

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, SEPTEMBER 27, 1990.

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The meeting was called to order by the Presiding Officer, Mayor Lila Cockrell, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, MARTINEZ, THOMPSON, VERA, WOLFF, LABATT, HASSLOCHER, COCKRELL. Absent: None

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90-43 The invocation was given by Father Morton Elsner, Our Lady of Guadalupe Church.

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90-43 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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90-43 The minutes of the Regular City Council meeting of August 30, 1990 were approved.

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90-43 PRESENTATION TO THE MILLER FAMILY

Mayor Cockrell read and presented copies of the following Resolution to the Miller family for their contribution to the School Crossing Guard Program.

A RESOLUTION NO. 90-43-54

ACCEPTING THE CONTRIBUTION OF \$300,000 FOR THE SCHOOL CROSSING GUARD PROGRAM FROM BILL MILLER BAR-B-Q, INC.

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WHEREAS, the City of San Antonio because of Fiscal Budget constraints faced a reduction in the School Crossing Guard Program; and

WHEREAS, it was the acknowledged belief of all concerned that this well-conceived and successful school safety effort should be continued if alternative funding could be made available; and

WHEREAS, recognizing the Community's problem and lack of a fully-satisfactory answer, corporate officials of Bill Miller Bar-B-Q stepped forward to tender an offer of \$300,000 to help bring this important program to full funding for the 1990-91 school year; and

WHEREAS, the City Council of the City of San Antonio wishes to properly express its official gratitude and appreciation for this unprecedented gesture of civic involvement and support; NOW, THEREFORE:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

Section 1. The City of San Antonio hereby gratefully accepts the gift tendered by Bill Miller Bar-B-Q, Inc.

Section 2. The City Council of the City of San Antonio expresses special gratitude for this expression of great civic support, and extends its deep appreciation, on behalf of the citizens of San Antonio who have been so greatly benefitted by this magnanimous gesture.

PASSED AND APPROVED this 27th day of September, 1990.

Mayor Cockrell and Councilmembers each expressed their gratitude on behalf of the citizens of San Antonio.

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90-43

"INFLUENZA AWARENESS WEEK"

Mayor Cockrell read and presented a Proclamation recognizing "Influenza Awareness Week", to Dr. Fernando Guerra, Director of the Metropolitan Health District.

Dr. Guerra thanked the Mayor and Council on behalf of the community.

Dr. Guerra issued the listings of the clinics which are made part of these records.

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90-43

"MARIE BERRY"

Mayor Cockrell and City Manager Alex Briseno presented a Citation to Marie Berry in recognition as recipient of the "At Your Service Award". Ms. Berry is an employee of the Library System.

Ms. Berry thanked Mayor and Council for the honor today and for

the opportunity of having served many citizens through the years.

90-43 CONSENT AGENDA

Mrs. Dutmer made a motion to approve Items 9 through 47, constituting the Consent Agenda, with Items 17, 27, 32, 40 to be considered individually, along with Item 36 which was moved to Individual Consideration as Item 70. Items 35 and 47 were pulled earlier from consideration by the City Manager. Mr. Labatt seconded the motion.

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

AN ORDINANCE 72,359

ACCEPTING THE PROPOSAL OF DICTAPHONE CORPORATION TO RENEW THE MAINTENANCE AGREEMENT FOR RECORDING EQUIPMENT FOR THE CITY OF SAN ANTONIO POLICE DEPARTMENT FOR A TOTAL OF \$9,835.00.

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AN ORDINANCE 72,360

AUTHORIZING PAYMENT TO MAGRO AIR CONDITIONING & HEATING FOR EMERGENCY REPAIR OF THE AIR CONDITIONING SYSTEM AT THE CITY MARINA FOR A TOTAL OF \$11,337.00

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AN ORDINANCE 72,361

AUTHORIZING PAYMENT TO OMNI ELEVATOR FOR REPAIR OF ELEVATORS AT THE TOWER OF THE AMERICAS FOR A TOTAL OF \$8,425.80.

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AN ORDINANCE 72,362

ACCEPTING THE LOW BID OF COMMUNICATION PROFESSIONALS TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH A BIDIRECTIONAL AMPLIFIER AND ANTENNA FOR A TOTAL OF \$16,062.01.

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AN ORDINANCE 72,363

AUTHORIZING PAYMENT TO RAIN FOR RENT INDUSTRIAL RENTAL FOR EMERGENCY RENTAL OF ALUMINUM PIPE FOR \$6,395.80, CASE POWER & EQUIPMENT FOR EMERGENCY RENTAL OF AN EXCAVATOR FOR \$3,285.00, AND MISSION CLAY PRODUCTS CORPORATION FOR THE EMERGENCY PURCHASE OF CLAY PIPE FOR A TOTAL OF \$7,897.00.

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AN ORDINANCE 72,364

ACCEPTING THE LOW BID OF ANALYSIS, INC., TO FURNISH THE CITY OF SAN ANTONIO ENVIRONMENTAL MANAGEMENT DEPARTMENT WITH AN ANNUAL CONTRACT FOR MONITORING AND DISCHARGE ANALYSIS FOR A TOTAL OF APPROXIMATELY \$35,000.00.

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AN ORDINANCE 72,365

ACCEPTING THE LOW BID OF AIR EQUIPMENT AND REPAIR, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH AN AIR COMPRESSOR WITH A TRAILER FOR A TOTAL OF \$3,795.00.

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AN ORDINANCE 72,366

ACCEPTING TWENTY LOW QUALIFIED BIDS OF VARIOUS VENDORS TO FURNISH THE CITY OF SAN ANTONIO WITH CERTAIN MATERIALS AND SERVICES ON AN ANNUAL CONTRACT BASIS.

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AN ORDINANCE 72,367

ACCEPTING THE LOW BID OF DU-MOR ENTERPRISES IN THE AMOUNT OF \$1,059,988.86 TO PROVIDE CONSTRUCTION SERVICES IN CONNECTION WITH THE UNSEWERED AREA NO. 64 SANITARY SEWER EXTENSION PROJECT; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$105,998.89 FOR THE CONSTRUCTION CONTINGENCY; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 72,368 .

RATIFYING PAYMENT IN THE AMOUNT OF \$4,550.00 TO J.P.R., INC., ENGINEERING & CONSTRUCTION CO. FOR PREPARATION OF PLATS AND FIELD NOTES AND RIGHT-OF-WAY SERVICES RELATED TO THE WHITEWOOD FROM MEDINA BASE ROAD TO S.W. MILITARY DRIVE PROJECT.

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AN ORDINANCE 72,369 .

AUTHORIZING PAYMENT OF AN ADDITIONAL \$13,998.16 TO FORD ENGINEERING, INC., FOR ENGINEERING SERVICES IN CONNECTION WITH THE ISOM ROAD FROM SAN PEDRO TO RAMSEY PROJECT.

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AN ORDINANCE 72,370 .

RATIFYING ADDITIONAL ARCHITECTURAL SERVICES AND ACCEPTING A PROPOSAL IN THE AMOUNT OF \$19,610.00 PAYABLE TO CHUMNEY & ASSOCIATES IN CONNECTION WITH THE EMERGENCY OPERATIONS CENTER PROJECT; AND AUTHORIZING PAYMENT.

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AN ORDINANCE 72,371 .

ACCEPTING THE LOW BID OF V. K. KNOWLTON PAVING CONTRACTOR, INC., IN THE AMOUNT OF \$1,067,181.59 FOR CONSTRUCTION SERVICES IN CONNECTION WITH THE WEST COMMERCE STREET FROM CALLAGHAN :ROAD TO ACME ROAD PROJECT; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$53,359.08 FOR THE CONSTRUCTION CONTINGENCY; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 72,372 .

ACCEPTING THE LOW BID OF H. B. ZACHRY IN THE AMOUNT OF \$1,194,222.01 FOR CONSTRUCTION SERVICES IN CONNECTION WITH THE BRAUNIG LAKE OFF-SITE SANITARY SEWER PROJECT; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$59,711.00 PAYABLE TO CIVIL ENGINEERING CONSULTANTS & GRANT

ENGINEERING, JOINT VENTURE, FOR ENGINEERING SERVICES THROUGH FINAL DESIGN AND CONSTRUCTION PHASES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 72,373

AUTHORIZING THE EXECUTION OF AMENDMENT NO. 4 TO A GRANT AGREEMENT DOT FA 89 SW-8751 WITH THE FEDERAL AVIATION ADMINISTRATION FOR THE RECONSTRUCTION OF RUNWAY 3-21 AT SAN ANTONIO INTERNATIONAL AIRPORT, PROJECT NO. 058039; INCREASING THE GRANT AMOUNT BY \$1,100,000.00; AND REVISING THE BUDGET.

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AN ORDINANCE 72,374

AMENDING THE ENGINEERING CONTRACT WITH FERNANDEZ, FRAZOR, WHITE & ASSOCIATES TO PROVIDE FOR ADDITIONAL PROFESSIONAL SERVICES IN THE AMOUNT OF \$13,261.00 THROUGH THE FINAL DESIGN OF THE SALADO CREEK AND LEON CREEK WASTEWATER TREATMENT PLANTS LANDSCAPE AND IRRIGATION PROJECT; APPROPRIATING AND REALLOCATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 72,375

APPROVING AN AGREEMENT WITH CENTENNIAL SERVICE CORPORATION REGARDING THE ACQUISITION OF RIGHT OF WAY AND COORDINATION OF CONSTRUCTION ACTIVITIES AND AUTHORIZING THE CITY MANAGER OR THE ASSISTANT CITY MANAGER TO EXECUTE THE AGREEMENT AS PART OF THE WESTERN AVENUE DRAINAGE PROJECT #74.

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AN ORDINANCE 72,376

APPROPRIATING AND AUTHORIZING THE EXPENDITURE OF \$5,000.00 OUT OF SEWER FUNDS FOR THE ACQUISITION OF A PERMANENT ACCESS EASEMENT AND A DEED FOR FEE TITLE FOR THE SANITARY SEWER LIFT STATION SITE ON CERTAIN LAND; APPROVING AND AUTHORIZING THE CITY MANAGER OR THE ASSISTANT CITY MANAGER TO EXECUTE A SALES AGREEMENT PERTAINING TO THIS MATTER, ALL IN CONNECTION WITH THE BRAUNIG LAKE INDUSTRIAL PARK

OFF-SITE SANITARY SEWER PROJECT.

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AN ORDINANCE 72,377

AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH MISSOURI PACIFIC RAILROAD COMPANY FOR THE RIGHT TO CONSTRUCT, MAINTAIN AND OPERATE A SANITARY SEWER PIPELINE ENCROACHMENT AND CROSSING AT MILE POST 3.92, SAN ANTONIO, BEXAR COUNTY, TEXAS, PARCEL W.W.M. S.P. NO. 3, FOR A CONSIDERATION OF \$870.00 IN CONNECTION WITH THE WESTSIDE MAIN SANITARY SEWER EMERGENCY REPLACEMENT PROJECT AND APPROPRIATING FUNDS.

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AN ORDINANCE 72,378

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH BROOKS AIR FORCE BASE FOR THE CONTINUATION OF EMERGENCY MEDICAL SERVICES (EMS) FOR A 12-MONTH PERIOD, BEGINNING OCTOBER 1, 1990, AND TERMINATING SEPTEMBER 30, 1991.

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AN ORDINANCE 72,379

APPROVING AMENDMENT NO. 3 IN THE AMOUNT OF \$2,056.23 TO THE JOINT CITY OF SAN ANTONIO/VIA METROPOLITAN TRANSIT TRIPARTY DOWNTOWN TRANSPORTATION IMPROVEMENTS PROFESSIONAL SIGNAGE AND SIGNALIZATION DESIGN SERVICES CONTRACT WITH 3D/INTERNATIONAL FOR ADDITIONAL SERVICES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 72,380

APPROVING THE CITY OF SAN ANTONIO PARTICIPATION IN AN UNEMPLOYMENT COMPENSATION MANAGEMENT PROGRAM WITH AUTOMATIC DATA PROCESSING (ADP OF SAN ANTONIO) AT AN ANNUAL COST OF \$14,691.13.

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AN ORDINANCE 72,381 .

AUTHORIZING THE PURCHASE OF A PUBLIC OFFICIALS BOND FOR THE CITY'S FINANCE DIRECTOR, NORA W. CHAVEZ, IN THE AMOUNT OF \$3,500.00.

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AN ORDINANCE 72,382 .

AUTHORIZING THE RENEWAL OF A ONE-YEAR POLICY OF AIRPORT LIABILITY INSURANCE AT A COST OF \$87,083.00 TO PROVIDE LIABILITY PROTECTION FOR THE AVIATION ACTIVITIES OF THE SAN ANTONIO INTERNATIONAL AIRPORT, STINSON MUNICIPAL AIRPORT, AND DEL RIO HELIPORT.

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AN ORDINANCE 72,383 .

AUTHORIZING THE SECOND YEAR RENEWAL OF THE CITY'S BOILER AND MACHINERY EQUIPMENT POLICY UNDERWRITTEN BY TRAVELERS INSURANCE COMPANY AT A PREMIUM OF APPROXIMATELY \$34,823.00.

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AN ORDINANCE 72,384 .

AUTHORIZING THE PURCHASE OF A COMMERCIAL CRIME POLICY THROUGH THE HARTFORD INSURANCE COMPANY FOR THE PREMIUM OF \$13,739.00 WHICH INCLUDES COVERAGE OF EMPLOYEE DISHONESTY, FORGERY/ALTERATION, AND LOSS OF MONEY AND SECURITIES BY THEFT, DISAPPEARANCE AND DESTRUCTION.

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AN ORDINANCE 72,385 .

AUTHORIZING THE EXECUTION OF A CONTRACT WITH MEDICAL AUDIT CONSULTANTS, INC., TO PERFORM HOSPITAL BILL AUDITS FOR THE CITY'S SELF-INSURED MEDICAL HEALTH PLANS.

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AN ORDINANCE 72,386 .

AUTHORIZING THE EXECUTION OF A CONTRACT WITH TOWERS,

PERRIN, FORSTER & CROSBY, INC., TO PROVIDE EMPLOYEE BENEFITS CONSULTING SERVICES FOR A TOTAL COST OF \$34,000.00.

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AN ORDINANCE 72,387

AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE GREATER SAN ANTONIO SAFETY COUNCIL (GSASC) FOR DRIVER TRAINING INCLUDING INSTRUCTION FOR DEFENSIVE DRIVING (DDC) AND PROFESSIONAL TRUCK DRIVING (PTD) COURSES FOR A PERIOD OF ONE YEAR.

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AN ORDINANCE 72,388

AUTHORIZING THE SUBMISSION OF AN APPLICATION TO AND ACCEPTANCE OF A GRANT FROM THE TEXAS DEPARTMENT OF COMMUNITY AFFAIRS (TDCA) IN THE AMOUNT OF \$25,000.00 TO PERMIT THE CHILDREN'S RESOURCES DIVISION TO ADMINISTER THE JARDIN DE NINOS PROJECT; AUTHORIZING MATCHING FUNDS OF \$8,333.00; APPROPRIATING FUNDS, APPROVING PERSONNEL POSITIONS; AND ADOPTING A BUDGET.

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AN ORDINANCE 72,389

AUTHORIZING PAYMENT IN AN AMOUNT NOT TO EXCEED \$27,509.00 TO VARIOUS VENDORS IN ORDER THAT THE CONVENTION AND VISITORS BUREAU MAY CONDUCT THE SALES PRESENTATIONS/LUNCHEON ON OCTOBER 9, 1990, IN MEXICO CITY AND OCTOBER 11, 1990, IN GUADALAJARA TO PROMOTE TRAVEL AND TRADE WITH SAN ANTONIO.

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AN ORDINANCE 72,390

APPROVING THE REFUNDING OF A PROCESSING FEE IN THE SUM OF \$100.00 TO ISAMARY BAUER IN CONNECTION WITH A SPECIAL PROJECT, #90-12-06, AND AUTHORIZING PAYMENT.

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At the request of Mr. Labatt, Agenda Item 17 was considered at this time in order that he might simply abstain from the vote.

90-43 The Clerk read the following Ordinance:

AN ORDINANCE 72,391 .

ACCEPTING THE LOW BID OF JOHN SEXTON FOODS TO FURNISH THE CITY OF SAN ANTONIO HUMAN RESOURCES DEPARTMENT WITH GROCERY PRODUCTS, FROZEN FOODS, PAPER AND JANITORIAL SUPPLIES FOR THE NUTRITION CENTERS ON A SEMI-ANNUAL CONTRACT BASIS FOR A TOTAL OF APPROXIMATELY \$110,822.30.

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

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

90-43 The Clerk read the following Ordinance:

AN ORDINANCE 72,392 .

AUTHORIZING THE RELOCATION OF CAMERAS IN THE HEMISFAIR ARENA TO A PLATFORM TO BE ANCHORED OFF THE UPPER SEATING AREA TO IMPROVE SIGHTLINES FOR TELECASTS DURING SAN ANTONIO SPURS BASKETBALL GAMES; AND APPROVING THE SPURS RECOVERY OF IMPROVEMENT COSTS THROUGH CREDIT AGAINST ARENA RENTAL IN AN AMOUNT NOT TO EXCEED \$16,000.00.

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

In response to concerns expressed by Mr. Labatt, Mr. Eddie Garcia, Acting Director, Convention Center Facilities, explained the need for passage of the Ordinance.

Mr. Rolando Bono, Assistant City Manager, stated that these funds are already scheduled and in place, emphasizing that the critical issue is

timing, which allows them to get the work done now.

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

90-43 The Clerk read the following Ordinance:

AN ORDINANCE 72,393

ADOPTING A FORMAL, WRITTEN INVESTMENT POLICY FOR THE CITY OF SAN ANTONIO IN COMPLIANCE WITH STATE STATUTE.

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

Ms. Nora Chavez, Director of Finance, explained Texas Senate Bill 1342, which amended the "Public Funds Investment of 1987" codified in Article 842a-2 of Vernon's Texas Civil Statutes, so as to require a municipality's investments to be made in accordance with written policies approved by its governing body.

Mayor Cockrell commended staff on the written document, "City of San Antonio Policy for Investing Public Funds".

In response to a question by Ms. Berriozabal, Ms. Chavez explained Article 2560 on Award and Bond.

In answer to a question by Ms. Berriozabal regarding the possibility of amending the policy, Ms. Chavez stated that they will be working on it and will work with the banks on the Depository Contract, which is the investment of all city funds.

Ms. Berriozabal asked that someone be assigned to work on the Community Reinvestment Act For Housing. She also suggested that Ms. Chavez attend these seminars to see what other cities are doing.

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

4A. CASE Z90102 - to rezone LOT 13 AND THE EAST 30 FEET OF LOT 12, NCB 8118, 818 SAN ANGELO, FROM "B" RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT, LOCATED ON THE SOUTH SIDE OF SAN ANGELO BLVD., BEING 200 FEET WEST OF BLANCO ROAD, HAVING 90 FEET ON SAN ANGELO BLVD. AND A DEPTH OF 100 FEET.

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

Mr. Labatt made a motion to approve the recommendation of the Zoning Commission to include proper fencing and landscaping. Mr. Hasslocher seconded the motion.

Mr. Andy Guerrero, Zoning Planner, stated that 30 notices had been mailed to citizens affected.

Mr. Louis Barrios, owner, Los Barrios Restaurant, consented to an eight foot fence.

Mr. Labatt suggested that a six foot fence would be acceptable.

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

AN ORDINANCE 72,394

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 13 AND THE EAST 30 FEET OF LOT 12, NCB 8118, 818 SAN ANGELO, FROM "B" RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT, LOCATED ON THE SOUTH SIDE OF SAN ANGELO BLVD., BEING 200 FEET WEST OF BLANCO ROAD, HAVING 90 FEET ON SAN ANGELO BLVD. AND A DEPTH OF 100 FEET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4B. CASE Z90110 to change zoning from Historic "B" Residence District to Historic "R-3" Multiple Family Residence District, as requested by Presbyterian Children's Home and Service Agency, was pulled earlier from consideration by the City Manager.

4C. CASE Z90090 (CC) - to rezone LOTS 16, 17, THE EAST 15 FEET OF LOT 15, THE EAST 171 FEET ON LOT 18 AND THE EAST 65 FEET OF LOT 19, BLOCK 4, NCB 8730, 419 SOMERSET AVENUE, FROM "I-2" HEAVY INDUSTRY DISTRICT TO "I-2" HEAVY INDUSTRY DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR A BULK PLANT AND TERMINAL, LOCATED SOUTHWEST OF THE INTERSECTION OF SOMERSET ROAD AND FITCH AVENUE, HAVING 590 FEET ON SOMERSET ROAD AND 409 FEET ON FITCH AVENUE.

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

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

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

AN ORDINANCE 72,395

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 16, 17, THE EAST 15 FEET OF LOT 15, THE EAST 171 FEET ON LOT 18 AND THE EAST 65 FEET OF LOT 19, BLOCK 4, NCB 8730, 419 SOMERSET AVENUE, FROM "I-2" HEAVY INDUSTRY DISTRICT TO "I-2" HEAVY INDUSTRY DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR A BULK PLANT AND TERMINAL. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4D. CASE Z90109 (CC) - to rezone LOT 25, NCB 10838, FROM "0-1" OFFICE DISTRICT TO "B-1" BUSINESS DISTRICT FOR A HOSPITAL, LOCATED 197.24 FEET NORTH AND 255.47 FEET WEST OF THE INTERSECTION OF GITTINGER DRIVE AND EAST SOUTHCROSS BLVD. HAVING 50 FEET ON GITTINGER DRIVE WITH A DEPTH OF 476.43 FEET AND 227.41 FEET ON EAST SOUTHCROSS BLVD. WITH A DEPTH OF 318.67 FEET;

AND LOT 24, NCB 10838, FROM "B-2" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT FOR A HOSPITAL, LOCATED NORTHWEST OF THE INTERSECTION OF GITTINGER DRIVE AND EAST SOUTHCROSS BLVD. HAVING 197.24 FEET ON GITTINGER DRIVE AND 255.47 FEET ON EAST SOUTHCROSS BLVD, 4203 EAST SOUTHCROSS.

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

In response to a question by Mrs. Dutmer, Mr. Rand Saunders, representative of Centerville Development Company, stated that the intended medical facility would be constructed in the center of the property.

Mrs. Dutmer made a motion to approve the recommendation of the Zoning Commission. Mr. Wing seconded the motion.

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

AN ORDINANCE 72,396

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 25, NCB 10838, FROM "0-1" OFFICE DISTRICT TO "B-1" BUSINESS DISTRICT FOR A HOSPITAL, LOCATED 197.24 FEET NORTH AND 255.47 FEET WEST OF THE INTERSECTION OF GITTINGER DRIVE AND EAST SOUTHCROSS BLVD. HAVING 50 FEET ON GITTINGER DRIVE WITH A DEPTH OF 476.43 FEET AND 227.41 FEET ON EAST SOUTHCROSS BLVD. WITH A DEPTH OF 318.67 FEET; AND LOT 24, NCB 10838, FROM "B-2" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT FOR AN INTERSECTION, LOCATED NORTHWEST OF THE INTERSECTION OF GITTINGER DRIVE AND EAST SOUTHCROSS BLVD. HAVING 197.24 FEET ON GITTINGER DRIVE AND 255.47 FEET ON EAST SOUTHCROSS BLVD, 4203 EAST SOUTHCROSS. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4E. CASE Z90091 (SUP) - to rezone LOTS 66 AND 67, BLOCK 22, NCB 7508, 4730 PETTUS STREET, FROM "F" LOCAL RETAIL TO "B-3R" RESTRICTIVE BUSINESS DISTRICT WITH SPECIAL USE PERMIT FOR A MACHINE AND SHEET METAL WELDING SHOP, LOCATED ON THE SOUTHSIDE OF PETTUS STREET, BEING 300.0 FEET EAST OF

THE INTERSECTION OF PETTUS STREET AND RITA AVENUE, HAVING 50.0 FEET ON PETTUS STREET AND A MAXIMUM DEPTH OF 155.0 FEET.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council, provided a six-foot solid screen fence is erected and maintained along the west, east and south property lines; and that operating hours are confined to 9:00 a.m. to 5:30 p.m., Monday through Friday, and 9:00 a.m. to 3:00 p.m. on Saturday.

Ms. Vera noted that this is the second time this case has come before City Council.

Ms. Vera made a motion to approve the recommendation of the Zoning Commission. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 72,397

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 66 AND 67, BLOCK 22, NCB 7508, 4730 PETTUS STREET, FROM "F" LOCAL RETAIL TO "B-3R" RESTRICTIVE BUSINESS DISTRICT WITH SPECIAL USE PERMIT FOR A MACHINE AND SHEET METAL WELDING SHOP, LOCATED ON THE SOUTHSIDE OF PETTUS STREET, BEING 300.0 FEET EAST OF THE INTERSECTION OF PETTUS STREET AND RITA AVENUE, HAVING 50.0 FEET ON PETTUS STREET AND A MAXIMUM DEPTH OF 155.0 FEET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4F. CASE Z90106 - to rezone LOTS 7, 8, 9, AND THE NORTHWEST 65 FEET OF LOT 10, BLOCK 2, NCB 14686, LOTS 1, 18 AND THE WEST 65 FEET OF LOTS 2 AND 17, BLOCK 17, NCB 14691 IN THE REAR OF THE 5600 BLOCK OF BABCOCK ROAD, FROM "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT AND "B-3R" RESTRICTIVE BUSINESS DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT, LOCATED 200 FEET NORTHEAST OF BABCOCK ROAD AND 1150 FEET SOUTHEAST OF HUEBNER ROAD, BEING A TRACT OF LAND HAVING A MAXIMUM WIDTH OF 455 FEET AND A MAXIMUM LENGTH OF 405 FEET.

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. Ms. Vera seconded the motion.

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

AN ORDINANCE 72,398

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 7, 8, 9, AND THE NORTHWEST 65 FEET OF LOT 10, BLOCK 2, NCB 14686, LOTS 1, 18 AND THE WEST 65 FEET OF LOTS 2 AND 17, BLOCK 17, NCB 14691 IN THE REAR OF THE 5600 BLOCK OF BABCOCK ROAD, FROM "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT AND "B-3R" RESTRICTIVE BUSINESS DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT, LOCATED 200 FEET NORTHEAST OF BABCOCK ROAD AND 1150 FEET SOUTHEAST OF HUEBNER ROAD, BEING A TRACT OF LAND HAVING A MAXIMUM WIDTH OF 455 FEET AND A MAXIMUM LENGTH OF 405 FEET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4G. CASE Z90107 (CC) - to rezone A 0.16 ACRE TRACT OF LAND OUT OF NCB 14859, FROM TRACT A "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR A HORSE STABLE/EQUESTRIAN CENTER; A 0.02 ACRE TRACT OF LAND OUT OF NCB 14859, FROM TRACT B "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR KENNELS; A 0.15 ACRE TRACT OF LAND OUT OF NCB 14859, FROM TRACT C "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR A GASOLINE FILLING STATION WITHOUT SERVICE; A 0.78 ACRE TRACT OF LAND OUT OF NCB 14859, FROM TRACT D "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR LAUNDRY/DRY CLEANING; A 0.79 ACRE TRACT OF LAND OUT OF NCB 14859, FROM TRACT E "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL

APPROVAL FOR MACHINE AND ELECTRICAL REPAIR SHOP; A 0.22 ACRE TRACT OF LAND OUT OF NCB 14859, FROM TRACT F "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR AN AUTOMOBILE AND TRAIN MAINTENANCE WITH PAINT AND FIBERGLASS FACILITIES; A 0.32 ACRE TRACT OF LAND OUT OF NCB 14859, FROM TRACT G "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR AN EXTERMINATOR, AUTOMOBILE MAINTENANCE WITH PAINT AND FIBERGLASS REPAIR; A 0.05 ACRE TRACT OF LAND OUT OF NCB 14859, FROM TRACT H "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR AN ARMORY WITH PYROTECHNIC STORAGE, PROPERTIES BEING LOCATED WEST OF NORTHWEST I.H. 10 EXPRESSWAY AND NORTH OF F.M. LOOP 1604. (SEE FIELD NOTES FILED WITH PAPERS OF THIS MEETING.)

The Zoning Commission has recommended that this request of change of zone be approved by the City Council, provided that the recommendations of the Water Resources Division, Department of Planning, City of San Antonio are adhered to.

Ms. Vera excused herself from the Council Chamber.

Mayor Cockrell stated there were two proponents to speak, and then asked for a presentation on the Zoning Case.

Mr. Doug Leonhard, 9300 Fredericksburg Road, stated that he was representing La Cantera Development who is requesting the change of zoning for the Fiesta Texas Theme Park.

Mr. Gene Dawson, Sr., 9310 Broadway, stated that Fiesta Texas has received approval of a site specific water pollution abatement plan by the Texas Water Commission. They also have approval for the underground hydrocarbon storage permit from the Texas Water Commission. He stated that they will comply with all the city requirements.

Mr. Gene Dawson, Jr., 9310 Broadway, briefed the Commission on the proposed development plan for the property and clarified that horses will be used by personnel, not the public.

Mrs. Dutmer congratulated them on the most comprehensive Abatement Plan she has seen in fourteen years.

Mr. Tom Culbertson, Hydrologist, expressed great concern about contamination of the Edwards' Water.

Mr. Dawson, Sr. reiterated that the proposal had been approved by the State.

Mr. Culbertson stated he feels a presentation should have been

made so citizens other than City Council could have seen it.

Mr. Phillip Ross, President, Aquifer Protection Association, protested to the La Cantera Development, and requested a Public Hearing to hear from the public other than today's attendees. He expressed concern with pollution that will affect San Antonio and other regions nearby. He stated there was risk of harm to endangered species with the three 10,000 gallon tanks expected.

Mr. Dawson, Sr. stated they had met and exceeded every requirement.

In answer to a question from Ms. Berriozabal, Mr. Dawson, Sr. stated that Edwards Underground Water District voted against this project previously because it would lie over the Aquifer, and they were concerned with pollution of the Edwards Aquifer.

In answer to further questions by Ms. Berriozabal, Ms. Joan B. Falkenberg, Environmental Protection Officer II, Water Resources Management Division, Department of Planning, clarified what a particular compound consisted of that is used in fireworks.

Mr. Dawson, Jr. then verified that they will be storing only one month's supply of fireworks at a time.

Ms. Berriozabal questioned the risks being taken.

Mr. Labatt, in reply, stated that the risk is less here than over the rest of the Aquifer and commended Pape/Dawson on their protection plan, which is a triple level of protection for the Aquifer. This plan has been approved by every jurisdiction necessary and since the applicant is willing to accept that extra level of responsibility, he plans to support this change of zoning.

Mrs. Dutmer spoke about the fact that drainage and solids will be taken care of, along with all other facets of this endeavor, and stated she will support this zoning change.

Mr. Wolff stated he walked the whole three miles of this area and commended Pape/Dawson Developers on setting standards above the ones we had.

Mr. Thompson spoke to the agenda of risk being very low in comparison with other areas, and that he will also support the request for rezoning.

In response to a question from Mr. Martinez, Ms. Falkenberg spoke of the nine special uses, and which three are the most dangerous, which are pesticides, automotive, and underground storage. She went on to clarify that these are environmentally sound with regard to the proposed

plan.

Mr. Martinez stated he would feel more comfortable with these items being located elsewhere rather than over the aquifer.

Mayor Cockrell stated she will support this change of zoning and that the aquifer will be protected with all these precautions and compliances by the applicant.

Mr. Martinez asked Ms. Falkenberg to look into the possibility of changing the word "requested", in Attachment 3, to "required".

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Dutmer, Wing, Thompson, Wolff, Labatt, Hasslocher, Cockrell; NAYS: Berriozabal, Martinez; ABSENT: Webb; ABSTAIN: Vera.

AN ORDINANCE 72,399

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 0.16 ACRE TRACT OF LAND OUT OF NCB 14859, FROM TRACT A "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR A HORSE STABLE/EQUESTRIAN CENTER; A 0.02 ACRE TRACT OF LAND OUT OF NCB 14859, FROM TRACT B "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR KENNELS; A 0.15 ACRE TRACT OF LAND OUT OF NCB 14859, FROM TRACT C "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR A GASOLINE FILLING STATION WITHOUT SERVICE; A 0.78 ACRE TRACT OF LAND OUT OF NCB 14859, FROM TRACT D "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR LAUNDRY/DRY CLEANING; A 0.79 ACRE TRACT OF LAND OUT OF NCB 14859, FROM TRACT E "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR MACHINE AND ELECTRICAL

REPAIR SHOP; A 0.22 ACRE TRACT OF LAND OUT OF NCB 14859, FROM TRACT F "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR AN AUTOMOBILE AND TRAIN MAINTENANCE WITH PAINT AND FIBERGLASS FACILITIES; A 0.32 ACRE TRACT OF LAND OUT OF NCB 14859, FROM TRACT G "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR AN EXTERMINATOR, AUTOMOBILE MAINTENANCE WITH PAINT AND FIBERGLASS REPAIR; A 0.05 ACRE TRACT OF LAND OUT OF NCB 14859, FROM TRACT H "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR AN ARMORY WITH PYROTECHNIC STORAGE, PROPERTIES BEING LOCATED WEST OF NORTHWEST I.H. 10 EXPRESSWAY AND NORTH OF F.M. LOOP 1604. (SEE FIELD NOTES FILED WITH PAPERS OF THIS MEETING.) "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4H. CASE Z90112 (CC) - to rezone A 0.20 ACRE TRACT OF LAND OUT OF NCB 14859, NORTHWEST I.H. 10 EXPRESSWAY, FROM "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR A NURSERY, LOCATED WEST OF NORTHWEST I.H. 10 EXPRESSWAY AND NORTH OF F.M. LOOP 1504.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council, provided that the recommendations of the Water Resources Division, Department of Planning, City of San Antonio, are adhered to.

Ms. Berriozabal stated her objections to approval for a nursery.

Mayor Cockrell spoke to the fact that Metcalf and Eddy made a three-year study at a cost of one million dollars. She also stated that the plan will provide the most advanced protection available and that the Developer has gone to every length possible to protect the aquifer. She stated she is in full support of this zoning request.

Mr. Hasslocher spoke of the other counties involved with the Edwards Aquifer.

Mr. Wolff made a motion to approve the recommendation of the Zoning Commission, provided that the recommendations of the Water

Resources Division, Department of Planning, are adhered to. Mr. Hasslocher seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Dutmer, Wing, Thompson, Wolff, Labatt, Hasslocher, Cockrell; NAYS: Berriozabal, Martinez; ABSENT: Webb; ABSTAIN: Vera.

AN ORDINANCE 72,400

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 0.20 ACRE TRACT OF LAND OUT OF NCB 14859, NORTHWEST I.H. 10 EXPRESSWAY, FROM "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD (CC) ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR A NURSERY, LOCATED WEST OF NORTHWEST I.H. 10 EXPRESSWAY AND NORTH OF F.M. LOOP 1504. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

41. CASE Z90099 - to rezone LOTS 16, 17, 18, SAVE AND EXCEPT THE EAST 50 FEET; LOT 21 AND THE WEST IRREGULAR 68.4 FEET OF LOT 19 AND THE WEST IRREGULAR 52.1 FEET OF LOW 20, BLOCK 4, NCB 487 FROM "D" APARTMENT DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT; AND THE EAST 50 FEET OF LOTS 16, 17 AND 18, BLOCK 4, NCB 487, FROM "D" APARTMENT DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT, 124 MASON STREET, 1615, 1619, AND 1625 HACKBERRY STREET, LOCATED ON THE WESTSIDE OF HACKBERRY STREET AND ON THE SOUTHSIDE OF MASON STREET, BEING 52 FEET AND 100 FEET SOUTH OF THE INTERSECTION OF MASON STREET AND HACKBERRY STREET, HAVING 150.0 FEET ON HACKBERRY STREET, 101.1 FEET ON MASON STREET AND A MAXIMUM DEPTH OF 283.3 FEET FROM HACKBERRY STREET.

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

Mr. R. L. Mays, Jr., President, Culligan Waters of San Antonio, Inc., requested the change in zoning and reclassification in order to allow Culligan to expand their operation. All property west and south is zoned commercial.

Mr. Gilbert Burner, Chairman of the Board, Culligan Waters of San Antonio, Inc., stated Culligan had existed on Austin Street since the year 1948, and that they must expand, and that the property is surrounded by

commercial zoning. He further stated there were twenty-nine notices mailed out to the surrounding property owners, none returned in opposition and eight returned in favor.

Mrs. Elizabeth White spoke in opposition due to historical nature of the area.

Mr. Burner stated their only alternative, then, would be to locate outside of San Antonio.

Mrs. Dutmer stated she had attended this zoning case and that there are only two homes left in this area.

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

In answer to Mr. Thompson's question asking why staff is recommending denial, Mr. Lloyd Garza, City Attorney, stated they were concerned for the housing in the area.

Mrs. Dutmer stated that many homes in the area are now apartments.

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

AN ORDINANCE 72,401

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 16, 17, 18, SAVE AND EXCEPT THE EAST 50 FEET; LOT 21 AND THE WEST IRREGULAR 68.4 FEET OF LOT 19 AND THE WEST IRREGULAR 52.1 FEET OF LOW 20, BLOCK 4, NCB 487 FROM "D" APARTMENT DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT; AND THE EAST 50 FEET OF LOTS 16, 17 AND 18, BLOCK 4, NCB 487, FROM "D" APARTMENT DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT, 124 MASON STREET, 1615, 1619, AND 1625 HACKBERRY Street, LOCATED ON THE WESTSIDE OF HACKBERRY STREET AND ON THE SOUTHSIDE OF MASON STREET, BEING 52 FEET AND 100 FEET SOUTH OF THE INTERSECTION OF MASON STREET AND HACKBERRY STREET, HAVING 150.0 FEET ON HACKBERRY STREET, 101.1 FEET ON MASON STREET AND A MAXIMUM DEPTH OF 283.3 FEET FROM HACKBERRY STREET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

90-43 PUBLIC HEARING APPEALING HISTORIC REVIEW BOARD'S DECISION
TO DEMOLISH EDWARD SACHS HOUSE AT 512 BONHAM. (HISTORIC
REVIEW BOARD CASE NO. 4325).

Mayor Cockrell declared the Public Hearing open.

Mr. Gene Camargo, Director of Building Inspections Department, explained the need for demolishing this property for reuse.

Mr. Lloyd Jary, Attorney representing Mr. Robert L. Koerth, stated that Hampton Inn purchased the area around Mr. Koerth's two houses, known as The Sachs House, a three-story brick Victorian structure built in 1900 and the adjacent Zuchlag House, an earlier Texas Vernacular cottage ca. 1850. He stated it is not economically feasible to restore these houses, so they want to tear down and sell for construction to Hampton Inn.

Ms. Pat Osborne, Historical Preservation, stated this property has been a continuing problem, but that the two houses are very historical, and that we must prevent demolition by neglect.

Ms. Carolyn Coke, business owner in San Antonio, stated she is interested in the property on Bonham Street because of Rivercenter.

Mayor Cockrell declared the Public Hearing closed.

Ms. Osborne reiterated that these two historical houses are endangered.

Mr. Jary stated that Mr. Koerth wishes to tear down the large three-story building and save only the smaller house. Mr. Koerth has a pending contract with Hampton Inn that can only be consummated with the destruction of the three-story building.

Ms. Osborne stated that Hampton Inn had withdrawn their offer because Mr. Koerth was asking too much money, and instead preferred Carol Cole's proposal of using the large house for an office.

Mr. Wing stated he didn't want the City to be used as a levy in negotiations between the property owner and other entities.

Mrs. Dutmer expressed concern about saving the unique historical part of San Antonio and feels that Mr. Koerth, who lives in Dallas, could be forced to protect the property. She stated she cannot vote to demolish these buildings.

In response to a question by Mr. Labatt, Mr. Jary stated that Hampton Inn had an option of "no cost" look with Mr. Koerth, but has no contract.

Ms. Berriozabal made a motion to deny the appeal from the Historical Review Board decision. Mrs. Dutmer seconded the motion.

In response to a question by Mayor Cockrell, Ms. Osborne clarified that the three-story house had been used for an apartment until a fire eight months ago.

After consideration, the motion to deny the appeal from the Historic Review Board decision prevailed by the following vote: AYES: Berriozabal, Dutmer, Vera, Wolff, Labatt, Cockrell; NAYS: Wing, Thompson, Hasslocher; ABSENT: Webb, Martinez.

The appeal was denied.

90-43

PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE AUTHORIZING AMENDMENTS TO THE GUADALUPE MEDICAL GROUND LEASE AGREEMENTS.

Mayor Cockrell declared the Public Hearing open.

No citizens were registered to speak on the matter.

Mayor Cockrell declared the Public Hearing closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 72,402

AUTHORIZING THAT THE GUADALUPE MEDICAL COMPLEX GROUND LEASE AGREEMENTS, PREVIOUSLY APPROVED PURSUANT TO ORDINANCE NOS. 59847, 60418, 62650 AND 63060, BE AMENDED TO NAME BERNARD LIFSHUTZ, INDIVIDUALLY, AS SOLE LESSEE AND TO PROVIDE, RETROACTIVELY, FOR RENTAL ADJUSTMENTS IN ACCORDANCE WITH PRIOR ORDINANCE NO. 60418; AUTHORIZING THE REPROGRAMMING OF \$1,015.23 FROM THE 15th YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM INCOME ACCOUNT TO CREATE THE GUADALUPE MEDICAL COMPLEX LEASE OVERPAYMENT REFUND PROJECT; APPROPRIATING FUNDS; AUTHORIZING PAYMENT; AND DIRECTING THAT RENTAL APPRAISALS BE CONDUCTED FOR EACH GROUND LEASE AGREEMENT IN ACCORDANCE WITH

ARTICLE III THEREOF.

* * * *

Mr. Drew Cameron, Director, Community Development Office, explained the Ordinance.

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

- - -
90-43 The Clerk read the following Ordinance:

AN ORDINANCE 72,403 .

.
AUTHORIZING PAYMENT OF REFUNDS TO PERSONS MAKING A DOUBLE PAYMENT, OVERPAYMENT OR AS A RESULT OF A VALUE CHANGE ON 19 TAX ACCOUNTS PURSUANT TO SECTION 31.11 OF THE TAX CODE, VERNON'S TEXAS CODES ANNOTATED.

* * * *

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

- - -
90-43 The Clerk read the following Ordinance:

AN ORDINANCE 72,404 .

.
RATIFYING THE CONTRACT AS SUBMITTED IN THE PROPOSAL BY THE CITY'S DEPARTMENT OF HUMAN RESOURCES AND SERVICES TO THE TEXAS DEPARTMENT OF HUMAN SERVICES FOR ADMINISTRATION OF THE CHILD CARE MANAGEMENT SERVICES PROGRAM IN THE ALAMO SERVICE DELIVERY AREA THROUGH A CONSORTIUM WHICH INCLUDES AACOG, DEPENDENT CARE MANAGEMENT GROUP, AND THE TEXAS AGRICULTURAL

EXTENSION SERVICES; REVISING ORDINANCE 71996, PASSED AND APPROVED JULY 26, 1990, SO AS TO REFLECT A REDUCED BUDGET FOR THE ALAMO AREA COUNCIL OF GOVERNMENTS IN AN AMOUNT NOT TO EXCEED \$81,555.00, A REDUCED BUDGET FOR DEPENDENT CARE MANAGEMENT IN AN AMOUNT NOT TO EXCEED \$223,367.00, AND A REDUCED BUDGET FOR TEXAS A & M EXTENSION SERVICE IN AN AMOUNT NOT TO EXCEED \$91,465.00.

* * * *

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

Mr. Kevin Moriarty, Director of Human Resources and Services, explained details of the Ordinance and the fact that this is a ten month grant.

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

- - -

90-43 The Clerk read the following Ordinance:

AN ORDINANCE 72,405 .

.
AUTHORIZING PAYMENT OF BACKPAY AND BENEFITS IN THE AMOUNT OF \$21,059.93 TO POLICE OFFICER BLASE MORALES PURSUANT TO ARBITRATOR'S AWARD.

* * * *

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

- - -

90-43 The Clerk read the following Ordinance:

AN ORDINANCE 72,406

ADOPTING AND APPROVING THE FY1990/91 CONSTRUCTION AND OPERATING BUDGETS OF THE ALAMO CONSERVATION AND REUSE DISTRICT (ACWRD).

* * * *

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

Mr. S. Marcus Jahns, Executive Director, Alamo Water Conservation and Reuse District, provided Council members with a handout, a copy of which is filed with the papers of this meeting, and discussed the Work Program and Budget for Fiscal Year 1990-91.

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

90-43 The Clerk read the following Ordinance:

AN ORDINANCE 72,407

APPROVING THE BEXAR METRO 9-1-1 NETWORK DISTRICT FISCAL YEAR 1991 OPERATING BUDGET.

* * * *

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

Item 55, being a proposed ordinance declaring a public necessity for the acquisition of fee title to certain properties located at Lots 9, 10, 22, 12, 13, 14, 15, and 16, Block 3, New City Block 641 in the southeast part of the City of San Antonio, Bexar County, Texas, for the City of San Antonio Electric System, for the public purpose of construction, operation and maintenance of the Parsons Street Substation;

was pulled earlier by the City Manager.

90-43 The Clerk read the following Ordinance:

AN ORDINANCE 72,408

AUTHORIZING PAYMENT IN THE AMOUNT OF \$34,800.00 TO THE TEXAS WATER COMMISSION FOR THE ANNUAL INSPECTION FEE IMPOSED ON EACH PERMITTEE HOLDING A PERMIT UNDER THE TEXAS WATER CODE, CHAPTER 26; AND DECLARING AN EMERGENCY.

* * * *

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

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

90-43 The Clerk read the following Ordinance:

AN ORDINANCE 72,409

RATIFYING AND APPROVING CHANGE ORDER 21 TO THE CITY OF SAN ANTONIO/CLEARWATER CONSTRUCTOR'S, INC., CONSTRUCTION CONTRACT IN THE AMOUNT OF \$51,375.66 FOR DEMOLITION OF "DRYDEN STONE" PAVEMENT AND INSTALLATION OF REPLACEMENT PAVEMENT ON ALAMO PLAZA AND HOUSTON STREET; TRANSFERRING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

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

Mr. Karl Wurz, a citizen, expressed his concern regarding the repairs on Alamo Plaza and Houston Street, that led him to write a "Letter to the Editor" on September 26, 1990, San Antonio Light, asking that

TriParty pay for the repairs.

Mr. Frank Perry, Assistant Director, Planning, explained urgency of schedule completion by the Holidays that led designers to settle for an interim solution, in absence of the three inch Dryden Stone, which is no longer available. He explained that they will withstand traffic.

Mayor Cockrell expressed concern and distress with a temporary replacement.

Mr. Perry stated that the Fine Arts and the Historical Review Board approve of this stone.

Mr. Thompson supported this as the best of the final solution, as it guarantees smoothness and durability, suggesting also that this could last for 50 years

In answer to a question by Mr. Labatt, Mr. Perry explained the cost disbursement as being 50/50 between TriParty and Clearwater.

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

In response to other questions by Mr. Labatt, Mr. Perry assured there were sufficient funds in Contingency, totaling \$350,000. He also clarified that the difference in the thickness of the stone was adjusted by amount of sand base laid for accommodation, and that the finish date will be December 31, 1990.

Ms. Berriozabal expressed frustration with the involved process of completion to the project and showed concern that once the project was completed, the Project Manager would be leaving town to go to his next job and feels strongly that there should be a San Antonian on board to answer questions and handle any problems that might crop up after the fact.

City Manager Alexander Briseno assured that Mr. Perry was working on this possibility.

In response to a question by Mayor Pro Tem Vera, Mr. Perry acknowledged there were problems in installation.

Mr. Wolff asked that the City be tougher on the Design Team.

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

- - -
90-46 The City Clerk read a proposed ordinance, amending Ordinance No. 50984, which established rules, times and procedures for City Council by providing that Citizens To Be Heard shall be held at the end of the City Council's regular agenda provided that it shall not commence earlier than 5:00 P.M.

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

Mayor Pro Tem Vera clarified for Council that it would be no earlier than 5:00 P.M.

Mr. Karl Wurz, representing both himself and Mr. Tom Culbertson, who had to leave earlier, stated they would like to have Citizens To Be Heard earlier in the meeting in the interest of all citizens.

After discussion, the motion failed by the following vote:
AYES: Wing, Thompson, Vera, Wolff; NAYS: Berriozabal, Martinez;
ABSENT: Webb, Dutmer, Labatt, Hasslocher, Cockrell.

- - -
(At this time, Mayor Cockrell returned to preside over the meeting.)
- - -

90-46 The Clerk read the following Ordinance:

AN ORDINANCE 72,410

AUTHORIZING PAYMENT IN THE AMOUNT OF \$27,500.00 IN THE SETTLEMENT OF CAUSE NO. 88-CI-03795, STYLED NORMA VEGA AND RAMON VEGA VS. CITY OF SAN ANTONIO AND JOHN JOE SANCHEZ, IN THE 288TH JUDICIAL DISTRICT COURT, BEXAR COUNTY, TEXAS.

* * * *

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

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

- - -
90-46 The Clerk read the following Ordinance:

AN ORDINANCE 72,411

AUTHORIZING PAYMENT IN THE AMOUNT OF \$18,060.19 TO
BLACKMON MOORING STEAMATIC, INC., FOR EMERGENCY
FLOODWATER CLEANUP AT THE CITY HEALTH DEPARTMENT
BUILDING.

* * * *

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

- - -
90-46 The Clerk read the following Ordinance:

AN ORDINANCE 72,412

AUTHORIZING PAYMENT IN THE AMOUNT OF \$66,673.70 TO
THE LAW FIRM OF DENTON & MCKAMIE FOR LEGAL SERVICES
IN CONNECTION WITH THE CASE OF ABRAHAM RODRIGUEZ VS.
CITY OF SAN ANTONIO, CAUSE NO. 87-CI-23305.

* * * *

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

- - -
90-46 The Clerk read a proposed ordinance approving the request of the
University of Texas at San Antonio (UTSA) Athletic Department for
co-sponsorship of the Tract and Cross Country Team Official City
Championship 10K Race to be held on Saturday, October 6, 1990, from 7:00
A.M. to 10:00 A.M. at UTSA.

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

Mr. Rolando Bono, Assistant City Manager, stated that the staff recommends denial.

Mr. Travis Bishop, Assistant to the City Manager, explained the reason for staff denying the request is to be that over the eight years it had cost the City over \$5,000.00.

Mr. Thompson stated he disagrees with withdrawing support one week before the race.

Mr. Labatt stated that in the past some Councilmen used Discretionary Funds.

Mrs. Dutmer stated that even though the race is on campus, our City police will be on duty.

Mrs. Dutmer made a motion that 1/3 of the \$834.00 will be paid equally by Mrs. Dutmer, Mr. Hasslocher, and Mayor Cockrell. Mr. Hasslocher seconded the motion.

After consideration, the motion on the amendment prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Webb.

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

AN ORDINANCE 72,413

APPROPRIATING AND AUTHORIZING PAYMENT OF THE DISCRETIONARY FUNDS OF DISTRICTS 3, 10 AND THE MAYOR FOR THE UNIVERSITY OF TEXAS AT SAN ANTONIO (UTSA) ATHLETIC DEPARTMENT'S TRACK AND CROSS COUNTRY TEAM OFFICIAL CITY CHAMPIONSHIP 10K RACE TO BE HELD ON SATURDAY, OCTOBER 6, 1990, FROM 7:00 A.M. TO 10:00 A.M. AT UTSA; AUTHORIZING THE CLOSING OF CERTAIN STREETS; AND DECLARING AN EMERGENCY.

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90-46 TRAVEL AUTHORIZATION - Granted:

Councilman Walter Martinez to travel to Washington, D.C. from October 5, 1990 to October 6, 1990, to attend the Community and Economic Development Steering Committee Meeting.

* * * *

90-46 Item 64, being a discussion only item on the Task Force on Violent Crime, was taken up at this time.

Mayor Cockrell asked that, since there were nine citizens signed up to speak, that remarks be confined to 2 - 3 minutes each.

Ms. Berriozabal presented the proposed item for discussion as being a City-wide meeting of all those interested, to solicit input for City/County Crime Task Force re-activated by Mayor and County Judge.

Mayor Cockrell stated this Task Force was originally set up in 1988 by former Mayor Henry Cisneros and County Judge Vickers, which covered a number of Task Forces on Youth, Family Violence, etc., and called on the citizens to speak.

Ms. Rosa Rosales, District Director of LULAC #15, stated they feel strongly in need of grass roots organization, and LULAC wants to be part of the Task Force. They want to bring in Corporate America to work with our youth, as serious problems need to be dealt with.

Ms. Lillie Wilson, President, "People Against Corruption", spoke in support of Ms. Berriozabal's suggestion, and emphasized that we must include the sectors of town that are involved as all operate differently.

Mr. Jose Contreras, Executive Director of "Boys and Girls Clubs", said we could pay now or pay later with violence in the streets. He said they had closed down three organizations, but still support "Youth Summit" and "Summit on Youth Problems", and that we should poll the youth and hear what they have to say. He then invited Councilmembers to a meeting being hosted on the westside next week.

Mr. Henry Rodriguez, LULAC, stated that we all have insight into what is happening, and that school principals, school board members, City Council and others all need to attend. He suggested we create more jobs for young people and get Federal funding for opening up programs for our youth.

Ms. Beto Martinez, Victory Outreach representative, offered their human resources for emphasis to solve this problem now, as later is too late.

Mr. Scott Frausto, Director of the "Alamo City Youth At Risk",

read a proposed resolution to the Mayor and Council and distributed handouts.

(At this point, Mayor Cockrell was obliged to leave the chambers, and Mayor Pro Tem Vera presided.)

Mrs. Dutmer stated instead of focusing on the children, we should be focusing on parenting of children, and pass laws making parents responsible for children's damages.

Mayor Pro Tem Vera stated she supported Ms. Berriozabal's proposed task force.

(At this time, Mayor Cockrell returned to the meeting to preside.)

Ms. Berriozabal spoke of former police chief, Charles Rodriguez, having loaned her a book on State Task Force On Gangs and Drugs being used successfully by the National Conference of Christians and Jews (NCCJ) in Killeen, Texas. She stated there are many resources in our neighborhoods that we can utilize at this City-wide meeting and that we need to involve the young people in the community by elevating their importance and invite them to the business community meetings so youth can participate.

Mr. Wolff spoke of the importance of coming together and sharing ideas, and spoke of Vecchi and the gang on the northside being put away for twenty years after breaking into his father's house two years ago. We need input on how to deal with problems and zero in on gang formations and how to stop it. Alternatives must be offered, as a great need exists with our youth needing to belong to something.

Mayor Cockrell stated she will follow up on the Council's suggestions.

Ms. Berriozabal asked that we not only come with questions, but to bring solutions and what they can contribute.

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90-46

CITIZENS TO BE HEARD

FRANCES CEVALLOS

Ms. Frances Cevallos came before Council to ask for help regarding her insurance. She presented a copy of a Statement to the Mayor and Council.

Mayor Cockrell asked that Risk Management staff meet with Ms. Cevallos.

City Manager Alex Briseno stated that Mrs. Nora Chavez will meet with her today and report back next week.

* * * *

LYDIA GARZA

Ms. Lydia Garza, 2008 South Presa, requested an audit deadline from JTPA by Mr. Robert Salinas. She also requested removal of Richard Jerrigee, PIC, who receives JTPA funds. She feels this is fraudulent, and stated that the Trade School she went to gave Texas Department of Commerce \$4,100 for six months training.

City Manager Alex Briseno stated that DEED and Internal Audit will bring a report to City Council.

Ms. Berriozabal stated she received a letter August 22, 1990, from Ms. Garza and MALDEFF attorney. She then asked how they receive JTPA funds as the school Ms. Garza attended was uncredited.

Mr. Briseno stated that Mr. Robert Salinas had been looking into this for two weeks and should have a report in another three weeks.

Mr. Kevin Moriarity, Director of Human Resources, stated they have 100% audit of clients to see if the system is working.

Mr. Martinez stated he has faith in the City Manager and Staff in moving forward. Conflict of interest has been discussed and City Council feels they need to be renewed. Also, overall review of JTPA function, management and staff need to be looked at.

Mrs. Dutmer stated that OJT, PIC, and JTPA have a myriad of problems.

Mayor Cockrell stated City staff will be ready to report back in three weeks.

* * * *

GLORIA C. GONZALES

Ms. Gloria C. Gonzales, 3516 So. Laredo Street, spoke to the homeless in the City streets, and the fact that she is a victim Bexar County Housing Corporation, and they need investigating along with CETA.

Mayor Cockrell informed Ms. Gonzales that the CETA program is gone and that the City does not handle BCHC. She then asked that Sergio G. Soto, Acting Director for Department of Human Resources and Services, assist Ms. Gonzales.

* * * *

JESSE E. WRIGHT

Mr. Jesse E. Wright, 4403 Chesapeake Drive, spoke to City Council about hope, justice, and the system, stating he had no speech today. He spoke of the memory of his Uncle Gene Wright, who had just passed away on September 21, 1990.

Mayor Cockrell expressed sympathy on behalf of herself and the Council in his loss.

* * * *

DR. CHRIS JOHNSON

Dr. Chris Johnson, UTHSC, C.A.M.P., spoke to the fact that no ramp was provided for the Fiesta Room at Convention Center. She, therefore, spent \$158.00 for a 16 foot ramp to be built for their use, which she now donated for continued use by others facing this need.

Mayor Cockrell thanked Dr. Johnson for pointing out something which had been overlooked.

Mr. Labatt thanked her for her positive way of making her presentation and coming up with a solution.

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MR. MANUEL LANDES

Mr. Manuel Landes, representative of VOICE, spoke to the problems of the housing projects in cleanliness and for married couples /vs/ non-married couples.

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90-46 Council recessed its regular meeting at 7:35 P.M. to convene a "B" Session discussion of Bandera and Culebra Roads improvements.
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(At this time, Mayor Cockrell was obliged to leave the meeting, and Mayor Pro Tem Vera presided.)

90-46 Council recessed its regular meeting at 8:07 P.M., reconvening the "A" Session at 8:45 P.M.

90-46 BRIEFING AND DISCUSSION OF DOMED STADIUM SCHEDULING

At this time, Council began discussion of the pros and cons of the Spurs playing in the Dome, and its possible results.

Mr. Edward Garcia, Acting Director, Convention Facilities, compared revenues of the Dome with and without the Spurs.

He stated that Spectacor will help with bookings of event mixes.

Mr. Garcia also affirmed that the system for booking used by convention Facilities now will be compatible with Dome booking.

In answer to questions by Council members, Mr. Garcia affirmed there were 65,000 seats in the arena, and that in a 45 day span the Spurs were expected to draw 18,000 people at a cost of \$20.00 each. He also drew attention to the fact that parking, concessions, and admissions would all be factors in making money for San Antonio from the Dome, with the fiesta carnival expected to draw an average of 15,000 people at \$7.50 each, spending an average of \$3.50 each on food.

Mr. Steve Moore, Convention and Visitors Bureau, clarified use of space and that "new dollars" will be generated with the Dome.

Mr. Wolff stated that even with the Spurs in the Dome, there will still be 130 free days.

City Manager, Alex Briseno, stated that the event mix without the Spurs would be 53, but, with the Spurs, would go up to 99.

In response to a question by Mr. Hassloch regarding the monies, Mr. Briseno stated the money generated would increase from 1.1 million to 2.1 or 2.3 million.

Mr. Robert Marbut, Jr., Sports Foundation, reported on their efforts to get the Olympic Sports Festival here, stating they placed San Antonio's bid 19 months ago.

Ms. Sheila Walker, Sports Foundation, reported we could draw such events for the Dome as the Olympic Festival, NC2A Championship, Goodwill Games, and Pan American Games. The Olympic Festival could bring in 35-50 million in eight to ten days.

Mr. Marbut was complimented and highly praised by Councilmembers on his tenacity and astuteness on behalf of San Antonio.

90-46 The Clerk read the following Ordinance:

AN ORDINANCE 72,414

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$875.00 OUT OF GENERAL OBLIGATION BONDS FOR ACQUIRING TWO (2) TEMPORARY EASEMENTS IN CONNECTION WITH THE GOLIAD ROAD IMPROVEMENTS PROJECT - S. E. MILITARY TO I. H. 410; ACCEPTING A QUITCLAIM DEED TO A TRACT OF LAND ADJACENT TO THE TEMPO SUBDIVISION.

* * * *

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

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

90-46 The Clerk read the following Ordinance:

AN ORDINANCE 72,415

AUTHORIZING THE ACCEPTANCE OF A JOB TRAINING PARTNERSHIP ACT (JTPA) MANAGEMENT DEVELOPMENT GRANT FOR \$31,893 FROM THE TEXAS DEPARTMENT OF COMMERCE (TDOC) TO PROVIDE TRAINING FOR MEMBERS OF THE ALAMO PRIVATE INDUSTRY COUNCIL (PIC) AND JTPA STAFF TO IMPROVE THE OVERALL ADMINISTRATION OF THE JTPA PROGRAM AND THE DELIVERY OF EMPLOYMENT AND TRAINING SERVICES IN THE ALAMO SERVICE DELIVERY AREA AS APPROVED BY THE ALAMO PIC.

* * * *

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

Mr. Kevin Moriarty, Acting Director Department of DEED, explained the Ordinance.

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

Wolff, Labatt, Hasslocher; NAYS: None; ABSENT: Berriozabal, Webb, Martinez, Thompson, Cockrell.

90-46 The Clerk read the following Ordinance:

AN ORDINANCE 72,416

RENEWING THE CITY'S PROTECTED SELF-INSURANCE POLICY FOR THE SECOND YEAR OF A THREE-YEAR POLICY WHICH ENCOMPASSES PROPERTY, COMPREHENSIVE GENERAL LIABILITY, COMPREHENSIVE AUTOMOBILE LIABILITY, PUBLIC OFFICIALS LIABILITY, MEDICAL MALPRACTICE AND POLICE PROFESSIONAL RISK COVERAGE, IN THE AMOUNT OF \$1,588,591.00; AND RETAINING ARTHUR J. GALLAGHER AS THE SERVICING AGENT.

* * * *

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

In response to questions by Mrs. Dutmer, Ms. Nora W. Chavez, Director of Finance, explained that this ordinance would renew the City's Protected Self-Insurance policy for the second year of a three-year policy, retaining Arthur J. Gallagher as the servicing agent.

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

90-46 The Clerk read the following Ordinance:

AN ORDINANCE 72,417

APPROPRIATING VARIOUS MONIES FROM VARIOUS COUNCIL DISTRICT DISCRETIONARY FUNDS IN ORDER TO FUND ONE OF THE TWO POLICE HELICOPTERS DELETED FROM THE 1990-91 BUDGET; AND DECLARING AN EMERGENCY.

* * * *

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

Mr. Hasslocher clarified that the amount of \$9,575.00 is

authorized to be transferred from the 1990/91 discretionary fund of City Council District 10 and \$5,275.00 from the discretionary funds of City Council Districts 3, 4, 6, 7, 8, 9, and the Mayor, totaling \$46,500.00 to the 1990/91 General Fund Budget of the San Antonio Police Department and therein to the budget of the Helicopter Activity 17-0405 to supplement the Activity's 1990/91 appropriated funds to operate two helicopters in SAPD work in 1990/91.

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

90-46 The Clerk read the following Ordinance:

AN ORDINANCE 72,418

AUTHORIZING THE RENEWAL OF A ONE-YEAR POLICY OF HELICOPTER LIABILITY AND HULL DAMAGE INSURANCE TO PROVIDE PHYSICAL DAMAGE AND LIABILITY INSURANCE PROTECTION FOR THE OPERATION OF THE POLICE DEPARTMENT HELICOPTERS.

* * * *

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

Ms. Nora Chavez, Director of Finance, explained the City's Helicopter Liability and Hull Damage Insurance renewal premium would be \$48,007.00, and is on file in the Risk Management Division.

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

90-43 There being no further business to come before Council, the meeting was adjourned at 9:48 P.M.

A P P R O V E D

Lila Cockell

M A Y O R

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

ATTEST

September 27, 1990
alh

