

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
WEDNESDAY, NOVEMBER 10, 1993.

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93-46 The meeting was called to order by the Presiding Officer, Mayor Nelson W. Wolff, with the following members present: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, LARSON, WOLFF. Absent: NONE.

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93-46 Invocation - Rabbi Richard Spiegel, Congregation Agudas Achim.

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93-46 Pledge of Allegiance to the flag of the United States.

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93-46 Minutes of the October 7 and 14, 1993 Regular City Council Meetings were approved.

93-46 SAN ANTONIO MARATHON

Mayor Wolff noted that the San Antonio Marathon is scheduled for November 14, 1993, and he introduced Mr. John Purnell, race director; Mr. John Delgado, President of San Antonio Roadrunners; and Mr. Samuel Idrogo, military coordinator on the San Antonio Marathon Steering Committee, present in the audience to receive the proclamation.

Mayor Wolff then read the formal Proclamation and presented it to the group.

Mr. Purnell presented special T-shirts and race numbers to City Council members. He spoke to the 20 per cent growth shown in this year's race entrants, and outlined the marathon race route as well as the Mayor's 5K Fitness Challenge Race.

Mr. Delgado challenged the Mayor and City Council members to participate in some manner with the marathon.

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93-46

SWEARING IN OF NEW MAYOR PRO-TEM

City Clerk Norma S. Rodriguez administered the Oath of Office to incoming Mayor Pro-Tem, Mr. Howard W. Peak III, and congratulated him.

Mayor Wolff and members of City Council congratulated him, and also congratulated Mr. Ross for his excellence as outgoing Mayor Pro-Tem.

93-46

LANIER HIGH SCHOOL PRE-LAW CLASS

Mayor Wolff welcomed a group of pre-law students from Lanier High School, noting that he had invited them to the Council meeting to view the workings of the City Council.

Each student present came forward to introduce themselves.

Mayor Wolff noted that some of the participants in this class will be taking advantage of the Education Partnership scholarships.

93-46

CONSENT AGENDA

Mr. Ross made a motion to approve Agenda Items 9 through 62, constituting the Consent Agenda, with item 45 being pulled for individual consideration. Mr. Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ross, Thornton, Peak, Wolff. NAYS: None. ABSENT: Ayala, Larson.

AN ORDINANCE 79,055

ACCEPTING THE PROPOSAL OF INFORMATION ACCESS COMPANY FOR RENEWAL OF THE PUBLIC LIBRARY'S BUSINESS COLLECTION AND BUSINESS INDEX SUBSCRIPTION FOR ONE YEAR FOR A TOTAL OF \$11,300.00.

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AN ORDINANCE 79,056

ACCEPTING THE PROPOSAL OF XEROX CORPORATION FOR THE RENEWAL OF A ONE-YEAR CONTRACT FOR MAINTENANCE OF THE SAN ANTONIO INFORMATION SERVICES DEPARTMENT

LASER PRINTING SYSTEM FOR A TOTAL OF APPROXIMATELY \$68,000.00.

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AN ORDINANCE 79,057

RATIFYING AND CONFIRMING ALL ACTIONS TAKEN BY THE CITY STAFF FOR THE PURCHASE OF FIVE FLOWMINDER GAUGES AND TRANSMITTERS FOR FIRE TRUCKS AT THE SAN ANTONIO FIRE DEPARTMENT AND PROVIDING FOR PAYMENT TO EI-SPAN IN THE AMOUNT OF \$4,450.24 IN CONNECTION THEREWITH.

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AN ORDINANCE 79,058

ACCEPTING THE LOW BID OF H & H BUSINESS PRODUCTS CENTER TO FURNISH THE PURCHASING & GENERAL SERVICES DEPARTMENT WITH DESK AND WALL CALENDARS FOR A TOTAL OF \$5,267.10.

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AN ORDINANCE 79,059

ACCEPTING THE LOW BID OF C & J AIR CONDITIONING FOR WALL-MOUNT AIR CONDITIONERS FOR THE RADIO ROOM AT THE TOWER OF THE AMERICAS FOR A TOTAL OF \$4,481.00.

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AN ORDINANCE 79,060

AUTHORIZING PAYMENT OF ANNUAL UNDERGROUND FEES IN THE AMOUNT OF \$3,675.00 TO THE TEXAS NATURAL RESOURCE CONSERVATION COMMISSION FOR UNDERGROUND FUEL TANKS.

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AN ORDINANCE 79,061

ACCEPTING THE BID OF SOUTHWEST LIFT, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH AN ANNUAL CONTRACT FOR PARTS, MATERIALS AND LABOR FOR MAINTAINING THE POWERBOSS SWEEPER/SCRUBBER FOR USE AT THE ALAMODOME AND THE AIRPORT FOR A TOTAL OF \$3,500.00.

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AN ORDINANCE 79,062

ACCEPTING THE LOW QUALIFIED BID OF FISHER SCIENTIFIC COMPANY TO FURNISH THE CITY OF SAN ANTONIO EMERGENCY MEDICAL SERVICES WITH AN ANNUAL CONTRACT FOR LATEX EXAMINATION GLOVES FOR A TOTAL OF \$110,000.00.

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AN ORDINANCE 79,063

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$20,000.00 WITH W.H. MULLINS, INC. FOR THE PROVISION OF CERTAIN ENGINEERING SERVICES RELATED TO THE W. FRENCH FROM NAVIDAD TO MARTINEX CREEK COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,064

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$27,345.00 WITH GEORGE W. MUERY SERVICES, INC. FOR THE PROVISION OF CERTAIN ENGINEERING SERVICES RELATED TO THE RICARDO FROM MORELIA TO MERIDA COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING \$6,655.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCIES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,065

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$100,000.00 WITH W.E. SIMPSON COMPANY FOR THE PROVISION OF CERTAIN ENGINEERING SERVICES RELATED TO THE CULEBRA, BROADVIEW, MAIDEN LANE, OVERHILL AREA COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING \$20,000.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCIES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,066

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$37,862.51 WITH FLORES & COMPANY CONSULTING ENGINEERS, INC. FOR THE PROVISION OF CERTAIN ENGINEERING SERVICES RELATED TO THE S. SAN

BERNARDO/S. SAN FELIPE/S. SAN HERACIO FROM EL PASO
TO JEWETT COMMUNITY DEVELOPMENT BLOCK BUDGET;
AUTHORIZING \$7,572.05 FOR MISCELLANEOUS ENGINEERING
CONTINGENCIES AND \$1,200.00 FOR ADVERTISING
EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,067

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE
AMOUNT OF \$6,750.00 WITH DAVID LORENZANA &
ASSOCIATES FOR THE PROVISION OF CERTAIN
ARCHITECTURAL SERVICES RELATED TO THE DISTRICT 8
YMCA MODIFICATIONS COMMUNITY DEVELOPMENT BLOCK GRANT
(CDBG) PROJECT; REVISING THE PROJECT BUDGET;
AUTHORIZING \$585.00 FOR MISCELLANEOUS ARCHITECTURAL
CONTINGENCIES AND \$1,200.00 FOR ADVERTISING
EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,068

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE
AMOUNT OF \$25,295.00 WITH RICHARD SANCHEZ
ARCHITECTS, INC. FOR THE PROVISION OF CERTAIN
ARCHITECTURAL SERVICES RELATED TO THE LAS PALMAS
HEALTH CENTER CONVERSION COMMUNITY DEVELOPMENT BLOCK
GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET;
AUTHORIZING \$5,000.00 FOR MISCELLANEOUS
ARCHITECTURAL CONTINGENCIES AND \$1,200.00 FOR
ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,069

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE
AMOUNT OF \$40,000.00 WITH LOCKWOOD, ANDREWS NEWMAN,
INC. FOR THE PROVISION OF CERTAIN ENGINEERING
SERVICES RELATED TO THE ARBOR PLACE FROM 24TH TO
HAMILTON COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
PROJECT; REVISING THE PROJECT BUDGET; AND
PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,070

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE
AMOUNT OF \$25,500.00 WITH C.W. PFENNING, INC. FOR
THE PROVISION OF CERTAIN ENGINEERING SERVICES
RELATED TO THE ASHBY FROM FREDERICKSBURG RD. TO

KENSINGTON COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING
\$5,100.00 FOR MISCELLANEOUS ENGINEERING
CONTINGENCIES AND \$1,200.00 FOR ADVERTISING
EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,071

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE
AMOUNT OF \$84,150.00 WITH FERNANDEZ, FRAZER, WHITE &
ASSOCIATES, INC. FOR THE PROVISION OF CERTAIN
ENGINEERING SERVICES RELATED TO THE
CLAREMONT/ELEANOR/NATALEN FROM NEW BRAUNFELS TO
BROADWAY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING
\$16,830.00 FOR MISCELLANEOUS ENGINEERING
CONTINGENCIES AND \$1,200.00 FOR ADVERTISING
EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,072

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE
AMOUNT OF \$30,000.00 WITH S. M. GALINDO ENGINEERS,
INC. FOR THE PROVISION OF CERTAIN ENGINEERING
SERVICES RELATED TO THE DELGADO FROM NAVIDAD TO
ZARZAMORA COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
PROJECT; REVISING THE PROJECT BUDGET; AND
PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,073

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE
AMOUNT OF \$25,800.00 WITH VICKREY & ASSOCIATES, INC.
FOR THE PROVISION OF CERTAIN ENGINEERING SERVICES
RELATED TO THE PARAMONT FROM 34TH TO SAN JOAQUIN
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT;
REVISING THE PROJECT BUDGET; AND PROVIDING FOR
PAYMENT.

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AN ORDINANCE 79,074

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE
AMOUNT OF \$54,425.00 WITH POZNECKI-CAMARILLO &
ASSOCIATES, INC. FOR THE PROVISION OF CERTAIN
ENGINEERING SERVICES RELATED TO THE N. W. 19TH

FROM CULEBRA TO MARTIN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING \$13,375.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCIES; AND \$1,200.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,075

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$26,250.00 WITH OVERBY DESCAMPS ENGINEERS, INC. FOR THE PROVISION OF CERTAIN ENGINEERING SERVICES RELATED TO THE PICKFORD FROM SAN JOAQUIN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING \$5,250.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCIES; AND \$1,200.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,076

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$37,862.51 WITH STEPHEN J. CANTU & ASSOCIATES, INC. FOR THE PROVISION OF CERTAIN ENGINEERING SERVICES RELATED TO THE LOVERA FROM SAN PEDRO TO BLANCO COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING \$7,937.49 FOR MISCELLANEOUS ENGINEERING CONTINGENCIES AND \$1,200.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,077

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$34,950.00 WITH ALAMO CONSULTING ENGINEERING & SURVEYING, INC. FOR THE PROVISION OF CERTAIN ENGINEERING SERVICES RELATED TO THE FULTON FROM BLANCO TO N. FLORES COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING \$6,990.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCIES; AND \$1,200.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,078

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$50,000.00 WITH WEYMAN & ASSOCIATES, INC. FOR THE PROVISION OF CERTAIN ENGINEERING SERVICES RELATED TO THE HOUSTON, MARTIN, 24TH, 26TH AREA COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING \$10,000.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCIES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,079

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$14,085.00 WITH TEXAS ENGINEERING GROUP FOR THE PROVISION OF CERTAIN ENGINEERING SERVICES RELATED TO THE CORNELL FROM SABINAS TO NAVIDAD COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING \$4,715.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCIES AND \$1,200.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,080

AUTHORIZING AN ADDITIONAL \$22,004.27 FOR ENGINEERING SERVICES PAYABLE TO GEORGE W. MUERY SERVICES, INC. IN CONNECTION WITH THE QUERETARO FOR GENERAL MCMULLEN TO ESCUELA COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) RECONSTRUCTION PROJECT; AUTHORIZING \$530.00 FOR ADVERTISING EXPENSES; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,081

AUTHORIZING FIELD ALTERATION NO. 11 IN THE AMOUNT OF \$15,700.00 TO THE CONTRACT WITH WINTERS CONSTRUCTION, INC., AUTHORIZING AN ADDITIONAL PAYMENT OF \$1,492.81 TO GUSTAVE HEYE & ASSOCIATES, INC. FOR ARCHITECTURAL FEES; AUTHORIZING AN ADDITIONAL PAYMENT OF \$1,709.00 TO GUSTAVE HEYE & ASSOCIATES, INC. FOR ENGINEERING CONTINGENCIES AND \$208.68 FOR ADDITIONAL ARCHITECTURAL FEES IN

CONNECTION WITH THE SAN ANTONIO POLICE DEPARTMENT
PROPERTY ROOM FINISH-OUT; AND PROVIDING FOR
PAYMENT; AND AMENDING ORDINANCE 77871 TO SIMPLIFY
ACCOUNTING.

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AN ORDINANCE 79,082

AUTHORIZING FIELD ALTERATION NO. 8 IN THE AMOUNT OF
\$6,790.00 TO THE CONTRACT WITH WINTERS CONSTRUCTION,
INC. IN CONNECTION WITH SAN ANTONIO POLICE
DEPARTMENT PROPERTY ROOM FINISH-OUT; AND
APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,083

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT
WITH JOHN COPELAND ENTERPRISES, INC. IN THE AMOUNT
OF \$143,028.75 IN CONNECTION WITH THE GUADALUPE
STREET BRIDGE AT ALAZAN CREEK RAILING RETROFIT
PROJECT; AUTHORIZING \$14,302.88 FOR CONSTRUCTION
CONTINGENCY EXPENSES; AUTHORIZING \$1,200.00 FOR
ADVERTISING EXPENSES; APPROPRIATING FUNDS; AND
PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,084

AUTHORIZING THE EXPENDITURE OF \$4,704.83 FOR
ARCHITECTURAL SERVICES PROVIDED BY GROVES &
ASSOCIATES, INC. IN CONNECTION WITH THE GROWDEN
ROAD VEHICLE STORAGE FACILITY REPLACEMENT;
AUTHORIZING \$1,000.00 FOR ADVERTISING EXPENSES;
APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,085

AUTHORIZING ADDITIONAL PROFESSIONAL FEES, IN THE
AMOUNT OF \$7,510.00, PAYABLE TO RABA-KISTNER
CONSULTANTS, INC., IN CONNECTION WITH THE ABATEMENT
OF LEAD PAINT AND ASBESTOS CONTAINING MATERIALS IN
THE TERMINAL BUILDING AT STINSON MUNICIPAL AIRPORT;
APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,086

ACCEPTING THE LOW QUALIFIED BID OF SUBURBAN CONSTRUCTION COMPANY, IN THE AMOUNT OF \$267,000.00 TO CONSTRUCT THE HANGAR AND BUILDING RENOVATIONS AT STINSON MUNICIPAL AIRPORT AND AUTHORIZING EXECUTION OF A CONTRACT; AUTHORIZING AN ADDITIONAL \$26,700.00 FOR A CONTINGENCY ACCOUNT; AUTHORIZING AN ADDITIONAL \$60,825.00 PAYABLE TO MCCALL & ASSOCIATES AIA ARCHITECTS AS ADDITIONAL ARCHITECTURAL FEES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,087

AUTHORIZING A ONE-YEAR EXTENSION OF THE CONTRACT WITH SOUTHWESTERN LABORATORIES, INC. IN AN AMOUNT NOT TO EXCEED \$350,000.00 TO PROVIDE TESTING AND ANALYSIS OF VARIOUS LANDFILL SITES UNDER THE JURISDICTION OF THE CITY OF SAN ANTONIO; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,088

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH HARVEY S. TAMON, MAI, FOR PREPARATION OF A RIGHT-OF-WAY ACQUISITION APPRAISAL FOR THE SCIENCE PARK DRAINAGE PROJECT NO. 58H, I & J AND AUTHORIZING PAYMENT UP TO \$2,000.00.

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AN ORDINANCE 79,089

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE TO AND TEMPORARY EASEMENTS OVER A PORTION OF LOT 61 AND LOT 113, BLOCK E, NEW CITY BLOCK 11543, IN SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR PUBLIC PURPOSES, TO WIT: THE LOCATION, CONSTRUCTION, OPERATION, RECONSTRUCTION, IMPROVEMENT, REPAIR AND MAINTENANCE OF THE SCIENCE PARK DRAINAGE PROJECT #58H, I & J.

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AN ORDINANCE 79,090

RESCINDING ORDINANCES NO. 78284, 78285, AND 78291, ALL PASSED AND APPROVED ON JULY 15, 1993; TERMINATING BOTH A 1984 TUNNEL LICENSE AGREEMENT

WITH THE CENTAURI GROUP AND A PREVIOUS 1991 MID-CITY PARKING GARAGE LEASE FOR 150 SPACES; AND APPROVING (1) A MID-CITY GARAGE PARKING LEASE AGREEMENT FOR 200 SPACES, (2) A TUNNEL LICENSE AGREEMENT, AND (3) A BICYCLE STORAGE LEASE AGREEMENT (FOR USE OF SPACE IN THE SOUTH TEXAS BUILDING BASEMENT), ALL OF SAID AGREEMENTS BEING FOR 25-YEAR TERMS AND WITH EURO-TRAVIS INVESTMENTS, INC., A TEXAS CORPORATION, WHICH IS PURCHASING SAID SOUTH TEXAS BUILDING.

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AN ORDINANCE 79,091

AUTHORIZING A CONTRACT WITH DISCOVER CARD SERVICES, INC. TO PROVIDE CREDIT SERVICES AT VARIOUS LOCATIONS THROUGHOUT THE CITY OF SAN ANTONIO AT A FEE OF 1.85% OF THE TRANSACTION VALUE FOR A PERIOD OF ONE YEAR TO BE AUTOMATICALLY RENEWED ANNUALLY UNLESS TERMINATED IN WRITING.

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AN ORDINANCE 79,092

AUTHORIZING THE ACCEPTANCE OF \$300,000.00 FROM THE BEXAR METRO 9-1-1 NETWORK DISTRICT FOR FISCAL YEAR 1993-94 FOR USE BY THE SAN ANTONIO POLICE DEPARTMENT FOR A PUBLIC SAFETY ANSWERING POINT UPGRADE.

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AN ORDINANCE 79,093

AUTHORIZING THE ACCEPTANCE OF \$377,252.00 IN CASH AND \$32,820.00 IN IN-KIND ASSISTANCE FROM THE TEXAS DEPARTMENT OF HEALTH (TDH) TO CONTINUE FUNDING OF STATE SUPPORTED IMMUNIZATION AND AIDS/HIV HOUSING SUPPORT ACTIVITIES IN THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD), AUTHORIZING THE EXECUTION OF CONTRACT CHANGE NOTICE NO. 8, COMPRISED OF ATTACHMENTS 19 AND 20 TO CONTRACT C4000011 WITH THE TDH; REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 1993/94 ESTABLISHED IN ORDINANCE 77194 PASSED JANUARY 14, 1993; APPROPRIATING FUNDS; AUTHORIZING THE CONTINUATION OF FOUR PERSONNEL POSITIONS; AND AUTHORIZING HOUSING AND UTILITY SUPPORT PAYMENTS FOR INDIVIDUALS WITH AIDS AND HIV RELATED CONDITIONS.

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AN ORDINANCE 79,094

AUTHORIZING THE ACCEPTANCE OF A \$194,448.00 GRANT FROM THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, PUBLIC HEALTH SERVICE, TO CONTINUE FUNDING OF THE INJURY SURVEILLANCE & PREVENTION PROJECT IN THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT; ESTABLISHING A FUND; ADOPTING A BUDGET; AUTHORIZING PERSONNEL POSITIONS; AND AUTHORIZING CONTRACTUAL SERVICES.

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AN ORDINANCE 79,095

ACCEPTING AN ADDITIONAL AWARD OF \$2,761.00 IN CASH AND \$268,484.00 IN INKIND VACCINE FROM THE U.S. PUBLIC HEALTH SERVICE IN SUPPORT OF THE OPERATION OF THE 1993 CHILD IMMUNIZATION MAINTENANCE PROJECT BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT; AND AMENDING THE PROJECT BUDGET TO REFLECT THESE ADDITIONAL FUNDS.

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AN ORDINANCE 79,096

AUTHORIZING A CONTRACT IN AN AMOUNT NOT TO EXCEED \$45,000.00 WITH AUTO-GRAPHICS, INC. FOR A LIBRARY DATABASE UPGRADE.

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AN ORDINANCE 79,097

ACCEPTING THE PROPOSAL OF CLSI, INC. TO PROVIDE TWO MICROCOMPUTERS WITH SOFTWARE FOR THE SAN ANTONIO PUBLIC LIBRARY FOR AN AMOUNT NOT TO EXCEED \$6,000.00.

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AN ORDINANCE 79,098

AUTHORIZING A CONTRACT IN AN AMOUNT NOT TO EXCEED \$6,000,00 WITH INNOVATIVE INTERFACES, INC. FOR AN AUTOMATED SYSTEMS FOR ELECTRONIC ORDERING OF LIBRARY MATERIALS.

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AN ORDINANCE 79,099

AUTHORIZING A CONTRACT WITH NCR CORPORATION FOR THE PURCHASE OF EQUIPMENT TO INCREASE OFFICE AUTOMATION CAPACITY AT THE MAIN LIBRARY AND BRANCH LIBRARIES FOR AN AMOUNT NOT TO EXCEED \$13,000.00.

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AN ORDINANCE 79,100

APPROVING THE 1993-94 PROJECT WINTER ASSISTANCE RELIEF MOBILIZATION (W.A.R.M.) PLAN, WHICH IS EXPECTED TO PROVIDE APPROXIMATELY \$620,000.00 IN ASSISTANCE IN FY '94.

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AN ORDINANCE 79,101

AUTHORIZING A CONTRACT IN THE AMOUNT OF \$80,460.00 WITH CAPOEIRA FOUNDATION FOR A THREE MONTH INSTRUCTION AND PERFORMANCE RESIDENCY AT THE CARVER COMMUNITY CULTURAL CENTER; AND AUTHORIZING A PERSONNEL COMPLEMENT.

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AN ORDINANCE 79,102

AMENDING EXISTING REGULATIONS COVERING PUBLICATION VENDING BOXES ON PUBLIC RIGHTS-OF-WAY IN THE DOWNTOWN AREA TO EXPAND THE COVERED AREA, PROVIDE FOR THE "MODULAR" VENDING SYSTEM AND FOR PHASING OUT OF THE "HITCHING POST" SYSTEM, INCREASING THE NUMBER OF SPACES PROVIDED FOR SUCH PURPOSES, AND APPROPRIATING FUNDS FOR PURCHASE OF NEW PEDESTALS AND TRAYS TO BE CONSTRUCTED BY TEXAS CORRECTIONAL INDUSTRIES AT A COST OF \$9,420.00.

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AN ORDINANCE 79,103

AUTHORIZING THE PAYMENT OF ANNUAL MEMBERSHIP DUES IN THE AMOUNT OF \$27,500.00 FOR THE CITY OF SAN ANTONIO IN PUBLIC TECHNOLOGY, INC., THE RESEARCH AND DEVELOPMENT AFFILIATE OF THE NATIONAL LEAGUE OF CITIES.

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AN ORDINANCE 79,104

AUTHORIZING THE EXECUTION OF A CONTRACT IN THE AMOUNT OF \$20,000.00 WITH KEEP SAN ANTONIO BEAUTIFUL, INC. (KSAB) TO PROVIDE ASSISTANCE TO THE CITY IN CONDUCTING NEIGHBORHOOD CLEAN-UP PROGRAMS FOR FISCAL YEAR 1993-94, AND APPOINTING DANIEL CARDENAS TO SERVE AS AN ADVISORY MEMBER ON THE KSAB BOARD OF DIRECTORS.

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AN ORDINANCE 79,105

ESTABLISHING A TRUST FUND TO DEPOSIT DONATED FUNDS RECEIVED FOR THE CLEAN-UP CITY PROJECT.

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AN ORDINANCE 79,106

REAPPOINTING JAMES E. REVELEY TO THE SAN ANTONIO CENTRO 21 TASK FORCE FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 31, 1995.

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AN ORDINANCE 79,107

REAPPOINTING HOWARD DEICHEN AND GEORGE DAWSON TO THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY.

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AN ORDINANCE 79,108

APPOINTING VERA BANNER AND CATHY FLORES TO THE SAN ANTONIO PUBLIC LIBRARY BOARD OF TRUSTEES.

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AN ORDINANCE 79,109

CLOSING ALAMO PLAZA EAST FROM HOUSTON TO CROCKETT FROM 6:00 A.M., NOVEMBER 26, 1993, THROUGH 12:00 MIDNIGHT, JANUARY 3, 1994; CLOSING ALAMO STREET FROM HOUSTON TO COMMERCE BETWEEN THE HOURS OF 5:00 P.M. AND 8:00 P.M. ON NOVEMBER 26, 1993; AND WAIVING THE STREET CLOSING FEE FOR THE AFORESTATED

CLOSURES IN CONNECTION WITH THE CHRISTMAS TREE
LIGHTING CEREMONY AT ALAMO PLAZA.

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93-46 The Clerk read the following Ordinance:

AN ORDINANCE 79,110

ACCEPTING THE PROPOSAL OF COMMUNITY ALLIANCE FOR
TRAFFIC SAFETY TO PROVIDE DRIVING SAFETY COURSES TO
CITY EMPLOYEES FROM NOVEMBER 15, 1993 THROUGH
NOVEMBER 15, 1994 FOR A TOTAL COST OF \$10,425.00.

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Ms. McClendon made a motion to approve the proposed Ordinance.
Mr. Pérez seconded the motion.

Mr. Mark Persson, Risk Manager, explained the contract to
provide drivers' training for City employees.

Mr. Gabriel Zambrano, representing Promotional Games,
addressed his questions concerning the successful low bidder and its
ability to fulfill the contract.

Mr. Persson stated that City staff feels that the low bidder
can do the job, at the bid cost.

In response to a question by Ms. Ayala, Mr. Persson noted
that no 'change orders' are allowed on this contract.

Ms. Ayala asked to have a six-month progress report on the
successful low bidder on this project.

After consideration, the motion, carrying with it the passage
of the Ordinance, prevailed by the following vote: AYES: Perez,
McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak,
Larson, Wolff; NAYS: None; ABSENT: None.

93-46 PACIFICARE EXECU-FIT PLATINUM PROGRAM

Mayor Wolff spoke to a handout presented to Council members
earlier, regarding the Pacificare Execu-Fit Platinum Program 'stress
test'.

"YOUNG PEGASUS" POETRY CONTEST

Mayor Wolff spoke to a booklet, distributed to each City Council member, concerning the "Young Pegasus" poetry contest held by the San Antonio Public Library.

93-46 The Clerk read the following Ordinance:

AN ORDINANCE 79,111

ACCEPTING THE LOW BIDS OF CENTURY PAPERS AND MATERA PAPER COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH RECYCLED MATERIALS CUSTODIAL PAPER PRODUCTS FOR A TOTAL OF \$211,746.25.

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

Mr. Archie Titzman, Director of Purchasing & General Services, noted that the low bid in this case involved the use of recycled paper products.

Mayor Wolff stated that this will encourage further usage of recycled products.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

93-46 The Clerk read the following Ordinance:

AN ORDINANCE 79,112

AUTHORIZING PAYMENTS OF REFUNDS TOTALING \$123,641.31, TO PERSONS MAKING A DOUBLE PAYMENT, OVERPAYMENT, OR AS A RESULT OF A VALUE CHANGE ON 38 TAX ACCOUNTS.

* * * *

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

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

McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak,
Larson, Wolff; NAYS: None; ABSENT: None.

93-46 The Clerk read the following Ordinance:

AN ORDINANCE 79,113

AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO
COMPROMISE AND SETTLE THE CLAIM OF TERESA MENDEZ,
CLAIM NO. 010008-012826-AB-01, ARISING FROM A
VEHICULAR ACCIDENT INVOLVING A POLICE DEPARTMENT
VEHICLE IN THE TOTAL AMOUNT OF \$21,500.00

* * * *

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

Mr. Lloyd Garza, City Attorney, explained the claim arising
from an automobile accident involving a Police Department vehicle. He
spoke to the actions of the police officer involved, and noted that this
was his third on-duty auto accident.

Mr. Larson asked that the officer be required to attend
defensive driving classes, as a result of this matter, if that has not
already been accomplished.

After consideration, the motion, carrying with it the passage
of the Ordinance, prevailed by the following vote: AYES: Perez,
McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak,
Larson, Wolff; NAYS: None; ABSENT: None.

93-46 The Clerk read the following Ordinance:

AN ORDINANCE 79,114

AUTHORIZING PAYMENT IN THE AMOUNT OF \$90,000.00 AND
COURT COSTS IN SETTLEMENT OF CAUSE NO. 92 CI 02554,
STYLED GLADYS BROWN V. CITY OF SAN ANTONIO AND
DALVERT G. HORNE, IN THE 285TH JUDICIAL DISTRICT
COURT, BEXAR COUNTY, TEXAS.

* * * *

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

Mr. Lloyd Garza, City Attorney, explained details of this
accident involving a Police Department radar pickup officer.

In response to a question by Mr. Avila, Mr. Garza noted that the officer is liable, in this case, thus leading to this proposed settlement of the claim.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

93-46 The Clerk read the following Ordinance:

AN ORDINANCE 79,115

AUTHORIZING PAYMENT IN THE AMOUNT OF \$10,000.00 IN SETTLEMENT OF JUANITA MESA VS CITY OF SAN ANTONIO, CAUSE NO. 210,483.

* * * *

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

Mr. Lloyd Garza, City Attorney, spoke of details of this automobile accident involving a Fire Department vehicle, during rainy weather.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

93-46 The Clerk read the following Ordinance:

AN ORDINANCE 79,116

AUTHORIZING THE EXPENDITURE OF \$1,600.00 AS REQUESTED BY MAYOR NELSON WOLFF FROM THE MAYOR'S DISCRETIONARY FUND TO PURCHASE LAWN EQUIPMENT FOR A COOPERATIVE PROGRAM IN WHICH THE BEXAR COUNTY COMMUNITY SERVICE RESTITUTION PROGRAM SUPERVISES JUVENILE AND ADULT OFFENDERS WORKING OFF THEIR FINES BY CLEANING UP VACANT LOTS AND RIGHT-OF-WAYS THROUGHOUT THE CITY OF SAN ANTONIO AND BEXAR COUNTY.

* * * *

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

Mayor Wolff briefly explained the use of certain offenders in the clean-up of vacant lots and rights-of-way, as restitution.

Mr. Larson spoke to details of a new program of Municipal Court which also involves neighborhood cleanup, and spoke to the need for volunteers from the neighborhoods to work with this program. He stated that City Council could provide the names of neighborhood volunteers, and appropriate training for the volunteers would then be scheduled.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

93-46 The Clerk read the following Ordinance:

AN ORDINANCE 79,117

AUTHORIZING AND APPROPRIATING THE USE OF COUNCIL DISCRETIONARY FUNDS TO ASSIST THE VILLAR BOXING CLUB IN THE PURCHASING OF UNIFORMS, ACTIVITIES FEES, AND TRAVELING EXPENSES, AS REQUESTED BY COUNCILMAN ROGER A. PEREZ.

* * * *

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

During discussion, Mr. Perez asked that the funding from his Discretionary Fund be changed to \$100.00, and Mayor Wolff asked that \$100.00 be contributed from his Discretionary Fund, as well.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

93-46 The Clerk read a proposed ordinance authorizing the expenditure of \$2,500.00 from the Mayor's discretionary funds to assist with the operation of the Bethany Day Care and Child Development Center, as requested by Mayor Nelson W. Wolff.

Mr. Larson made a motion to approve the proposed Ordinance. Mr. Solis seconded the motion.

Rev. Ronald Benson, Bethany Day Care and Child Development Center, explained plans to develop the full potential of the center, and spoke to the need to raise an additional \$25,000.00.

Ms. McClendon spoke to the work being done at the center, and made an amendment to contribute \$1,000.00 from her District 2 Discretionary Fund. Ms. Billa Burke seconded the motion.

After consideration, the amendment to the motion, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Thornton, Larson, Wolff; NAYS: None; ABSENT: Ross, Peak.

After consideration, the main motion as amended, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Thornton, Larson, Wolff; NAYS: None; ABSENT: Ross, Peak.

AN ORDINANCE 79,118

AUTHORIZING THE EXPENDITURE OF \$2,500.00 FROM THE MAYOR'S DISCRETIONARY FUNDS AND \$1,000.00 FROM DISTRICT 2 DISCRETIONARY FUNDS TO ASSIST WITH THE OPERATION OF THE BETHANY DAY CARE AND CHILD DEVELOPMENT CENTER, AS REQUESTED BY MAYOR NELSON W. WOLFF.

* * * *

93-46 The Clerk read the following Ordinance:

AN ORDINANCE 79,119

AUTHORIZING THE REIMBURSEMENT OF \$1,000.00 TO COUNCILMAN HENRY AVILA, DISTRICT 4, FOR FUNDING POLICEWOMAN DIANA CARMENATY'S ATTENDANCE AT THE INTERNATIONAL CONFERENCE OF POLICE WOMEN IN VANCOUVER, BRITISH COLUMBIA, ON OCTOBER 31, 1993, AS REQUESTED BY COUNCILMAN HENRY AVILA.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Thornton, Larson, Wolff; NAYS: None; ABSENT: Ross, Peak.

93-46 The Clerk read the following Resolution:

AN RESOLUTION NO. 93-46-71

ALLOCATING THE CITY'S VOTES TO FILL VACANCIES ON THE
BEXAR COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS.

* * * *

Mr. Perez made a motion to approve the proposed Resolution.
Mr. Solis seconded the motion.

City Clerk Norma S. Rodriguez stated that an allocation of 834 votes will be needed from the City's total allotted votes in order to assure election of one representative to the Bexar Appraisal District board of directors.

During discussion, it was agreed that 834 votes would be allocated to Mr. Larson, and the remaining 211 votes would be allocated to Mr. Ed Minarich.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Ross.

93-43 The Clerk read the following Resolution:

A RESOLUTION NO. 93-46-72

APPROVING THE NOISE ABATEMENT POLICY STATEMENT FOR
SAN ANTONIO INTERNATIONAL AIRPORT.

* * * *

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

Mr. Mike Kutchins, Director of Aviation, and Mr. Peak both spoke to a brief explanation of the Noise Abatement Policy Statement for San Antonio International Airport, as approved by the Noise Abatement Advisory Committee, in order to impact the problem of aircraft noise upon neighborhoods around the airport.

Mr. Larson outlined details of the noise abatement efforts around International Airport.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: McClendon,

Billa Burke, Avila, Solis, Ayala, Ross, Peak, Larson, Wolff; NAYS:
None; ABSENT: Perez, Thornton.

93-46 TRAVEL AUTHORIZATION - Granted:

Councilman Lyle Larson to travel to Fort Worth, Texas on November 17, 1993 to present the Greater San Antonio Crime Prevention Commission's report at the "Sharing New Vistas" Conference.

* * * *

93-46 Agenda Item 75, being a proposed Travel Authorization for Mayor Nelson W. Wolff to attend the Library Foundation business meeting in Fort Worth, Texas, on November 12, 1993, was removed from consideration.

93-46 DISCUSSION: EXPANDING FIRE STATION

Ms. McClendon spoke to a series of meetings held involving Mayor Wolff, herself, and area citizens in the vicinity of the Koch Refinery Company on the city's east side. She noted that the citizens are asking for (1) evacuation routes out of residential areas near petroleum storage tanks at the refinery, plans for which already are being implemented; and (2) location of emergency fire equipment, possibly at the fire station near Holmgreen Road and W.W. White Road, close to the storage tank area. She then spoke of the close proximity of homes and schools to the petroleum storage tanks.

In response to a question by Mr. Solis, Fire Chief Robert Ojeda spoke to the Fire Department's current plan of action in case one or more of the petroleum storage tanks catch fire, noting that the refinery already has foam-spreading equipment of its own, located on-site. He noted that the Fire Department's response-time for its foam-spreading apparatus is approximately one hour, since that equipment currently is located in another fire station facility in another area of the city which is capable of providing inside storage for that equipment.

A discussion then took place concerning certain inside facility requirements of the foam-spreading equipment, and work necessary to provide such inside storage at a closer fire station to the petroleum tank-farm in question.

Mr. Rolando Bono, Assistant City Manager, stated that the fire station near Holmgreen Road and W.W. White Road can be utilized to house this equipment, until a new facility can be designed and constructed.

Mayor Wolff noted that some 60 per cent of the petroleum tank-farms in San Antonio are located on the east side.

In response to a question by Mr. Solis, Chief Ojeda noted that city-wide needs such as this will be addressed in the Fire Department's Master Plan.

Mr. Thornton spoke to the need to locate more tank farms outside Loop 410.

A discussion ensued concerning the process that allowed tank farms to be located in their present areas, under zoning regulations of past years, and actions taken to preclude such location in the future.

Chief Ojeda noted that Koch Refinery has provided the available foam for City use, at its own cost, some \$47,000.00.

Ms. McClendon asked that the City's new Master Plan address the question of environmental hazards posed by petroleum tank-farms.

Ms. McClendon made a motion to direct City staff to place on next Thursday's City Council agenda the necessary ordinance to expend some \$63,000.00 needed to expand the fire station near Holmgreen Road and W.W. White Road in order that it might be able to house the foam-spreading apparatus of the Fire Department. Mr. Solis seconded the motion.

The motion prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Wolff. NAYS: None. ABSENT: Larson.

Mr. Ross asked City staff to develop a listing of all hazardous materials storage uses that could be located within the City limits and within its extra-territorial jurisdiction (ETJ), and to develop ordinances requiring City Council approval for such uses.

Chief Ojeda noted that much of this information already is on hand at the Fire Department because of current Environmental Protection Agency regulations.

Mayor Wolff asked the Planning Department to survey other cities on what they are doing in this regard and how they treat it, then develop proposed recommendations for possible City Council approval.

Ms. McClendon noted that existing tank-farms can be expanded by asking for expansion approval from the Texas Natural Resources Conservation Commission, without the City Council even knowing that this was being done. She urged the Mayor to let TNRCC know that the City of San Antonio should be notified of such requests when they are made. She also noted that the City might also want to consider seeking ways to assist tank-farms in relocating to less-populated areas. She then asked that the Mayor send letters to the various tank-farms, informing them of the City's concern for locations so close to schools and residences.

Mr. Wolff also stated that he would, by letter, ask the tank-farms about their plans in handling petroleum spills and/or fires.

Ms. Ayala spoke to the need for new state legislation to deal with these problems.

Mr. Ross then made a motion to formally ask City staff to develop a listing of all hazardous materials storage uses that could be located within the city and its ETJ, and to develop an ordinance requiring City Council approval for these uses. Ms. Ayala seconded the motion, which prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Wolff; NAYS: None. ABSENT: Larson.

Mayor Wolff then briefly summarized the contents of the three proposed letters to be drafted by City staff, and also spoke in favor of new legislation on these matters.

(At this point, Mayor Wolff was obliged to leave the meeting. Mayor Pro-Tem Peak presided.)

93-46

ZONING HEARINGS

At the request of Councilman Thornton, the City Council agreed to consider Agenda Item 4K, Zoning Case Z93186, at this time.

4K. CASE Z93186 - to rezone LOTS 65, 66, AND 78, NCB 11627, 7600 BLOCK OF MOCKING BIRD ROAD FROM "R-6" TOWNHOUSE RESIDENCE DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT LOCATED EAST OF THE INTERSECTION OF PLEASURE HILL DRIVE AND MOCKING BIRD ROAD, HAVING 50 FEET ON PLEASURE HILL DRIVE AND 365 FEET ON MOCKING BIRD ROAD AND A DEPTH OF 225.9 FEET.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council; provided that a non-access easement is imposed along Mocking Bird Road and Pleasure Hill Drive, save and except the northeast 45 feet along Mocking Bird Road.

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

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

In response to a question by Mr. Thornton, Mr. William Kaufman, attorney, addressed details of recent meetings held between the proponents and neighborhood residents, and outlined the resulting

documents and deed restrictions arising from those talks, agreed to by both sides. A copy of the proposed deed restrictions is made a part of the papers of this meeting.

Mr. Andy Guerrero, Land Development Services, noted that the proposed deed restrictions can be reflected in the minutes of this meeting, but are not part of the official ordinance involved.

Mr. Thornton spoke to the developer's responsiveness to neighborhood concerns, in this matter.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: McClendon, Billa Burke, Avila, Ross, Thornton, Peak; NAYS: None; ABSENT: Perez, Solis, Ayala, Larson, Wolff.

AN ORDINANCE 79,120

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 65, 66, AND 78, NCB 11627, 7600 BLOCK OF MOCKING BIRD ROAD FROM "R-6" TOWNHOUSE RESIDENCE DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4A. CASE Z93188 - to rezone 39.1640 ACRES OUT OF NCB 18350, BITTERS ROAD FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE AND TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "P-1(R-1)" PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE DISTRICT AND "P-1(R-1)" ERZD PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT LOCATED ON THE NORTHEAST SIDE OF BITTERS ROAD, 1000 FEET WEST OF THE INTERSECTION OF BITTERS ROAD AND BLANCO ROAD, HAVING 2000 FEET ON BITTERS ROAD AND A DEPTH OF 940 FEET.

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

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

Mr. Ross made a motion to approve the recommendation of the Zoning Commission. Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: McClendon, Billa Burke, Avila, Ross, Thornton, Peak; NAYS: None;

AN ORDINANCE 79,121

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 39.1640 ACRES OUT OF NCB 18350, BITTERS ROAD FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE AND TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "P-1(R-1)" PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE DISTRICT AND "P-1(R-1)" ERZD PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4B. CASE Z93077 - to rezone LOTS 8, 9 AND 10, NCB 14978, COLONADE BOULEVARD, FROM "B-3" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT LOCATED ON COLONADE BLVD., 745.49 FEET NORTHWEST OF THE INTERSECTION OF COLONADE BLVD. AND IH 10 EXPRESSWAY, HAVING 577.57 FEET ON COLONADE AND MAXIMUM DEPTH OF 600 FEET.

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

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

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

Mr. Rick Craig, representing Trammel Crow Co., briefly explained the request for rezoning to "B-2".

Mr. Thornton noted that some last-minute opposition has come forward in this case.

Mr. Craig spoke to the proposed concentration of apartments on the site in question.

Mr. Andy Guerrero, Land Development Services, spoke to the size of the building that could be erected on the site, under its present "B-3" zoning.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Avila, Ayala, Ross, Thornton, Peak; NAYS: None; ABSENT: McClendon, Solis, Larson, Wolff.

AN ORDINANCE 79,122

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 8, 9 AND 10, NCB 14978, COLONADE BOULEVARD, FROM "B-3" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

93-46 At this point, Mr. Peak yielded the chair to Mr. Perez in order that he might participate in the upcoming zoning cases in his district.

4C. CASE 293190 - to rezone 2.991 ACRES OUT OF NCB 13733, BUDDING BOULEVARD FROM "B-2" BUSINESS DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT LOCATED ON THE NORTHEAST SIDE OF BUDDING BLVD., 150 FEET SOUTHEAST OF THE INTERSECTION OF JONES MALTSBERGER ROAD AND BUDDING BLVD., HAVING 304.19 FEET ON BUDDING BOULEVARD AND A DEPTH OF 526.63 FEET. 2.373 ACRES OUT OF NCB 13733, CROSS CANYON FROM "B-2" BUSINESS DISTRICT AND "P-1(R-3)" PLANNED UNIT DEVELOPMENT MULTIPLE FAMILY RESIDENCE DISTRICT TO "P-1(R-1)" PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE DISTRICT. 2.051 ACRES OUT OF NCB 17444, CROSS CANYON, FROM "P-1(R-3)" PLANNED UNIT DEVELOPMENT MULTIPLE FAMILY RESIDENCE DISTRICT AND "P-1(O-1)" PLANNED UNIT DEVELOPMENT OFFICE DISTRICT TO "P-1(R-1)" PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE DISTRICT LOCATED ON BOTH SIDES OF CROSS CANYON STREET, 194.0 FEET SOUTHEAST OF THE INTERSECTION OF JONES MALTSBERGER ROAD AND CROSS CANYON STREET, HAVING A TOTAL OF 450 FEET FRONTAGE ON CROSS CANYON STREET AND A MAXIMUM DEPTH OF 508.69 FEET.

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

Mr. Andy Guerrero, Land Development Services, stated that the proponent in this rezoning case has asked to delete from today's ordinance any rezoning of a 2.991 acre tract out of NCB 13733 for a period of 60 days.

Discussion took place concerning the deletion of this portion of the requested rezoning for 60 days, and the remaining rezoning request.

Mr. Peak made a motion to approve the recommendation of the proponent to postpone the 2.991 acres and to approve the balance. Ms. Billa Burke seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Avila, Ayala, Ross, Peak; NAYS: None; ABSENT: McClendon, Solis, Thornton, Larson, Wolff.

AN ORDINANCE 79,123

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 2.373 ACRES OUT OF NCB 13733, CROSS CANYON FROM "B-2" BUSINESS DISTRICT AND "P-1(R-3)" PLANNED UNIT DEVELOPMENT MULTIPLE FAMILY RESIDENCE DISTRICT TO "P-1(R-1)" PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE DISTRICT. 2.051 ACRES OUT OF NCB 17444, CROSS CANYON, FROM "P-1(R-3)" PLANNED UNIT DEVELOPMENT MULTIPLE FAMILY RESIDENCE DISTRICT AND "P-1(O-1)" PLANNED UNIT DEVELOPMENT OFFICE DISTRICT TO "P-1(R-1)" PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4D. CASE 293193 - to rezone 10.4843 ACRES OUT OF NCB 13732, THOUSAND OAKS FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT LOCATED SOUTHEAST OF THE INTERSECTION OF TAVERN OAKS AND THOUSAND OAKS, HAVING 1507.23 FEET ON THOUSAND OAKS AND A DEPTH OF 385.00 FEET.

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

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

Mr. Peak made a motion to approve the recommendation of the Zoning Commission. Mr. Avila seconded the motion.

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

Perez, Billa Burke, Avila, Ayala, Ross, Peak; NAYS: None; ABSENT:
McClendon, Solis, Thornton, Larson, Wolff.

AN ORDINANCE 79,124

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 10.4843 ACRES OUT OF NCB 13732,
THOUSAND OAKS FROM TEMPORARY "R-1" SINGLE FAMILY
RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT. "THE
PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED
\$1,000.00."

* * * *

4E. CASE Z93194 - to rezone LOT 42, BLOCK 5, NCB 11715, 9500
BLOCK OF LORENE LANE FROM "B-2" BUSINESS DISTRICT TO "B-3" BUSINESS
DISTRICT LOCATED ON THE EAST SIDE OF LORENE LANE, 500 FEET SOUTH OF THE
INTERSECTION OF McCARTY ROAD AND LORENE LANE, HAVING 182.15 FEET ON
LORENE LANE AND A DEPTH OF 386.33 FEET.

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

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

Mr. Peak made a motion to approve the recommendation of the
Zoning Commission. Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage
of the following Ordinance, prevailed by the following vote: AYES:
Perez, Billa Burke, Avila, Ayala, Ross, Peak; NAYS: None; ABSENT:
McClendon, Solis, Thornton, Larson, Wolff.

AN ORDINANCE 79,125

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 42, BLOCK 5, NCB 11715, 9500
BLOCK OF LORENE LANE FROM "B-2" BUSINESS DISTRICT TO
"B-3" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION
IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4F. CASE 293195 (CC) - to rezone A 0.057 ACRE TRACT OF LAND OUT OF LOT 5, NCB 12060, 951 E. BITTERS FROM "B-2" BUSINESS DISTRICT TO "B-3" CC BUSINESS DISTRICT WITH CITY COUNCIL APPROVAL FOR A COMMUNICATION TRANSMISSION TOWER LOCATED 392 FEET SOUTHEAST OF THE INTERSECTION OF BITTERS ROAD AND HEIMER ROAD, BEING 276 FEET NORTHEAST OF BITTERS ROAD, HAVING A WIDTH OF 50 FEET AND LENGTH OF 50 FEET.

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

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

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Avila, Ayala, Ross, Thornton, Peak; NAYS: None; ABSENT: McClendon, Solis, Larson, Wolff.

AN ORDINANCE 79,126

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 0.057 ACRE TRACT OF LAND OUT OF LOT 5, NCB 12060, 951 E. BITTERS FROM "B-2" BUSINESS DISTRICT TO "B-3" CC BUSINESS DISTRICT WITH CITY COUNCIL APPROVAL FOR A COMMUNICATION TRANSMISSION TOWER. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

93-46 At this point, Mayor Pro-Tem Peak resumed the chair to preside.

4G. CASE 293108 - to rezone P-78A, SAVE AND EXCEPT A 0.11 ACRE TRACT, BLOCK 54, NCB 15596 FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT AND A 0.11 ACRE TRACT OF LAND OUT OF P-78A, BLOCK 54, NCB 15596 2349 PINN ROAD FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT LOCATED NORTHWEST OF THE INTERSECTION OF PINN ROAD AND WESTFIELD DRIVE, HAVING 125 FEET ON PINN ROAD AND 140.66 FEET ON WESTFIELD DRIVE.

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

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

Ms. Ayala stated that she would prefer an "NA" designation added to the rezoning requests, so as to forbid the use of alcohol on these properties, and proceeded to move "B-2NA" and "B-3NA" zonings for the properties in question. Ms. Billa Burke seconded the motion.

Mr. Charles R. Law, 2349 Pinn Road, the proponent, spoke to the zoning histories of the properties involved and outlined his plan to lease the tract for use as a club. He noted that his original rezoning request was for B-3 on the entire tract, and he stated that the property has been used for a bar since the 1960's.

Ms. Ayala spoke to her concern for allowing a bar in such close proximity to homes and schools on Pinn Road.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Avila, Solis, Ayala, Thornton, Peak; NAYS: None; ABSENT: McClendon, Ross, Larson, Wolff.

AN ORDINANCE 79,127

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 P-78A, SAVE AND EXCEPT A 0.11 ACRE TRACT, BLOCK 54, NCB 15596 FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-2NA" BUSINESS DISTRICT AND A 0.11 ACRE TRACT OF LAND OUT OF P-78A, BLOCK 54, NCB 15596 2349 PINN ROAD FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3NA" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4H. CASE #Z93183 - to rezone Lots 1, 2 and 3, NCB 9727, 1128-1132 Rayburn Drive from "B-2" Business District to "B-3NA" Non Alcoholic Sales Business District.

Mr. Avila made a motion to postpone consideration of this case until December 9, 1993. Mr. Solis seconded the motion.

After consideration, the motion prevailed by the following vote: AYES: Perez, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak; NAYS: None; ABSENT: McClendon, Larson, Wolff.

Zoning Case Z93183 was postponed until December 9, 1993.

4I. CASE Z93187 - to rezone LOT 22, BLOCK 5, NCB 1497, 1811 DAKOTA STREET FROM "J" COMMERCIAL DISTRICT AND "C" APARTMENT DISTRICT TO "P-1(R-3)" PLANNED UNIT DEVELOPMENT MULTIPLE FAMILY RESIDENCE DISTRICT LOCATED ALL THAT AREA BETWEEN VARGAS STREET TO THE WEST, GEVERS STREET TO THE EAST, HEDGES STREET TO THE NORTH AND DAKOTA STREET TO THE SOUTH.

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

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

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ayala, Ross, Thornton, Peak; NAYS: None; ABSENT: Avila, Larson, Wolff.

AN ORDINANCE 79,128

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 22, BLOCK 5, NCB 1497, 1811 DAKOTA STREET FROM "J" COMMERCIAL DISTRICT AND "C" APARTMENT DISTRICT TO "P-1(R-3)" PLANNED UNIT DEVELOPMENT MULTIPLE FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4J. CASE Z93192 - to rezone LOTS 29, 30, AND 31, NCB 3175, 246 FAIR AVENUE, FROM "B-2" BUSINESS DISTRICT TO "B-3NA" NON ALCOHOLIC SALES BUSINESS DISTRICT LOCATED SOUTHEAST OF THE INTERSECTION OF FAIR AVENUE AND HACKBERRY STREET, HAVING 126.2 FEET ON FAIR AVENUE AND 170 FEET ON HACKBERRY STREET.

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

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

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Ayala, Ross, Thornton, Peak; NAYS: None; ABSENT: Avila, Solis, Larson, Wolff.

AN ORDINANCE 79,129

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 29, 30, AND 31, NCB 3175, 246 FAIR AVENUE, FROM "B-2" BUSINESS DISTRICT TO "B-3NA" NON ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

93-46

PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE
TAX PHASE-IN AGREEMENT:

Mayor Pro-Tem Peak declared the Public Hearing to be open.

No citizen appeared to speak to this matter.

Mayor Pro-Tem Peak declared the Public Hearing to be closed.

The Clerk then read the following Ordinance:

AN ORDINANCE 79,130

DESIGNATING A TRACT OF LAND LEGALLY DESCRIBED AS A 9.859 ACRE TRACT OF LAND AND A 5.081 ACRE TRACT OF LAND OUT OF THE ANSELMO PRU ORIGINAL SURVEY NO. 20, ABSTRACT 574, COUNTY BLOCK 4766, NCB 17504, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS; AND LOCATED AT 12501 NETWORK BOULEVARD IN THE UNIVERSITY BUSINESS PARK, AS THE INSCO DISTRIBUTING, INC. REINVESTMENT ZONE PURSUANT TO THE PROPERTY REDEVELOPMENT AND TAX ABATEMENT ACT.

* * * *

Mr. Clinton Bolden, Director of Economic Development, stated that City staff recommends approval of the request to designate the INSCO Distributing, Inc. Reinvestment Zone, and spoke to the firm's plan for use of the property for air-conditioning development. He then

addressed how the firm had met the criteria for tax abatement, noting that the firm is willing to put up some \$4 million of its own funds in this reinvestment plan.

Mr. Thornton noted that this is a local firm planning to expand here, rather than relocating elsewhere.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Ayala, Ross, Thornton, Peak; NAYS: None; ABSENT: Billa Burke, Avila, Solis, Larson, Wolff.

93-46 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE
TAX PHASE-IN AGREEMENT:

Mayor Pro-Tem Peak declared the Public Hearing to be open.

No citizen appeared to speak to this matter.

Mayor Pro-Tem Peak declared the Public Hearing to be closed.

The Clerk then read the following Ordinance:

AN ORDINANCE 79,131

APPROVING A TAX ABATEMENT AGREEMENT AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT WITH INSCO DISTRIBUTING, INC., A TEXAS CORPORATION, TO EXEMPT FROM AD VALOREM TAXATION SPECIFIED REAL PROPERTY IMPROVEMENTS LEGALLY DESCRIBED AS A 9.859 ACRE TRACT OF LAND, AND A 5.081 ACRE TRACT OF LAND OUT OF THE ANSELMO PRU ORIGINAL SURVEY NO. 20, ABSTRACT 574, COUNTY BLOCK 4766, NCB 17504, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS; AND LOCATED AT 12501 NETWORK BOULEVARD, PURSUANT TO THE PROPERTY REDEVELOPMENT AND TAX ABATEMENT ACT.

* * * *

Mr. Ross made a motion to approve the proposed Ordinance. Mr. Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Avila, Ayala, Ross, Thornton, Peak; NAYS: None; ABSENT: Billa Burke, Solis, Larson, Wolff.

93-46 It was the concensus of Council members present to undertake consideration of Agenda Item 82 at this time.

93-46 TRAVEL AUTHORIZATION - Granted:

Mayor Nelson W. Wolff to travel to Washington, D. C. from November 14, 1993 to November 17, 1993, to meet with elected officials regarding NAFTA.

* * * *

93-46 The Clerk read the following Resolution:

A RESOLUTION NO. 93-46-73

ENDORING THE INITIATIVE OF COUNCIL MEMBERS LYNDA BILLA BURKE AND HENRY AVILA TO DEVOTE THE FEDERAL FUNDS EXCLUSIVELY TO WATER SYSTEM UPGRADING FOR THE SOUTHERN PORTION OF THE CITY AND SOUTH BEXAR COUNTY SO AS TO CONFORM TO THE RECOMMENDATIONS SET OUT IN THE "APPLICATION REPORT FOR THE EXTENSION OF WATER SUPPLY SYSTEM SERVICES TO SOUTH BEXAR COUNTY.

* * * *

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

Mr. Joe Aceves, President/Chief Executive Officer, San Antonio Water System, spoke to the need to correct the existing wording in the proposed Resolution so as to include both the southern portions of the City of San Antonio and Bexar County, as appropriate. A copy of his presentation is made a part of the papers of this meeting. He noted that the Secretary of Agriculture has agreed to work for funding for water service to south Bexar County and southern portions of the City of San Antonio, as well, with appropriate Department of Agriculture funds.

Mr. Avila spoke to the need for this project in order to provide water to many unserved areas.

A discussion took place concerning the fund mechanisms involved.

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

Ms. Ayala spoke to the need for people to have their basic needs met.

Ms. Billa Burke made an amendment to include the appropriate suggested wording into the Resolution, so as to include south Bexar

County and the southern portions of the city. Mr. Avila seconded the motion.

After consideration, the amendment prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Wolff; NAYS: None; ABSENT: Larson.

After consideration, the main motion as amended, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Wolff; NAYS: None; ABSENT: Larson.

93-46 SAN ANTONIO/AUSTIN ECONOMIC DEVELOPMENT

Mayor Wolff spoke briefly to a recent Wall Street Journal article that identified the San Antonio/Austin area as a 'supernova' of economic development.

93-46 REPRESENTATION OF SAN ANTONIO IN WASHINGTON, D.C.

Mayor Wolff spoke to the need for San Antonio to have effective representation in the nation's capitol, and asked Mr. Larson, Ms. Billa Burke and Ms. Ayala to meet concerning San Antonio's representation in Washington, D.C.

Mr. Larson spoke of the need to have someone in-place in Washington, D.C. by January 1, 1994, and spoke to the critical issues to be concentrated upon, in his opinion. He asked Mr. Marc Rodriguez, Intergovernmental Relations Manager for the City, to assist the committee in putting together its recommendations.

93-46 The Clerk read the following Ordinance:

AN ORDINANCE 79,132

AUTHORIZING THE TRANSFER OF \$250.00 FROM DISTRICT 8 DISCRETIONARY FUNDS TO THE PARKS AND RECREATION ACCOUNT TO PAY FOR THE USE OF THE EISENHOWER PARK PAVILION FOR THE SOUTHWESTERN BELL CORPORATION 1993 UNITED WAY FUNDRAISER ON NOVEMBER 13, 1993, AS REQUESTED BY COUNCILMAN WILLIAM E. THORNTON.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

93-46

BASEBALL STADIUM

On a Point of Personal Privilege, Ms. Ayala spoke to the rain-out of the formal groundbreaking ceremony for the new municipal baseball stadium, and reported that negotiations are underway for the sale of the stadium's name in return for a \$1 million donation. She also spoke to VIA Metropolitan Transit's participation in the baseball stadium planning.

93-46 The Clerk read the following Ordinance:

AN ORDINANCE 79,133

ESTABLISHING A COMMITTEE TO INVESTIGATE THE ISSUES CONCERNING THE ALAMODOME SOIL.

* * * *

Ms. McClendon spoke to the issue of the contaminated soil at the Alamodome site, at a location on Petroleum Drive, and in the Pearsall Rd. landfill, and addressed the need for the five-member committee to look into the matter.

Ms. McClendon then nominated Bishop Ernest Dixon and Mr. Damon Cardenas, Chief of Environmental Compliance, Ft. Sam Houston, to be the two civilian members on the committee, joining three City Council members named earlier by the Mayor. She then spoke to the backgrounds of Bishop Dixon and Mr. Cardenas, and asked that the committee report back to City Council in 90 days. She spoke to the Council's charge to the committee.

Ms. McClendon then noted that the chairman of the Texas Natural Resources Conservation Committee, Mr. John Hall, has stated that Mr. Barry Williams of his staff will be his agency's only spokesperson in the matter of the contaminated soils. She also asked the City Manager to provide staff support to the committee, including Mr. John German, Director of Public Works.

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

Mayor Wolff stated that he was glad to see that the City will now have only one spokesperson on this matter, and he addressed the legal aspects of the case. He then noted that VIA Metropolitan Transit now has filed suit against Alamo Iron Works on the matter of the contaminated soil at the Alamodome site, and he urged the committee to involve VIA in its work.

Mr. Perez spoke to the need to resolve this issue.

Mr. Solis stated that this committee will establish the City's credibility in this issue, and noted that the blame needs to be placed correctly.

Mr. Ross noted that the committee will be hiring a consultant, a move that will have to be ratified by the City Council. He spoke to the need to start at the beginning with this investigation, and move forward.

Ms. Ayala stated her opinion that TNRCC needs to speak with a single voice on this matter.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

93-46 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE
GRANTING AN EXCEPTION TO THE ALAMODOME IMPACT AREA:

Mayor Wolff declared the Public Hearing to be open.

No citizen appeared to speak to this matter.

Mayor Wolff declared the Public Hearing to be closed.

The Clerk then read the following Ordinance:

AN ORDINANCE 79,134

GRANTING AN EXCEPTION TO THE MORATORIUM ON THE ISSUANCE OF DEVELOPMENT RELATED PERMITS SUCH AS SIGN PERMITS AND CERTIFICATES OF OCCUPANCY, AS WELL AS ZONING CHANGES, IN THE ALAMODOME IMPACT AREA IN ORDER TO ALLOW MR. ARTURO PEREZ TO APPLY FOR A DEMOLITION PERMIT TO DEMOLISH HIS PRIVATE PROPERTY LOCATED AT 402 DAKOTA STREET DUE TO ITS STATE OF EXTREME DISREPAIR.

* * * *

Ms. McClendon made a motion to approve the proposed Ordinance. Mr. Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

93-46 The Clerk read the following Ordinance:

AN ORDINANCE 79,135

ACCEPTING A PROPOSAL FOR THE PROVISION OF SHUTTLE SERVICE AT SAN ANTONIO INTERNATIONAL AIRPORT AND DIRECTING STAFF TO FINALIZE AN AGREEMENT THEREFORE (STAR SHUTTLE-GTI-SAN ANTONIO AIRPORT SHUTTLE JOINT VENTURE).

* * * *

Mr. Mike Kutchins, Director of Aviation, explained the recommendation of the staff committee for shuttle service to International Airport, and spoke to a history of the Request For Proposal on this matter, and its assessment by several groups, including the Airport Evaluation Committee and the Transportation Committee.

Mr. Perez made a motion to approve the proposal of Star Shuttle to provide shuttle service to International Airport. Mr. Peak seconded the motion.

Mr. Ricardo Cedillo, attorney representing Airport Shuttle, the firm recommended by committee for the shuttle contract, spoke to the RFP process used, noting that there were three respondents. He then spoke to the criteria used to judge each proposal, and the recommendation process. He expressed his concern that his client was judged best by the committee, yet City Council is recommending another firm. He further expressed his belief that another firm was allowed to amend its proposal, in order to mirror his client's proposal, and he asked that any action on this matter be postponed in order for his client to amend its proposal to pay the City 15 per cent of gross, with a minimum of \$150,000.00, guaranteed by a bond. He also stated that his client will provide a fidelity bond for all employees handling money. A copy of his proposal is made a part of the papers of this meeting.

Mr. John Walker, attorney representing Star Shuttle, played a brief videotaped presentation outlining his firm's background and commitments, under this proposal. He noted that the firm is 100 per cent locally-owned, and addressed the fact that the firm stepped in to provide airport shuttle service on an interim basis when the previous contractor was not able to do so.

Mr. Warren Reuther, principal in Airport Shuttle, spoke of his firm's successful airport shuttle service in New Orleans, and read from a letter sent to his firm from the Department of Aviation, noting that, after evaluation, his firm's RFP would be recommended to City Council for award of contract. He then addressed the chronology of the RFP process involved, and noted that his firm has paid the City of New Orleans more than \$900,000.00 per year, under its contract there. He asked City Council to accept the committee's recommendation.

Mr. Tom Binian, Delta Airlines, spoke in support for the Airport Shuttle proposal, and spoke to its history of service in New Orleans.

Mr. Cruz Chavira, representing Bexar Taxi Drivers Association, stated his opinion that the City Council needs to be cautious in its selection of a shuttle firm for International Airport.

Mr. Perez, Chairman of the Council's Transportation Committee, spoke to his committee's matrix, comparing the three firms bidding on the shuttle contract. He then addressed the high level of service provided by the current contractor as a major reason for its recommendation for approval.

Mr. Peak, committee member, spoke to the committee's evaluation of the three proposals, and spoke in favor of Star Shuttle.

Ms. Ayala, committee member, spoke in support of the Star Shuttle proposal and addressed its good record of service.

Mr. Thornton noted that Star Shuttle has served well over the past 20 months, since it stepped in to provide interim service. He then spoke in support for Star Shuttle.

In response to a question by Mr. Ross, Mr. Cedillo stated that the matrix does not reflect responses to the RFP; rather, it reflects changes made after the RFPs were opened. He urged again that his firm also be allowed to amend its proposal, stating his belief that it is not fair for one firm to change its deal, after the RFPs were opened.

Mr. Kutchins spoke to the evaluation matrix, stating that he worked with both firms to clarify certain points in their proposals. He stated that no substantive changes were made to the RFP points.

Mr. Rolando Bono, Assistant City Manager, noted that the City has the right to negotiate certain points, after the contractor is selected.

In response to a question by Mr. Ross, Mr. Kutchins discussed the RFP responses.

Mr. Ross stated that he is uncomfortable with giving a contract to a firm that doesn't maximize the return to the City, and therefore, he will vote against the motion.

Ms. McClendon stated her belief that Star Shuttle is the best proposer for this service, and spoke to three points she considered in her decision.

Mr. Peak emphasized that there will be no "house to house" service by the shuttle contractor.

In response to a question by Mr. Thornton, Mr. Kutchins noted that only 10 complaints from shuttle customers have been received over the 20 months that Star Shuttle has provided its service to International Airport.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Ayala, Thornton, Peak, Larson, Wolff; NAYS: Ross; ABSENT: Solis.

- - -
93-46

TROOP 59 BOY SCOUTS

Mr. Thornton recognized the presence in the audience of a group of Boy Scouts from Troop 59.

Members of the troop came forward to identify themselves.

- - -
93-46 The Clerk read the following Resolution:

A RESOLUTION NO. 93-46-74

CITY COUNCIL RESOLUTION NO. 93-46-74 REJECTING THE SAN ANTONIO MASTER PLAN AND RETURNING THE PLAN TO THE PLANNING COMMISSION FOR FURTHER WORK.

* * * *

Mr. Peak made a motion to approve the proposed Resolution. Ms. McClendon seconded the motion.

Mr. Alex Briseno, City Manager, addressed a chronology of Master Plan development under terms of the City Charter, and summarized City staff's five recommendations, by policy area. A copy of the staff memorandum containing the five recommendations is made a part of the papers of this meeting.

The following persons appeared to speak:

Ms. Eva Milstead, representing the San Antonio Conservation Society, stated her group's endorsement of the Master Plan, but expressed concern with several last-minute substantive changes made in the document sections on Economic Development and Natural Resources. A copy of her remarks is made a part of the papers of this meeting.

Mr. Ray Hamilton, representing Northside Neighborhoods for Organized Development, suggested two changes to the base document, and spoke in favor of overall approval for the Master Plan.

In response to a question by Mr. Thornton, Mayor Wolff stated that comments made today should be sent forward to the Planning Commission, along with comments made by the City Manager.

Ms. Danielle Milam, representing the League of Women Voters, presented a written statement endorsing the Master Plan, and asked that it be approved today, as written. She stated that her group is not in favor of sending the document back to the Planning Commission for further review.

Members of the Planning Commission, present in the audience, were recognized by the Mayor, who made reference to the different comments and recommendations made by various groups and individuals. He stated that these comments and recommendations should be reviewed and studied by the Planning Commission, then presented to City Council before the end of the year.

Mr. Peak stated that he would like to see the Planning Commission report back to City Council in December, and also thanked the City Manager and City staff for their work on the documents. He spoke of the Master Plan's implications for the city.

Mr. Peak made a motion that the Master Plan document be returned to the Planning Commission for review and consideration of the comments made by the City Manager in his memorandum; by other individuals and organizations such as San Antonio Water System, Greater San Antonio Builders Association, various neighborhood and civic groups and organizations; by City Council members; and by groups and individuals speaking at Public Hearings held on the Master Plan; and to report back with recommendations to the City Council before the end of this year. Ms. McClendon seconded the motion.

Mr. Solis spoke of this action as a positive step forward.

Mr. Ross spoke to the process to be followed, and asked that all recommendations be considered.

Mr. Peak stated his belief that the City Council should make specific recommendations to the Planning Commission, then vote the final document up or down in December.

Mr. Thornton spoke to flooding problems in District 8, and offered specific recommended changes to the Master Plan document, a copy of which is made a part of the papers of this meeting.

During subsequent discussion, it was agreed by the maker and seconder of the pending motion that Mr. Thornton's recommendations would be included in the main motion.

Ms. McClendon spoke to the importance of moving on this document in December, and asked that consideration be given to including wording about protection of neighborhoods from hazards.

Mr. Solis spoke to his concerns with one recommendation made by Mr. Thornton to "encourage establishment of mandatory property owner associations in all new developments". He stated his opinion that this might create economic barriers, and also expressed his belief that there are no 'checks and balances' placed on neighborhood associations. He stated that he would support the 'encouragement' of neighborhood associations.

During discussion, Mr. Thornton agreed to delete this Objective from his submitted document of recommendations.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSTAIN: Ayala; ABSENT: None.

93-46

CITIZENS TO BE HEARD

MILES CABELL

Mr. Cabell, 3014 Lake Grande, expressed concern on the manner in which monies are being disbursed by SADA regarding the new home projects. He feels that not enough money is being allocated for building of these homes at the costs allocated.

Mr. Solis asked Mr. Cabell to present his complaints before the new board.

* * * *

NICK CASIAS

Mr. Casias, Santa Rita, spoke to the City Council reiterating the concerns expressed by Mr. Cabell.

Mr. Solis advised Mr. Casias to contact him for an appointment to discuss this matter in detail.

* * * *

The following people appeared to speak:

Dora Guerra spoke in favor of a spay/neuter ordinance for the City of San Antonio. Education by itself will not work and she stated that a rescuer's permit is needed.

Rachel Zepeda, Voice for Animals, expressed concerns relative to next week's vote on the issue. She urged licensing of dog kennels and pet stores. She stated that the proposed ordinance imposes very minimal requirements. She also expressed concern about the pot-bellied pigs being allowed in the city limits. She also stated that the leash law is not being enforced. She also spoke in favor of a spay/neuter program.

Mayor Wolff expressed his concern with a loop-hole which could be created with the "Rescuer's" Permit.

Laurie Caruth, spoke in favor of the proposed ordinance. She urged that her vote was with this group.

Nancy Patterson, Voice for Animals, also endorsed the proposed ordinance and reiterated statements made by Ms. Zepeda.

Don Barnes, 722 W. Kings Hwy, expressed concern about allowing ferrets within the City of San Antonio. They can be a nuisance to other domestic animals according to Mr. Barnes.

Curtis Castert, 601 Dolorosa, urged the City Council to approve the keeping of ferrets within the city limits. He also spoke about their concerns with the manner in which the proposed ordinance addresses the keeping of ferrets within the City limits.

Richard White, San Antonio Area Ferret Enthusiasts, took exception to remarks made by previous speakers that ferrets are a nuisance. He addressed the issue of rabies in the ferret population. He urged the City Council to approve the keeping of ferrets within the city limits and stated that the ferret is a domestic animal.

* * * *

93-46 There being no further business to come before the Council, the meeting was adjourned at 6:15 P.M.

A P P R O V E D

[Handwritten signature]
M A Y O R

Attest: *[Handwritten signature]*
C I T Y C L E R K

November 10, 1993

Honorable Mayor and Members of the City Council of the City of San Antonio:

The following petitions were received in my office and forwarded to the City Manager for investigation and report to the City Council:

October 19, 1993

Petition submitted by Ms. Mary Lou Sulentich, 115 Travis, Suite 424, San Antonio, Texas 78205, on behalf of the San Antonio Children's Museum, supporting City funding of the Children's Museum.

October 25, 1993

Petition submitted by Mr. Joseph M. Smith, 2209 La Manda, San Antonio, Texas 78201, on behalf of the residents of La Manda Blvd., from Vance Jackson to West Avenue, requesting the City of San Antonio to address the problems of the water meters, street paving and curbs on those blocks.

/s/ Norma S. Rodriguez
City Clerk