

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY MAY 12, 1994.

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94-24 The City Council convened in an informal "B" Session at 10:00 A.M., City Hall, "B" Room, to consider the following item(s). The Council members present were: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, ROSS, THORNTON, PEAK, LARSON, WOLFF. Absent: AYALA.

1. EDUCATION CORRIDOR - Direction to staff to move this item to "A" Session of May 26, 1994.

2. DIEZ Y SEIS COMMISSION - Direction to staff to move this item to "A" Session of June 2, 1994.

3. COMMISSION FOR EQUITY - Moved to "B" Session, last week in June 1994.

4. R.O.S.E. PROPOSAL - Presentation by Stuart Henry, attorney for R.O.S.E. Organization; to be discussed later today in Executive Session.

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94-24 The regular meeting was called to order at 1:00 P.M. 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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94-24 Invocation - Dr. Charles Kemble, Northwest Hills Baptist Church.

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94-24 Pledge of Allegiance to the flag of the United States.

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94-24 Minutes of the April 7, 1994 Regular City Council Meeting were approved.

RESPIRE 500 MINI-GRAND PRIX DAY

Mayor Wolff noted that Respite Care of San Antonio is holding its 4th annual "Respite 500 Mini-Grand Prix Race, and he introduced Mr. Greg Gallaspy, chairman of the race, and Ms. Patti Teter, Executive Director, Respite Care of San Antonio.

Mayor Wolff read the official proclamation, and presented it to Mr. Gallaspy and Ms. Teter.

Mr. Perez, Mr. Peak and Mr. Ross then presented the group with a check in the amount of \$450.00, representing contributions from their respective Discretionary Fund accounts to this cause.

Mr. Gallaspy thanked the Mayor and City Council for the proclamation and the donation, and spoke to details of the mini-Grand Prix race, asking Council members to serve as drivers in a "celebrity race" June 4th.

Several Council members spoke to the fundraising event as a worthwhile cause.

NATIONAL OFFICE PAPER RECYCLING CHALLENGE

Mayor Wolff spoke to the effort to both collect office waste paper for recycling and to purchase recycled paper products.

The City Clerk read the following Resolution:

A RESOLUTION NO. 94-24-24

ACCEPTING THE NATIONAL OFFICE PAPER RECYCLING CHALLENGE TO COLLECT OFFICE WASTE PAPER AND TO PURCHASE RECYCLED PAPER PRODUCTS.

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

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

Mayor Wolff then read the substance of the Resolution, and presented a copy to Mr. Chris Denniston, Director of the National Office Paper Recycling Project, who accepted it and presented Mayor

Wolff with a special tee-shirt marking the event and a framed poster.

Mr. Denniston spoke to details of the nationwide challenge event, a partnership effort involving some 500 business, governmental and environmental groups to help promote recycling of office paper.

Mr. Matt Weaver, representing the San Antonio office for Weyerhaeuser Company, spoke to local plans to foster this movement.

Mayor Wolff spoke to the new demand for recycled office paper, noting that fully one-fourth of San Antonio's residents now have curbside recycling.

94-24

CELLULAR SAFETY WEEK

Mayor Wolff read the official proclamation and presented it to Ms. Kathy Dowling, President and General Manager, Southwestern Bell Mobile Systems, and Ms. Beth Graham, Manager of Advertising and Public Relations.

Ms. Dowling spoke to the efforts of citizens to re-take their own streets, and noted that Southwestern Bell Mobile Systems will pay for Ms. McClendon's trip to Washington, D.C. to speak to the Cellular Telecommunications Industry Association meeting May 15th, speaking about San Antonio's successful "Cellular On Patrol" program in District 2.

Mr. Peak noted that Districts 9 and 10 now are starting up "Cellular On Patrol" programs in those areas.

Mr. Larson thanked Southwestern Bell Mobile Systems for providing the cellular telephones for the program, and Ms. McClendon for starting the program in her District 2 areas.

94-24 TRAVEL AUTHORIZATION - Granted:

Councilwoman McClendon to travel to Washington, D. C. from May 15, 1994 to May 16, 1994 to attend a meeting of the National Press Club, to address the Cellular Telecommunications Industry Association regarding fighting crime with cellular phones (Cellular on Patrol Program.)

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94-24

ROOSEVELT HIGH SCHOOL DRILL TEAMS

Mayor Wolff stated that both the San Juan Guard and Riderettes drill teams from Theodore Roosevelt High School won first place awards at the 1994 National High School Drill Team Championships. He then read Citations to both drill teams, and presented them to representatives of

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the drill teams, present in the audience.

A representative of the Roosevelt High School ROTC program spoke to the scholarship record and future educational plans of senior-class drill team members. He then identified the individual seniors and spoke to the honors each has won, and their future educational plans.

Several City Council members congratulated members of both drill teams for their positive image for San Antonio's youth.

94-24 SAN ANTONIO POLICE OFFICER MEMORIAL DAY

Mayor Wolff spoke to San Antonio Police Officer Memorial Day, and read the official proclamation, presenting it to Police Chief Bill Gibson.

Chief Gibson thanked the Mayor and City Council members for their support of the department, and addressed this annual recognitions event for the 38 San Antonio police officers who lost their lives in the line of duty.

Several City Council members spoke to details of the memorial event, and recognized the contributions of the department.

94-24 CONSENT AGENDA

Mr. Solis made a motion to approve Agenda Items 7 through 28b, constituting the Consent Agenda, with Item 17 being pulled for individual consideration. Mr. Avila seconded the motion.

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

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AN ORDINANCE 80,130

ACCEPTING THE PROPOSAL OF INFORMATION ACCESS COMPANY TO RENEW ITS CONTRACT FOR ONE YEAR TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH MONTHLY MICROFILM MAGAZINE PERIODICALS FOR A TOTAL OF \$11,800.00.

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AN ORDINANCE 80,131

ACCEPTING THE PROPOSAL OF SOFTWARE AG OF NORTH AMERICA, INC. TO PROVIDE THE CITY OF SAN ANTONIO INFORMATION SERVICES DEPARTMENT WITH COMPUTER SOFTWARE FOR A TOTAL OF \$13,653.00.

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AN ORDINANCE 80,132

ACCEPTING THE LOW QUALIFIED BID OF OFFICE COMMUNICATIONS SYSTEMS, INC. IN THE AMOUNT OF \$11,617.00 TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH A COIN OPERATED READER PRINTER FOR PATRONS USE.

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AN ORDINANCE 80,133

ACCEPTING THE LOW BID OF SOUTHLAND PRINTING COMPANY, IN THE AMOUNT OF \$9,180.40 TO PROVIDE THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH FORMS FOR BILLING, COLLECTING AND RECORDING PARKING AT THE AIRPORT.

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AN ORDINANCE 80,134

ACCEPTING THE LOW BID OF KUSTOM BUSINESS FORMS IN THE AMOUNT OF \$27,608.00 TO PROVIDE THE SAN ANTONIO POLICE DEPARTMENT WITH DECALS FOR POLICE SEDANS.

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AN ORDINANCE 80,135

ACCEPTING THE LOW QUALIFIED BID OF KOBEL ENTERPRISES, INC. IN THE AMOUNT OF \$33,495.00 TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH FLOOR MOUNTED CONSOLES.

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AN ORDINANCE 80,136

ACCEPTING THE BID OF DIGITAL AUDIO CORPORATION IN THE AMOUNT OF \$9,950.00 TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH AN AUDIO FILTER

SYSTEM.

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AN ORDINANCE 80,137

ACCEPTING THE LOW QUALIFIED BID OF EXCLUSIVE LAW ENFORCEMENT IN THE AMOUNT OF \$8,550.00 TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH COVERT SURVEILLANCE EQUIPMENT.

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AN ORDINANCE 80,138

ACCEPTING THE LOW QUALIFIED BID OF SUPER VAC MANUFACTURING COMPANY, INC. - SVI TRUCKS IN THE AMOUNT OF \$248,112.00 TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH A FIRE RESCUE VEHICLE.

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AN ORDINANCE 80,139

AUTHORIZING FIELD ALTERATION NO. 6 IN THE AMOUNT OF \$5,321.00 AND FIELD ALTERATION NO. 7 IN THE AMOUNT OF \$4,505.00 PAYABLE TO DYNA CONSTRUCTION, INC., IN CONNECTION WITH THE CARVER BRANCH LIBRARY IMPROVEMENTS; AUTHORIZING AN ADDITIONAL \$10,000.00 FOR CONSTRUCTION CONTINGENCIES; APPROPRIATING FUNDS; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 80,140

AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH KEI CONSULTANTS, INC., IN THE AMOUNT OF \$4,377.00 TO PROVIDE ENVIRONMENTAL ENGINEERING SERVICES IN CONNECTION WITH THE OCTAVIA DRAINAGE PROJECT NO. 63; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 80,141

AUTHORIZING FIELD ALTERATION NO. 3 IN THE AMOUNT OF \$59,310.41 PAYABLE TO CLARK CONSTRUCTION COMPANY IN CONNECTION WITH THE SEALCOAT 1993-B PROJECT; APPROPRIATING FUNDS; REVISING THE PROJECT BUDGET;

AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 80,142

AUTHORIZING A PROFESSIONAL SERVICE CONTRACT IN AN AMOUNT NOT TO EXCEED \$25,000.00 WITH INTEGRATED TESTING & ENGINEERING COMPANY (INTECT) IN CONNECTION WITH THE ASBESTOS TESTING NECESSARY PRIOR TO DEMOLITION, BY SAN ANTONIO PUBLIC WORKS DEPARTMENT, OF UNSAFE STRUCTURES WORKS DEPARTMENT, OF UNSAFE STRUCTURES CITY-WIDE.

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AN ORDINANCE 80,143

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 2, IN THE AMOUNT OF \$37,382.00, TO THE CONTRACT WITH YANTIS CORPORATION FOR THE TAXIWAY Q CONSTRUCTION PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; REVISING THE BUDGET FOR THE PROJECT; AND AUTHORIZING PAYMENT.

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AN ORDINANCE 80,144

APPROPRIATING \$14,224.52 TO PURCHASE FEE TITLE TO LOTS B-1, B-2 AND B-7, NCB 7676, BEXAR COUNTY, TEXAS; TO PAY COURT COSTS AND EXPERT WITNESS FEES FOR THE SAN ANTONIO MISSIONS NATIONAL HISTORICAL PARK VISITOR INFORMATION CENTER PROJECT AND AUTHORIZING DISBURSEMENT AND DISPOSITION OF THE FUNDS.

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AN ORDINANCE 80,145

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$790.00 OUT OF GENERAL OBLIGATION BONDS; ACQUIRING TITLE TO ONE PARCEL IN CONNECTION WITH THE SOUTH FLORES DRAINAGE PROJECT #70-70A, PHASE II; AND ACQUIRING A SANITARY SEWER EASEMENT IN CONNECTION WITH THE OCTAVIA PLACE DRAINAGE PROJECT #63.

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AN ORDINANCE 80,146

AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH

THE UNITED STATES OF AMERICA, DEPARTMENT OF
TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION
(FAA) FOR LEASE OF GROUND SPACE AT SAN ANTONIO
INTERNATIONAL AIRPORT FOR THE INSTALLATION AND
OPERATION OF RUNWAY END IDENTIFICATION LIGHTS.

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AN ORDINANCE 80,147

RATIFYING THE ACTION OF CITY STAFF IN OBTAINING
DUCTWRAP INSULATION FOR THE NEW FARMERS MARKET PLAZA
TO COMPLY WITH FIRE AND HEALTH CODES; AUTHORIZING
PAYMENT IN THE AMOUNT OF \$5,070.00 TO VENTILATION
SYSTEMS, INC.; AUTHORIZING PAYMENT IN THE AMOUNT OF
\$1,610.80 TO A. R. TRADE AND MFG., INC.; AND
AUTHORIZING PAYMENT IN THE AMOUNT OF \$5,665.00 TO
LIMWILL ENTERPRISES, INC.; AND DECLARING AN
EMERGENCY.

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AN ORDINANCE 80,148

AUTHORIZING THE EXTENSION OF THE AGREEMENT FOR THE
GIFT AND NEWS CONCESSION AT SAN ANTONIO
INTERNATIONAL AIRPORT WITH HOST INTERNATIONAL, INC.
ON A MONTH TO MONTH BASIS AND PROVIDING FOR THE
CONTINUED MONTHLY PAYMENT OF THE GREATER OF \$27,916
OR 20% OF GROSS REVENUES PENDING THE DEVELOPMENT OF
A NEW REQUEST FOR PROPOSALS AND CONTRACT AWARD
PURSUANT THERETO.

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AN ORDINANCE 80,149

AMENDING ORDINANCE NO. 80033, PASSED AND APPROVED
ON APRIL 21, 1994, TO REFLECT THE TEMPORARY CLOSURE
OF CHIHUAHUA BETWEEN SABINAS STREET AND TRINITY
STREET FROM 4:00 P.M. UNTIL MIDNIGHT, SATURDAY,
JULY 9, 1994, FOR THE INNER CITY DEVELOPMENT
FRIENDSHIP FESTIVAL.

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AN ORDINANCE 80,150

APPOINTING MARGARET E. REYNA (DISTRICT 2) TO THE
COMMISSION FOR CHILDREN AND FAMILIES FOR A TERM OF
OFFICE TO EXPIRE ON JUNE 27, 1995.

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AN ORDINANCE 80,151

APPOINTING E. G. LEYVA (DISTRICT 5) TO THE HOME IMPROVEMENT ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON JUNE 23, 1995.

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94-24 The Clerk read the following Ordinance:

AN ORDINANCE 80,152

AUTHORIZING FIELD ALTERATION NO. 14 IN THE AMOUNT OF \$52,247.89 PAYABLE TO UNIVERSAL CITY CONSTRUCTION, INC., IN CONNECTION WITH THE LAS PALMAS BRANCH LIBRARY AND LITERACY LEARNING AND LEADERSHIP CENTER; AUTHORIZING \$7,152.31 FOR CONSTRUCTION CONTINGENCIES; APPROPRIATING FUNDS; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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

In response to a question by Mr. Solis, Mr. John German, Director of Public Works, spoke to details of the construction work stoppage on the Las Palmas Branch Library and Literacy Learning & Leadership Center, due to a payment problem between the contractor and certain sub-contractors. He noted that the City is seeking resolution to the problem through the bonding company.

Mr. German and City Manager Alex Briseno then spoke to details of the work stoppage.

Ms. June Garcia, Library Director, spoke to the work stoppage by several sub-contractors.

Discussion then took place concerning plans to seek resolution of the problem and get the project re-started, and hopes for completion of the project by the end of June.

Discussion then took place concerning the legal ramifications involved.

A discussion ensued concerning the projects under construction by Universal City Construction Company, including certain

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successfully-completed projects for the City of San Antonio. It was noted during the discussion that the quality of work on this particular project has been good, so far.

Mr. Solis spoke to the importance of completing this model project as quickly as possible.

In response to a question by Ms. Ayala, Mr. German and Ms. Garcia discussed how long the work stoppage has been going on, and when the City was notified of that work stoppage. Discussion also took place concerning possible steps that could be taken to preclude this from reoccurring.

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

94-24 The Clerk read the following Ordinance:

AN ORDINANCE 80,153

ACCEPTING A \$4,690.00 DONATION FROM MR. CHARLES GURINSKY OF GURINSKY'S JEWELERS FOR USE BY THE SAN ANTONIO POLICE DEPARTMENT TO PAY THE TRAVEL EXPENSES OF FIVE POLICE OFFICERS ATTENDING THE NATIONAL GANG CONFERENCE IN LOS ANGELES, CALIFORNIA.

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

Captain Jimmy Kopeck, San Antonio Police Department, spoke to details of the \$4,690.00 donation by Gurinsky's Jewelers to fund five police officers' travel expenses to the National Gang Conference in Los Angeles, California.

Mr. Charles Gurinsky presented a check to the department representatives and spoke to his hopes that this will help San Antonio in combatting gang violence here.

City Council members individually thanked Mr. Gurinsky for his donation as an example of good citizenship.

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

ZONING HEARINGS

4A. CASE Z94086 - to rezone 19.4392 acres out of NCB 17627, Huebner Road and Texas Elm Street, from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District and "R-1" ERZD Single Family residence Edwards Recharge Zone District to "P-1 (R-1)" ERZD Planned Unit Development Single Family Residence Edwards Recharge Zone District, property being located northwest of the intersection of Huebner Road and Texas Elm Street, having 478.366 feet on Huebner Road and 1282.51 feet on Texas Elm Street.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council, provided that the recommendations of the Aquifer Studies Office are met.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Ms. Billa Burke made a motion to approve the recommendation of the Zoning Commission. Mr. Peak 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, Ross, Thornton, Peak, Larson; NAYS: None; ABSENT: Avila, Solis, Ayala, Wolff.

AN ORDINANCE 80,154

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 19.4392 ACRES OUT OF NCB 17627, HUEBNER ROAD AND TEXAS ELM STREET, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT AND "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "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."

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Agenda item 4B, being Zoning Case #Z94087, was temporarily bypassed for later consideration during this meeting.

Agenda item 4C, being Zoning Case #Z94090, was temporarily bypassed for later consideration during this meeting.

4D. CASE Z94084 - to rezone Lot 5, Block H, NCB 14660, 9190 Abe Lincoln Street, from "P-1(R-6)" Planned Unit Development Townhouse Residence District to "R-1" Single Family Residence District, property being located northeast of the intersection of Abe Lincoln and Hollyhock Road, having 705.66 feet on Abe Lincoln and 462.76 feet on Hollyhock Road.

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

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Thornton made a motion to approve the recommendation of the Zoning Commission. Mr. Solis 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, Larson; NAYS: None; ABSENT: Avila, Solis, Wolff.

AN ORDINANCE 80,155

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 5, BLOCK H, NCB 14660, 9190 ABE LINCOLN STREET, FROM "P-1(R-6)" PLANNED UNIT DEVELOPMENT TOWNHOUSE RESIDENCE DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4B. Zoning Case No. Z94087 was resumed at this time.

4B. CASE Z94087 - to rezone Lots 28 and 29, Block 9, NCB 8977, 700 Block of San Dario, from "R-2" Two Family Residence District to "R-3" Multiple Family Residence District, properties being located between San Eduardo and San Dario, being 225 feet south of Jewett Street, having 75 feet on San Eduardo, 125 feet on San Dario and 157 feet between these two streets.

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

Mr. Andy Guerrero, Land Development Services, noted that City

staff was directed to initiate this rezoning case, but also recommends denial of the request.

Ms. Ayala spoke to the rezoning request that would place an apartment complex inside a single-family residential area.

Mr. Rogelio Rosas, owner of the property, provided Council members with a packet of information relative to his request.

Mr. Guerrero noted that City staff has received seven negative responses to its mailout to property owners within 200 feet of the subject property.

Mr. Rosas spoke to the 11 apartment units he plans to construct on the property in question.

Ms. Stella Menchaca, 1407 East Sunshine Dr., stated that she owns a house two doors away from this property, in a single-family residential neighborhood. She noted that most residents in this area are elderly persons, and she spoke in opposition to the rezoning request. She spoke to her concern with depreciation of property values and a possible increase in crime in this neighborhood.

Ms. Ayala made a motion to deny the proposed Ordinance. Mr. Ross seconded the motion.

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

Zoning Case Z94087 was denied.

4C. Zoning Case No. Z94090 was resumed at this time.

4C. CASE Z94090 - to rezone Lots 2, 3 and 4, Block 64, NCB 15369, from "R-3" Multiple Family Residence District to "B-3NA" Non Alcoholic Sales Business District; and Lot 5, Block 64, NCB 15364, 7019 Timbercreek Drive, from "R-3" Multiple Family Residence District to "O-1" Office District, property being located on the northside of Timbercreek Drive and W. Military Drive, having 315.38 feet on Timbercreek Drive and a depth of 150.69 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 the proposed rezoning request.

Mr. Frank Corte, 7430 Wild Eagle. representing Quest Development Company, the proponent in this case, stated his belief that this property is unsuitable for single-family residential usage, but

that he has a client who would like to locate an auto repair shop there.

Mr. Rodrigo Garcia, 2003 Westvale, identified himself as the prospective user of this property if it is rezoned for an auto repair shop, and stated that he would like to start up his own auto repair business, working only inside the building.

Mr. Robert Evans, 7351 Meadow Breeze, representing the meadow Village Neighborhood Association, spoke in opposition to the rezoning request, and presented petitions bearing 101 signatures of neighborhood residents in opposition to the request. He stated that he does not want a business located within a residential area, when it should be located on the periphery of such an area, instead. He then addressed possible environmental problems from an auto repair shop.

Ms. Ayala spoke to the need to protect neighborhoods against encroachment of commercial usage. She then made a motion to deny the proposed Ordinance. Mr. Larson seconded the motion.

Mr. Corte refuted the charges of possible pollution from an auto repair shop, and asked that the case be postponed in order that he might meet with the neighborhood association.

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

Zoning Case Z94090 was denied.

4E. CASE Z94083 - to rezone Lots 6 and 7, Block 78, NCB 2773, 1422 and 1426 W. Hildebrand Avenue, from "F" Local Retail District to "B-3NA" Non Alcoholic Sales Business District, properties being located on the south side of W. Hildebrand Avenue, 250 feet east on the intersection of W. Hildebrand Avenue and Neer Street having 100 feet on Hildebrand Avenue and a depth of 109.83 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 the proposed rezoning request.

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

AN ORDINANCE 80,156

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 6 AND 7, BLOCK 78, NCB 2773, 1422 AND 1426 W. HILDEBRAND AVENUE, FROM "F" LOCAL RETAIL DISTRICT TO "B-3NA" NON ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4F. CASE Z94060 (CC) - to rezone A 0.05 acre tract of land out of Lot 27, NCB 12059, at the rear of 13428 West Avenue, from "I-1" Light Industry District to "I-1" CC Light Industry District with City Council approval for a communication transmission tower, property being located 810.40 feet northeast of the intersection of West Avenue and Interpark Boulevard, being 384.91 feet southeast of West Avenue, having a width of 60 feet and depth of 40 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 City staff has received a petition bearing some 183 signatures in opposition to the rezoning case, from persons outside the 200-foot area around the subject property.

Mr. Mike Coyle, representing Southwestern Bell Mobile Systems, noted that the proposed communications tower is more than 500 feet away from the nearby residential area, and spoke to its need to handle increased demand for cellular telephone service.

Mr. Peak made a motion to deny the proposed Ordinance. Mr. Larson seconded the motion.

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

Zoning Case Z94060 CC was denied.

Mr. Peak stated that he would be working with Southwestern Bell Mobile Systems on possible alternate sites for the tower.

4G. CASE Z94088 - to rezone Lot 3, Block 5, NCB 10845, 4375 S. E. Military Drive, from "B-3" Business District to "R-3" Multiple Family Residence District, property being located between Utopia Drive and S. E. Military Drive, being 139.06 feet southwest of the intersection of Utopia Drive and S. E. Military Drive, having 145.52 feet on Utopia Drive, 106.47 feet on S. E. Military Drive and 214.85 feet between these two streets.

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

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Ms. Billa Burke made a motion to approve the recommendation of the Zoning Commission. Mr. Perez 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, Larson; NAYS: None; ABSENT: Avila, Solis, Wolff.

AN ORDINANCE 80,157

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 3, BLOCK 5, NCB 10845, 4375 S. E. MILITARY DRIVE, FROM "B-3" BUSINESS DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4H. CASE Z94066 (CC) - to rezone A 0.069 acre tract out of Lot 12, NCB 10945, 1815 Goliad Road, from "JJ" Commercial District to "B-3" CC Business District with City Council approval for a communication transmission tower, property being located off the southwest side of Goliad Road, 200 feet southeast of the intersection of Hot Wells boulevard and Goliad Road, being 149.48 feet west of Goliad Road, having a width of 58.0 feet and depth of 60.23 feet.

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

Ms. Billa Burke asked that this rezoning case be postponed to resolve questions by some area residents who fear that such towers emit harmful radiation.

Mr. Andy Guerrero, Land Development Services, stated that City staff is now gathering data on this matter from the Federal Communications Commission.

Ms. Billa Burke made a motion to postpone the proposed Ordinance. Mr. Perez seconded the motion.

Mr. Peak stated that he has asked the Director of Planning to develop impartial data on this contention, inasmuch as the cellular telephone industry is growing rapidly in San Antonio.

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

Zoning Case Z94066CC was postponed.

4I. CASE Z94073 - to rezone 2.50 acres out of NCB 15722, El Charro, from "B-2" Business District to "B-3NA" Non Alcoholic Sales Business District, property being located on the northeast side of El Charro, 175 feet southeast of the intersection of Nacogdoches Road and El Charro, having 220 feet on El Charro and a depth of 495 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 the proposed rezoning request.

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

In response to a question by Mr. Larson, Mr. Carl Bain, representing the applicant, outlined the concessions agreed to between the applicant and the homeowners association in this area. A letter, dated April 12, 1994, addressed to the Department of Planning and signed by Mr. James W. Rand, President, Valencia Homeowners Association, was introduced by Mr. Larson and made a part of the papers of this rezoning case. It asked that zoning commissioners limit their approval to B-3 for use of the property as a mini-storage facility with no outside storage, with other uses of this property restricted to those allowed under B-2 zoning. It also asked for an easement between the storage facility and residences on Monte Leon Drive by construction of a permanent concrete or masonry fence immediately adjoining the residents' privacy fences, with a reasonable easement such as an access driveway to be located between the fences in question. The letter also asked for planting and maintaining of shrubbery and landscaping along El Charro Drive, the main artery into the subdivision, with the landscaping extending the entire length of the subject property facing El Charro Drive, to the corner of Nacogdoches Road, including the front of the proposed Hi-Lo Auto Parts store. It also asked for sidewalks; a

reasonable setback of the proponent's fence and gates, suggested to be 20 feet; and a tasteful, conservative sign.

Mr. Larson asked that these mentioned portions of the subject letter be made a part of the record of this meeting.

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

AN ORDINANCE 80,158

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 2.50 ACRES OUT OF NCB 15722, EL CHARRO, 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."

* * * *

4J. CASE Z94043 - to rezone A 9.69 acre tract out of NCB 18309 and 15.0 acres out of NCB 18312, Mainland Road and Olde Village Drive, from "B-2" and "B-3" Business Districts to "R-5" Single Family Residence District, the 9.69 acre tract being located northwest of the intersection of Mainland Road and Olde Village Drive, having 1,111.81 feet on Mainland Road and 335.32 feet on Olde Village Drive; and the 15.00 acre tract being located northwest of the intersection of Mainland Road and North Fork Drive, having 1,756.76 feet on Mainland Road and 408.23 feet on North Fork 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 the proposed rezoning request.

Ms. Billa Burke made a motion to approve the recommendation of the Zoning Commission. Mr. Perez 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, Ross, Thornton, Peak, Larson; NAYS: None; ABSENT: Avila, Solis, Ayala, Wolff.

AN ORDINANCE 80,159

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 9.69 ACRE TRACT OUT OF NCB 18309 AND 15.0 ACRES OUT OF NCB 18312, MAINLAND ROAD AND OLDE VILLAGE DRIVE, FROM "B-2" AND "B-3" BUSINESS DISTRICTS TO "R-5" SINGLE FAMILY RESIDENCE DISTRICT, "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4K. CASE Z94065 - to rezone The northwest 46.5 feet of the southwest 201.16 feet of Lot 16, Block 2, NCB 16062, Summit Parkway Drive, from "B-3" Business District to "R-3" Multiple Family Residence District, property being located on the northeast side of Summit Parkway Drive, 124 feet southeast of the intersection of Piano Place and Summit Parkway Drive, having 46.5 feet on Summit Parkway Drive and a depth of 201.16 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 the proposed rezoning request.

Mr. Ross made a motion to approve the recommendation of the Zoning Commission. Mr. Solis 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, Ross, Thornton, Peak, Larson; NAYS: None; ABSENT: Avila, Solis, Ayala.

AN ORDINANCE 80,160

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 THE NORTHWEST 46.5 FEET OF THE SOUTHWEST 201.16 FEET OF LOT 16, BLOCK 2, NCB 16062, SUMMIT PARKWAY DRIVE, FROM "B-3" BUSINESS DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT, "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4L. CASE Z94081 - to rezone Lot 6, Block 2, NCB 15054, 5820 N. W. Loop 410, to remove a condition imposed by ordinance number 76755, dated October 22, 1992, that limits the hours of operation between 11:00 a.m. to 11:00 p.m., property being located on the southeast side of N. W. Loop 410 Expressway, 160 feet southwest of the intersection of N. W. Loop 410 Expressway and Zangs Drive, having 914.50 feet on N. W. Loop 410 and a maximum depth of 433.02 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 the proposed rezoning request.

Mr. Ross made a motion to approve the recommendation of the Zoning Commission. Mr. Perez 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, Ross, Thornton, Peak, Larson; NAYS: None; ABSENT: Avila, Solis, Ayala, Wolff.

AN ORDINANCE 80,161

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 6, BLOCK 2, NCB 15054, 5820 N. W. LOOP 410, TO REMOVE A CONDITION IMPOSED BY ORDINANCE NUMBER 76755, DATED OCTOBER 22, 1992, THAT LIMITS THE HOURS OF OPERATION BETWEEN 11:00 A.M. TO 11:00 P.M. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

94-24 The Clerk read the following Ordinance:

AN ORDINANCE 80,162

APPROVING THE AMENDMENT TO SECTION 72 OF RULE XI OF THE PERSONNEL RULES OF THE CITY OF SAN ANTONIO ADOPTED BY THE FIREFIGHTERS' AND POLICE OFFICERS' CIVIL SERVICE COMMISSION.

* * * *

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

Mr. George K. Noe, Director of Management Services, explained the proposed new rules for breaking ties for entry-level positions with the Fire Department. He noted that the Police Department wishes to retain the current system now in place.

A discussion took place concerning the practice of job applicants for the Fire Department camping-out in line, awaiting testing.

Fire Chief Robert Ojeda briefly explained the proposed new rules for Fire Department applicants.

Ms. McClendon spoke in support for the procedural change, noting that the present system discriminates against working persons who cannot camp-out in line.

Discussion ensued concerning the allowing of thermofaxed applications for Fire Department applicants.

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

94-24 The Clerk read the following Ordinance:

AN ORDINANCE 80,163

AUTHORIZING THE APPLICATION OF A GRANT IN THE AMOUNT OF \$611,468.00 FROM THE TEXAS CRIMINAL JUSTICE DIVISION (CJD) FOR THE HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA) PROGRAM TO AUGMENT THE CITY'S EFFORTS IN REDUCING THE DRUG TRAFFICKING RATE IN THE SAN ANTONIO AREA.

* * * *

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

Captain William Smith, San Antonio Police Department, explained details of the grant, and the results of asset-forfeiture laws, to date.

Mr. Larson spoke to the need for police to go after those who fund the drug trade.

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

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

94-24 The Clerk read the following Ordinance:

AN ORDINANCE 80,164

ACCEPTING THE PROPOSAL OF THE STATE OF TEXAS,
DEPARTMENT OF INFORMATION RESOURCES, TO PROVIDE
ACCESS TO THE INTERNET COMPUTER NETWORK FOR
EDUCATION, RESEARCH AND INTERGOVERNMENTAL
INFORMATION.

* * * *

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

Mr. Frank Stromboe, Director of Information Services,
explained the Internet Computer Network and how it functions in
providing needed data, and spoke to several examples.

In response to a question by Mr. Perez, Mr. Stromboe
discussed the new computer system for the Main Library and its
accessibility to library uses, including the ability to access other
libraries around the nation. He then spoke to police and demographic
uses for the Internet system.

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

94-24 The Clerk read the following Ordinance:

AN ORDINANCE 80,165

RATIFYING PAYMENT IN THE AMOUNT OF \$8,883.83 TO
MALCOLM PIRNIE, INC. FOR ENVIRONMENTAL SITE
ASSESSMENT SERVICES PERFORMED IN CONNECTION WITH THE
LEAKING PETROLEUM STORAGE TANKS LOCATED NEAR THE
INTERSECTION OF DURANGO AND IOWA STREETS.

* * * *

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

Mr. John German, Director of Public Works, noted that the proposed ordinance ratifies work performed some time ago on leaking petroleum storage tanks south of the Alamodome, and spoke to the continued monitoring by the newly-hired environmental firm, Cook-Joyce Inc.

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

94-24 The Clerk read the following Ordinance:

AN ORDINANCE 80,166

AUTHORIZING AN ESCROW AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$639,085.85 IN CONNECTION WITH THE RECONSTRUCTION OF BABCOCK ROAD FROM HUEBNER ROAD; APPROPRIATING FUNDS; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

* * * *

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

Mr. John German, Director of Public Works, noted that this and the next item on the agenda provide the City of San Antonio's share of the Huebner Road Project, construction of which is scheduled to begin in July.

In response to a question by Mr. Ross, Mr. German spoke to details of this funded segment of the project, noting that the second segment will proceed west from Bandera Road, at a later date.

Ms. McClendon noted that citizens could be kept abreast of the status and progress on bond-funded projects perhaps through the newspaper, with the City making a "bond project update report" annually.

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

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

94-24 The Clerk read the following Ordinance:

AN ORDINANCE 80,167

AUTHORIZING THE EXECUTION OF AN ESCROW AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$3,980,000.00 IN CONNECTION WITH THE RECONSTRUCTION OF HUEBNER ROAD - FROM FREDERICKSBURG ROAD TO THE LEON VALLEY EASTERN CITY LIMITS - PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

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

94-24 The Clerk read the following Ordinance:

AN ORDINANCE 80,168

AUTHORIZING THE EXPENDITURE OF \$400.00 FROM DISTRICT 5 DISCRETIONARY FUNDS, AS REQUESTED BY COUNCILMAN JUAN F. SOLIS, III, FOR THE RENTAL OF A SHOWMOBILE TO BE USED AT THE INNER CITY DEVELOPMENT FRIENDSHIP FESTIVAL ON JULY 9, 1994.

* * * *

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

94-24 The Clerk read the following Ordinance:

AN ORDINANCE 80,169

AUTHORIZING THE EXPENDITURE OF DISCRETIONARY FUNDS, AS REQUESTED BY COUNCILMAN JUAN F. SOLIS, III, TO ASSIST THE SPANISH/AMERICAN LITTLE LEAGUE WITH THE

EXPENSE OF REPAIRS TO THE BALL FIELD WHICH WAS
DAMAGED DURING THE RECENT HEAVY STORMS.

* * * *

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

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

94-24 The Clerk read the following Ordinance:

AN ORDINANCE 80,170

AUTHORIZING THE EXPENDITURE OF \$250.00 FROM DISTRICT
7 DISCRETIONARY FUNDS, AS REQUESTED BY COUNCILMAN
BOB ROSS, TO AUGMENT THE COST OF THE WOODLAWN
ELEMENTARY SCHOOL ANNUAL FIELD DAY RIBBONS.

* * * *

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

94-24 The Clerk read the following Resolution:

A RESOLUTION NO. 94-24-25

IN SUPPORT OF THE PROPOSAL TO REWRITE THE SELECTION
REQUIREMENTS AND PROCEDURES FOR THE BOARD OF
TRUSTEES FOR THE CENTER FOR HEALTH CARE SERVICES.

* * * *

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

Mr. Larson explained the proposal to rewrite the selection
requirements and procedures for the Board of Trustees for the Center for
Health Care Services, and spoke to the need to schedule these
appointments at the June work session for board and commission

appointments.

Ms. Brigit Oliva, representing the Center, addressed the plans for the change.

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

94-24 The Clerk read the following Resolution:

A RESOLUTION NO. 94-24-26

OPPOSING CASINO GAMBLING ON THE RIVERWALK AND IN THE CENTRAL BUSINESS DISTRICT, AS REQUESTED BY MAYOR NELSON W. WOLFF AND COUNCILMAN ROGER A. PEREZ.

* * * *

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

Mayor Wolff explained the results of meetings with a number of downtown interests who oppose casino gambling in the Central Business District and along the River Walk. He noted that most objections were for economic reasons and addressed the negative impact of gambling casinos in those locations. He further stated that he would instruct the City's lobbyists in just how to address legislation on casino gambling when such legislation is filed.

Mr. Perez noted that San Antonio is fortunate with the character and flavor of its businesses established along the River Walk and in the Central Business District. He stated his belief that this is a sound request, in that the focus of opposition to such location has been from the economic standpoint, and not only from the religious leaders of the community.

Mr. Peak spoke in favor of a Downtown Entertainment Zone.

Mr. David Pasley, Director of Planning, stated that City staff is working on this, as well as casino matters, and may have a report for City Council within several months.

Mr. Peak noted that, with a Downtown Entertainment Zone, the City Council would be able to work with such matters as casinos through the zoning process.

Mr. Ross amplified on the proposed Downtown Entertainment Zone, which would 'set the playing field' for any development in this area of the city.

Mayor Wolff noted that the gambling casino issue would be on a referendum basis, county by county.

Mr. Pasley stated his belief that the state legislature could very well write the gambling casino law so as to bypass any local-option provision., if it wished.

Mr. Ross stated his desire to get the Downtown Entertainment Zone matter into the City's zoning laws as quickly as possible, so that everyone will know exactly what can be developed in the city, and where.

Mr. Solis noted that Bexar County Commissioners Court also is planning on action relative to this issue, as well. He stated his belief that San Antonio doesn't want to reject casino gambling, but at the same time has the responsibility to protect the city's family atmosphere. He spoke in support of any ban on casino gambling in the downtown area.

Mr. Thornton stated that he does not want casino gambling in the downtown area, and estimated that a 'yes or no' battle on casino gambling in San Antonio will be a big one. He noted that, at the same time, he would not like to have a suburb install casino gambling and cause San Antonio to lose revenues from its operation. He stated his belief that if the voters want casino gambling, the City needs to direct where to place it.

Ms. Ayala spoke in favor of the pending Resolution.

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, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

Mayor Wolff noted that the City Council might want to look at the entire issue, past the matter of the River Walk and the downtown area. He spoke to the possibility of appointing a group to look at the pros and cons of any benefits to casino gambling, and, if so, where to locate it.

Ms. Billa Burke spoke to the idea of possible off-shore casino gambling on area lakes, and addressed the need to research the entire issue.

94-24 The Clerk read the following Ordinance:

AN ORDINANCE 80,171

AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO EXECUTE A TOLLING AGREEMENT WITH QUINCY LEE AND

PAT LEGAN, OWNERS OF PROPERTY LOCATED AT PETROLEUM DRIVE AT HOLBROOK ROAD IN ORDER TO SUSPEND THE RUNNING OF THE STATUTE OF LIMITATIONS FOR POSSIBLE CLAIMS OF ACTIONS WHICH EITHER THE CITY OR THE OWNERS MAY HAVE AGAINST THE OTHER RELATING TO THE DISPOSAL OF ALAMODOME SOIL AT SAID PROPERTY.

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

Ms. Veronica Zertuche, Assistant City Attorney, briefly explained a 'tolling agreement'.

In response to a question by Ms. McClendon, Ms. Zertuche spoke to the advantages of the agreement, noting that it may preclude area property owners from filing suit against the City.

Ms. McClendon complimented the City's work on contaminated soils remediation.

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

94-24 The Clerk read the following Ordinance:

AN ORDINANCE 80,172

ESTABLISHING NEW RULES, TIMES, AND PROCEDURES FOR CONDUCTING COUNCIL MEETINGS.

* * * *

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

Mr. Travis Bishop, Assistant to the City Manager, provided members of City Council with a memorandum on proposed new amendments to rules, times and procedures for conducting City Council meetings, and spoke to new operating procedures for the new Council chambers in the Municipal Plaza Building and its support offices. He then detailed the memo's six major points.

A discussion ensued concerning planned uses for the new facilities and plans for use of former Council facilities in City Hall, 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, Ayala, Ross, Thornton, Peak, Wolff; NAYS: None; ABSENT: Solis, Larson.

94-24 The Clerk read the following Resolution:

A RESOLUTION NO. 94-24-27

SUPPORTING THE RENAMING OF PORTIONS OF INTERSTATE IH 37 AND IH 90 OR IH 10E, IN HONOR OF MR. LUCIAN ADAMS AND JOSE LOPEZ BOTH TEXAN MEDAL OF HONOR WINNERS, AS REQUESTED BY CONGRESSMAN FRANK TEJEDA AND COUNCILWOMAN LYNDA BILLA BURKE.

* * * *

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

Ms. Billa Burke spoke in support for naming portions of several interstate highways in San Antonio for two living San Antonio Medal of Honor winners, Mr. Lucian Adams and Mr. Jose Lopez. She noted that the idea was put forth by Mr. David Otwell of the Texas Department of Transportation.

In response to a question by Mr. Perez, Ms. Billa Burke stated that she would meet with Congressman Frank Tejada, whose letter on this matter brought the entire matter to light, on how best to accomplish this, noting that it will be necessary to work closely with the congressman's office and the Texas Department of Transportation to get this done.

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

94-24 The Clerk read the following Ordinance:

AN ORDINANCE 80,173

AUTHORIZING THE EXPENDITURE OF COUNCILMEMBERS DISCRETIONARY FUNDS, AS REQUESTED BY COUNCILMAN BOB ROSS, TO ASSIST THE HORACE MANN MIDDLE SCHOOL IN BUYING SPORT EQUIPMENT AND PAYMENT OF ENTRY FEE FOR THEIR GIRLS BASEBALL TEAM.

* * * *

Various City Council members pledged varying amounts of money from their respective Discretionary Funds to support purchase of sports equipment and payment of entry fees for a girls baseball team at Horace Mann Middle School, to wit: Mayor - \$250; District 1 - \$100; District 4 - \$200; District 6 - \$25; and District 7 - \$500.

Mr. Ross 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, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Solis.

94-24 The Clerk read the following Ordinance:

AN ORDINANCE 80,174

AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO COMPROMISE AND SETTLE CAUSE NO. 91-CI-015123 STYLED DIANNE TREVINO MARTINEZ VS. THE CITY OF SAN ANTONIO IN THE TOTAL AMOUNT OF \$26,000.00 AND COURT COSTS.

* * * *

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

Mr. Don King, Assistant City Attorney, explained proposed settlement details.

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

94-24 STATUS REPORT ON YOUTH-RELATED ORDINANCES

Mr. Sergio Soto, Manager of Youth Services, addressed the history and details of the three current youth-related ordinances. A copy of the report is on file with the papers of this meeting.

During a general discussion, Mr. Soto addressed details of the Youth Curfew ordinance; Deputy Police Chief Gilbert Sandoval addressed details of the Graffiti ordinance; and Mr. Quentin Porter, Administrator of Municipal courts, spoke to the adjudication of cases in Municipal Court related to these ordinances.

Chief Sandoval addressed the advantages to the Police Department of having the three ordinances in place, and their effect on certain crime rates in the city.

Mr. Larson spoke to how the youth-related ordinances are impacting the city, especially as they relate to removing weapons from the streets. He spoke to the outstanding work of the Police Department in enforcing these laws.

In response to a question by Mr. Avila, Ms. Liz Valdivia, Community Initiatives Department, spoke to their impact upon families involved, and the matter of restitution.

Mr. Peak stated that he is encouraged by the numbers involved.

In response to a question by Mr. Avila, Chief Sandoval addressed the ethnicity involved in the statistical segments of the report.

- - -
94-24

CITIZENS TO BE HEARD

MR. TOM CULBERTSON

Mr. Culbertson, representing Regional Clean Air & Water, spoke to the San Antonio area's hydrologic cycle, and water demand projections for Bexar County. He then spoke to the prevalence of those cycles in precipitation and evaporation.

In response to a question by Mr. Thornton, Mr. Culbertson discussed sources of mercury found in the environment.

- - -
MR. DON WILKINS CASTILLO

Mr. Castillo, 1010 N. Frio Street, stated his belief that persons on probation should be required to take drug tests, and noted that this is not being done here. He stated his opinion that we are being too soft on criminals.

- - -
MR. BILL STEPHENS

Mr. Stephens, President, Nite Drivers, provided City Council members with a handout of materials relative to taxicab drivers, and stated his opinion that cab drivers are being harassed. He spoke to how City staff is enforcing the taxicab ordinance, and stated his belief that he should not be forced to purchase uniforms and wear them on duty when driving a taxicab. He stated his opinion that this is merely a

'power play' by City staff, forcing taxicab companies to require uniforms for its drivers and sub-contractors.

Captain Tom Polonis, Commander of the Operational Support Section, San Antonio Police Department-Ground Transportation Unit, spoke to the requirement for taxicab companies to design name-tags for the uniforms of its drivers.

94-24 City Council recessed its regular meeting at 5:15 P.M. in order to convene in Executive Session for:

A. Update on TNRCC correspondence relating to the Alamodome project - on-site landfill.

B. Staff briefing on and review of the major provisions of the Delinquent Tax Collection Contract due to expire June 30, 1994.

94-24 City Council reconvened its regular meeting at 5:45 P.M., then recessed for dinner, reconvening at 6:20 P.M. Council immediately recessed its regular meeting to return to Executive Session for continuation of the above-listed Executive Session items, reconvening the regular meeting at 7:15 P.M.

Mayor Wolff announced that the City Council had been briefed on the listed items and had taken no official action relative thereto.

94-24 There being no further business to come before the Council, the meeting was adjourned at 7:17 P.M.

A P P R O V E D

Richard W. Wolff
M A Y O R

Attest: *Norma S. Rodriguez*
C i t y C l e r k

May 12, 1994

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 appropriate departments for investigation and report to the City Council:

- April 26, 1994 Petition submitted by Mr. Ray Barnett, 3102 Manila Dr., San Antonio, TX 78217, and other interested residents, requesting the resurfacing of Manila Drive.
- April 27, 1994 Petition submitted by Mr. Henry Villarreal, 2835 Lombrano St., San Antonio, Texas 78228, and other interested residents, requesting the City of San Antonio to close the alley in the 2800 block of Lombrano and to transfer the ownership to the adjoining property owners.
- April 27, 1994 Petition submitted by Ms. Ary B. Ruane, et al, 119 Palm Dr., San Antonio, Texas 78228, and other interested residents, requesting street drainage repairs and construction of curbs to the following streets: Palm Drive, Cheryl St., Oriole St., Placid St., Sage St., Seeling St., Pardo Circle St., St. Cloud St.
- April 27, 1994 Petition submitted by Mr. Jose Manuel Zuniga, et al, 1021 Burton, San Antonio, Texas 78221 and other interested residents opposing the building of a proposed 5 unit two-story apartment complex in the 700 block of Drury Lane.

/s/ Norma S. Rodriguez
City Clerk