

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, MARCH 16, 1989.

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The meeting was called to order by the presiding office, Mayor Pro Tem Joe Webb, in the temporary absence of the Mayor, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, MARTINEZ, THOMPSON, VERA, WOLFF, LABATT, HASSLOCHER, CISNEROS. Absent: NONE.

89-12

"DIABETES ALERT DAY"

Mayor Pro Tem Webb read a proclamation designating March 21, 1989 as "Diabetes Alert Day" and presented it to Dr. Sam Miller, Chairman of the "1989 Diabetes Alert Day" in San Antonio.

Dr. Miller spoke to the details of the event to be held and stated that he feels some 200,000 people in San Antonio alone are suffering from diabetes; however, research is making progress against this disease.

Mrs. Dutmer spoke of the urgent need for more diabetes research.

89-12 The Clerk read the following Resolution:

A RESOLUTION NO. 89-12-18

ACCEPTING THE GIFT OF MR. GLENN AND TIM POWER TO THE PEOPLE AND CITY OF SAN ANTONIO OF THE COUNCIL CHAMBER PODIUM, AND EXPRESSING THE CITY'S SINCERE APPRECIATION FOR THIS GIFT.

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

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

Mayor Pro Tem Webb and Mr. Wing then jointly presented the

Resolution of Appreciation to Mssrs. Power as well as City of San Antonio desk clocks.

Members of the City Council then individually congratulated the two for the gift of the new podium to the City of San Antonio.

89-12

"SPRING BREAKER WEEK"

Mayor Pro Tem Webb read a proclamation designating the week of March 19 - 25, 1989 as "Spring Breaker Week" and asked Mr. Sergio Soto of the Department of Human Resources and Services to come forward to receive the proclamation.

Mr. Soto then introduced Mr. Dick Alvarado, United Way, and Ms. Linda Tafolla, KMOL-TV, also present in the audience to receive the proclamation.

Ms. Tafolla presented the City with a special poster marking this event.

Mr. Soto thanked the Mayor and Council for the proclamation as well as all the City departments who took part in the support for "Spring Breaker Week."

Ms. Tafolla spoke of the individual events to be held.

Mr. Labatt also thanked the United Way for its work with the homeless program.

89-12

HONORARY CONSUL OF THE FEDERAL REPUBLIC OF GERMANY

Mayor Pro Tem Webb introduced Consul General Peter Maier-Oswald, Consul General of the Republic of Germany, Mr. Thomas E. Pawel, the newly appointed Honorary Consul of the Federal Republic of Germany to San Antonio, Ms. Barbara Wilson, Honorary Vice Consul of the Federal Republic of Germany in San Antonio, and Mr. Eric Wendle, Honorary Vice Consul for the City of Corpus Christi.

Mr. Webb introduced others in attendance in the audience interested in this event and presented mementos of San Antonio to the visitors.

Mr. Pawel stated that this is a great honor for him to represent the Federal Republic of Germany in San Antonio and spoke of a trip taken with Mr. Webb to Europe several years ago.

March 16, 1989
mlr

Individual members of the City Council then offered their congratulations to the Honorary Consul.

89-12

VENEZUELAN VISITORS

Mayor Pro Tem Webb acknowledged the presence in the audience today of Mr. Gilberto Jose Carreno Rojas, reporter of environmental and local issues for El Universal; and Mr. Franklin Delano Cisneros Ovalles, General Project Coordinator, Escuela de Vecinos. He also introduced Ms. Ute Sachs, U.S. Escort/Interpreter for Visitor Program Service of Meridian House International, accompanying the visitors from Venezuela.

Mayor Pro Tem Webb then presented each of the three with mementos from San Antonio.

Mr. Cisneros and Mr. Carreno spoke of their visit to San Antonio and their appreciation for receiving official mementos of this visit.

In response to a question by Mr. Martinez, Mr. Cisneros detailed his work with The Neighbors' School.

Mr. Carreno explained that he writes on environmental issues for his newspaper and he lauded San Antonio for the openness of its City government and for participation by neighborhood groups in San Antonio city government.

89-12

DEFENSE LANGUAGE INSTITUTE STUDENTS

Mayor Pro Tem Webb introduced a group of students from the Defense Language Institute, Lackland Air Force Base.

Mayor Pro Tem Webb welcomed each to San Antonio and also extended a welcome to their instructor, Mr. Scott Ball.

89-12 The minutes of the Regular City Council Meeting of February 23, 1989 and Special Meeting of February 27, 1989 were approved.

89-12 CONSENT AGENDA

Mrs. Dutmer made a motion to approve Agenda Items 8 - 24, constituting the Consent Agenda, with Items 20, 23, 36 and 44 to be pulled for individual consideration. Mr. Hasslocher seconded the motion.

March 16, 1989
mlr

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

AN ORDINANCE 69,025 .

ACCEPTING THE PROPOSAL OF PRENTICE HALL INFORMATION SERVICES TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH A SUBSCRIPTION RENEWAL OF BOOKS FOR A TOTAL OF \$7,745.85.

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AN ORDINANCE 69,026 .

ACCEPTING THE PROPOSAL OF HOTHO AND CO. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH ART AND SCIENCE BOOKS FOR A TOTAL OF \$6,123.76.

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AN ORDINANCE 69,027 .

ACCEPTING THE LOW QUALIFIED BID OF SANIVAC/DAVIS MANUFACTURING COMPANY, INC. TO FURNISH THE CITY OF SAN ANTONIO HEALTH DEPARTMENT WITH TRASH RECEPTACLES FOR A TOTAL OF \$4,890.27.

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AN ORDINANCE 69,028 .

ACCEPTING THE LOW BID OF LEDERLE LABORATORIES DIVISION TO FURNISH THE CITY OF SAN ANTONIO HEALTH DEPARTMENT WITH DTP VACCINE FOR A TOTAL OF L\$8,372.10.

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AN ORDINANCE 69,029 .

ACCEPTING THE LOW BIDS OF PETRO-CHEM INDUSTRIES AND HARCROS CHEMICAL, INC. TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH SWIMMING POOL CHEMICALS FOR A TOTAL OF \$8,630.00.

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AN ORDINANCE 69,030

ACCEPTING THE LOW BID OF MARLOWE ROOFING AND REMODELING, INC. FOR ROOF REPAIRS AT THE ALAMO BRANCH YMCA FOR A TOTAL OF \$14,850.

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AN ORDINANCE 69,031

ACCEPTING THE LOW QUALIFIED BID OF HINES & MASSEY ROOFING, INC. FOR ROOF REPAIRS TO TWO BUILDINGS AT LA VILLITA FOR A TOTAL OF \$5,395.

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AN ORDINANCE 69,032

ACCEPTING THE LOW BIDS OF O.M. SCOTT AND SONS, TIDE PRODUCTS, INC., ESTES CHEMICAL, INC., ESCO DISTRIBUTORS AND VAN WATERS AND ROGERS TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH HERBICIDES FOR A TOTAL OF \$44,892.08.

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AN ORDINANCE 69,033

ACCEPTING THE LOW QUALIFIED BIDS OF TEXAS FARM PRODUCTS COMPANY, CHEMICAL & TURF SPECIALTY COMPANY, INC., LAROCHE INDUSTRIES, INC. AND O.M. SCOTT & SONS COMPANY TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH FERTILIZER FOR A TOTAL OF \$141,945.60.

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AN ORDINANCE 69,034

ACCEPTING THE LOW QUALIFIED BIDS OF AUSTIN BUSINESS MACHINES, SOUTHWEST COMPUTER NETWORK, AND APPLE COMPUTER, INC. TO FURNISH THE CITY OF SAN ANTONIO DEPARTMENT OF ECONOMIC & EMPLOYMENT DEVELOPMENT WITH MICRO-COMPUTERS AND PRINTERS FOR THE TEXAS 70001 AGENCY FOR A TOTAL OF \$17,152.55.

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March 16, 1989
mlr

AN ORDINANCE 69,035

ACCEPTING THE LOW BID OF RICHTER'S BAKERY TO FURNISH THE CITY OF SAN ANTONIO HUMAN RESOURCES DEPARTMENT WITH BAKERY PRODUCTS FOR THE NUTRITION CENTERS FOR A TOTAL OF \$29,443.86.

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AN ORDINANCE 69,036

ACCEPTING THE QUALIFIED BIDS OF PRESTON DAIRY PRODUCTS, INC. AND DAIRY RICH, INC. TO FURNISH THE CITY OF SAN ANTONIO HUMAN RESOURCES DEPARTMENT WITH DAIRY PRODUCTS FOR THE NUTRITION CENTERS FOR A TOTAL OF \$119,201.

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AN ORDINANCE 69,037

AUTHORIZING A \$2,990.00 PAYABLE TO AUTOZONE, INC. FOR THE COST OF INSTALLING A CONCRETE DRIVE APPROACH, A PAIR OF 30' GATES AND RELOCATING IRRIGATION PIPES AT THE REAR OF 1235 GEMBLER ROAD ON DIRECTOR DRIVE IN CONNECTION WITH THE GEMBLER ROAD FROM COLISEUM TO W.W. WHITE ROAD PROJECT.

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AN ORDINANCE 69,038

AUTHORIZING AN ADDITIONAL \$2,000.00 FOR ENGINEERING FEES PAYABLE TO VICKREY & ASSOCIATES, INC., IN CONNECTION WITH THE ROSEDALE AREA STREETS, PHASE II PROJECT.

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AN ORDINANCE 69,039

AUTHORIZING THE EXECUTION OF CERTIFICATION STATEMENTS FROM THE STATE DEPARTMENT OF HIGHWAYS & PUBLIC TRANSPORTATION WHEREBY THE CITY OF SAN ANTONIO AGREES TO PARTICIPATE IN THE AMOUNT OF \$25,750.00 FOR THE INSTALLATION OF WARNING DEVICES AT SIX RAILROAD CROSSINGS ON CITY STREETS AND AUTHORIZING PAYMENT OF SAID AMOUNT TO THE STATE.

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AN ORDINANCE 69,040

AUTHORIZING CITY WATER BOARD FIELD ALTERATION NO. 1 IN THE AMOUNT OF \$35,453.72 PAYABLE TO PECO, INC., IN CONNECTION WITH THE ELDRIDGE DRAINAGE NO. 61 L, M, N, PROJECT.

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AN ORDINANCE 69,041

AWARDING A CONSTRUCTION CONTRACT TO R.L. JONES CO., INC., FOR CONSTRUCTION OF THE REPLACEMENT OF AN 8" SEWER MAIN ON PIKE ROAD NORTH OF ALBIN DRIVE IN THE AMOUNT OF \$27,087.70 WITH AN ADDITIONAL \$4,063.16 FOR A CONSTRUCTION CONTINGENCY.

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AN ORDINANCE 69,042

AWARDING A CONSTRUCTION CONTRACT TO SOUTH TEXAS CONSTRUCTION COMPANY, FOR THE CONSTRUCTION OF THE UNSEWERED AREA NO. 64 SANITARY SEWER EXTENSION (LINES 42A, 43-46) PROJECT IN THE AMOUNT OF \$201,416.40 WITH AN ADDITIONAL \$30,212.46 FOR A CONSTRUCTION CONTINGENCY.

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AN ORDINANCE 69,043

APPROPRIATING ADDITIONAL ENGINEERING FUNDS PAYABLE TO URS ENGINEERS, FOR THE FINAL DESIGN PHASE OF THE OLD SALADO CREEK SIPHON REHABILITATION PROJECT IN THE AMOUNT OF \$69,693.29.

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AN ORDINANCE 69,044

AUTHORIZING THE CITY MANAGER TO EXECUTE CONTRACT CHANGE ORDER NO. 1 IN THE DEDUCTIVE AMOUNT OF \$58,786.65 TO THE CONTRACT WITH MARTIN K. EBY CONSTRUCTION COMPANY, INC. FOR THE SAN ANTONIO WASTEWATER FACILITIES IMPROVEMENTS PROGRAM CATEGORY 4, PACKAGE H, PHASE III.

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AN ORDINANCE 69,045

AUTHORIZING CITY MANAGER TO EXECUTE CONTRACT CHANGE ORDER NO. 10 IN THE AMOUNT OF \$148,375.00 PAYABLE TO FRU-CON CONSTRUCTION CORPORATION FOR THE DOS RIOS WASTEWATER FACILITY, CONTRACT NO. 4A.

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AN ORDINANCE 69,046

AUTHORIZING PAYMENT TO CITY PUBLIC SERVICE IN THE AMOUNT OF \$9,813.50 FOR PROVIDING AN ELECTRICAL EXTENSION TO THE LIFT STATION AT THE POLICE TRAINING CENTER.

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AN ORDINANCE 69,047

AUTHORIZING THE EXECUTION OF AN AMENDMENT TO A GRANT AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION FOR THE TAXIWAY R CONSTRUCTION AT SAN ANTONIO INTERNATIONAL AIRPORT; AMENDING THE CONTRACT WITH K. M. NG & ASSOCIATES, INC. FOR ENGINEERING SERVICES; AND APPROVING A REVISED BUDGET FOR THE PROJECT.

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AN ORDINANCE 69,048

ACCEPTING A PROPOSAL FROM SOUTHWESTERN LABORATORIES, INC., IN THE AMOUNT OF \$5,235.00, TO PROVIDE ASBESTOS ABATEMENT SERVICES IN CONNECTION WITH THE DEMOLITION OF FIVE BUILDINGS AT STINSON MUNICIPAL AIRPORT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 69,049

AUTHORIZING THE CITY MANAGER TO ENTER A PROFESSIONAL SERVICES CONTRACT WITH LOCKWOOD, ANDREWS AND NEWMAN, INC., TO PROVIDE PLANS, SPECIFICATIONS AND THE ENGINEERING RIGHT-OF-WAY SERVICES FOR THE SOUTHSIDE

GOLF COURSE IRRIGATION PROJECT IN THE AMOUNT OF \$70,900.00 AND FURTHER AUTHORIZING AN ADDITIONAL \$7,100.00 FOR THE ENGINEERING CONTINGENCY AND \$250.00 FOR BID ADVERTISING.

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AN ORDINANCE 69,050

APPROPRIATING \$3,586.00 IN PAYMENT FOR TITLE CHARGES AND APPRAISAL FEES INCURRED IN ACQUISITION OF CERTAIN RIGHT-OF-WAY PROJECTS. (ASHBY STREET DRAINAGE PROJECT #30 AND 31; PACIFIC DRAINAGE PROJECT, #66A; MITCHELL/WELLINGTON/NOGALITOS/MARGIL/RIPFORD STREET RECONSTRUCTION PROJECT; MAYO, JEROME, MCDAVITT, MAGNESS, DEL SOL, GENE, JUSTO AND ERGILL; HUEBNER ROAD - VANCE JACKSON TO LOCKHILL SELMA; WURZBACH ROAD - VANCE JACKSON TO LOCKHILL SELMA; HUEBNER ROAD - VANCE JACKSON TO LOCKHILL SELMA; TILLIE DRAINAGE PROJECT #114A (LATERALS); COUNTY/CITY PROPERTY EXCHANGE)

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AN ORDINANCE 69,051

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SAN ANTONIO CITY EMPLOYEES FEDERAL CREDIT UNION FOR LEASE OF GROUND SPACE FOR AN AUTOMATIC TELLER MACHINE AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

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AN ORDINANCE 69,052

AUTHORIZING THAT THE FOUR CITY-OWNED BUILDINGS LOCATED AT 1164-1168 EAST COMMERCE, 1170 EAST COMMERCE, 119 HEIMAN, AND 123-125 HEIMAN WITHIN THE SAINT PAUL SQUARE PROJECT BE PLACED ON THE REGISTER OF CITY BUILDINGS AND REQUIRING THAT THE CITY INSURE SAID BUILDINGS; AND APPROVING A LEASE AND MANAGEMENT AGREEMENT BY AND BETWEEN THE CITY OF SAN ANTONIO AND THE SAN ANTONIO DEVELOPMENT AGENCY (SADA).

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AN ORDINANCE 69,053

AUTHORIZING THE REFUND IN THE AMOUNT OF L\$10,491.78 TO SAN ANTONIO AIR & INDUSTRIAL PARTS, INC. DUE TO

OVERPAYMENT OF GROSS RECEIPTS CHARGES AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

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AN ORDINANCE 69,054 .

AUTHORIZING SUBMISSION OF AN APPLICATION TO THE CHILDREN'S TRUST FUND OF TEXAS TO FUND AN ADOLESCENT PARENTING AND TEENAGE PREGNANCY PREVENTION PROJECT; AND AUTHORIZING USE OF PATIENT CO-PAYMENT FEES FOR CASH MATCH FOR THIS PROJECT.

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AN ORDINANCE 69,055 .

AUTHORIZING THE CITY MANAGER TO EXECUTE AN ELECTION CONTRACT WITH THE NORTH EAST INDEPENDENT SCHOOL DISTRICT.

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AN ORDINANCE 69,056 .

AUTHORIZING THE CITY MANAGER TO EXECUTE AN ELECTION CONTRACT WITH THE HARLANDALE INDEPENDENT SCHOOL DISTRICT.

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AN ORDINANCE 69,057 .

AUTHORIZING EXECUTION OF AN AGREEMENT WITH BEXAR COUNTY FOR LEASE OF VOTING MACHINES FOR THE UPCOMING CITY ELECTION.

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AN ORDINANCE 69,058 .

ESTABLISHING A NEW ADMISSION FEE SCHEDULE FOR THE WITTE MUSEUM AND THE MUSEUM OF ART.

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AN ORDINANCE 69,059 .

AUTHORIZING A LICENSE AGREEMENT WITH THE ORTHODOX ECUMENICAL CHURCH, INC., D/B/A THE LITTLE CHURCH OF

LA VILLITA, FOR CONDUCT OF THE 1989 STARVING ARTISTS
ART SHOW IN LA VILLITA AND ON THE RIVERWALK.

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AN ORDINANCE 69,060

CLOSING MEMORY LANE, BETWEEN TAMMY AND PATRICIA, ON
SATURDAY, APRIL 1, 1989 FROM 10:00 A.M. TO 3:00 P.M.
AS REQUESTED BY THE HARMONY HILLS P.T.A.

* * * *

AN ORDINANCE 69,061

CLOSING EL PASO STREET BETWEEN S. BRAZOS AND SAN
JACINTO STREET ON FRIDAY, MARCH 24, 1989 FROM 12:00
NOON UNTIL 4:00 P.M. AS REQUESTED BY LOS CAMINANTES
DEL VIA CRUCES/OUR LADY OF GUADALUPE CHURCH.

* * * *

89-12 The Clerk read the following Ordinance:

AN ORDINANCE 69,062

ACCEPTING THE LOW QUALIFIED BID OF RYKOSS-SEXTON
FOODS TO FURNISH THE CITY OF SAN ANTONIO HUMAN
RESOURCES DEPARTMENT WITH GROCERY PRODUCTS, FROZEN
FOODS, PAPER PRODUCTS, AND JANITORIAL SUPPLIES FOR
THE NUTRITION CENTERS FOR A TOTAL OF \$190,687.85.

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Mr. Hassloch made a motion to approve the proposed Ordinance.
Mr. Wolff seconded the motion.

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

89-12 The Clerk read the following Ordinance:

March 16, 1989
mlr

AN ORDINANCE 69,063

ACCEPTING THE LOW QUALIFIED BID AND AWARDING A CONSTRUCTION CONTRACT TO MCNIEL ROOFING AND SHEET METAL, INC., FOR THE REROOFING OF BEETHOVEN HALL IN THE AMOUNT OF \$67,970.00 FOR THE BASE BID WITH ALTERNATE NO. 1 FOR A NEW SMOKE HATCH AND ALTERNATE NO. 2 FOR LADDERS PLUS \$6,730.00 FOR CONSTRUCTION CONTINGENCIES.

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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, addressed the sheet metal roof involved in this bid.

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

89-12 The Clerk read the following Ordinance:

AN ORDINANCE 69,064

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$75,150.00 OUT OF GENERAL OBLIGATION BONDS FOR THE PURPOSE OF ACQUIRING TITLE TO CERTAIN LANDS; ACCEPTING THE DEDICATION OF TITLE TO CERTAIN LANDS; ALL IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS. (PACIFIC DRAINAGE PROJECT #66A; HI-LIONS DRAINAGE PROJECT #80; MITCHELL/WELLINGTON/NOGALITOS/MARGIL/RIPFORD STREET RECONSTRUCTION PROJECT; NOGALITOS STREET - BIGFOOT TO FURNISH PROJECT; RAY ELLISON INDUSTRIES)

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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. Bill Toudouze, Real Estate Manager for the Department of Public Works, spoke of where this project enters from District 3 into District 4.

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

89-12 The Clerk read the following Ordinance:

AN ORDINANCE 69,065

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

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

In response to a question by Mrs. Dutmer, Mr. Joe Aceves, Director of Public Works, noted the ordinance has no list of traffic signals requested by City Council members. He noted that he would supply this list to Mrs. Dutmer as soon as possible.

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

89-12 The Clerk read the following Ordinance:

AN ORDINANCE 69,066

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

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

89-12 SECOND AND FINAL READING OF AN ORDINANCE PROVIDING FOR ANNEXATION

The Clerk read the following Ordinance:

AN ORDINANCE 68,800

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS, IN ACCORDANCE WITH VERNON'S TEXAS CODES ANNOTATED, LOCAL GOVERNMENT CODE SECTION 43.028, BY THE ANNEXATION OF APPROXIMATELY 3.805 ACRES OF LAND KNOWN AS THE FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF SAN ANTONIO EAST AND WEST PROPERTIES, AND APPROVING A SERVICE PLAN FOR SUCH AREAS.

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

89-12 The Clerk read the following Ordinance:

AN ORDINANCE 69,067

AUTHORIZING SETTLEMENT OF ALL CLAIMS AGAINST THE CITY IN DEBRA MURRAY ET. AL. VS. CITY OF SAN ANTONIO CAUSE NO. 87-CI-15871 FOR A TOTAL OF \$95,000.00 PLUS COURT COSTS.

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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. Labatt, Mr. Lloyd Garza, City Attorney, detailed the lawsuit settlement involved and noted this is the second of two cases involved in a traffic accident and drowning that occurred near UTSA on the City's northside.

Mr. Labatt stated that he feels that San Antonio has no legal liability in this matter.

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

89-12 The Clerk read the following Ordinance:

AN ORDINANCE 69,068

AUTHORIZING SETTLEMENT OF ALL CLAIMS AGAINST THE CITY IN EDMOND C. KELLY, JR. VS. CITY OF SAN ANTONIO, CAUSE NO. 88-CI-17649 FOR A TOTAL OF \$62,500.00.

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

89-12 The Clerk read the following Ordinance:

AN ORDINANCE 69,069

AUTHORIZING SETTLEMENT OF ALL CLAIMS AGAINST THE CITY IN JOSE P. CASANOVA, ET. AL. VS. CITY OF SAN ANTONIO, CAUSE NO. 86-CI-01227 FOR A TOTAL OF \$95,000.00 PLUS COURT COSTS.

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

Mr. Labatt questioned the City's liability in an accident which involves an automobile crashing through a barrier and then through a bridge railing killing one person.

City Attorney Lloyd Garza briefly outlined the law involved and the City's potential liability and the insurance carrier's request that the matter be settled out of court.

A discussion then took place concerning the possible rise in the City's insurance premium next year as a result of these court settlements and court actions.

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

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89-12 The Clerk read the following Ordinance:

AN ORDINANCE 69,070

AUTHORIZING THE ALLOCATION OF \$8,000.00 FROM THE DISTRICT 10 DISCRETIONARY FUND FOR THE PURPOSE OF LEGISLATIVE SUPPORT THROUGH THE OFFICE OF THE CITY ATTORNEY.

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Mr. Thompson noted that he has concerns for using the Council's discretionary funds to pay the costs incurred for the purchase of a computer over and above previously allocated funding for this particular effort. He stated further that he feels the costs should have been approved beforehand not after the fact and he noted that he understands and employee's wish to do an excellent job on an assigned project but nevertheless feels this is not the way to handle this particular type of funding.

Mr. Hasslocher noted that he had agreed to pay this funding because it was needed by the City but was an unbudgeted allocation for a very urgently needed piece of equipment.

Mr. Louis J. Fox, City Manager, addressed the rationale for the ordinance and noted that perhaps City staff did not properly fund this legislative function to begin with.

Mr. Lloyd Garza, City Attorney, explained the need for the funding because the allocation for the legislative support has now been exhausted in his budget. He noted that a majority of the funds

from today's ordinance are going to reimburse the costs incurred by the individual involved.

Mrs. Dutmer stated that she feels this is a proper use of discretionary funds.

Mr. Thompson noted that he feels it is dangerous to use individual City Council members discretionary funds to pay for legislative support and he feels that such funding should come directly from the City Manager's.

Mr. Fox stated that he feels this work involves only Council-approved legislative actions.

Mr. Wing spoke in agreement to Mr. Thompson's concern but nevertheless stated that he feels the expenditure is warranted.

Mrs. Dutmer 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: Webb, Dutmer, Wing, Martinez, Vera, Wolff, Labatt, Hasslocher; NAYS: Thompson; ABSENT: Berriozabal, Cisneros.

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89-12 Agenda Item 55, being a proposed resolution expressing the position of the City of San Antonio concerning legislation currently pending before the Seventy-First Legislature of the State of Texas relating to election matters, was taken up at this time.

Mrs. Dutmer made a motion to approve the proposed Resolution. The motion died for lack of a second.

Mr. Louis J. Fox, City Manager, explained one election issue is a question concerning a bill before the legislature that involved elections conducted wholly by mail. He stated that the City Council needs to discuss this matter in "B" session and he outlined the possible ramifications of the bill.

Mr. Wayne Fleenor, the Legislative Liaison for the City, explained the bill and its impact and he noted that it was originally designed for the City of Corpus Christi only.

City Clerk Norma S. Rodriguez then explained the use of the "mail-only voting" and expressed her opinion that this would be used for issues only not for election to office and it would be held at the option of each city in the state. She then briefly explained the status of that bill before the legislature.

Mr. Fleenor noted that the Resolution deals with a sum total of nine pending election bills in the State Legislature.

Mr. Fox stated that he will get full data to the City Council today for possible later action on this matter if needed.

Mrs. Dutmer made a motion to postpone consideration of this Resolution until later in this City Council meeting. Mr. Martinez seconded the motion.

The motion to postpone prevailed by the following vote: AYES: Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher; NAYS: None; ABSENT: Berriozabal, Cisneros.

Agenda Item 55 was temporarily postponed and considered later in the meeting. See Page 32.

- - -
89-12 The Clerk read the following Ordinance:

AN ORDINANCE 69,071

APPOINTING VICTOR FERRARI TO SERVE ON THE SAN ANTONIO COMMISSION ON LITERACY FOR A TERM TO EXPIRE ON SEPTEMBER 15, 1989.

* * * *

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

- - -
89-12 The Clerk read the following Ordinance:

AN ORDINANCE 69,072

APPOINTING BARBARA TRAUOGOTT TO SERVE ON THE PARKS AND RECREATION BOARD FOR A TERM TO EXPIRE ON MARCH 31, 1990.

* * * *

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

ZONING HEARINGS

57. CASE Z88160 - to rezone Parcel 17-C, NCB 10846, 4100 South W.W. White Road, from "A" Single Family Residence District to "I-1" Light Industry District, located on the northeast side of South W.W. White Road, being 790.49 feet northwest of the intersection of South W.W. White Road and S.W. Loop] 410, having 210.06 feet on South W.W. White Road with maximum depth of 262.34 feet.

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, Mrs. Teresa Eastin, the proponent, explained the need for rezoning to accommodate a towing service on this particular piece of property.

Mrs. Dutmer voiced her concern that the area will become a junkyard for vehicles and noted that it is also in an area where Waste Management wants to construct a land fill. She then voiced her concern with the rezoning request.

Mrs. Dutmer made a motion to approve the recommendation of the Zoning Commission provided that a six-foot solid screen fence is erected and maintained along the southeast, northeast and northwest property lines, as well as along the 25-foot building setback line parallel to the southwest property line. 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, Wing, Martinez, Thompson, Vera, Labatt, Hasslocher; NAYS: None; ABSENT: Berriozabal, Wolff, Cisneros.

AN ORDINANCE 69,073

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 PARCEL 17C, NCB 10846, 4100 SOUTH W.W. WHITE ROAD, FROM "A" SINGLE-FAMILY

RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE SOUTHEAST, NORTHEAST AND NORTHWEST PROPERTY LINES, AS WELL AS ALONG THE 25-FOOT BUILDING SETBACK LINE PARALLEL TO THE SOUTHWEST PROPERTY LINE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

58. CASE Z89042 - to rezone Lots 31, 32, 33, 34, and 35, Block 4, NCB 7926, 3820 Nogalitos Street, from "F" Local Retail District to "B-3R" Restrictive Business District, located northeast of the intersection of Nogalitos Street and Chalmers Avenue, having 142.8 feet on Nogalitos Street and 142.9 feet on Chalmers Avenue.

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. Wing seconded the motion.

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

AN ORDINANCE 69,074

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 31, 32, 33, 34 AND 35, BLOCK 4, NCB 7926, 3820 NOGALITOS STREET, FROM "F" LOCAL RETAIL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

59. CASE Z89039 - to rezone a 1.382 acre tract out of Lots 4 and 5, Block 2, NCB 8417, 1026 Vance Jackson Road, from "B-2" Business District to "B-3NA" Non-Alcoholic Sales Business District, located on the east side of Vance Jackson Road, being 405 feet south of the intersection of Vance Jackson Road and Sherwood Drive, having 100 feet on Vance Jackson Road,

with a depth of 410 feet.

Mr. Andy Guerrero, Planner III, stated that the applicants have asked to postpone consideration of this rezoning request until a later date.

Ms. Vera made a motion to postpone this rezoning request. Mrs. Dutmer seconded the motion.

The motion to postpone prevailed by the following vote: AYES: Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Cisneros; NAYS: None; ABSENT: Berriozabal, Hasslocher.

Zoning Case Z89039 was postponed.

60. CASE Z88111 - to rezone FROM: "B" Residence District, "D" Apartment District, "E" Office District, "F" Local Retail District and "B-1" Business District. TO: "R-1" One Family Residence District: NCB 1850, Lots 1, 2, 3, 29, 30 and the east 12.5 feet of Lot 28; NCB 2768, Lots 19 and 20; NCB 3956, the north 94 feet of Lot 2; NCB 6178, Lot 9; NCB 6179, Lot 16; NCB 8395, Lots 16 thru 24; NCB 8396, Lots 15 thru 23; NCB 8425, Lots 5, 6, 20, 21, 22 and 23; NCB 8436, Lots 5, 6, 7, 22 and 23; NCB 8437, Lots 6, 7, 8, 20, 21, 22 and 23; NCB 8448, Lots 21 and 22; NCB 8449, Lots 1 thru 6; NCB 8461, Lot 20; NCB 8466, Lots 8 thru 15; NCB 8470, Lot 3; NCB 8475, All of NCB; NCB 8485, Lot 9; NCB 8486, Lots 6 and 7; NCB 8498, Lot 19; NCB 8801, Lots 1 and 2; NCB 8803, Lot 2; NCB 8805, Lot 19; NCB 8807, Lot 3; NCB 8808, Lots 3 and 18; NCB 8809, Lots 1, 2, 3, and 18; NCB 8810, Lots 18, 19 and 20; NCB 8811, Lot 18; NCB 8812, Lots 3, 18 and 19; NCB 8813, Lots 2, 3, 4 and 18; NCB 10354, Lots 1 thru 8; NCB 10355, Lots 1 thru 5. FROM: "B" Residence District TO: "R-2" Two Family Residence District: NCB 10354, Lots 9 and 10; NCB 10355, Lots 6, 9 and 10; NCB 10356, Lots 1, 2, 3, 13, 14, 15, 25, 26, 27 and 28. FROM: "F" Local Retail District TO: "R-2A" Three and Four Family Residence District: NCB 6179, Lot 3. FROM: "B" Residence District, "D" Apartment District, "E" Office District, "F" Local Retail District, "J" Commercial District and "B-2" Business District TO: "R-3" Multiple Family Residence District: NCB 1848, Lots 19 thru 22; NCB 8409, Lots 40, 42 and 46; NCB 8410, Lots 11, 16 and the southern triangle 226.76 feet of Lot 22, NCB 10356, the north 30 feet of the east 450 feet of Lot 24. FROM: "C" Apartment District, "E" Office District, and "F" Local Retail District TO: "B-1" Business District: NCB 8410, Lots 1, 2 and 13; FROM: "F" Local Retail District, "J" Commercial District, "L" First Manufacturing District, "B-2" Business District, "B-3R" Restrictive Business District and "B-3" Business District TO: "B-2NA" Non-Alcoholic Sales Business District: NCB 1849, All of NCB; NCB 1850, Lots 24, 25, 26, 27 and the west 12.5 feet of Lot 28; NCB 2738, All of NCB; NCB 2740, All of NCB; NCB 2742, All of NCB, save & except Lot 1; NCB 2743, Lots 1, 2, 3, 4 and 5; NCB 2744, Lots 12 thru 21, 24, 25 and 26; NCB 2745, Lots 13 thru 20; NCB

March 16, 1989

mlr

2746, Lots 13 thru 18 and Lot 19, save & except southeast 9 feet; NCB 2747, Lots 13, 14, 15 and 16; NCB 2768, Lots 1, 2, 17 and 18; NCB 3244, Lot 10; NCB 3245, Lots 17, 18 and 19; NCB 3246, All of NCB; NCB 3255, Lots 12 thru 17; NCB 8465, the west 50 feet of Lot 11. FROM: "B" Residence District, "D" Apartment District, "F" Local Retail District, "J" Commercial District and "B-3R" Restrictive Business District TO: "B-2" Business District: NCB 3956, Lots 19 and 20; NCB 6175, Lots 5 and 6; NCB 6176, Lot 16; NCB 6177, All of NCB; NCB 6178, Lot 10; NCB 6179, Lots 17 and 18; NCB 8476, Lots 7, 8, 9 and 10; NCB 8480, Lots 1, 2, 3, 15, 16 and 17; NCB 8481, Lot 19; NCB 8485, Lot 8; NCB 8490, Lots 1, 2, 3, 10, 11, 12, 13 and 14; NCB 8495, Lots 5 and 6; NCB 8498, Lots 1, 2, and 3; NCB 8801, Lots 19 and 20; NCB 8803, Lot 1; NCB 8804, Lots 1 and 2; NCB 8805, Lots 21 and 22; NCB 8806, Lots 1, 2, 3, 21 and 22; NCB 8807, Lots 1 and 2; NCB 8808, Lots 19 and 20; NCB 8813, Lot 1. FROM: "E" Office District, "F" Local Retail District, "J" Commercial District, "JJ" Commercial District, "B-3" Business District, "B-3R" Restrictive Business District and "I-1" Light Industry District. TO: "B-3NA" Non-Alcoholic Sales Business District: NCB 3947, Lot 21; NCB 6178, Lots 11 and 12; NCB 8409, Lots 9, 11, 12, 14, 16-A, 19, 20, 21, 22, 23, 24, 27, 28, 32, 33, 34, 49, 51, 53, 54, 59, 62, 63, 67, 70, 72, the southwest 161 feet of Lot 1, the southwest 140 feet of Lot 13, Lot 31, save & except 11.446 acre tract of land filed in the Office of the Planning Department (Zoning Case Z85142); the southwest 140 feet of Lot 50 and the southwest 95' of Lot 56; NCB 8417, Lot 53; NCB 8418, Lot 24, the east irregular 140 feet of Lot 23 and the east 210 feet of Lot 25; NCB 8458, Lots 22 and 23; NCB 8461, Lots 21 and 22; NCB 8465, Lot 11, save and except the west 50 feet; NCB 8470, Lots 1, 2 and 21; NCB 8471, Lots 1, 2, 3 and 19; NCB 8496, Lots 4 and 5; NCB 8500, South 70 feet of Lots 5 and 6; NCB 8515, Lots 18, 19 and 20; NCB 8802, Lot 21; NCB 8803, Lots 19 and 20; NCB 8808, Lots 21 and 23; NCB 8809, Lots 19 and 20. FROM: "J" Commercial District TO: "B-3NA" S.U.P. Non-Alcoholic Sales Business District Special Use Permit for a mini warehouse complex. NCB 8409, Lots 47 and 65. FROM: "F" Local Retail District, "B" Residence District and "B-3" Business District TO: "B-3R" Restrictive Business District: NCB 2769, Lots 17 and 18; NCB 2799, Lots 1 and 17; NCB 3946, Lot 11; NCB 6172, All of NCB; NCB 6173, All of NCB; NCB 6174, All of NCB; NCB 6175, Lots 1, 2, 3 and 12; NCB 6176, Lots 9, 10 and 17; NCB 7185, Lot 37; NCB 8410, Lot 18; NCB 8425, Lots 1 and 2; NCB 8436, Lots 1, 2, 3, 4, 17, 18 19, 20 and 21; NCB 8437, Lots 4, 5, 17, 18 and 19; NCB 8448, Lots 1, 2, 3, 4, 5, 6, 17, 18, 19 and 20; NCB 8810, Lots 1, 2 and 3; NCB 8811, Lots 1, 2 3, 19 and 20; NCB 8812, Lots 1, 2 and 20; NCB 8813, Lots 19 and 20. FROM: "F" Local Retail District, "J" Commercial District, "JJ" Commercial District and "L" First Manufacturing District TO: "I-1" Light Industry District: NCB 3245, Lot 20, save and except the north 100 feet; NCB 6499, The northeast irregular 100 feet of Lot 1; NCB 8409, Lot 66, the southeast 240 feet of the northeast 80 feet of Lot 1, Lot 13, save and except the southwest 140 feet, Lot 50, save and except the southwest 140 feet and the northeast 380 feet, the southeast 222 feet of the southwest 68 feet of Lot 64; NCB 8814, Lot 21; NCB 8424, Lots 17, 18, 19, 20, 21 and 22.

Mr. Andy Guerrero, Planner III, explained the City's plan to rezone this entire area along the east side of Fredericksburg Road and noted that the Zoning Commission has approved this with the stipulation that 28 individual cases have been removed from consideration and they will be individually considered by the Zoning Commission at a later date.

Mr. T. J. Eaves, owner of the property at 1830 Lee-Hall Street, stated that he would like to have "B-1" on his property.

Ms. Vera explained the rezoning plans on this particular large tract of property.

At this point, Ms. Vera made a motion to approve the rezoning. Mrs. Dutmer seconded the motion.

Ms. Vera offered an amendment to allow a "B-1" zoning on the property at 1830 Lee-Hall. Mrs. Dutmer seconded the motion.

The amendment prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff; NAYS: None; ABSENT: Labatt, Hasslocher, Cisneros.

Mr. Roy M. Smith, owner of the property at 823 Viendo, stated that he needs a "B-3" zoning because of air conditioning work being conducted on the property. He spoke against accepting a grandfathering of the property because he may want to sell the property at a later date to another person.

Ms. Vera offered a second amendment for "B-3NA" on the property at 823 Viendo. Mrs. Dutmer seconded the motion.

The amendment prevailed by the following vote: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff; NAYS: None; ABSENT: Labatt, Hasslocher, Cisneros.

Mrs. Betty Jo Pfeiffer, 123 Renner Drive, stated that she would like to have a 50' buffer reinstated between her property and a nearby apartment building. She asked for "R-1" on the property involved.

Ms. Vera offered a third amendment to pull this item and refer it back to the Zoning Commission. Mrs. Dutmer seconded the motion.

The amendment prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Wolff; NAYS: None; ABSENT: Wing, Labatt, Hasslocher, Cisneros.

Ms. Vera then offered a fourth amendment to remove from today's consideration the properties owned by Mr. Pratt, Mr. Jackson and Mr. Dillinger and to send them back to the Zoning Commission for individual consideration. Mrs. Dutmer seconded the motion.

The amendment prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Wolff, Hasslocher; NAYS: None; ABSENT: Wing, Labatt, Cisneros.

The main motion, as amended, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Wolff, Hasslocher; NAYS: None; ABSENT: Wing, Labatt, Cisneros.

AN ORDINANCE 69,074

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 FROM: "B" RESIDENCE DISTRICT, "D" APARTMENT DISTRICT, "E" OFFICE DISTRICT, "F" LOCAL RETAIL DISTRICT AND "B-1" BUSINESS DISTRICT TO: "R-1" ONE FAMILY RESIDENCE DISTRICT: NCB 1850, LOTS 1, 2, 3, 29, 30 AND THE EAST 12.5 FEET OF LOT 28; NCB 2768, LOTS 19 AND 20; NCB 3956, THE NORTH 94 FEET OF LOT 2; NCB 6178, LOT 9; NCB 6179, LOT 16; NCB 8395, LOTS 16 THRU 24; NCB 8396, LOTS 15 THRU 23; NCB 8425, LOTS 5, 6, 20, 21, 22 AND 23; NCB 8436, LOTS 5, 6, 7, 22 AND 23; NCB 8437, LOTS 6, 7, 8, 20, 21, 22 AND 23; NCB 8448, LOTS 21 AND 22; NCB 8449, LOTS 5 AND 6; NCB 8461, LOT 20; NCB 8466, LOTS 8 THRU 15; NCB 8470, LOT 3; NCB 8475, ALL OF NCB; NCB 8485, LOT 9; NCB 8486, LOTS 6 AND 7; NCB 8498, LOT 19; NCB 8801, LOTS 1 AND 2; NCB 8803, LOT 2; NCB 8805, LOT 19; NCB 8807, LOT 3; NCB 8808, LOTS 3 AND 18; NCB 8809, LOTS 1, 2 AND 18; NCB 8810, LOTS 18, 19 AND 20; NCB 8811, LOT 18; NCB 8812, LOTS 3, 18 AND 19; NCB 8813, LOTS 2, 3, 4 AND 18; NCB 10354, LOTS 1 THRU 8; NCB 10355, LOTS 1 THRU 5. FROM: "B" RESIDENCE DISTRICT TO: "R-2" TWO FAMILY RESIDENCE DISTRICT: NCB 10354, LOTS 9 AND 10; NCB 10355, LOTS 6, 9 AND 10; NCB 10356, LOTS 1, 2, 3, 13, 14, 15, 25, 26, 27 AND 28. FROM: "F" LOCAL RETAIL DISTRICT TO: "R-2A" THREE AND FOUR FAMILY RESIDENCE DISTRICT: NCB 6179, LOT 3. FROM: "B" RESIDENCE DISTRICT, "D" APARTMENT DISTRICT, "E" OFFICE DISTRICT, "F" LOCAL RETAIL DISTRICT, "J" COMMERCIAL DISTRICT AND "B-2" BUSINESS DISTRICT TO: "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT: NCB 1848, LOTS 19 THRU 22; NCB 8409, LOTS 40, 42 AND 46; NCB 8410, LOTS 11, 16 AND THE SOUTHERN TRIANGLE 226.76 FEET OF LOT 22. FROM: "C" APARTMENT DISTRICT, "E" OFFICE DISTRICT, AND "F" LOCAL RETAIL DISTRICT TO: "B-1" BUSINESS DISTRICT: NCB 8410, LOTS 1, 2 AND

13; NCB 8809, LOT 3. FROM: "F" LOCAL RETAIL DISTRICT, "J" COMMERCIAL DISTRICT, "L" FIRST MANUFACTURING DISTRICT, "B-2" BUSINESS DISTRICT, "B-3R" RESTRICTIVE BUSINESS DISTRICT AND "B-3" BUSINESS DISTRICT TO: "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT: NCB 1849, ALL OF NCB; NCB 1850, LOTS 24, 25, 26, 27 AND THE WEST 12.5 FEET OF LOT 28; NCB 2738, ALL OF NCB, SAVE AND EXCEPT LOTS 6, 7 AND S.W. 49.61 FEET OF LOT 5; NCB 2740, ALL OF NCB; NCB 2742, ALL OF NCB, SAVE & EXCEPT LOT 1; NCB 2743, LOTS 1, 2, 3, 4 AND 5; NCB 2744, LOTS 12 THRU 21, 24, 25 AND 26; NCB 2745, LOTS 13 THRU 20; NCB 2746, LOTS 13 THRU 18 AND LOT 19, SAVE & EXCEPT SOUTHEAST 9 FEET; NCB 2747, LOTS 13, 14, 15 AND 16; NCB 2768, LOTS 1, 2, 17 AND 18; NCB 3244, LOT 10; NCB 3245, LOTS 17, 18 AND 19; NCB 3246, ALL OF NCB; NCB 3255, LOTS 12 THRU 17; NCB 8465, THE WEST 50 FEET OF LOT 11. FROM: "B" RESIDENCE DISTRICT, "D" APARTMENT DISTRICT, "F" LOCAL RETAIL DISTRICT, "J" COMMERCIAL DISTRICT AND "B-3R" RESTRICTIVE BUSINESS DISTRICT TO: "B-2" BUSINESS DISTRICT: NCB 3956, LOTS 19 AND 20; NCB 6175, LOTS 5 AND 6; NCB 6176, LOT 16; NCB 6177, ALL OF NCB; NCB 6178, LOT 10; NCB 6179, LOTS 17 AND 18; NCB 8476, LOTS 7, 8, 9 AND 10; NCB 8480, LOTS 1, 2, 3, 15, 16 AND 17; NCB 8481, LOT 19; NCB 8485, LOT 8; NCB 8490, LOTS 1, 2, 3, 10, 11, 12, 13 AND 14; NCB 8495, LOTS 5 AND 6; NCB 8498, LOTS 1, 2, AND 3; NCB 8801, LOTS 19 AND 20; NCB 8803, LOT 1; NCB 8804, LOTS 1 AND 2; NCB 8805, LOTS 21 AND 22; NCB 8806, LOTS 1, 2, 3, 21 AND 22; NCB 8807, LOTS 1 AND 2; NCB 8808, LOTS 19 AND 20; NCB 8813, LOT 1. FROM: "E" OFFICE DISTRICT, "F" LOCAL RETAIL DISTRICT, "J" COMMERCIAL DISTRICT, "JJ" COMMERCIAL DISTRICT, "B-3" BUSINESS DISTRICT, "B-3R" RESTRICTIVE BUSINESS DISTRICT AND "I-1" LIGHT INDUSTRY DISTRICT TO: "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT: NCB 3947, LOT 21; NCB 6176, LOT 14; NCB 6178, LOTS 11 AND 12; NCB 8409, LOTS 9, 11, 12, 14, 16-A, 19, 20, 21, 22, 23, 24, 27, 28, 32, 33, 34, 49, 51, 53, 54, 59, 62, 63, 67, 70, 72, THE SOUTHWEST 161 FEET OF LOT 1, THE SOUTHWEST 140 FEET OF LOT 13, LOT 31, SAVE & EXCEPT 11.446 ACRE TRACT OF LAND FILED IN THE OFFICE OF THE PLANNING DEPARTMENT (ZONING CASE Z85142); THE SOUTHWEST 140 FEET OF LOT 53 AND THE SOUTHWEST 95' OF LOT 56; NCB 8417, LOT 53; NCB 8418, LOT 24, THE EAST IRREGULAR 140 FEET OF LOT 23 AND THE EAST 210 FEET OF LOT 25; NCB 8458, LOTS 22 AND 23; NCB 8461, LOTS 21 AND 22; NCB 8465, LOT 11, SAVE AND EXCEPT THE WEST 50 FEET; NCB 8470, LOTS 1, 2 AND 21; NCB 8471, LOTS 1, 2, 3

March 16, 1989
mlr

AND 19; NCB 8496, LOTS 4 AND 5; NCB 8500, SOUTH 70 FEET OF LOTS 5 AND 6; NCB 8515, LOTS 18, 19 AND 20; NCB 8802, LOT 21; NCB 8803, LOTS 19 AND 20; NCB 8808, LOTS 21 AND 23; NCB 8809, LOTS 19 AND 20. FROM: "J" COMMERCIAL DISTRICT TO: "B-3NA" S.U.P. NON-ALCOHOLIC SALES BUSINESS DISTRICT SPECIAL USE PERMIT FOR A MINI WAREHOUSE COMPLEX: NCB 8409, LOTS 47 AND 65. FROM: "F" LOCAL RETAIL DISTRICT, "B" RESIDENCE DISTRICT AND "B-3" BUSINESS DISTRICT TO: "B-3R" RESTRICTIVE BUSINESS DISTRICT: NCB 2769, LOTS 17 AND 18; NCB 2799, LOTS 1 AND 17; NCB 3946, LOT 11; NCB 6172, ALL OF NCB; NCB 6173, ALL OF NCB; NCB 6174, ALL OF NCB; NCB 6175, LOTS 1, 2, 3 AND 12; NCB 6176, LOTS 9, 10 AND 17; NCB 7185, LOT 37; NCB 8410, LOT 18; NCB 8425, LOTS 1 AND 2; NCB 8436, LOTS 1, 2, 3, 4, 17, 18 19, 20 AND 21; NCB 8437, LOTS 4, 5, 17, 18 AND 19; NCB 8448, LOTS 1, 2, 3, 4, 5, 6, 17, 18, 19 AND 20; NCB 8810, LOTS 1, 2 AND 3; NCB 8811, LOTS 1, 2 3, 19 AND 20; NCB 8812, LOTS 1, 2 AND 20; NCB 8813, LOTS 19 AND 20. FROM: "F" LOCAL RETAIL DISTRICT, "J" COMMERCIAL DISTRICT, "JJ" COMMERCIAL DISTRICT AND "L" FIRST MANUFACTURING DISTRICT TO: "I-1" LIGHT INDUSTRY DISTRICT: NCB 3245, LOT 20, SAVE AND EXCEPT THE NORTH 100 FEET; NCB 6499, THE NORTHEAST IRREGULAR 100 FEET OF LOT 1; NCB 8409, LOT 66, THE SOUTHEAST 240 FEET OF THE NORTHEAST 80 FEET OF LOT 1, LOT 13, SAVE AND EXCEPT THE SOUTHWEST 140 FEET, LOT 50, SAVE AND EXCEPT THE SOUTHWEST 140 FEET AND THE NORTHEAST 380 FEET, THE SOUTHEAST 22 FEET OF THE SOUTHWEST 68 FEET OF LOT 64; NCB 8814, LOT 21; NCB 8424, LOTS 17, 18, 19, 20, 21 AND 22. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

89-12

POINT OF PERSONAL PRIVILEGE

Ms. Berriozabal noted that she had met with certain residents concerning the matter of The Bunk House, which is located on the border between District 1 and District 7 and she asked the status of this particular case.

Ms. Vera then briefly explained the current status of The Bunk House property and noted the details of the matter currently before City staff.

March 16, 1989
mlr

89-12 PUBLIC HEARING & CONSIDERATION OF AN ORDINANCE - CLOSING &
ABANDONING ELVA WAY STREET

Mayor Pro Tem Webb declared the Public Hearing to be opened

No one appeared to speak on the issue.

Mayor Pro Tem Webb declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 69,076

CLOSING AND ABANDONING ELVA WAY STREET, BETWEEN
LINARES AND THEO AVENUES, IN BLOCK 26, NEW CITY
BLOCK 3431, SAN ANTONIO, BEXAR COUNTY, TEXAS AND
AUTHORIZING THE CITY MANAGER, OR HIS ASSISTANT, TO
EXECUTE QUITCLAIM DEEDS TO ROLAND CASTRO AND WIFE,
EVELYN MARIE CASTRO AND TO RAMONA TREVINO GARCIA, AS
CONTRACT PURCHASERS AND L-T FINANCIAL, INC., AS
CONTRACT SELLER, FOR A CONSIDERATION OF \$1.00.

* * * *

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

In response to a question by Mr. Martinez, Mr. Richard Mendoza,
representing the Real Estate Section of the Public Works Department,
explained this is a closure of an unopened street belonging to the City
and quitclaiming it to an adjacent property owner.

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; NAYS:
None; ABSENT: Cisneros.

89-12 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE: BAUSH & LOMB
REINVESTMENT ZONE

Mayor Pro Tem Webb declared the Public Hearing to be opened.

No one appeared to speak.

Mayor Pro Tem Webb declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 69,077

DESIGNATING A TRACT OF LAND LEGALLY DESCRIBED AS 16.78 ACRES OF LAND OUT OF BLOCKS 9 AND 10, AND BEING ALL OF LOT 7, NCB 13940, SPRAGUE ELECTRIC SUBDIVISION IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, AS THE BAUSCH & LOMB REINVESTMENT ZONE PURSUANT TO THE PROPERTY REDEVELOPMENT AND TAX ABATEMENT ACT.

* * * *

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

In response to a question by Mr. Martinez, Mr. Stuart Summers, Director of the Department of Economic and Employment Development, spoke to the details of the project which will benefit not only the City of San Antonio but the Edgewood Independent School District by the acquisition by Bausch & Lomb of the old Sprague Electric Company building, with a \$2,000,000 modification of that building yet to be done. Mr. Summers noted that the ordinance will abate the property on the newly remodeled portion only of that property for a period of ten years.

Mr. James Vasquez, Superintendent of the Edgewood Independent School District, spoke in support of the ordinance and stated that he hopes this will anchor a renewed economic development in this area of San Antonio.

Mr. Summers then introduced the new plant manager for Bausch & Lomb, present in the audience today.

Mr. Thompson spoke to the history of this area and of the need for the City to provide incentives for the support of other business already located in this area of San Antonio.

In response to a question by Mrs. Dutmer, Mr. Tom Finlay, Assistant City Attorney, noted that the City can abate taxes only in a reinvestment zone.

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; NAYS: None; ABSENT: Cisneros.

89-12 The Clerk read the following Ordinance:

AN ORDINANCE 69,078

APPROVING A TAX ABATEMENT AGREEMENT AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT WITH BAUSCH & LOMB TO EXEMPT FROM TAXATION SPECIFIED REAL PROPERTY IMPROVEMENTS LEGALLY DESCRIBED AS 16.78 ACRES OF LAND OUT OF BLOCKS 9 AND 10, AND BEING ALL OF LOT 7, NCB 13940, SPRAGUE ELECTRIC SUBDIVISION IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, PURSUANT TO THE PROPERTY REDEVELOPMENT AND TAX ABATEMENT ACT.

* * * *

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

In response to a question by Mrs. Dutmer, Mr. Stuart Summers, Director of the Department of Economic and Employment Development, spoke to the correct legal definition of this property and its description.

In response to a question by Mr. Martinez, Mr. Summers noted that the tax abatement is for ten years and the abatement price is tied to the number of new employees hired.

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

89-12 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE: COLIN MEDICAL INSTRUMENTS CORPORATION REINVESTMENT ZONE

Mayor Pro Tem Webb declared the Public Hearing to be opened.

No one appeared to speak.

Mayor Pro Tem Webb declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 69,079

DESIGNATING A 21.086 ACRE TRACT OF LAND LEGALLY DESCRIBED AS LOT 12, BLOCK 3, NCB 17161, TECHNOLOGY PARK UNIT 13, CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, AS THE COLIN MEDICAL INSTRUMENTS CORPORATION

REINVESTMENT ZONE PURSUANT TO THE PROPERTY
REDEVELOPMENT AND TAX ABATEMENT ACT.

* * * *

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

89-12 The Clerk read the following Ordinance:

AN ORDINANCE 69,080

APPROVING A TAX ABATEMENT AGREEMENT AND AUTHORIZING
THE CITY MANAGER TO EXECUTE THE AGREEMENT WITH COLIN
MEDICAL INSTRUMENTS CORPORATION TO EXEMPT FROM
TAXATION SPECIFIED REAL PROPERTY IMPROVEMENTS TO LOT
12, BLOCK 3, NCB 17161, TECHNOLOGY PARK UNIT 13,
CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, PURSUANT
TO THE PROPERTY REDEVELOPMENT AND TAX ABATEMENT ACT.

* * * *

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

89-12 The Clerk read the following Ordinance:

A RESOLUTION NO. 89-12-19

EXPRESSING THE SENSE OF THE CITY COUNCIL CONCERNING
THE PROPOSED CAPITAL PROGRAM FOR LIBRARIES AND
LEARNING CENTERS AND RELATED ISSUED.

* * * *

Mr. Wolff briefly explained the details of the four major portions of this Resolution as outlined in the Resolution itself. He then made a motion to approve the proposed Resolution. Ms. Berriozabal seconded the motion.

Ms. Vera offered an amendment to delete from Section 2 of the proposed Resolution any use of funds from the sale of the current main library to purchase books, and that the funds received from any sale of the main library facility would be used only to reduce the debt on the new building. Mrs. Dutmer seconded the motion.

Ms. Vera spoke in support of a later move to engage a consultant on reuse of the main library if necessary.

Mrs. Dutmer noted that bond funds will take care of the maintenance to the present main library building and will thus free up those maintenance funds from the general fund in order to buy more library books instead of using the funds from the sale of the main library to buy them.

Mr. Labatt stated that he does not support the library bond issue but will support this resolution today.

In response to a question by Ms. Berriozabal, Mr. Rolando Bono, Assistant City Manager, addressed the matter of debt service involved in the proposed bond issue. He noted that the debt service allows up to 40 years to pay off the bonds but that he stated his opinion that they probably be paid off short of that time period.

Ms. Berriozabal asked for a commitment of the City Council in this Resolution to secure more library books as requested by citizens. She favors adding a new "whereas" clause to this Resolution to cover this contingency.

Mr. Wolff stated his opinion that the purchase of books for the library should be a matter of operations and maintenance budgeting not a part of a capital improvement program. He stated that he would be willing to work hard in the general fund budget if necessary and stated his opinion that it would be permissible to him to add the requested clause in the pending Resolution.

Ms. Berriozabal offered a second amendment to add a new "whereas" clause stating that the City Council is fully cognizant of its responsibility to appropriate funds for books and staffing in the future as the library system is expanded. Mrs. Dutmer seconded the motion.

Mrs. Dutmer stated that the City Council may want to consider possibly moving the Municipal Courts function into the present main library if a new main library site is selected. She noted that such a move would save the City from having to purchase yet another building for

Municipal Courts.

The second amendment to add another "whereas" clause prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher; NAYS: None; ABSENT: Cisneros.

The first amendment to delete certain wording from Section 2 prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Thompson, Vera, Wolff, Labatt, Hasslocher; NAYS: Wing, Martinez; ABSENT: Cisneros.

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

- - -
89-12 The Clerk read the following Ordinance:

AN ORDINANCE 69,081

CLOSING MAIN STREET BETWEEN COMMERCE AND DOLOROSA IN CONNECTION WITH THE SAN FERNANDO CATHEDRAL BLESSING OF THE PALMS.

* * * *

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

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89-12 CONTINUATION OF AGENDA ITEM 55 TEMPORARILY POSTPONED BY CITY COUNCIL ACTION UNTIL THIS TIME

Norma S. Rodriguez, City Clerk, briefly explained the substance of each proposed portion of this Resolution individually.

House Bill 111 (providing for the automatic voter registration of citizens upon obtaining a driver's license, applying for welfare, or enrolling in a state college or university and providing for direction to certain state employees with frequent public contact to actively register citizens to vote):

Mrs. Dutmer voiced her opposition to this particular bill stating that she feels it is an onerous burden on several state agencies.

Mr. Thompson spoke in support of the bill stating that he favors this method of registering voters in order to get citizens to participate in government. He noted that he feels it is a positive step forward in the electoral process.

Mr. Martinez and Ms. Berriozabal voiced support for the bill noting that even though there may be some problems to be worked out in its functioning.

In response to a question, Mrs. Rodriguez noted that another bill now pending before the legislature, that being House Bill 490 would change the way jurors are elected and, therefore, jurors would not be taken only from voter registration rolls in the future if House Bill 490 were to become law.

Mrs. Dutmer offered an amendment to support House Bill 111. Ms. Berriozabal seconded the motion.

The amendment to support House Bill 111 prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson; NAYS: None; ABSENT: Vera, Wolff, Labatt, Hasslocher, Cisneros.

House Bill 700 and 344 (providing for the change of the term "absentee voting" to "extended voting"):

Mrs. Rodriguez noted that these bills deal only with changing the nomenclature of the current "absentee voting period."

Mr. Thompson offered an amendment to support House Bills 700 and 344. Mr. Wing seconded the motion.

The amendment to support House Bills 700 and 344 prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson; NAYS: None; ABSENT: Vera, Wolff, Labatt, Hasslocher, Cisneros.

House Bill 329 (providing for voting by disabled persons on the day of election at the main absentee polling place):

Mrs. Rodriguez noted that this bill deals with disabled voting on election day.

Mr. Wing offered an amendment to support House Bill 329. Mr. Thompson seconded the motion.

The motion to support House Bill 329 prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson; NAYS: None; ABSENT: Vera, Wolff, Labatt, Hasslocher, Cisneros.

House Bill 58 (providing for the option to conduct certain elections wholly by mail):

Mrs. Dutmer stated that she feels the bill will disenfranchise many voters and she spoke to details of the proposed legislation stating that she feels that it could be abused.

Mr. Martinez offered an amendment to support House Bill 58. Mr. Thompson seconded the motion.

Mr. Thompson stated that he supports this bill in order to allow more people to vote.

(At this point Mayor Pro Tem Webb was obliged to leave the meeting and Mr. Martinez presided.)

Ms. Berriozabal spoke in support of the bill in order to open up the voting process.

(Mayor Pro Tem Webb returned to the meeting to preside.)

The motion to support House Bill 58 failed to carry by the following vote: AYES: Berriozabal, Webb, Wing, Martinez, Thompson; NAYS: Dutmer, Wolff; ABSENT: Vera, Labatt, Hasslocher, Cisneros.

House Bill 1110 (providing for the necessity of holding joint elections between entities scheduling elections on the same day):

Mrs. Rodriguez noted that this bill deals with the matter of joint elections.

Mr. Thompson offered an amendment to support House Bill 1110. Mr. Wing seconded the motion.

The motion to support House Bill 1110 prevailed by the following vote: AYES: Berriozabal, Webb, Wing, Martinez, Thompson, Vera, Wolff, Dutmer; NAYS: Labatt; ABSENT: Hasslocher Cisneros.

House Bills 268 and 64 (providing for same day election registration which would allow unregistered citizens to register and then vote on election day):

Mrs. Rodriguez noted that this deals with same-day voter registration matter. She then stated that she opposed this bill because it will cost the City some \$104,000 additional costs for each election held in the City of San Antonio and that the separation of ballot will delay the results of the election.

Mr. Hasslocher offered an amendment to uphold staff recommendation opposing House Bills 268 and 64. Mrs. Dutmer seconded the motion.

The motion to oppose House Bills 268 and 64 prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Wolff, Hasslocher; NAYS: None; ABSENT: Vera, Labatt, Cisneros.

House Bill 759 (providing for the notification of any citizen whose mail-in ballot was rejected within 2 days):

Mrs. Dutmer offered an amendment to uphold staff recommendation to oppose House Bill 759. Mr. Wing seconded the motion.

The motion to oppose House Bill 759 prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt; NAYS: None; ABSENT: Hasslocher, Cisneros.

The main motion, as amended, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson; NAYS: None; ABSENT: Vera, Wolff, Labatt, Hasslocher, Cisneros.

House Bill 743 (providing for the delay in purging of election rolls until after November elections in even-numbered years and allow voters who have moved to update their registration at their polling place on election day):

A brief discussion then was held concerning the details of pending legislation in House Bill 743.

Although the Council concurred with the staff recommendation, Mrs. Rodriguez brought it to their attention that it had not been included as part of the ordinance.

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(At this point Mayor Cisneros arrived at the meeting to preside.)

- - -
89-12 The City Council recessed its Regular Meeting at 4:08 P.M. to convene a "B" session, reconvening for an Executive Session at 4:30 P.M.

The City Council returned reconvened into the Regular Session at 5:51 P.M. for Citizens to be Heard.

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CITIZENS TO BE HEARD

SAN ANTONIO YOUTH VOTER OUTREACH

Mr. Eugene Brommet, San Antonio Youth Voter Outreach, invited the City Council to attend a voter registration rally on Sunday, April 2, 1989. They will be having this rally along with a music concert. He stated that he felt that there is a great amount of voter apathy in the country and in the city and they are trying to get more young people involved in registering and voting. This rally will be held at N. St. Mary's and Josephine Streets.

* * * *

GEORGE MANDRY

Mr. George Mandry, San Antonio Jaycees, spoke to the City Council about the Rogers Cable monies coming to the City. They suggested that the City Council consider banking the \$25 million and with the interest which is accrued that a permanent scholarship endowment fund be established. He spoke about the many scholarships which could be provided to local colleges and universities. They asked that the Council at least consider doing this for the citizens of the City.

Mr. Wing stated that Mr. Fox's good staff work was the main reason for this \$25 million windfall to the City.

* * * *

MRS. MARIA DOMINGUEZ

Mrs. Maria Dominguez expressed concern about the senior citizen centers. She also stated that the \$25 million to be received from Rogers should be used in the manner that the Jaycees suggested.

* * * *

89-12 The Clerk read the following Letter:

March 8, 1989

Honorable Mayor and Members of the City Council of the City of San Antonio
The following petition was received in my office and forwarded to the City Manager for investigation and report to the City Council.

March 1, 1989

Petition submitted by Mr. Bill Finck
on behalf of the Lackland Water

March 16, 1989
mlr

Company re: rate-tariff change
application.

* * * *

/s/Norma S. Rodriguez
City Clerk

- - -
There being no further business to come before the City Council,
the meeting was adjourned at 6:25 P.M.
- - -

A P P R O V E D



M A Y O R

ATTEST:


City Clerk