

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, JUNE 26, 1986

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The meeting was called to order at 1:00 P.M. by the presiding officer, Mayor Henry Cisneros, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, MARTINEZ, THOMPSON, VERA, HARRINGTON, LABATT, HASSLOCHER, CISNEROS; ABSENT: None.

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86-29 The invocation was given by Reverend James D. Steffes, S.C.J., St. Lawrence Catholic Church.

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86-29 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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86-29 MR. P. G. MENDEZ, SR.

Mayor Cisneros spoke of the many long years of civic service of Mr. P. G. Mendez, Sr., a long time city employee and introduced Mr. Mendez and his family present in the audience.

Mayor Cisneros then presented Mr. Mendez with a citation in recognition of his many years of service to the city.

Mayor Cisneros then spoke to Mr. Mendez' initial hiring by the City Public Works Department as a refuse collector in 1939 at which time he earned \$2.75 a day. The Mayor then spoke of Mr. Mendez' progress as a city employee and of his retirement this month at the end of forty-seven years of duty with the city.

The Mayor and City Council as well as other members of the audience gave Mr. Mendez a standing ovation.

Mr. Mendez thanked the Mayor and Council for the honor and spoke of his retirement on Monday next.

Mayor Cisneros then introduced Mr. P.G. Mendez, Jr. who is the Solid Waste Superintendent for the City of San Antonio.

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86-29

SAN ANTONIO PUBLIC LIBRARY FOUNDATION

Mayor Cisneros introduced various Board members of the San Antonio Public Library Foundation present in the audience today and spoke of the brief history of the Library Foundation which has raised some \$1.5 million in funds over its short life and has set up a system to insure a continuing support for the San Antonio Public Library. Mayor Cisneros then introduced Mr. Phil Pfeiffer, President of the Library Foundation.

Mr. Pfeiffer stated that he feels personally that the proposed spending cap to be the subject of an August 9th election would ultimately harm the City of San Antonio and its library system if enacted. He stated that the use of library advertisements as mail stuffers in City Public Service monthly bills has been an excellent fund raiser for the Library Foundation and he praised its inception. Mr. Pfeiffer then outlined the fund raising efforts that are currently underway by the Library Foundation and he then presented a check to Mayor Cisneros in the amount of \$100,000 to support library funding. He noted that the Foundation already has raised more than \$50,000 in additional funds to be presented next year.

Mayor Cisneros accepting the large check replica from Mr. Pfeiffer asked that the replica be put on display at City Hall.

Mayor Cisneros and members of the City Council then congratulated Mr. Pfeiffer for his support of the library system. Mayor Cisneros spoke of the limiting effect of a possible spending cap on such things as the city's library system.

Several City Councilmembers then thanked the Library Foundation for its group accomplishments on behalf of the library system.

Mayor Cisneros suggested that the Library Foundation explore the Seattle method of raising funds by publishing a catalog of ways to fund the library system.

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86-29

SUMMER RECREATION CLUB

Mayor Cisneros spoke to details of the Summer Recreation Club being organized in the City of San Antonio and introduced two individuals representing Church's Fried Chicken.

Ms. Zifa Esparza, Marketing Director for Region I, Church's Fried Chicken, briefly explained details of the program which is sponsored by Church's and Coca-Cola which raises funds during the summer for the Parks

& Recreation Department.

Mr. Ron Darner, Director of Parks & Recreation, lauded Church's and Coca-Cola for its important support and contributions totaling about \$31,000 this year.

Members of the City Council then thanked the Parks & Recreation staff for its hard work on behalf of the recreational programs of the City of San Antonio.

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SOUTH TEXAS NUCLEAR PROJECT
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Mayor Cisneros stated that bad weather has caused a rescheduling of the planned South Texas Nuclear Project Management Council meeting which now has been rescheduled for July 18, 1986.

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86-29

The minutes of the City Council meeting of June 12, 1986 were approved.

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86-29

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CONSENT AGENDA
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Mr. Hasslocher made a motion to approve Agenda Items, 6 - 28, constituting the Consent Agenda, with the exception of Item 22 to be pulled for individual consideration. Ms. Vera seconded the motion.

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

AN ORDINANCE 63,100

ACCEPTING THE LOW BID OF AUGUSTINE SALES, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH TRAFFIC CONTROLLER ADAPTORS FOR A TOTAL OF \$17,350.00.

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AN ORDINANCE 63,101

ACCEPTING THE LOW QUALIFIED BIDS OF KING WIRE & CABLE, MONROE WIRE & CABLE, AND T.W. COMMUNICATIONS TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH TRAFFIC SIGNAL CABLE FOR A TOTAL OF \$34,367.50.

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AN ORDINANCE 63,102

ACCEPTING THE LOW BID OF PLYMOUTH PUMP COMPANY TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH CHEMICAL FEED PUMP UNITS FOR A TOTAL OF \$3,972.00

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AN ORDINANCE 63,103

ACCEPTING THE LOW BID OF EVER-SAFE ELECTRICAL SYSTEMS, AN MBE COMPANY, TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH THE INSTALLATION OF ENERGY EFFICIENT BALLASTS AND LAMPS AT THREE LIBRARIES FOR A TOTAL OF \$4,620.00.

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AN ORDINANCE 63,104

ACCEPTING THE LOW BID OF AMERICAN PRINTERS TO FURNISH THE CITY OF SAN ANTONIO CONVENTION & VISITORS BUREAU WITH PRINTING OF ATTENDANCE BUILDER BROCHURES FOR A TOTAL OF \$5,574.00.

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AN ORDINANCE 63,105

ACCEPTING THE BID OF KINNEY BONDED WAREHOUSE, INC. TO FURNISH THE CITY OF SAN ANTONIO BOTANICAL CENTER WITH THE CONSTRUCTION OF A GREENHOUSE FOR A TOTAL OF \$18,835.54.

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AN ORDINANCE 63,106

AUTHORIZING PAYMENT TO ASSOCIATED TRUCKING COMPANY

FOR EMERGENCY HAULING OF SLUDGE TO THE LANDFILL FOR AN ESTIMATED TOTAL OF APPROXIMATELY \$16,000.00.

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AN ORDINANCE 63,107

ACCEPTING THE LOW QUALIFIED BID OF LINROSE BROADCAST EQUIPMENT, TO FURNISH THE CITY OF SAN ANTONIO CONVENTION CENTER WITH LECTERNS FOR A TOTAL OF \$7,227.20.

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AN ORDINANCE 63,108

ACCEPTING THE LOW QUALIFIED BIDS OF SOFTWARE GALLERIA, COMPUTER GENERAL STORE, AMERI-SOURCE, INTERNATIONAL COMPUTER CORPORATION, AAC INTERNATIONAL, COMPUTERLAND, WYLE LABS, EMG, AND UNIVERSAL DATA PRODUCTS TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES WITH PERSONAL COMPUTER PERIPHERAL EQUIPMENT AND SOFTWARE FOR A TOTAL OF \$25,170.53.

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AN ORDINANCE 63,109

ACCEPTING THE LOW QUALIFIED BIDS OF COMPUTERCRAFT, COMPUTER SOLUTIONS, SCANNING SYSTEMS, DIVISION HEI, INC., AND XEROX CORPORATION TO FURNISH THE CITY OF SAN ANTONIO ECONOMIC AND EMPLOYMENT DEVELOPMENT DEPARTMENT WITH EDUCATIONAL HARDWARE FOR A TOTAL OF \$94,470.90.

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AN ORDINANCE 63,110

AMENDING THE CONTRACT WITH DAY & ZIMMERMANN, INC. FOR PROJECT MANAGEMENT SERVICES IN CONNECTION WITH THE TERMINAL EXPANSION PROGRAM AT INTERNATIONAL AIRPORT.

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AN ORDINANCE 63,111

AUTHORIZING THE EXECUTION OF A REIMBURSABLE

AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION FOR EXPENSES ASSOCIATED WITH AN ENGINEERING STUDY IN CONNECTION WITH A REMOTE RECEIVER FACILITY AT SAN ANTONIO INTERNATIONAL AIRPORT; APPROPRIATING FUNDS THEREFORE AND AUTHORIZING PAYMENT.

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AN ORDINANCE 63,112

ACCEPTING THE BID OF HEATH CONSTRUCTORS, INC., IN THE AMOUNT OF \$1,380,775.40 FOR THE STREET OVERLAY - 1986 PROGRAM; PROVIDING AN ADDITIONAL \$138,077.54 FOR A CONSTRUCTION CONTINGENCY; APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 63,113

APPROPRIATING AN ADDITIONAL \$23,838.15 FOR ENGINEERING FEES PAYABLE TO SOUTH TEXAS ENGINEERING, INC. IN CONNECTION WITH THE VIA ROADWAY IMPROVEMENT PROJECT.

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AN ORDINANCE 63,114

AUTHORIZING AN ADDITIONAL \$58,417.20 FOR ENGINEERING FEES PAYABLE TO POZNECKI-CAMARILLO & ASSOCIATES, INC., IN CONNECTION WITH THE LOMBRANO/ELMENDORF STREET RECONSTRUCTION PROJECT.

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AN ORDINANCE 63,115

ACCEPTING THE PROPOSAL FROM NAYLOR MECHANICAL SERVICES TO PROVIDE CONSTRUCTION SERVICES RELATED TO THE WILLIAMS AVE. SEWER REHABILITATION PROJECT FOR THE AMOUNT OF \$37,468.64; PROVIDING AN ADDITIONAL \$5,000.00 FOR A CONTINGENCY.

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AN ORDINANCE 63,116

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$2,130.00 OUT OF GENERAL OBLIGATION BONDS FOR THE PURPOSE OF

ACQUIRING TITLE TO CERTAIN LANDS; ACCEPTING THE DEDICATION OF TITLE TO CERTAIN LANDS; ALL IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

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AN ORDINANCE 63,117

REPEALING SECTION 2, SUB-SECTION "A" OF ORDINANCE NUMBER 62916, DATED MAY 22, 1986, WHICH APPROPRIATED THE SUM OF \$570.00 AND SECTION 3, SUB-SECTION "A" OF ORDINANCE NUMBER 62993, DATED JUNE 5, 1986, WHICH APPROPRIATED THE SUM OF \$570.00, ALL IN CONNECTION WITH THE SPRIGGSDALE, BUNDY, FERRIS, CORLISS, BAXTER, HUB, DREW & AMBROSIA STREET IMPROVEMENT PROJECT.

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AN ORDINANCE 63,118

AUTHORIZING A LEASE WITH TAZZII CAFE OF SAN ANTONIO, INC., FOR USE OF CITY-OWNED LAND FOR OUTDOOR DINING SPACE.

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AN ORDINANCE 63,119

AUTHORIZING EXECUTION OF A SEWER SERVICE CONTRACT WITH AZTEC ESTATES MOBILE HOME PARK FOR SEWER SERVICE TO A 23.4 ACRE TRACT OF LAND LOCATED OFF U.S. 181 SOUTH (SP 39) AND DONLOP ROAD IN THE CALAVERAS WATERSHED.

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86-27 The Clerk read the following Ordinance:

AN ORDINANCE 63,120

APPROPRIATING \$7,490.20 IN PAYMENT FOR EXPENSES INCURRED IN ASHBY STREET DRAINAGE PROJECT #30 & 31; CASTLEWOOD FOREST, UNIT 4 OFF-SITE SANITARY SEWER; FIRE STATION SITE AT HORN BOULEVARD AND BABCOCK ROAD; LORENCE CREEK LOW WATER CROSSING AT JONES MALTSBERGER; LORENCE CREEK OUTFALL SEWER; OAKLAND

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ESTATES OUTFALL, PHASE II "D", UNSEWERED AREA #66;
RICE ROAD - SALADO CREEK TO W.W. WHITE; ST. MARY'S
STREET RELIEF LINE; SAN ANTONIO WASTEWATER
FACILITIES IMPROVEMENTS PROGRAM, CATEGORY NO. 3
PROJECT I, RILLING ROAD TRANSFER LINE AND CATEGORY
NO. 4, PACKAGE G; #69 RIPRAP, PHASE I; AND S.W. 34TH
STREET/BARNEY/WESCOTT RECONSTRUCTION.

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Mr. Hasslocher moved to approve the proposed Ordinance. Mrs. Berriozabal seconded the motion.

In response to a question by Mrs. Dutmer, Mr. Frank Kiolbassa, Director of Public Works, offered details of the funding of each item of this particular ordinance.

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

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86-29 Agenda Item #24 was discussed at this time.

Mr. Webb requested that the city staff, at a later time, provide him with a further explanation of the details of Agenda Item #24, which was approved as part of the Consent Agenda.

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ZONING HEARINGS

30. CASE 286154 - to rezone a 4.557 acre tract of land out of CB 5098, from Temporary "R-1" One Family Residence District to "B-3" Business District; Lots 4, 5, 6, and 7, NCB 17979, and a 64.0189 acre tract of land out of CB 5098, from Temporary "R-1" One Family Residence District to "I-1" Light Industry District, being further described by field notes filed in the Office of the City Clerk, located on the northeast and northwest corner of Bicentennial Drive and I.H. 10 East and total 3093.41' on Bicentennial Drive.

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

Mr. Webb made a motion to approve the recommendation of the Zoning Commission provided that IH-10 access is secured from the State Department of Highways and Public Transportation; also that all other access and off-street parking is provided and submitted for approval by

the Traffic Engineering Division. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 63,121

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 A 4.557 ACRE TRACT OF LAND OUT OF CB 5098, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT; LOTS 4, 5, 6, AND 7, NCB 17979, AND A 64.0189 ACRE TRACT OF LAND OUT OF CB 5098, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT IH-10 ACCESS IS SECURED FROM THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION; ALSO THAT ALL OTHER ACCESS AND OFF-STREET PARKING IS PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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31. CASE Z86126 C.C. - to rezone a 13.03 acre tract of land out of CB 4954 and NCB 17727, from Temporary "R-1" One Family Residence Edwards Recharge Zone District to "B-3" ERZD Business Edwards Recharge Zone District; a 9.851 acre tract of land out of CB 4954 and NCB 17727, from Temporary "R-1" One Family Residence Edwards Recharge Zone District to "B-3" C.C. ERZD Business Edwards Recharge Zone District with Special City Council approval for a hospital, in the 2900 Block of North FM 1604, further described by field notes filed in the Office of the City Clerk, located on the northeast corner of FM1604 and Redland Road, having 463.90' on Redland Road, 124.57' on the cutback and a total of 2014.24' along FM 1604.

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

Mr. Hasslocher made a motion to approve the recommendation of the Zoning Commission provided that 1604 access is secured from the State Department of Highways and Public Transportation; also that all other access and off-street parking is provided and submitted for approval by the Traffic Engineering Division. Mr. Labatt seconded the motion.

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Mrs. Dutmer asked that close monitoring and control be provided for development of this property which is located over a sensitive area of the Edwards Aquifer Recharge Zone.

Mr. Webb voiced his concern because of the sensitive nature of the property in relation to the Aquifer and stated that he is against the passage of this zoning case as a result.

In response to a question by Mr. Webb, Mr. Frederick J. Meyers, Aquifer Protection Office, explained how the pollution abatement plan for the projected development of this property will protect the Aquifer.

In response to a question by Mr. Hasslocher, Mr. Meyers explained the staff memorandum to the Zoning Commission, which is attached to the papers of this zoning case, and the subsequent conferences that were held with the developer that made him support the rezoning of this property for hospital use.

Mrs. Berriozabal stated that she would be voting against any rezoning case involving sensitive areas over the Aquifer Recharge Zone, thus she opposes this ordinance.

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

AN ORDINANCE 63,122

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 A 13.03 ACRE TRACT OF LAND OUT OF CB 4954 AND NCB 17727, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-3" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT; A 9.851 ACRE TRACT OF LAND OUT OF CB 4954 AND NCB 17727, IN THE 2900 BLOCK OF NORTH FM 1604, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-3" C.C. ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR A HOSPITAL, FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, PROVIDED THAT 1604 ACCESS IS SECURED FROM THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION; ALSO THAT ALL OTHER ACCESS AND OFF-STREET PARKING IS PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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32. CASE 286156 - to rezone a 0.920 acre tract of land out of NCB 16584, being further described by field notes filed in the Office of the City Clerk, in the 17000 Block of Nacogdoches Road, from Temporary "R-1" One Family Residence District to "B-3" Business District, located on the northeast side of Nacogdoches Road, being 1963.06' northeast of the intersection N.E. Loop 1604 and Nacogdoches Road, having 160.34' on Nacogdoches Road with a depth of 250.01'

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

Mr. Hasslocher made a motion to approve the recommendation of the Zoning Commission provided that driveways and off-street parking are provided and submitted for approval the Traffic Engineering Division. Mr. Wing seconded the motion.

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

AN ORDINANCE 63,123

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 A 0.920 ACRE TRACT OF LAND OUT OF NCB 16584, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 17000 BLOCK OF NACOGDOCHES ROAD, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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33. CASE 286174 - to rezone Lots 1, 2, 3, Block 2, NCB 11977, in the 1800 Block of N.E. Loop 410, from "A" Single Family Residence District to "B-2" Business District, located on the northwest corner N.E. Loop 410 and Post Oak Drive, having 292.32' on N.E. Loop 410 and 178' on Post Oak

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Drive.

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

Mr. Hasslocher made a motion to approve the recommendation of the Zoning Commission provided that Loop 410 access is secured from the State Department of Highways and Public Transportation; also that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division; also that a 6' solid screen fence is erected and maintained along the north property line. Mr. Wing seconded the motion.

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

AN ORDINANCE 63,124

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 LOTS 1, 2, 3, BLOCK 2, NCB 11977, IN THE 1800 BLOCK OF N.E. LOOP 410, FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT LOOP 410 ACCESS IS SECURED FROM THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION; ALSO THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION; ALSO THAT A 6' SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTH PROPERTY LINE.

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29. CASE Z86167 - to rezone Lot 6, NCB 11894, in the 7800 block of Broadway, from "O-1" Office District to "B-1" Business District, located on the eastside of Broadway, being 93.8' south of Terra Alta Drive, having 60' on Broadway with a depth of 161.4'

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

Mr. Edsel G. Jones, the proponent, stated that he needs this rezoning to locate an art gallery on the property.

Mr. Richard Corbett, a member of the Cherbourg Square Homeowners Association, stated that he feels that area property owners were not properly notified for the Zoning Commission hearing on this case and thus he is speaking in opposition to enacting a zoning until the full impact on other owners in the area has been fully determined and explained.

Ms. Ann S. Ashford, 7834 Broadway #303, stated that she feels that rezoning will lower the area property value.

Mr. Finn, Cherbourg Square Homeowners Association, stated that 264 family units are located in this immediate area and he is against any business intrusion into a predominantly residential area.

Mr. Jones stated that he was unaware of any opposition to his rezoning until prior to the Council meeting today.

In response to a question by Mr. Labatt, Mr. Finn spoke of his own concerns about the broad spectrum of uses allowed under a "B-1" zoning and stated he would be willing to accept a Special Use Permit for an art gallery only, if possible.

Mr. Andy Guerrero, Planner III, explained "B-1" uses to the City Council and stated further that the city staff feels that only deed restrictions can apply to restrict the usage of this area for an art gallery or a bookstore.

A discussion then took place of possible deed restrictions on this property.

Mr. Labatt made a motion to approve the recommendation of the Zoning Commission provided that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division and with the understanding that deed restrictions will be drawn up and duly recorded to restrict the use of this property to either an art gallery or a bookstore. Mr. Wing seconded the motion.

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

AN ORDINANCE 63,125

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 6, NCB 11894, IN THE 7800 BLOCK OF BROADWAY, FROM "O-1" OFFICE DISTRICT TO

"B-1" BUSINESS DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION AND WITH THE UNDERSTANDING THAT DEED RESTRICTIONS WILL BE DRAWN UP AND DULY RECORDED TO RESTRICT THE USE OF THIS PROPERTY TO EITHER AN ART GALLERY OR A BOOK STORE.

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34. CASE Z85231-A - to rezone Lots 10, 11, 12, 13, 23, 24, & 25, Block 36, NCB 17624, 6380 Randolph Blvd. from Temporary "R-1" One Family Residence District to "I-1" Light Industry District, located between Randolph Blvd. and Robards R.O.W. (not open), being 1357.5' northeast of the intersection of O'Connor Road and Randolph Blvd., having 330' on Randolph Blvd., 479.2' on Robards R.O.W. (not open) and depth of 200'.

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

Mr. Andy Guerrero, Planner III, explained that this case was originated by city staff in response to a request of the City Council and he provided a brief background of the details of the case.

Mr. Guerrero then explained that the City Council had instructed staff to bring back an "I-1" zoning, although when the matter was taken up by the Zoning Commission they recommended "B-3NA S.U.P." Business District Special Use Permit for Outside Storage of Plumbing Materials.

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

Mr. Roy A. Carter, an area property owner stated that he is against the rezoning of the property for any outside storage of plumbing materials.

Mr. Tom Flash, representing the Randolph Hills Homeowners Association, stated that his group wants to restrict business zoning to the areas west of Randolph Blvd.

Mr. Howard Linton, 401 Kings Crown, stated that he supports the Zoning Commission recommendation as opposed to the "I-1" previously requested by the staff.

Mr. Hasslocher spoke in support of the original requested rezoning.

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

AN ORDINANCE 63,126

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 LOTS 10, 11, 12, 13, 23, 24, & 25, BLOCK 36, NCB 17624, 6380 RANDOLPH BLVD., FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT.

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86-29 The Clerk read the following Ordinance:

AN ORDINANCE 63,127

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

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Mr. Hasslocher moved to approve the proposed Ordinance. Ms. Vera seconded the motion.

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

86-29 The Clerk read the following Ordinance:

AN ORDINANCE 63,128

AMENDING ORDINANCE NO. 62939, AS AMENDED, REPLACING THE EMPLOYMENT SERVICE REPRESENTATIVE ON THE ALAMO PRIVATE INDUSTRY COUNCIL AS REQUESTED BY THE TEXAS EMPLOYMENT COMMISSION.

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

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

86-29 The Clerk read the following Ordinance:

AN ORDINANCE 63,129

AUTHORIZING A CONTRACT WITH THE UNIVERSITY OF TEXAS SYSTEM FOR RESTORATION, RESEARCH, AND DISPLAY OF TWO SPANISH COLONIAL DOORS (ALAMO GATES) AS PART OF THE SAN ANTONIO SESQUICENTENNIAL CELEBRATION.

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Mrs. Dutmer moved to approve the proposed Ordinance. Mr. Harrington seconded the motion.

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

86-29 The Clerk read the following Ordinance:

AN ORDINANCE 63,130

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE TEXAS MUNICIPAL LEAGUE AND THE CITIES OF AUSTIN, CORPUS CHRISTI AND EL PASO FOR REPRESENTATION IN WASHINGTON, D.C., FOR AN AMOUNT NOT TO EXCEED \$12,000.00 ANNUALLY.

* * * *

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

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

86-29 The Clerk read the following Ordinance:

AN ORDINANCE 63,131

CONSENTING TO THE SALE OF STOCK OF AEROPLEX STORES, INC., TO FLORIDA EXPORT TOBACCO CO. INC., ACCEPTING THE GUARANTY OF THE GREYHOUND CORPORATION AND RELEASING THE GUARANTY OF THE ZALE CORPORATION, ALL IN CONNECTION WITH THE GIFT & NEWS CONCESSION AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

* * * *

In response to a question by Mr. Hasslocher, Mr. Mike Kutchins, Director of Aviation, spoke of the history of the Aeroplex stores as a tenant at the San Antonio International Airport and of their proposed sale of stock of Aeroplex Stores to Florida Export Tobacco Co. Inc., a subsidiary of the Greyhound Corporation. Mr. Kutchins stated that airport staff fully supports the ordinance.

Mr. Mike Marriage, representing Florida Export Tobacco Co. Inc., explained the buyout plan of the Aeroplex Stores by his firm.

Mr. Hasslocher moved to approve the proposed Ordinance. Mr. Harrington seconded the motion.

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

86-29 Agenda Item #40, being a proposed Ordinance approving adjustments to parking meter rates in the downtown area, was taken up for consideration at this time.

In response to a question by Mr. Hasslocher, Mr. Frank Kiolbassa, Director of Public Works, explained the request to adjust downtown parking rates and planned to encourage turnover of meter parking of the downtown area especially in the area of some 393 core area parking meters.

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Mr. Hasslocher voiced his concern with the current \$2.00 parking fee being charged on City Water Board lots and spoke of the need to do something about downtown parking. He stated however he feels it may be wrong to enact this ordinance.

Mayor Cisneros stated that he personally must be opposed to the ordinance and he asked that it be sent back to Centro 21 and to the Tri-Party Initiative until it is determined that the businesses in the central business district have enacted a special district for their own development.

Mayor Cisneros also stated that he feels that it is wrong to put the City Parking Division in the Public Works Department in his opinion. He feels that it should be eventually moved to the Downtown Initiatives Department.

A discussion then took place concerning a comparison of shopping mall parking versus downtown parking.

Mr. Hasslocher moved to refer this issue back to Centro 21 and the Tri-Party Initiative until a proper vote decision has been made on a downtown improvements district. Mrs. Dutmer seconded the motion.

Mr. Thompson noted that many downtown parking spaces are taken up early by downtown area workers and thus are not free for business uses during the day. He stated his opinion that this discourages people from coming downtown. He spoke against the Mayor's rationale in this case and in support of city staff's recommendations on this ordinance.

Ms. Berriozabal stated that the Tri-Party Initiative consultant had recommended what the city staff is proposing today, but she personally favors referring the proposal back to the staff for investigation of other possible options including working with the Downtown Initiatives Department.

Mayor Cisneros noted a recent article in the Texas Monthly Magazine of the month of June which criticizes San Antonio's downtown development, stating that it hurts small merchants.

Mr. Louis J. Fox, City Manager, noted that a recent study shows that downtown workers are occupying parking meters for long periods of time and thus discouraging turnover in the downtown area.

Mrs. Dutmer stated that she feels there are other alternatives to this rate ordinance in order to produce turnover on downtown parking meters.

In response to a question by Ms. Vera, Mr. Kiolbassa stated that short-term parking problems are a matter of concern to the Tri-Party

Initiative as well.

Ms. Vera spoke in support of the city staff recommendation on the ordinance.

Mr. Labatt stated the city may well need to look at this further before it is adopted.

After discussion, the motion, prevailed by the following vote:
 AYES: Berriozabal, Webb, Dutmer, Martinez, Harrington, Labatt, Hasslocher, Cisneros; NAYS: Wing, Thompson, Vera.

86-29 The Clerk read the following Resolution:

A RESOLUTION 86-29-31

DIRECTING THE CITY WATER BOARD TO AMEND ITS
 DEFINITION OF THE INNER SERVICE ZONE IN ITS
 REGULATIONS FOR WATER SERVICE.

* * * *

Mr. Hasslocher moved to approve the proposed Resolution. Mr. Labatt seconded the motion.

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

86-29 The Clerk read the following Resolution:

A RESOLUTION 86-29-32

ESTABLISHING CERTAIN CONDITION FOR NEGOTIATING
 CONSENT AGREEMENTS RELATING TO THE FORMATION OF
 MUNICIPAL UTILITY DISTRICTS OR OTHER SPECIAL
 DISTRICTS AND AUTHORIZING STAFF TO ENTER INTO
 NEGOTIATIONS WITH THE DEVELOPERS OF SUCH DISTRICTS.

* * * *

Mr. Hasslocher moved to approve the proposed Resolution. Mr. Harrington seconded the motion.

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

86-29 The Clerk read the following Ordinance:

AN ORDINANCE 63,132

AMENDING CHAPTER 19 (MOTOR VEHICLES AND TRAFFIC) OF THE CITY CODE TO PROVIDE FOR ERECTION OF BARRICADES IN CASE OF FLOODS AND OTHER EMERGENCIES, TO DECLARE UNLAWFUL THE CIRCUMVENTION OF SUCH BARRICADES, AND PROVIDING A FINE OF NOT LESS THAN \$25.00 NOR MORE THAN \$200.00 FOR VIOLATION HEREOF.

* * * *

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

Mayor Cisneros briefly explained the reasons for this requested ordinance concerning amending Chapter 19 of the City Code to provide for erection of barricades in case of floods and other emergencies. He noted that city firefighters are continually being put at risk rescuing people who during times of heavy rains and flooding ignore barricades and thus need to be rescued. He noted that the firefighters rescued two persons during the last heavy rains here in San Antonio.

Mr. Harrington voiced his concern that the barricades once erected around flooding areas are not removed in a timely manner and thus can impede traffic on a heavily traveled artery in the city when only a small amount of water is ultimately involved.

Mr. Fox stated that he expects people to pay more attention to barricades once this ordinance is enacted.

Mr. Wing stated that he feels that San Antonio should charge people to be rescued by firefighters when their car stalls in high water after they have driven past erected barricades. He also noted that the city is currently studying the possible use of restraining barriers in some areas similar to the gates used by the City of Alamo Heights in the Olmos Basin area.

Mrs. Dutmer and Ms. Vera both spoke in support of the city ordinance.

Mr. Lowell Denton, City Attorney, spoke to the legal aspects of the ordinance stating that he feels that it is legally supportable. He stated that he will not prosecute cases where a barricade remains up yet no danger still exists from low water crossing, low water problems even though cars bypass that barricade on that occasion.

Mr. Fox stated that city staff would develop an adequate system to remove the barricades in a timely manner.

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

86-29 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE - CLOSING AND ABANDONING A PORTION OF GREENWOOD STREET.

Mayor Cisneros declared the Public Hearing to be open.

No citizen appeared to speak on this matter.

Mayor Cisneros declared the Public Hearing to be closed.

The Clerk then read the following Ordinance:

AN ORDINANCE 63,133

CLOSING AND ABANDONING A PORTION OF AN UNIMPROVED PORTION OF GREENWOOD STREET, BETWEEN NEW CITY BLOCKS 6154 AND 6155, AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE TWO QUITCLAIMS TO THE ADJACENT OWNERS, FOR A CONSIDERATION OF \$1.00.

* * * *

Mr. Webb moved to approve the proposed Ordinance. Mr. Harrington seconded the motion.

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

86-29 The Clerk read the following Resolution:

A RESOLUTION 86-29-33

ADOPTING THE RECOMMENDATIONS OF THE CITY COUNCIL
NUTRITION COMMITTEE REPORT AFFECTING NUTRITION
SERVICES 1986- 1987.

* * * *

Mr. Walter Martinez stated that his proposed resolution of the Nutrition Committee encompasses some twenty recommendations of the committee and he drew Council's attention to the options offered in either case in the case of a number of the recommendations. He noted that these areas were areas where other members of the City Council had differing options for the Council to consider from the committee report.

Mr. Martinez moved to approve the committee recommendations. Ms. Vera seconded the motion.

Mr. Goyo Zepeda, 2123 W. Commerce, Site Manager for the Sacred Heart Nutrition Site and a member of the Nutrition Committee, briefly explained the committee investigations of the city wide nutrition program and spoke in support of the main motion.

Mr. Carlos Cadena, 2123 W. Commerce, noted that senior citizens expressed their opinion in this matter and he supports the committee recommendations.

Mr. Jim Valero, member of the Presa Community Center, spoke to the cost savings being recommended by the committee report which translates into more money for more nutrition sites around the city.

Reverend Claude Black, former City Councilmember, voiced his concern with recommendation #13, which proposes a reduction of the Home Bound Meals Program by some 100 meals and redistribution of the remainder. He stated that the current contractor, Project FREE, has performed this service for many years for the City of San Antonio. He stated that the committee's recommended option is too severe. He stated that if the problems voiced by the committee are a problem of time it can be corrected. He stated further that Option A would be over penalizing Project FREE.

Mr. Homer B. Walls, attorney and board member of Project FREE, reiterated Rev. Black's comments and also spoke of his fourteen years as a board member of Project FREE and the number of years of service to the elderly by that program. He also expressed his concern about statements made by recipients today which are not verifiable. He further stated that no agency can provide meals at a cheaper or more efficient cost than Project FREE.

Ms. Irene Casanova, Meadow Wood Nutrition Project, spoke in support of the recommendations made by the committee and Councilman Martinez and spoke of the efforts of their agency.

Mr. Martinez briefly explained the Nutrition Committee's recommendation on Item #4 of the proposal of recommendation #4 including his belief that it will save the city almost \$55,000 a year.

Mr. Webb stated that to approve this item it would cut the site staff's hours from 8 hours to 6 hours of work and would cost them other benefits.

Mr. Webb moved to approve Option B. Mr. Wing seconded the motion.

Mr. Kevin Moriarty, Director of Human Resources and Services, explained the effects of the proposed cuts under Option A, including the loss of jobs and benefits for certain employees and the cutbacks that would inevitably occur as a result.

The vote on the amendment to approve Option B, prevailed as follows: AYES: Webb, Dutmer, Wing, Harrington, Labatt, Hasslocher, Cisneros; NAYS: Berriozabal, Martinez, Thompson, Vera; ABSENT: None.

Mr. Martinez briefly explained the Nutrition Committee's recommendation on recommendation #13, as well as the recommendation of the AACOG Performance Team and the rationale for those recommendations. He stated that he feels some elderly meal recipients are getting their meals very late and thus a better delivery system can be accomplished by having the meals provided by congregate sites rather than a single agency. He further stated that the committee has no intention to punish the agency involved but merely to correct a perceived problem area.

Mr. Webb stated that he feels that the nutrition program and Project FREE are doing an excellent job and he feels that the recommendation of the Nutrition Committee in this regard is punitive in nature toward Project FREE.

Mr. Wing moved to approve Option B. Mr. Webb seconded the motion.

In response to a question by Mrs. Dutmer, Mr. Moriarty spoke to the net effect of the passage of Option A, which would be a loss of some 50 meals per day for Project FREE.

Mrs. Berriozabal stated that she personally headed the AACOG Performance Team that investigated this matter and she spoke to her group's recommendations in this regard. She further stated that she feels that Mr. Martinez' Nutrition Committee was determining if those

recommendations of her group were being acted upon.

Mr. Jim Brandes, representing AACOG, stated that the Nutrition Committee recommendation is in keeping with the recommendations of the AACOG performance team headed by Mrs. Berriozabal.

Mr. Martinez stated that the problem is insuring timely delivery of meals to elderly recipients.

Mrs. Dutmer noted that there is merit to both sides of the argument involved.

The vote to approve Option B, prevailed as follows: AYES: Berriozabal, Webb, Dutmer, Wing, Harrington, Labatt, Hasslocher, Cisneros; NAYS: Martinez, Thompson, Vera; ABSENT: None.

Mr. Martinez then briefly outlined the Nutrition Committee's recommendations on recommendations #19 and 20, stating that it would favor adding four additional satellite congregate sites under the committee recommendations. He noted however that the funding for these sites might have to come from other fund sources such as the city's general fund. He stated that it would also increase the number of meals served in the next fiscal year. He spoke to the growing need for more meals to be delivered to the needy elderly in San Antonio.

Mr. Wing spoke of his concern that such a move would give elderly citizens false hope if federal funds are not available this coming fiscal year.

Mr. Wing moved to exercise Option B on #19 and 20. Mr. Webb seconded the motion.

Mr. Harrington spoke against any expansion of the Nutrition Meals Program.

The vote to approve Option B on #19 and 20, prevailed as follows: AYES: Webb, Dutmer, Wing, Harrington, Labatt, Hasslocher, Cisneros; NAYS: Berriozabal, Martinez, Thompson, Vera; ABSENT: None.

The vote on the main motion, prevailed as follows: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

CITIZENS TO BE HEARD

MRS. MARIA DOMINGUEZ

Mrs. Dominguez expressed concern about the crime rate in the eastside and asked the City Council to approve a study on this issue.

* * * *

MRS. EDITH MOLNAR

Mrs. Molnar spoke to the City Council about her interest in serving on the Transportation Advisory Board. She asked the City Council to appoint her since she was the first owner of a carriage driving school in the city as well as being the first carriage operator in the city.

* * * *

MR. MICHAEL CASIE

Mr. Casie, 540 New Laredo Highway #13, spoke about a case involving the City Prosecutor's Office and an incident involving his wife.

Mr. Bill Donahue asked Mr. Casie to meet with Sgt. Lopez on this issue and a report will be made to the Council.

* * * *

DRAINAGE PROBLEMS AT HORSESHOE BEND

Mr. Frank Kiolbassa, Director of Public Works, referred to a report regarding their recommendations on the problems at Horseshoe Bend, (a copy of which is on file with the papers of this meeting).

Mrs. Dutmer then moved to approve staff's recommendations to:

1. That we pursue the drainage project for this area and follow the schedule outlined in the 10 Year Plan.
2. To alleviate the immediate potential of life and safety and if money is available, we will purchase the properties that are affected by the flooding since these will need to be purchased anyway. The priority of purchase will be those willing to sell at this time. We will then, after the bond issue, purchase other areas.

Mrs. Vera seconded the motion.

On roll call, the motion carried by the following vote: AYES: Berriozabal, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt; NAYS: None; ABSENT: Webb, Hasslocher, Cisneros.

There being no further business to come before the City Council,
the meeting was adjourned at 7:00 P.M.

A P P R O V E D

Henry Cisneros

M A Y O R

ATTEST:

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