN FOR THE PROGRAM YEAR COMMENCING JULY 1, 1989, AND ENDING JUNE 30, 1990; DESIGNATING THE DEPARTMENT OF ECONOMIC AND EMPLOYMENT DEVELOPMENT (DEED) AS THE EDWAAA SUBSTATE GRANTEE; AND ACCEPTING PROJECTED ALLOCATION OF \$1,059,361.00 FOR TITLE III SERVICES UNDER EDWAAA.

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AN ORDINANCE 69,390

AUTHORIZING THE CLOSURE OF SAN AUGUSTINE FROM W. COMMERCE TO BUENA VISTA, WHICH IS REQUESTED BY ST. JUDE'S CHURCH FOR SUNDAY, JULY 9, 1989, FROM 10:00 A.M. TO MIDNIGHT TO HOLD THEIR ANNUAL FALL FESTIVAL.

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AN ORDINANCE 69,391

AUTHORIZING THE CLOSURE OF SAN FERNANDO BETWEEN PECOS-LA TRINIDAD AND LEONA STREETS ON TUESDAY, JULY 4, 1989, FROM 6:00 A.M. TO 12:00 MIDNIGHT, WHICH IS REQUESTED BY THE TRINIDAD UNITED METHODIST CHURCH TO HOLD THEIR ANNUAL FOURTH OF JULY FAMILY PICNIC FUND RAISER.

* * * *

AN ORDINANCE 69,392

AMENDING ORDINANCE #69291 APPROVED ON APRIL 13, 1989, SO AS TO INCLUDE ALL STREETS THAT ARE TO BE TEMPORARILY CLOSED AND THEIR VARYING TIMES OF CLOSURE IN CONNECTION WITH THE ANNUAL CINCO DE MAYO FESTIVITIES.

* * * *

89-19 The Clerk read the following Ordinance:

AN ORDINANCE 69,393

ACCEPTING THE LOW BID OF FIVE TEX, INC., DBA CYCLE WORLD TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH MOTORCYCLES ON A LEASE BASIS FOR A TOTAL OF \$389 PER UNIT.

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In response to a question by Mr. Hasslocher, Mr. Archie Titzman, Director of the Department of Purchasing and General Services, explained the rationale for leasing motorcycles rather than buying them.

Mr. Hasslocher made a motion to approve the proposed Ordinance. Mr. Webb seconded the motion.

In response to a question by Mrs. Dutmer, Mr. Titzman noted that the San Antonio Police Department had recommended this proposed lease.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Thompson, Vera, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Martinez, Wolff, Labatt.

89-18 The Clerk read the following Ordinance:

AN ORDINANCE 69,394

APPROPRIATING AN ADDITIONAL \$77,859.71 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES, AUTHORIZING FIELD ALTERATIONS NO. 34, 35, 36 & 37 IN THE TOTAL AMOUNT OF \$77,859.71, PAYABLE TO H.B. ZACHRY COMPANY, IN CONNECTION WITH THE ASHBY STREET DRAINAGE PROJECT NO. 30 & 31.

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Mr. Hasslocher made a motion to approve the proposed Ordinance.

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Mr. Webb seconded the motion.

In response to a question by Ms. Berriozabal, Mr. Joe Aceves, Director of Public Works, discussed the four field alterations involved and the reasons why these field alterations were necessary. He also noted that on May 28, 1989 a "B" session would be held to discuss trench cuts.

Mr. Thompson noted that field alterations are not a reflection of the contractor's performance but rather these change orders are requested by the City.

A brief discussion then took place on who should be held liable for "errors of omission."

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Dutmer, Thompson, Vera, Hasslocher, Cisneros; NAYS: None; ABSENT: Webb, Wing, Martinez, Wolff, Labatt.

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89-19 The Clerk read the following Ordinance:

AN ORDINANCE 69,395

AUTHORIZING AN ADDITIONAL \$62,292.52 FOR ENGINEERING FEES PAYABLE TO WEYMAN & ASSOCIATES, INC., IN CONNECTION WITH THE RIP RAP #69, PHASE I DRAINAGE PROJECT.

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Mr. Hasslocher made a motion to approve the proposed Ordinance. Mr. Thompson seconded the motion.

In response to a question by Mrs. Dutmer, Mr. Joe Aceves, Director of Public Works, explained the disbursement of the monies allocated in this Ordinance.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Dutmer, Thompson, Vera, Hasslocher, Cisneros; NAYS: None; ABSENT: Webb, Wing, Martinez, Wolff, Labatt.

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89-18 The Clerk read the following Ordinance:

AN ORDINANCE 69,396

AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE WITH RIO RIO CANTINA CORPORATION, D/B/A NAKED IGUANA, FOR USE OF CITY-OWNED LAND FOR OUTDOOR DINING SPACE.

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Mr. Hasslocher made a motion to approve the proposed Ordinance. Mrs. Dutmer seconded the motion.

In response to a question by Mr. Hasslocher, Mr. Ron Darner, Director of Parks & Recreation, explained that a small space had been leased for this new business located on the River Walk.

In response to questions by Ms. Vera, Mr. Darner, stated that the River Walk Commission hears all requests for businesses on the River Walk and the Historic Review Board only hears those requests that involve structures that are considered historical in nature.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Dutmer, Thompson, Vera, Hasslocher, Cisneros; NAYS: None; ABSENT: Webb, Wing, Martinez, Wolff, Labatt.

89-18 The Clerk read the following Ordinance:

AN ORDINANCE 69,397

AUTHORIZING AND APPROPRIATING THE SUM OF \$20,848.25 FOR CLOSING COSTS, INCLUDING ATTORNEY'S FEES AND SURVEYING COSTS, IN CONNECTION WITH THE PURCHASE ON APRIL 21, 1989, OF THE LEASEHOLD INTEREST OF CONTROL DATA CORPORATION IN THE LAND, THE MAGNETIC PERIPHERALS BUILDING, AND ALL APPURTENANCES THERETO, ALONG WITH CERTAIN PERSONAL PROPERTY, FIXTURES, AND INTANGIBLES LOCATED IN THE VISTA VERDE SOUTH PROJECT.

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Mr. Hasslocher made a motion to approve the proposed Ordinance. Mrs. Dutmer seconded the motion.

In response to a question by Mrs. Dutmer, Mr. Louis J. Fox, City Manager, stated that passage of this Ordinance would give the City clear

use of this land.

Mr. Oscar Perez, Special Projects Office, explained the costs involved in connection with this purchase.

In response to a question by Mr. Hasslocher, Mr. Perez explained the purpose of this Ordinance.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Dutmer, Martinez, Thompson, Vera, Hasslocher, Cisneros; NAYS: None; ABSENT: Webb, Wing, Wolff, Labatt.

89-18 The Clerk read the following Ordinance:

AN ORDINANCE 69,398

AUTHORIZING THE CITY TO ACCEPT A GENERAL WARRANTY DEED FROM THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO [SAN ANTONIO DEVELOPMENT AGENCY] OF CERTAIN PROPERTY IN THE VISTA VERDE SOUTH PROJECT AND AUTHORIZING AND APPROPRIATING IN THE PUBLIC IMPROVEMENT AND OTHER PURPOSES CERTIFICATES OF OBLIGATION SERIES 1988B FUND NO. 43-812 THE SUM OF \$6,350.00 FOR THE PAYMENT OF SURVEY AND APPRAISAL FEES INCURRED IN CONNECTION WITH SAID PROPERTY AND ADDITIONAL SURROUNDING PROPERTY LOCATED IN SAID VISTA VERDE SOUTH PROJECT.

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Mr. Hasslocher made a motion to approve the proposed Ordinance. Mrs. Dutmer seconded the motion.

In response to a question by Mr. Martinez, Mr. Oscar Perez, Special Projects Office, explained the purpose of this Ordinance.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Dutmer, Martinez, Thompson, Vera, Hasslocher, Cisneros; NAYS: None; ABSENT: Webb, Wing, Wolff, Labatt.

89-18 The Clerk read the following Ordinance:

AN ORDINANCE 69,399

AMENDING A PROFESSIONAL SERVICES CONTRACT WITH 3/D/INTERNATIONAL TO DESIGN SIGNAGE AND SIGNALIZATION AND PROVIDE CONSTRUCTION PHASE SERVICES IN THE TRIPARTY DOWNTOWN TRANSPORTATION IMPROVEMENTS; INCREASING THE AMOUNTS OF CITY OF SAN ANTONIO FUNDS AND UMTA FUNDS AND DECREASING VIA FUNDS; AND AUTHORIZING THE REVISION OF THE BUDGET ACCORDINGLY.

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Mr. Hasslocher made a motion to approve the proposed Ordinance. Mrs. Dutmer seconded the motion.

Mr. Frank Perry, Director of Downtown Initiatives, in response to a question by Mr. Hasslocher, explained that this Ordinance covered pedestrian and bus stop signs.

Mr. Hasslocher expressed his approval of the new signs and thanked the City staff for their work.

Mrs. Dutmer noted that on a recent trip through the downtown area she had observed movement of the bricks that have recently been laid on one of the downtown streets as a bus travelled over them. She expressed concern that with time these bricks could become loose and break.

Mr. Joe Aceves, Director of the Public Works Department, stated that his department would look at the area where Mrs. Dutmer noticed the movement in order to determine if the bricks are properly laid.

In response to a question by Mrs. Dutmer, Mr. Perry explained the need for the transfer of monies.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Dutmer, Thompson, Vera, Hasslocher, Cisneros; NAYS: None; ABSENT: Webb, Wing, Martinez, Wolff, Labatt.

89-18 The Clerk read the following Ordinance:

AN ORDINANCE 69,400

AUTHORIZING THE CITY MANAGER TO TRANSFER BUDGET ACTIVITY FROM 16-10-09, PROJECT NUMBER 029003, JOB TRAINING PARTNERSHIP ACT (JTPA) TITLE IIA, SECTION

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Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Webb seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Wolff, Labatt.

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89-19 The Clerk read the following Ordinance:

AN ORDINANCE 69,402 .

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ACCEPTING THE HIGH BIDS RECEIVED IN CONNECTION WITH CITY FUNDS AVAILABLE FOR DEPOSIT IN INTEREST-BEARING CERTIFICATES OF DEPOSIT.

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Mrs. Dutmer made a motion to approve the proposed Ordinance. Mrs. Vera seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Wolff, Labatt.

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89-14 The Clerk read the following Resolution:

A Resolution NO. 89-19-47 .

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SUPPORTING FUNDING OF AN ESTIMATED \$200,000 FOR THE COMPLETION OF A STUDY RECOMMENDED BY THE SMALL AND MINORITY BUSINESS ADVOCACY COMMITTEE TO DETERMINE THE AVAILABILITY OF SMALL, MINORITY, AND FEMALE CONTRACTORS AND \$96,758 FOR ADDITIONAL STAFF REQUIRED TO FULFILL THE RECOMMENDATIONS OF THE CITY COUNCIL COMMITTEE ON SMALL BUSINESS DEVELOPMENT.

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Mr. Webb made a motion to approve the proposed Resolution. Mrs. Vera seconded the motion.

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In response to a question by Mrs. Dutmer, Mr. Stu Summers, Director of the Department of Economic and Employment Development, stated that this proposed Resolution merely urges the City Manager to fund this item in next year's budget.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Webb, Dutmer, Martinez, Vera, Hasslocher, Cisneros; NAYS: None; ABSENT: Berriozabal, Wing, Thompson, Wolff, Labatt.

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89-18 The Clerk read the following Resolution:

A RESOLUTION NO. 89-19-48 .

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ADOPTING THE GOOD FAITH EFFORT PLAN AND ESTABLISHING
SMALL, MINORITY AND FEMALE-OWNED BUSINESS ENTERPRISE
CONSTRUCTION SUBCONTRACTING GOALS.

* * * *

Mr. Webb made a motion to approve the proposed Resolution. Mrs. Vera seconded the motion.

Mrs. Dutmer urged that staff determine how many people are in a particular type of work when percentages and goals are set in the study.

Mr. Lloyd Garza, City Attorney, stated that both the Legal Department and DEED are cognizant of the legal requirements and will take steps to safeguard that they are implemented.

Mr. Martinez spoke to the importance of conducting the study to ensure proper implementation of the program.

In response to a question by Mr. Martinez, Mr. Stu Summers, Director of the Department of Economic and Employment Development, stated that the cost of the study has not yet been determined and that this resolution requests the City Manager to consider of this item in next year's budget.

(At this point Mayor Cisneros was obliged to leave the meeting. Mr. Hasslocher presided.)

Ms. June Bass, representing the American Subcontractors Association, read from a prepared statement which addressed a resolution passed by her Association declaring their stance on this issue.

(Mayor Cisneros returned to the meeting and presided.)

Mr. Lydon Flume, San Antonio Construction Industry Council, spoke to the issues his association would like to have incorporated into the study.

Mr. Thompson spoke to the importance of City government assuring small or minority participation in City projects without jeopardizing quality. He spoke to the issue of rapid compensation for subcontractors.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Webb, Dutmer, Thompson, Vera, Wolff, Hasslocher, Cisneros; NAYS: None; ABSENT: Berriozabal, Wing, Martinez, Labatt.

- - -
89-19 The Clerk read the following Ordinance:

AN ORDINANCE 69,403 .

.
PROHIBITING DISCRIMINATION BASED UPON RACE, COLOR, NATIONAL ORIGIN, RELIGION, SEX, AGE OR HANDICAP IN THE AWARDING OF SUBCONTRACTS FUNDED IN WHOLE OR PART WITH CITY FUNDS AND PRESCRIBING A PENALTY OF NOT LESS THAN \$100.00 NOR MORE THAN \$500.00 FOR VIOLATION THEREOF.

* * * *

Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Hasslocher seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Webb, Dutmer, Thompson, Vera, Wolff, Hasslocher, Cisneros; NAYS: None; ABSENT: Berriozabal, Wing, Martinez, Labatt.

- - -
89-19 The Clerk read the following Ordinance:

AN ORDINANCE 69,404 .

.
APPROPRIATING \$26,650.00 TOGETHER WITH INTEREST THEREON IN SATISFACTION OF MONETARY JUDGMENT IN CAUSE NO. 83-CI-14959, SINGLETON V. CITY OF SAN ANTONIO, IN THE 45TH JUDICIAL DISTRICT COURT OF BEXAR COUNTY, TEXAS.

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jd

* * * *

Mr. Webb 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: Webb, Dutmer, Thompson, Vera, Wolff, Hasslocher, Cisneros; NAYS: None; ABSENT: Berriozabal, Wing, Martinez, Labatt.

- - -
89-19 The Clerk read the following Ordinance:

AN ORDINANCE 69,405 .

.
AUTHORIZING THE PAYMENT OF JUDGMENT IN THE AMOUNT OF \$100,000.00 IN CAUSE NO. 86-CI-20728, STYLED RICHARD GARCIA AND GUADALUPE GARCIA, ET AL VS. EDWARD TOVAR AND THE CITY OF SAN ANTONIO, IN THE 288TH JUDICIAL DISTRICT COURT BEXAR COUNTY, TEXAS.

* * * *

Mr. Hasslocher made a motion to approve the proposed Ordinance. Mrs. Dutmer seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Webb, Dutmer, Thompson, Vera, Wolff, Hasslocher, Cisneros; NAYS: None; ABSENT: Berriozabal, Wing, Martinez, Labatt.

- - -
89-19 The Clerk read the following Ordinance:

AN ORDINANCE 69,406 .

.
AUTHORIZING PAYMENT IN SETTLEMENT OF CAUSE NO. 88-CI-12102, STYLED DORA LIZCANO VS. CITY OF SAN ANTONIO AND DAVID GONZALES IN THE 45TH JUDICIAL DISTRICT COURT, BEXAR COUNTY, TEXAS.

* * * *

Mr. Hasslocher 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: Webb, Dutmer,

Thompson, Vera, Wolff, Hasslocher, Cisneros; NAYS: None; ABSENT:
Berriozabal, Wing, Martinez, Labatt.

- - -
89-19 The Clerk read the following Ordinance:

AN ORDINANCE 69,407

AUTHORIZING PAYMENT IN SETTLEMENT OF CAUSE NO.
86-CI-12203, STYLED TOM SCRIVNER VS. CITY OF SAN
ANTONIO, LOU FOX AS THE SAN ANTONIO CITY MANAGER,
CHARLES RODRIGUEZ AS CHIEF OF POLICE OF THE CITY OF
SAN ANTONIO, OFFICER JUAN ESTRADA OF THE SAN ANTONIO
POLICE DEPARTMENT; IN THE 37TH JUDICIAL DISTRICT
COURT, BEXAR COUNTY, TEXAS.

* * * *

Mr. Hasslocher made a motion to approve the proposed Ordinance.
Mrs. Dutmer seconded the motion.

After consideration, the motion, carrying with it the passage of
the Ordinance, prevailed by the following vote: AYES: Webb, Dutmer,
Martinez, Thompson, Vera, Wolff, Hasslocher, Cisneros; NAYS: None;
ABSENT: Berriozabal, Wing, Labatt.

- - -
89-19 The Clerk read the following Ordinance:

AN ORDINANCE 69,408

RESCHEDULING FROM MAY 15, 1989 TO JUNE 12, 1989 THE
CITY COUNCIL PUBLIC HEARING REQUIRED IN CONNECTION
WITH THE ANNUAL COMMUNITY DEVELOPMENT BLOCK GRANT
(CDBG) BUDGET PROCESS.

* * * *

Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr.
Hasslocher seconded the motion.

After consideration, the motion, carrying with it the passage of
the Ordinance, prevailed by the following vote: AYES: Webb, Dutmer,
Martinez, Thompson, Vera, Wolff, Hasslocher, Cisneros; NAYS: None;
ABSENT: Berriozabal, Wing, Labatt.

- - -
May 4, 1989
jd

89-19 The Clerk read the following Ordinance:

AN ORDINANCE 69,409

AUTHORIZING THE CITY MANAGER OR HIS DELEGATE TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE COUNTY OF BEXAR TO CONTINUE TO PROVIDE LIBRARY SERVICES FOR COUNTY RESIDENTS LIVING OUTSIDE THE CORPORATE LIMITS OF THE CITY OF SAN ANTONIO FOR A TWELVE MONTH (12) PERIOD COMMENCING OCTOBER 1, 1988 AND TERMINATING SEPTEMBER 30, 1989 FOR A SUM OF \$800,367.00.

* * * *

Mr. Webb 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: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Wolff, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Labatt.

Mrs. Dutmer stated that this interlocal agreement between the City of San Antonio and Bexar County would address one of the concerns she has heard expressed that the City taxpayer is footing all the bills for library services although County residents also use the library system.

89-19 The Clerk read the following Ordinance:

AN ORDINANCE 69,410

AUTHORIZING THE CITY MANAGER OR HIS DELEGATE TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE COUNTY OF BEXAR TO CONTINUE TO PROVIDE SAN ANTONIO METROPOLITAN HEALTH DISTRICT SERVICES TO RESIDENTS OF UNINCORPORATED AREAS OF BEXAR COUNTY FOR A TWELVE MONTH PERIOD COMMENCING OCTOBER 1, 1988 AND TERMINATING SEPTEMBER 30, 1989 FOR A SUM OF \$580,546.00.

* * * *

Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Webb seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Wolff, Hasslocher, Cisneros; NAYS:

None; ABSENT: Wing, Labatt.

89-19 The Clerk read the following Ordinance:

AN ORDINANCE 69,411

APPOINTING DIRECTORS TO THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY FOR TWO-YEAR TERMS TO EXPIRE ON MAY 9, 1991.

* * * *

Mr. Hasslocher 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: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Wolff, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Labatt.

89-19 The Clerk read the following Ordinance:

AN ORDINANCE 69,412

APPOINTING TRUSTEES TO THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY FOR THREE-YEAR TERMS TO EXPIRE ON MAY 9, 1992.

* * * *

Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Webb seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Wolff, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Labatt.

ZONING HEARINGS

49. CASE Z89065 - to rezone Lots 13, 14, 15 and 16, Block 1, NCB 7253, 1014 Basse Road, from "F" Local Retail District to "B-3R" Restrictive Business District, located on the southside of Basse Road, being 145 feet west of the intersection of Basse Road and San Pedro

Avenue, having 100 feet on Basse Road with a depth of 130 feet.

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

Mr. Hasslocher made a motion to approve the recommendation of the Zoning Commission provided that 13-foot of street dedication is given along Basse Road. Mrs. Dutmer seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Wolff, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Labatt.

AN ORDINANCE 69,413

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 13, 14, 15 AND 16, BLOCK 1, NCB 7253, 1014 BASSE ROAD FROM "F" LOCAL RETAIL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

50. CASE Z89067 - to rezone the east irregular 210 feet of Lot 177, Lot 182A, Lot 182B and Lot 195, NCB 12008, the northwest 160 feet of Lot 3; and the northwest 160 feet of the northeast 609.08 feet of Lot 26, Block 1, NCB 12059; Bitters Road and 281 North from Temporary "R-1" One Family Residence District, "B-3R" Restrictive Business District and "F" Local Retail District to "B-3" Business District. The east irregular 210 feet of Lot 177 is located on the north west side of Hwy 281 North, approximately 300 feet northeast of the cutback at Bitters Road, having 100 feet on Hwy 281 North and a depth of 210 feet. Lots 182A, 182B and Lot 195 are located northwest intersection of Bitters Road, and 281 North/Bitters Road cutback, having 154.04 feet on the cutback and 285.25 feet on Bitters Road. Lots 3 and 26 are located on the southwest side of Bitters Road, being 317.48 feet northwest of the cutback at 281 North, having 160 feet on Bitters Road and a depth of 1409.09 feet.

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

Mr. Webb made a motion to approve the recommendation of the Zoning Commission. Mr. Hasslocher seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Wolff, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Labatt.

AN ORDINANCE 69,414

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 EAST IRREGULAR 210 FEET OF LOT 177, LOT 182A, LOT 182B AND LOT 195, NCB 12008, THE NORTHWEST 160 FEET OF LOT 3 AND THE NORTHWEST 160 FEET OF THE NORTHEAST 609.08 FEET OF LOT 26, BLOCK 1, NCB 12059. BITTERS ROAD AND US HIGHWAY 281 NORTH FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT, "B-3R" RESTRICTIVE BUSINESS DISTRICT AND "F" LOCAL RETAIL DISTRICT TO "B-3" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

51. CASE Z89077 - to rezone a 1.393 acre parcel of land out of Tract 1, NCB 11316, 1015 Cupples Road from "B-2NA" Non-Alcoholic Sales Business District to "B-2" Business District located on the west side of Cupples Road, being 55 feet north of the intersection of Cupples Road and Weir Avenue, having 150 feet on Cupples Road with a depth of 200 feet. A 0.695 acre parcel of land is located on the west side of Cupples Road, being 141 feet north of the intersection of Cupples Road and Weir Avenue, having 150 feet on Cupples Road with a depth of 200 feet.

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

Mr. Martinez made a motion to approve the recommendation of the Zoning Commission. Mr. Hasslocher seconded the motion.

Mr. Martinez introduced Mr. James Vasquez, Superintendent, Edgewood Independent School District and Mr. Pete Gonzalez, President, Board of Trustees, Edgewood Independent School District, who were present in the audience in support of this Ordinance.

Mr. Martinez stated that today's Council action would complete the zoning that is necessary to move forward with the development of this area into a single family subdivision.

Mr. Gonzalez spoke in support of this zoning change.

Mr. Martinez spoke of the Mr. Hartman's tremendous effort in attempting to make this project a reality. He noted that Mr. Hartman has made a name for himself for constructing inner city housing.

Mrs. Dutmer complimented Mr. Martinez and everyone else that is involved with this project.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

AN ORDINANCE 69,415

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 1.393 ACRE PARCEL OF LAND OUT OF TRACT 1, NCB 11316, 1015 CUPPLES ROAD FROM "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

52. CASE NO. Z89078 - to rezone Lots 341-A and 341-B, Block 35, NCB 11134, 2304 Palo Alto Road, from "F" Local Retail District to "B-3R" Restrictive Business District, located southeast of the intersection of Palo Alto Road and Mally Blvd., having 152.63 feet on Palo Alto Road and 120 feet on Mally Blvd.

Mr. Andy Guerrero, Planner III, stated that the proponent and Communities Organized for Public Service (COPS) had some issues that had to be resolved and the proponent requested postponement of this case for 30 days.

Mrs. Dutmer made a motion to postpone for 30 days. Mr. Wing seconded the motion.

After consideration, the motion, carrying with it to postpone for 30 days, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

Case No. Z89078 was postponed for 30 days.

53. CASE Z89079 - to rezone Lot 54, Block 3, NCB 11613, 2100 Block of Babcock Road from "A" Single Family Residence District to "O-1" Office District located on the southwest side of Babcock Road, being 336.6' southeast on the intersection of Babcock Road and W. Beverly Mae Drive, having 100' on Babcock Road with a depth of 245'.

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

Mr. Wolff made a motion to approve the recommendation of the Zoning Commission. Mr. Hasslocher seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

AN ORDINANCE 69,416

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 54, BLOCK 3, NCB 11613, 2100 BLOCK OF BABCOCK ROAD FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

54. CASE Z89083 - to rezone northeast 100 feet of the southwest 280.8 feet of the northwest 239.00 feet of Lot 23, NCB 11624, 5414 Fredericksburg Road from "B-2" Business District to "B-3R" Restrictive Business District located 180.08 feet northeast of Fredericksburg Road, approximately 601.66 feet northwest of the intersection of Fredericksburg Road and Mockingbird Road, having 100.00 feet in width and 239.00 feet in length.

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

Mr. Wolff made a motion to approve the recommendation of the Zoning Commission. Mr. Hasslocher seconded the motion.

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After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

AN ORDINANCE 69,417

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 NORTHEAST 100 FEET OF THE SOUTHWEST 280.8 FEET OF THE NORTHWEST 239.00 FEET OF LOT 23, NCB 11624, 5414 FREDERICKSBURG ROAD FROM "B-2" BUSINESS DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

55. CASE NO. Z89050 - to rezone Lot 10, Block 60, NCB 7210, 1002 Fresno Drive from "B" Residence District to "O-1" Office District located southwest of the intersection of Fresno Drive and Grant Avenue, having 50 feet on Fresno Drive and 132.5 feet on Grant Avenue.

Mr. Phil Garay, representing the proponent, asked the Council for a three-week postponement of this case to give the proponent time to resolve some problems that have arisen.

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

Mrs. Berriozabal made a motion to postpone consideration of this case for three weeks. Mrs. Dutmer seconded the motion.

After consideration, the motion to postpone this case for, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cisneros.

Case No. Z89050 was postponed for three weeks

56. CASE Z89073 CC - to rezone Lot 3, NCB 7073, 1110 Halliday Street, from "B" Residence District and "F" Local Retail District to "R-3" C.C. Multiple Family Residence District with City Council approval for a day care center caring for over 20 children located on the southside of

Halliday Street, being 109 feet of the intersection of Halliday Street and New Braunfels Avenue, having 50 feet on Halliday Street with a depth of 124 feet.

Ms. Rebecca Campbell, the proponent, stated that she was requesting the change in zoning to establish an after school child care program at the site.

Major Dye spoke in opposition to the rezoning request and voiced his concern regarding traffic hazards and congestion if the zoning is approved and a child care facility is established.

Ms. Campbell stated that, if the zoning is approved, she will establish and implement procedures for the dropping off and picking up of the children.

In response to a question by Mrs. Dutmer, Ms. Campbell noted that, while she presently resides in the house, if the zoning is approved she will move out to use all the space available for the child care program. She added, however, that she will continue to live in the area. She also stated that, although she had originally planned to put up a fence in the front yard, she would not do so if there were objections.

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

Mrs. Dutmer made a motion to approve the original "R-3" zoning. Mrs. Berriozabal seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Wolff, Labatt, Hasslocher, Cisneros. NAYS: None; ABSENT: Martinez, Vera.

AN ORDINANCE 69,418

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 3, NCB 7073, 110 HALLIDAY STREET FROM "B" RESIDENCE DISTRICT AND "F" LOCAL RETAIL DISTRICT TO "R-3" C.C. MULTIPLE-FAMILY RESIDENCE DISTRICT WITH CITY COUNCIL APPROVAL FOR A DAY-CARE CENTER CARING FOR OVER 20 CHILDREN. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

89-19 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE: CANCELLATION OF CERTAIN CDBG PROJECTS

Mayor Cisneros declared the Public Hearing to be opened.

Mr. Cano spoke to his concerns with flooding in the Keitha Street area. He asked the Council to consider accelerating the drainage construction program.

Mayor Cisneros declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 69,419

AUTHORIZING THE CANCELLATION OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECTS DETERMINED TO BE INFEASIBLE; APPROVING THE REPROGRAMMING OF AVAILABLE FUNDS FROM CANCELLED AND COMPLETED PROJECTS TO IDENTIFIED PROJECT SHORTFALLS AND NEW CAPITAL IMPROVEMENT AND HOUSING PROJECTS; AND AUTHORIZING THE EXECUTION OF REQUIRED PROJECT CONTRACTS.

* * * *

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

In response to a question by Ms. Berriozabal, Mr. Drew Cameron, Community Development Officer, explained the purpose of this proposed Ordinance.

Ms. Berriozabal voiced her concern that San Antonio Housing Authority consistently states that it has no funds for maintenance at Lincoln Courts, when in fact these funds are available, in her opinion. She stated that she would continue to work with Lincoln Courts residents to look into this matter.

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

A discussion then took place with representatives of a resident group near the City's Keitha Street project concerning the need for projects to prevent flooding in the area.

Father Mike Kenny, Pastor of Resurrection Parish, addressed the vital need to accelerate work on the Keitha Street project to protect people from flooding.

Mr. Thompson stated his opinion that this matter is a very serious problem, and that construction and development in this area has increased flooding in the area because of additional runoff. He noted that the City now is buying up property and moving people out of the flood-prone areas, which is scheduled to become a part of Rodriguez Park, ultimately.

Mr. Andrew Cameron, Community Development Officer, spoke to the number of persons he feels can be relocated with this additional \$157,000 in Community Development funding.

Mr. Martinez addressed the District 5 projects funded by this CDBG reprogramming.

Mr. Labatt noted that, for the first time, District 9 now is eligible to receive CDBG funds.

In response to a question by Mrs. Dutmer, Mr. Cameron noted that the City needs to buy up some 18 homes, in all, to complete the Keitha Street Project, and that today's proposed funds will purchase two or three of those properties. He then addressed the remainder of the work to be done around the Rice Road bridge, on the City's east side.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Wolff, Labatt, Hasslocher; NAYS: None; ABSENT: Martinez, Vera, Cisneros.

- - -
89-19

EGYPTIAN ARTIFACTS

On a point of personal privilege, Mr. Wolff stated that he had met recently with a delegation from Egypt, here in San Antonio to present a seminar on tourism travel to Egypt.

Mr. Wolff then turned over to the City several momentos from Egypt for City display. Mayor Pro Tem Webb formally accepted the gifts on behalf of the City of San Antonio.

Ms. Jean Lowry, representing Lowry & Scott Travel, briefly explained the meeting of some 135 travel agents and a delegation from Egypt, and spoke of her desire to develop a U.S.-Egypt student exchange program.

Mrs. Dutmer asked for the latest information concerning the "Glories of Egypt" exhibit, which was scheduled to be on display in San Antonio next year.

Ms. Karen Davis, Assistant to the City Manager, noted that the problems concerning the exhibit deal with the increasing cost demands on the exhibit, what is to be included in that exhibit, and the lack of sponsorship of the exhibit by the National Gallery of Art in Washington, D.C. following negotiations with representatives from Egypt. She noted that San Antonio was to have been part of the multi-city package arranged through the National Gallery of Art.

Ms. Beth Costello, Director of International Relations, explained the problems in detail concerning the exhibit, particularly the matters leading up to the final refusal to bring the exhibit to the United States through the National Gallery of Art.

- - -
89-19 The Clerk read the following Ordinance:

AN ORDINANCE 69,420 .

.
AMENDING, REVISING AND ESTABLISHING CITY VOTING
PRECINCTS EFFECTIVE JANUARY 1, 1989 CONFORMING WITH
PRECINCT CHANGES PURSUANT TO SECTION 4 OF THE CITY
CHARTER.

* * * *

Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Hasslocher seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Wolff, Labatt, Hasslocher; NAYS: None; ABSENT: Martinez, Vera, Cisneros.

- - -
89-19 REPORT ON CRIMINAL JUSTICE PACKAGE LEGISLATION

Mr. Jerry Penshorn, San Antonio Police Department, distributed printed copies of the report, a copy of which is made a part of the papers of this meeting. He noted that some nine issues now before the State Legislature would affect the San Antonio Police Department, depending upon whether or not they are enacted into law. He then explained each, in detail.

Mr. Wolff lauded State Rep. Dan Morales for his work on this criminal justice package, and spoke to the need to push this package through the Legislature.

In response to a question by Mr. Labatt, Mr. Jerry Clancy, San Antonio Police Department, discussed the impact of the pending bill on the licensing of handguns in Texas.

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

- - -
89-19 The minutes of the City Council meetings of April 13 and April
20, 1989 were approved.

- - -
89-19 LA SEMANA ALEGRE

Mayor Cisneros distributed to members of the City Council certain photographs made of the site of "La Semana Alegre" the day following the end of the event held during Fiesta Week, pointing out the large amount of refuse left behind. He recalled that during earlier discussions with representatives of the San Antonio Jaycees, the Council was berated for disallowing the use of a portion of HemisFair Park for the event, as in past years.

- - -
89-19 FIESTA CARNIVAL

Mayor Cisneros expressed his opinion that the charges made for rides at the Fiesta Carnival are too high, and he asked that the Council's Fiesta Committee meet to ask the Fiesta San Antonio Commission to explain its financing, especially with regards to the demands it makes upon the carnival concessionaire. Mayor Cisneros stated his belief that the poor people who attend the Carnival are paying the way for other events of Fiesta Week.

Ms. Karen Davis, Assistant to the City Manager, noted that the Fiesta Commission contracts with the carnival concessionaire for that service during Fiesta Week.

A discussion then took place concerning the contracts involved.

Mayor Cisneros reiterated his concerns that the carnival is fueling other Fiesta events, financially.

Ms. Davis noted that the City received an audited financial report from the Fiesta Commission after Fiesta Week.

Mayor Cisneros stated his opinion that the City needs to investigate the entire funding mechanism and rationale involved.

Ms. Berriozabal spoke in support of the Mayor's remarks.

Mr. Thompson voiced his concern with what he termed "near mob conditions" following the closing of Night In Old San Antonio and La Semana Alegre events each night, and he spoke of his concerns that an event such as occurred during a recent crowd rush into a soccer stadium in Great Britain might take place here. He stated that he sees dangerous conditions existing during these affairs.

Mayor Cisneros spoke to the need to look at all aspects of Fiesta, which he feels now has grown from a local celebration each year to a truly national event in scope and size.

Mr. Wolff spoke to investigating how the city might spread out the crowds involved in these various Fiesta Week Celebrations, rather than having them concentrated in one enclosed area.

Mr. Webb stated that he would look into the subject.

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89-19

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CITIZENS TO BE HEARD

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MR. JOSE OLIVARES

Mr. Jose Olivares spoke in support of the Mayor's request that the city needs to focus upon inequities of Fiesta Week, and also addressed remarks concerning the VIA contract letting on a survey of the property planned for use by the domed stadium. He stated his concern that VIA did not take the low bid submitted by a hispanic bidder, and stated that he had been told that VIA explained it was not necessarily looking for the lowest bid in this matter. He stated his opinion that the City Council should be concerned about this event.

Mr. Olivares then suggested that maximum usage be made of the domed stadium by installing a race track in the area. He further stated that he feels that the playing-field area of the stadium should be located 150-feet below ground-level in order to save on air conditioning requirements.

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The City Council recessed its Regular Meeting to convene Executive Session at 5:10 P.M. to discuss the Firefighters' contract, reconvening the regular meeting. There being no further business to come before the Council, the meeting was adjourned at 6:00 P.M.

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A P P R O V E D

ATTEST:

Arme J. Rodriguez
C i t y C l e r k

Henry Cisneros
M A Y O R