

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, APRIL 22, 1999

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99-16 The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building, "B" Room, to consider the following items(s):

A. Boards & Commissions Work Session - City Council instructed City staff to move the names of all those interviewed this date to the "A" Session for consideration.

B. Presentation of the Underground Utility Conversion Program - CANCELLED.
The Council members present were: Flores, Guerrero, Menéndez, Garza, Webster and Peak. ABSENT: Salas, Prado, Vásquez, Marbut, Bannwolf.

The "B" Session adjourned at 10:20 A.M.

99-16 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Howard W. Peak, with the following members present: Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Marbut, Bannwolf, Webster and Peak. ABSENT: None.

99-16 Invocation - Dr. David McNitzky, Alamo Heights United Methodist Church.

99-16 Pledge of Allegiance to the flag of the United States.

99-16 Minutes of the Regular City Council Meeting for March 18, 1999, were approved.

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VISIT OF KING ANTONIO LXXVII

Mayor Peak welcomed King Antonio LXXVII, Mr. Jack C. Hebdon, Jr., and his aides to the City Council chambers, then read and presented a special proclamation to the delegation.

King Antonio LXXVII then introduced his aides, present in the delegation, and other dignitaries accompanying him to City Hall today. He spoke to the many events he has attended during Fiesta Week, including schools throughout the city. He then announced that the Texas Cavaliers Foundation today is making contributions to some 18 organizations in the names of the Mayor and City Council members. He thanked the Council for its continuing support of Fiesta.

Members of the King's delegation then presented City Council members and City staff with special Fiesta medals and gifts.

Mayor Peak presented each member of the delegation with Alamo pins and thanked the King and the Texas Cavaliers for the general contributions of the Foundation to needy local organizations.

Individual City Council members then congratulated King Antonio and his delegation for their part in Fiesta Week, including visits to many schools and the contributions to needy organizations on behalf of the Mayor and City Council.

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52ND ANNUAL FIESTA FLAMBEAU NIGHT PARADE

Mayor Peak stated that members of the Fiesta Flambeau Parade Association are in City Council chambers today to accept a proclamation, and to speak about the upcoming parade event.

Mr. Pete Ortiz, President of the Association thanked the Mayor and City Council for the proclamation and spoke to details of the illuminated night parade.

The delegation then distributed special gifts to Mayor and City Council, and received Alamo pins in return.

Individual City Council members thanked the Fiesta Flambeau Association for sponsoring this annual night parade and recalled memorable moments of past parades.

Mayor Peak paid special recognition to Councilman Flores for his leadership as Chairman of the Council's Fiesta Committee.

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99-16 **CONSENT AGENDA - CITIZEN COMMENTS**

MR. FARIS HODGE, JR.

Mr. Faris Hodge, Jr., 140 Dora, spoke to each Consent Agenda item and expressed his opinions on several.

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99-16 **CONSENT AGENDA**

Mr. Prado made a motion to approve Agenda Items 7 through 28b, constituting the Consent Agenda, with Items 16 and 17 having been pulled for individual consideration. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: **AYES:** Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Webster, Peak. **NAYS:** None. **ABSENT:** Flores, Salas, Marbut.

AN ORDINANCE 89615

ACCEPTING THE LOW BID OF PHOENIX FUEL CORPORATION TO PROVIDE THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH BULK JET FUEL UNDER AN ANNUAL CONTRACT FOR AN ESTIMATED TOTAL OF \$20,500.00 ANNUALLY.

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AN ORDINANCE 89616

ACCEPTING THE LOW QUALIFIED BID OF M & M CONTRACTING OF TEXAS, INC., TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH TRANSPORTATION OF CLAY SOIL FOR AN ESTIMATED TOTAL OF \$110,530.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89617

AN ORDINANCE ACCEPTING THE PROPOSAL OF BMC SOFTWARE (BOOLE & BABBAGE, INC.) TO PROVIDE THE CITY OF SAN ANTONIO INFORMATION SERVICES DEPARTMENT WITH SOFTWARE TO UPGRADE AND MAINTAIN THE CENTRAL PROCESSING UNIT OF THE CITY'S MAINFRAME ENTERPRISE COMPUTER UNDER AN ANNUAL CONTRACT FOR A TOTAL OF \$164,100.00 OVER THE NEXT FIVE YEARS.

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AN ORDINANCE 89618

ACCEPTING THE LOW, QUALIFIED BASE AND ADDITIVE ALTERNATE 1, OF INDUSTRIAL CONSTRUCTION (AN MBE/DBE) IN THE TOTAL AMOUNT OF \$229,384.00 FOR IMPROVEMENTS TO THE COMANCHE LOOKOUT PARK; AUTHORIZING A CONSTRUCTION CONTRACT; REVISING THE PROJECT'S BUDGET AND AUTHORIZING THE TRANSFER OF 1994 PARK GENERAL OBLIGATION BOND ISSUE FUNDS INTO THIS PROJECT'S BUDGET; AUTHORIZING \$57,346.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; ALLOCATING \$1,200.00 FOR PROJECT BID ADVERTISING COSTS; AUTHORIZING \$133.80 FOR PROJECT RELATED PRINTING FEES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89619

ACCEPTING THE LOW QUALIFIED BID OF HUBER CONTRACTING, INC. IN THE AMOUNT OF \$1,299,000.00 IN CONNECTION WITH THE SOUTHEAST SERVICE CENTER VEHICLE MAINTENANCE AREA PROJECT LOCATED AT 7402 S. NEW BRAUNFELS AVENUE IN COUNCIL DISTRICT 3; AUTHORIZING A CONSTRUCTION CONTRACT; AUTHORIZING \$141,000.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$30,000.00 FOR MISCELLANEOUS EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89620

ACCEPTING THE LOW, QUALIFIED BID OF SAN ANTONIO CONSTRUCTORS, INC. IN THE AMOUNT OF \$939,777.77 IN CONNECTION WITH THE EASTLAWN NEIGHBORHOOD STREETS, PHASE II COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AUTHORIZING A CONSTRUCTION CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$59,593.33 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING AN ADDITIONAL \$13,500.00 PAYABLE TO ROSIN-COOK FOR ENGINEERING EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89621

APPROVING FIELD ALTERNATION NO. 3 - FINAL IN THE AMOUNT OF \$18,605.80 PAYABLE TO L. SMITH CONTRACTORS, L.C. IN CONNECTION WITH THE CITYWIDE SIDEWALKS, PHASE I, PART II COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AMENDING THE CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$10,440.80; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89622

ACCEPTING THE LOW QUALIFIED RESPONSIVE BID OF R. L. JONES CO., INC. IN THE AMOUNT OF \$912,703.74 IN CONNECTION WITH THE SOUTHLAWN FROM MERIDA TO CASTROVILLE AND MADRID FROM CASTROVILLE TO MERIDA COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AUTHORIZING A CONSTRUCTION CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$61,247.67 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING AN ADDITIONAL \$12,600.00 PAYABLE TO PYLE AND KLEIN ENGINEERING, INC. AND AN ADDITIONAL \$12,100.00 PAYABLE TO GRANT ENGINEERING FOR ARCHITECTURAL EXPENSES AND ENGINEERING EXPENSES; AUTHORIZING \$25,724.02 FOR PROJECT OVERSIGHT COSTS; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89623

AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH DEE HOWARD AIRCRAFT MAINTENANCE, L. P. FOR LEASE OF 78,610 SQUARE FEET OF GROUND SPACE AND 23,873 SQUARE FEET OF BUILDING SPACE AT SAN ANTONIO INTERNATIONAL AIRPORT FOR A TOTAL ANNUAL RENTAL OF \$57,704.32.

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AN ORDINANCE 89624

AUTHORIZING PAYMENT FOR APPRAISAL SERVICES IN THE AMOUNT OF \$8,580.00 TO ECKMANN, GROSS, RUNYAN & WATERS, INC. IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT 80, PHASES III & V (\$4,800.00); SOUTH FLORES DRAINAGE PROJECT #70-70A, PHASE II (\$780.00); LEONHARDT AT LOW WATER CROSS PROJECT (\$400.00); HOUSTON STREET - BOWIE STREET TO PINE STREET (\$900.00); AND THE PROBANDT STREET U. S. HWY. 90 TO MITCHELL STREET (\$1,700.00); AND THE AMOUNT OF \$15,660.00 TO DUGGER, CANADAY, GRAFE & WOELFEL, INC. FOR THE BABCOCK ROAD AT HILLCREST DRIVE INTERSECTION PROJECT (\$6,434.00); BABCOCK ROAD INTERSECTIONS PROJECT

(\$8,626.00) AND THE HILDEBRAND AVENUE - I.H. 10 TO BREEDEN PROJECT (\$600.00); FOR A TOTAL SUM OF \$24,240.00; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89625

AUTHORIZING PAYMENT OF THE SUM OF \$7,400.00 TO GERRY RICKHOFF, COUNTY CLERK, FOR THE DEFENDANTS IN CONDEMNATION CAUSE NO. 99-ED-0002, CITY OF SAN ANTONIO VS. OSCAR R. ORTIZ, JR., ET. AL., FOR A PERMANENT EASEMENT AND THE SUM OF \$1,166.00 FOR COURT COSTS IN CONNECTION WITH THE SOUTH FLORES DRAINAGE PROJECT #70-70A, PART II, PHASE III; FOR THE TOTAL AMOUNT OF \$8,566.00; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89626

AUTHORIZING THE CITY MANAGER OR HIS DESIGNATED REPRESENTATIVE TO SUBMIT A GRANT APPLICATION TO THE TEXAS AUTOMOBILE THEFT PREVENTION AUTHORITY (ATPA) FOR A \$1,116,000.00 GRANT TO AUGMENT THE SAN ANTONIO POLICE DEPARTMENT PROJECT KNOWN AS THE REGIONAL AUTO CRIMES TEAM (REACT) IN AN EFFORT TO REDUCE AUTO THEFT.

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AN ORDINANCE 89627

AUTHORIZING THE DEPARTMENT OF COMMUNITY INITIATIVES, COMMUNITY ACTION DIVISION TO APPLY FOR A FIVE (5) YEAR GRANT APPLICATION IN THE AMOUNT OF \$152,460.00 FROM THE U. S. DEPARTMENT OF HEALTH AND HUMAN SERVICES TO OPERATE A DEMONSTRATION PROJECT TO EVALUATE THE EFFECTIVENESS OF PROVIDING INDIVIDUAL DEVELOPMENT ACCOUNTS (IDAS) TO LOW INCOME INDIVIDUALS AND FAMILIES TO ASSIST THEM TO BECOME MORE SELF SUFFICIENT AND INDEPENDENT.

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AN ORDINANCE 89628

AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION IN THE AMOUNT OF \$150,000.00 BY THE DEPARTMENT OF COMMUNITY INITIATIVES, COMMUNITY ACTION DIVISION TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT IN CONNECTION WITH THE DEPARTMENT OF COMMUNITY INITIATIVES FAIR HOUSING INITIATIVES PROGRAM.

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AN ORDINANCE 89629

AUTHORIZING THE INTER-FUND TRANSFER OF \$35,443.00 TO THE DEPARTMENT OF PUBLIC WORKS TO PAY FOR THE AVIATION DEPARTMENT'S PARTICIPATION IN A REGIONAL STORMWATER DETENTION POND PROGRAM IN CONJUNCTION WITH THE CONSTRUCTION OF THE NEW PARKING FACILITIES AND HANGAR IMPROVEMENTS AT THE SAN ANTONIO INTERNATIONAL AIRPORT PURSUANT TO ORDINANCE NO. 86711 PASSED AND APPROVED ON SEPTEMBER 25, 1997.

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AN ORDINANCE 89630

AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO COMPROMISE AND SETTLE CASE NO. SA-94-CA-580EP, STYLED SUPERVAN, INC. VS. CITY OF SAN ANTONIO, FOR A TOTAL AMOUNT OF \$400,000.00, OF WHICH \$87,500.00 WILL BE PAID FOR BY THE CITY AND THE REMAINING \$312,500.00 WILL BE PAID FOR BY SCOTTSDALE INSURANCE COMPANY.

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AN ORDINANCE 89631

AUTHORIZING THE TEMPORARY CLOSURE OF GILLETTE ROAD, BETWEEN STATE HIGHWAY 16 AND PALO ALTO ROAD ON SUNDAY, MAY 2, 1999 FROM 8:00 A.M. UNTIL 12:00 MIDNIGHT, IN ORDER FOR THE ST. BONAVENTURE CATHOLIC CHURCH TO HOLD ITS ANNUAL PARISH FESTIVAL; AS REQUESTED BY ST. BONAVENTURE CATHOLIC CHURCH LOCATED IN CITY COUNCIL DISTRICT 4.

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AN ORDINANCE 89632

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS IN CONNECTION WITH THE CHICANA/CHICANO STUDIES CONFERENCE WALK ON FRIDAY, APRIL 30, 1999, BEGINNING AT 3:30 P.M. UNTIL 5:00 P.M.; SPONSORED BY THE UNIVERSITY OF TEXAS AT SAN ANTONIO.

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AN ORDINANCE 89633

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS IN CONNECTION WITH THE 60+ MARDI GRAS PARADE ON FRIDAY APRIL 30, 1999, BEGINNING AT 9:45 A.M. UNTIL 11:30 A.M.; AS REQUESTED BY THE CITY OF SAN ANTONIO, COMMUNITY INITIATIVES DEPARTMENT.

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AN ORDINANCE 89634

RE-APPOINTING JAMES MAYOR (DISTRICT 8) TO SERVE AS AN EX-OFFICIO, NON-VOTING MEMBER OF THE HOUSING AUTHORITY OF THE CITY OF SAN ANTONIO FOR A TERM OF OFFICE TO EXPIRE ON APRIL 6, 2001.

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AN ORDINANCE 89635

RE-APPOINTING HAROLD JOHNSON (DISTRICT 6) TO THE PLUMBING APPEALS AND ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON MARCH 20, 2000.

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99-16 The City Clerk read the following Ordinance:

AN ORDINANCE 89636

AUTHORIZING PAYMENT IN THE AMOUNT OF \$435.00 TO STEWART TITLE COMPANY FOR TITLE SERVICES IN CONNECTION WITH THE HIGGINS ROAD - NACOGDOCHES TO STAHL ROAD PROJECT AND THE AMOUNT OF \$735.80 TO LAWYERS TITLE OF SAN ANTONIO IN CONNECTION WITH THE PEARSALL ROAD LANDFILL PARK REDEVELOPMENT PROJECT; FOR A TOTAL SUM OF \$1,170.80; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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Mr. Bannwolf made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Guerrero, Prado, Vásquez, Garza, Bannwolf, Peak; **NAYS:** None. **ABSTAIN:** Menéndez. **ABSENT:** Flores, Salas, Marbut, Webster.

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99-16 The City Clerk read the following Ordinance:

AN ORDINANCE 89637

AUTHORIZING PAYMENT IN THE AMOUNT OF \$14,170.34 TO STRASBURGER & PRICE, L. L. P., FOR LEGAL SERVICES IN CONNECTION WITH THE

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WESTERN AVENUE DRAINAGE PROJECT #74 (\$1,190.71); HI-LIONS DRAINAGE PROJECT #80 (\$682.50); SOUTH FLORES DRAINAGE PROJECT #70-70A (\$2,778.81); OCTAVIA PLACE DRAINAGE PROJECT #63 (\$3,533.80); WURZBACH PARKWAY PROJECT (\$3,987.13); BLANCO ROAD AT JACKSON-KELLER PROJECT (\$45.00); BASSE ROAD AT SAN PEDRO INTERSECTION PROJECT (\$492.17); WEST AVENUE INTERSECTIONS PROJECT (\$45.00); LEONHARDT AT LOW WATER CROSSING PROJECT (\$819.48); HILDEBRAND AVENUE - I.H. 10 TO BREEDEN PROJECT (\$505.74); LARKSPUR DRIVE DRAINAGE PROJECT (\$45.00); AND THE SAN PEDRO AVENUE - QUINCY TO ROMANA PROJECT (\$45.00); APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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Mr. Prado made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Webster. **ABSTAIN:** Bannwolf. **NAYS:** None; **ABSENT:** Flores, Marbut, Peak.

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ITEMS FOR INDIVIDUAL CONSIDERATION
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The City Clerk read the following Ordinance:

AN ORDINANCE 89638

AMENDING ORDINANCE NO. 89067, PASSED AND APPROVED ON JANUARY 14, 1999, TO REFLECT CHANGES TO PRECINCTS TO BE USED IN THE MAY 1, 1999, JOINT AND BOND ELECTION, AND PROVIDING FOR IMMEDIATE EFFECT UPON ENACTMENT BY EIGHT (8) AFFIRMATIVE VOTES.

City Clerk Norma S. Rodriguez briefly explained the need to amend the Ordinance establishing City voting precinct for the upcoming election, to correct an inadvertent omission of a voting precinct in District 9.

Mr. Bannwolf made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

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After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Marbut, Webster.

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99-16 The City Clerk read the following Ordinance:

AN ORDINANCE 89639

AUTHORIZING THE NEGOTIATION AND EXECUTION OF A MEMORANDUM OF UNDERSTANDING WITH DEE HOWARD AIRCRAFT MAINTENANCE, L. P. REGARDING CONCEPTUAL AGREEMENTS BETWEEN THE CITY AND VARIOUS IMPACTED TENANTS AT SAN ANTONIO INTERNATIONAL AIRPORT IN REGARDS TO THE INFRASTRUCTURAL IMPROVEMENTS NECESSARY TO IMPLEMENT AND ACCOMMODATE PHASE 1 OF THE DEE HOWARD AIRCRAFT MAINTENANCE, L. P. MULTI-PHASED MASTER PLAN.

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Mr. Frank Stromboe, Acting Director of Aviation, narrated a video presentation on the Memorandum of Understanding with Dee Howard Aircraft Maintenance, LP, a copy of which presentation is made a part of the papers of this meeting. He explained the planned expansion for International Airport's largest tenant over the next seven years, including the Phase I work involving erection of a major new hangar. He noted that erection of the new hangar will require the closure of John Saunders Road inside the airport proper, and spoke to how operations at the airport will be affected, both during and after the construction under the Master Plan of the firm. He noted that City staff is working with the firm on a possible tax phase-in request, and stated that the firm's expansion will add another 500 high-paying jobs, with an average hourly salary of \$19.52. He further stated that some 30 per cent of those new jobs will go to displaced aviation workers at Kelly Air Force Base, and he spoke to the cost/benefit analysis of the work, calling the proposed work the catalyst to new airport development at International Airport.

Mayor Peak spoke to Dee Howard Aircraft Maintenance as an important San Antonio employer with good-paying jobs and plans for expansion. He spoke to the need to coordinate training programs in order to train local workers to fit aviation-related new jobs in the future.

Mr. Garza noted that the firm is committed to training its workers, and he commended City staff at the airport for its dedication.

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Mr. Menéndez spoke to this as an example of a public/private partnership to expand the airport's job base with high-paying positions.

Mr. Prado noted that both International Airport and Kelly Air Force Base are important to the future of San Antonio.

In response to a question by Mr. Prado, Mr. Stromboe spoke to plans to retain a consultant to study aviation economic development at both International Airport and Kelly Air Force Base, and he spoke to the land uses at both sites.

Mr. Bannwolf made a motion to approve the proposed Ordinance. Mr. Webster seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Marbut.

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99-16 The Clerk read from the following Ordinance:

AN ORDINANCE 89640

AMENDING THE PROFESSIONAL SERVICES CONTRACT WITH DE LARA ARCHITECTS, INC. IN THE AMOUNT OF \$31,987.30 TO PROVIDE ARCHITECTURAL AND ENGINEERING SERVICES IN CONNECTION WITH THE DEMOLITION OF A PORTION OF THE WEST CARGO FACILITY AT SAN ANTONIO INTERNATIONAL AIRPORT IN SUPPORT OF THE FIRST PHASE OF THE DEE HOWARD AIRCRAFT MAINTENANCE EXPANSION; AUTHORIZING \$3,198.73 FOR ARCHITECTURAL CONTINGENCIES; AUTHORIZING \$1,000.00 FOR ADMINISTRATIVE EXPENSES; APPROPRIATING FUNDS; ESTABLISHING THE BUDGET AND PROVIDING FOR PAYMENT.

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Mr. Frank Stromboe, Acting Director of Aviation, narrated a video presentation, a copy of which is made a part of the papers of this meeting. He stated that this is the first step in the expansion of Dee Howard Aircraft Maintenance as part of the firm's Master Plan,

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just discussed in the previous agenda item. He noted that it includes the partial demolition of the West Cargo Facility, and addressed plans to accommodate the displaced tenants of that structure.

In response to a question by Mr. Vásquez, Mr. Stromboe addressed details of the consultant's planned study at Kelly Air Force Base.

Discussion then took place concerning the use of aviation funds for short-term and long-term development of Kelly Air Force Base.

Mr. Vásquez discussed past Council discussion and direction relative to a study of possible use of aviation funds for development of Kelly Air Force Base.

Council discussion then spoke to past directions given City staff in this area, after which Mayor Peak asked City staff to accomplish this study.

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Mr. Armando Sassoli, Vice President for Development, Dee Howard Aircraft Maintenance, thanked the Council for approving Phase One of his firm's Master Plan for development of its International Airport facilities, and thanked his own staff for putting the entire package together. He spoke to the importance of this work in support of commercial aviation, and noted that of the 15 firms currently doing this work around the world, he anticipates that list to decrease to about five firms in the future, with Dee Howard Aircraft Maintenance one of those five.

Mr. Phil O'Connor, Vice President for Personnel of the firm, noted that some 60 per cent of the firm's San Antonio employees are minorities, with 1,462 employees now being trained for better jobs. He spoke to the firm's employee benefits and strong training program, noting that the firm is paying out some \$1.5 million in bonuses to employees, to stay with the firm.

Mr. Menéndez made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Marbut, Webster.

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The City Clerk read the following Ordinance:

AN ORDINANCE 89641

ACCEPTING THE LOW QUALIFIED BID OF YANTIS COMPANY IN THE AMOUNT OF \$5,333,718.00 FOR THE RECONSTRUCTION OF TAXIWAY "H" AT SAN ANTONIO INTERNATIONAL AIRPORT AND AUTHORIZING EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$266,686.00 FOR CONSTRUCTION CONTINGENCIES; APPROPRIATING FUNDS; ESTABLISHING THE BUDGET; AND PROVIDING FOR PAYMENT.

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Mr. Frank Stromboe, Acting Director of Aviation, narrated a video presentation on the taxiway reconstruction project, a copy of which presentation is made a part of the papers of this meeting. He explained the work to be performed and noted that Yantis Company was the sole bidder on the project because of a surplus of construction projects underway.

In response to a question by Mr. Menéndez, Mr. John German, Director of Public Works, spoke to the advertising of this project and direct contact made with contractors. He noted that this is a very competitive market.

Responding to other questions by Mr. Menéndez, Mr. Stromboe discussed the estimated cost of the project and the fact that the Yantis bid came in some 11 per cent above that estimate. He spoke to how City staff planned to make up that difference, noting that fully 85 per cent of the project cost is for concrete. He stated his opinion that it is not cost-effective to re-bid the project, and contractors agree. He stated that the Texas Department of Transportation confirms a heavy demand for major construction at the present time, and addressed the guarantees made by the contractor to complete this project on time.

Mr. Webster confirmed that the construction industry is extremely busy.

Ms. Guerrero made a motion to approve the proposed Ordinance. Mr. Flores seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Menéndez, Garza, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Vásquez, Marbut.

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The City Clerk read the following Ordinance:

AN ORDINANCE 89642

AUTHORIZING ACQUISITION OF FEE SIMPLE TITLE TO TWO (2) PARCELS OF LAND FOR THE AMOUNT OF \$59,950.00 PAYABLE TO TICOR TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR ELVIN HARDEMAN AND WIFE, FLORINE HARDEMAN (\$22,000.00) AND BETTY JO KNOWLTON (\$37,950.00); AND PAYMENT OF THE AMOUNT OF \$5,950.00 TO ECKMANN, GROLL, RUNYAN & WATERS, INC. FOR APPRAISAL SERVICES AND THE AMOUNT OF \$247.50 TO STRASBURGER & PRICE, L. L. P., FOR LEGAL SERVICES, FOR A TOTAL SUM OF \$66,147.50, IN CONNECTION WITH THE WHEATLEY HEIGHTS FLOOD AREA PROJECT.

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Mr. John German, Director of Public Works, narrated a video presentation on the acquisition of two additional parcels of land in the Wheatley Heights Flood Area Project. A copy of the presentation is made a part of the papers of this meeting.

Ms. Frances Gonzalez, Director of Neighborhood Action Department, spoke to the relocation activities involving the homeowners in the affected neighborhoods.

Mr. Flores made a motion to approve the proposed Ordinance. Mr. Garza seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menéndez, Garza, Webster, Bannwolf, Peak; **ABSTAIN:** Bannwolf; **NAYS:** None; **ABSENT:** Salas, Marbut.

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ZONING HEARINGS - CITIZEN COMMENTS

Mr. Faris Hodge, Jr., 140 Dora, spoke to each zoning case and expressed his opinions on several.

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ZONING HEARINGS:

4A. CASE #Z972261E- The City of San Antonio has taken into consideration changing the zoning from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-2" ERZD Business Edwards Recharge Zone District. The property is on 5.780 acres out of Lot 62, Block 5, NCB 19223, Stone Oak Parkway Drive. Staff's recommendation was for approval.

Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

Mr. Bannwolf made a motion to approve the proposed Ordinance. Mr. Flores seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Salas, Marbut, Webster.

AN ORDINANCE 89643

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF THE REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 62, BLOCK 5, NCB 19223, LOCATED AT THE INTERSECTION OF STONEOAK PARKWAY AND HUEBNER RD FROM "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-2" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT PROVIDED THAT THE ELEVEN (11) RECOMMENDATIONS OF THE AQUIFER STUDIES OFFICE ARE ADHERED TO.

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4B. CASE #Z99011- The request of Inwood Heights, L.C. (owner), for a change in zoning from "P-1(R-1)" ERZD Planned Unit Development Single Family Residence Edwards Recharge Zone District to "R-3" ERZD Multiple Family Residence Edwards Recharge Zone District on 21.997 acres out of P-9, NCB 15671, Gold Canyon Drive. Staff's recommendation was for approval.

Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

The following citizen(s) appeared to speak:

Mr. Nazarite Ruben Flores Perez, 627 Hearne, spoke to his concerns with development over the Edwards Aquifer Recharge Zone.

Mayor Peak noted that the Aquifer Studies Office of San Antonio Water System has approved this rezoning request.

After discussion, Mr. Bannwolf made a motion to continue this rezoning case to the City Council meeting of May 13, 1999. Mr. Flores seconded the motion.

After consideration, the motion to continue this case, prevailed by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Salas, Marbut, Webster.

Zoning Case Z99011 was continued to the Council meeting of May 13, 1999.

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4C. CASE #Z990047. The request of Centre, Inc. (owner: George Dennis, Sr., Richard Krudwig & Vernon & Jane Vollmer), for a change in zoning from "0-1" Office District and "B-1" Business District to "B-2" Business District on Lot 3 and the southeast 20 feet of Lot 10, NCB 10047, Jackson Keller Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

* * * *

Mr. Andrew Guerrero, representing the applicant, explained the request to develop this property for an Eckerd's Pharmacy, in conjunction with the property immediately to the east. He stated that he had met with concerned neighbors to discuss those concerns and has agreed to their requests, except for the question of restricting the planned 24-hour-a-day operations of the facility. He asked that this case be continued to the meeting of May 13, 1999 to allow him additional time to meet with those concerned about this matter and to seek a resolution to it.

Mr. Bannwolf made a motion to continue this rezoning case to the City Council meeting of May 13, 1999. Mr. Vásquez seconded the motion.

After consideration, the motion to continue this case, prevailed by the following vote: **AYES:** Flores, Prado, Vásquez, Menéndez, Garza, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Salas, Guerrero, Marbut, Webster.

Zoning Case Z99047 was continued to the Council meeting of May 13, 1999.

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4D. CASE #Z99064. The City of Concordia Group (owner), for a change in zoning from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "R-3" ERZD Multiple Family Residence Edwards Recharge Zone District on P-4 and P-9A, NCB 16334, Loop 1604 Expressway. Staff's recommendation was for approval.

Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

* * * *

Mr. Charles Carter, 18502 Beargrass Court, stated that all parties concerned now have reached agreement on several questions raised about the rezoning request.

Mr. Bannwolf spoke in support for the agreement and the resulting deed restrictions, following meetings on a proposed compromise. He then asked that the deed restrictions agreed to by the proponent be entered into the official record. A copy of those deed restrictions is then made a part of the papers of this meeting.

Mr. Bannwolf then made a motion to approve the recommendation of the Zoning Commission and to approve the requested rezoning, subject to the deed restrictions agreed to by the proponent. Mr. Vásquez seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Salas, Marbut.

AN ORDINANCE 89644

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS P-4 AND P-9A, NCB 16334; LOOP 1604 EXPRESSWAY; FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT; PROVIDED THAT THE RECOMMENDATIONS OF THE AQUIFER STUDIES OFFICE ARE ADHERED TO.

* * * *

4E. CASE #Z99037: The request of Du Mor Enterprises, Inc. (owner: Bobby Hargroder, Pres.), for a change in zoning from "R-A" Residence Agriculture District to "B-3NA" Non-Alcoholic Sales Business District on 5.8 acres out of NCB 15004, Low Bid Lane. Staff's recommendation is for denial as requested and approval of "B-1".

Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

Mr. Garza made a motion to postpone consideration of this rezoning case to the City Council meeting of May 27, 1999. Mr. Menéndez seconded the motion.

After consideration, the motion to postpone the case prevailed by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menéndez, Garza, Webster, Peak; **NAYS:** None; **ABSENT:** Salas, Marbut, Bannwolf.

Zoning Case Z99037 was postponed to the Council meeting of May 27, 1999.

* * * *

4F. CASE #Z99062. The request of Armando H. Martinez, (owner: Marbach Properties), for a change in zoning from "B-2" Business District to "B-3NA" Non-Alcoholic Sales Business District on the north 200.57 feet of Lot 5, Block 2, NCB 17417, Horal Drive. Staff's recommendation was for approval.

Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

Mr. Menéndez made a motion to approve the proposed Ordinance. Mr. Webster seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menéndez, Garza, Webster, Peak; **NAYS:** None; **ABSENT:** Salas, Marbut, Bannwolf.

AN ORDINANCE 89645

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 5, BLOCK 2, NCB 17417; HORAL DRIVE; FROM "B-2" BUSINESS DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT.

* * * *

4G. CASE #Z98223PP. The request of Gloria P. Brozek (owner), for a change in zoning from "B" Residence District to "R-4" Manufactured Home Residence District on Lots 20, 21, 22 and 23, Block 18, NCB 10900, 307-309-311 and 313 Esma Street. Staff's recommendation was for approval.

Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

Ms. Guerrero made a motion to approve the proposed Ordinance. Mr. Salas seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Salas, Marbut.

AN ORDINANCE 89646

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 20, 21, 22, AND 23, BLOCK 18, NCB 10900; 307, 309, 311 AND 313 ESMA STREET; FROM "B" RESIDENCE DISTRICT TO "R-4" MANUFACTURED HOME RESIDENCE DISTRICT.

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4H. CASE #Z99056. The request of Thomas Flores (owner: 137 Park LTD. Edsel Jones, Gen. Partner), for a change in zoning from "B-3" Business District and "I-1" Light Industry District to "R-4" Manufactured Home Residence District on 13.285 acres out of NCB 16623, I. H. 37 and Blue Wing Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

Ms. Guerrero made a motion to approve the proposed Ordinance. Mr. Flores seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Salas, Marbut.

AN ORDINANCE 89647

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 13.285 ACRES OUT OF NCB 16623; IH-37 AND BLUE

WING ROAD; FROM "B-3" BUSINESS DISTRICT AND "I-1" LIGHT INDUSTRY DISTRICT TO "R-4" MANUFACTURED HOME RESIDENCE DISTRICT.

* * * *

4I. CASE #Z99065. The City of San Antonio has under consideration changing the zoning from "I-1" Light Industry District to "R-1" Single Family Residence District on the southwest 80 feet of the north 274.49 feet of Tract K, NCB 11156, 5307 Roosevelt Avenue. Staff's recommendation was for denial.

Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

Ms. Guerrero made a motion to approve the recommendation of the Zoning Commission and to approve the requested rezoning. Mr. Flores seconded the motion.

After consideration, the motion to approve this zoning change, carrying with it approval of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Salas, Marbut.

AN ORDINANCE 89648

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS NCB 11156; 5307 ROOSEVELT AVENUE; FROM "I-1" LIGHT INDUSTRY DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT.

* * * *

4J. CASE #Z99048: The request of David Morin (owner), for a change in zoning from "B-2" Business District to "B-3NA" Non-Alcoholic Sales Business District on Lots 11 and 12, Block 127, NCB 7222, 3503, 3505, 3507, 3511 Blanco Road. Staff's recommendation was for denial. Zoning Commission has recommended denial (Council District 1).

Zoning Commission has recommended approval.

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning request.

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Mr. Flores made a motion to approve the recommendation of the Zoning Commission and to approve the requested rezoning. Mr. Bannwolf seconded the motion.

After consideration, the motion to approve this zoning change, carrying with it approval of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Salas, Marbut.

AN ORDINANCE 89649

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 11 AND 12; BLOCK 127, NCB 7222; 3503 THROUGH 3511 BLANCO ROAD; FROM "B-2" BUSINESS DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT.

— — —
99-16 The Clerk read from the following Ordinance:

AN ORDINANCE 89650

AUTHORIZING ACQUISITION OF FEE SIMPLE TITLE TO THREE (3) PARCELS OF LAND FOR THE AMOUNT OF \$81,000.00 PAYABLE TO TICOR TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR EVELYN G. BROOM AND HUSBAND, MERTON BROOM (\$42,500.00) AND AMPARO A. MATA (\$38,500.00) IN CONNECTION WITH THE PLUMNEAR ROAD FLOOD AREA PROJECT.

Mr. Bannwolf made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Salas, Marbut.

— — —
99-16 The Clerk read from the following Ordinance:

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AN ORDINANCE 89651

APPROVING THE TERMS AND CONDITIONS AND AUTHORIZING THE EXECUTION OF INTERLOCAL AGREEMENTS WITH PUBLIC EDUCATION DISTRICTS FOR THE PURPOSE OF WAIVING CERTAIN DEVELOPMENT FEES IN EXCHANGE FOR SERVICES; EXTENDING THE DEVELOPMENT FEE WAIVER PROVIDED IN ORDINANCE NO. 89160 TO THE DATE OF CONTRACT EXECUTION; AND RATIFYING FEE WAIVER IN THE INTERIM PERIOD.

* * * * *

Mr. James Campbell, Director of Intergovernmental Relations, briefly reviewed the direction of City Council, given at a previous meeting. He noted that some \$289,267 in fees have been waived this far for 12 school districts' construction projects. He then stated that there has been unanimous approval given by all school districts involved to participate in this waiver program.

In response to a question by Mayor Peak, Mr. Campbell explained what the City will receive from the school districts in return for waiver of the fees involved.

Responding to an additional question by Mayor Peak, Mr. Campbell explained the advantages gained by the city in other agreements, in his opinion.

Mr. Menéndez spoke to his hopes for other discussion on the use of school facilities, after school hours, as part of the agreement.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, addressed his concern that the City is waiving fees and getting little new in return, and stated his belief that someone needs to make up for the funds lost in waiving the fees for school district construction. He noted that the districts still are making money via school taxes, and addressed the need to treat everyone the same.

Mr. Vásquez made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Prado, Vásquez, Menéndez, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Guerrero, Garza, Marbut.

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UPDATE ON THE 76TH LEGISLATIVE SESSION

Mr. James Campbell, Director of Intergovernmental Relations, narrated a video presentation, a copy of which is made a part of the papers of this meeting. He noted that some 1,700 municipal-related bills have been filed this session, and reviewed them briefly in highlight, speaking to the probability of their passage into law. He spoke to the bill that would insure state guarantees of costs to attract the Pan American Games and the Olympic Games to Texas, and the possible computation of that support. He also spoke to other bills that affect San Antonio and other municipalities, including the electrical deregulation bill now before the House. He commented on bills affecting 'general government', including the matters of annexation and vested rights.

Mayor Peak spoke to the status of the bill affecting the funding for the children's health program and the crime package.

In response to a question by Mr. Marbut, Mr. Campbell spoke to the code compliance bills now before the legislature and the matter of the children's health program bill.

Mr. Webster noted that it has been a busy legislative session, and he thanked City Council members for their time testifying before various committees and subcommittees of the legislature on pending bills.

Mayor Peak thanked City staff and Mr. Webster, Chair of the State Affairs Committee of City Council.

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The Clerk read the following Ordinance:

AN ORDINANCE 89652

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS AUTHORIZING THE ISSUANCE OF "CITY OF SAN ANTONIO, TEXAS WATER SYSTEM JUNIOR LIEN REVENUE AND REFUNDING BONDS, SERIES 1999"; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON THE BONDS BY A JUNIOR LIEN ON AND PLEDGE OF THE NET REVENUES OF THE CITY'S WATER SYSTEM; PROVIDING THE TERMS AND CONDITIONS

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OF SUCH BONDS AND RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE, PAYMENT, SECURITY, SALE, AND DELIVERY OF SUCH BONDS, INCLUDING THE APPROVAL OF AN APPLICATION TO THE TEXAS WATER DEVELOPMENT BOARD; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT, AN ESCROW DEPOSIT AGREEMENT, AND AN ESCROW AGREEMENT; COMPLYING WITH THE REQUIREMENTS OF THE DEPOSITORY TRUST COMPANY'S LETTER OF REPRESENTATIONS; COMPLYING WITH THE REGULATIONS PROMULGATED BY THE TEXAS WATER DEVELOPMENT BOARD; ENACTING OTHER PROVISIONS INCIDENT AND RELATED TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE; PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT AFFIRMATIVE VOTES.

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Mr. Octavio Pena, Director of Finance, spoke in an overview of the San Antonio Water System revenue and refunding bonds.

Mr. Ralph Huber, Vice President and Chief Financial Officer, SAWS, then narrated a video presentation on the proposed bonds, a copy of which presentation is made a part of the papers of this meeting. He spoke to a brief background of the bond issuance; bond data; debt service; other considerations; use of bond sales proceeds; capital improvement projects of SAWS to be financed; wastewater projects; and noted that the closing is set for June 3, 1999.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, questioned whether or not the sale of bonds is the best way to finance capital improvements at SAWS, and spoke to the locations of the various projects. He commended SAWS for its decisions on projects to be completed.

Mr. Jack Finger, P.O. Box 12048, commended SAWS on the low interest rate through the Texas Water Development Board, but spoke to his concern with the costs of the wastewater recycling program. He stated that SAWS' Citizens Advisory Committee has not yet seen the details of these bonds, and asked the Mayor to vote "no" on them.

* * * *

In response to a question by Mr. Prado, Mr. Mike Thuss, Chief Operating Officer of SAWS, addressed details of the wastewater recycling program and the positive impact it has had on use of water from the Edwards Aquifer. He then spoke to the various groups

in favor of the recycling program and noted that it represents fully 20 per cent of the demand for Edwards Aquifer water. Finally, he spoke to the cost-effectiveness of the recycling program.

Ms. Guerrero then spoke to the matter of a number of complaints she has received about a SAWS project on the southeast side.

Mr. Bannwolf made a motion to approve the proposed Ordinance. Mr. Webster seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Guerrero, Prado, Menéndez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Salas, Vásquez.

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99-16 **CITY MANAGER'S REPORT**

SAPOA PRESS CONFERENCE ON MANPOWER ISSUES

Mr. Alexander E. Briseño, City Manager, spoke briefly to a handout of materials relating to a press conference held earlier today by the San Antonio Police Officers Association and to staff's comments relative to some of the point raised, particularly the police manpower issues.

Police Chief Al A. Philippus then reviewed the SAPOS press conference and spoke in refutation of certain charges made. A copy of his memorandum on this matter is made a part of the papers of this meeting.

Mayor Peak stated that it is important that San Antonio citizens don't get the wrong impression of the Police Department and its impact on crime.

Chief Philippus stated that his department has adequate resources to protect the citizens of San Antonio, including the police officers themselves. He spoke to the department's program to add new officers to the force in increments, and addressed the need to be proactive instead of reactive, through programs in the neighborhoods.

Mr. Briseño noted that a more thorough report would be made available in a few weeks.

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99-16 City Council recessed its regular session at 4:02 P.M. in order to convene in Executive Session for the purpose of:

- A) Attorney/Client consultation regarding the status of Fire Collective Bargaining Negotiations.
- B) Attorney/Client consultation regarding litigation case styled Robert Hall and Cindy Hall v. City of San Antonio and Camilo Ybarra, Cause No. 97-CI-16400, in the 73rd Judicial District Court of Bexar County, Texas.

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99-16 The City Council adjourned the Executive Session at 4:28 P.M. and reconvened in regular session, at which time Mayor Peak announced that City Council had been briefed on the above-styled matters and had given staff direction, but had taken no official action.

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99-16 **CITIZENS TO BE HEARD**
NOGALITOS STREET CORRIDOR PROPOSAL
MR. MANUEL BENAVIDES

Mr. Manuel Benavides presented to the City Council a proposal entitled, The Nogalitos Street Corridor proposal. He stated that he is presenting it on behalf of the Nogalitos Street Community Development Corporation and he has been in contact with City staff on this issue. A copy of the presentation (street map drawings) is on file with the papers of this meeting.

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MS. HELENE WALTER LOT

Ms. Lot also spoke on the issue and stated that the proposed redevelopment of the Nogalitos Corridor would be an excellent gateway from Kelly AFB to the downtown area.

In response to Councilman Garza, Mr. Benavides stated that he has been in contact with City staff on the issue of the Neighborhood Commercial Revitalization application process.

Mayor Peak and Councilman Garza both urged Mr. Benavides and Ms. Lot to continue their discussions with the City staff on this project.

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MR. FARIS HODGE

Mr. Hodge presented to the City Council a copy of an article appearing in the San Antonio Express regarding the lobbying ban issue. He took issue with a proposed six signature memorandum being circulated by Councilman Marbut regarding the banning of lobbying by state lawmakers. He agreed with statements regarding the infringement of free speech and considered it unconstitutional. Mr. Hodge then spoke of taking issue with Police Chief Phillipus and stated that the City needs more police bike patrols as well as motorcycle police officers. He then spoke regarding issues pending before the Commissioners' Court. He then asked that more public hearings be held on the privatization of the airport and that he is completely opposed to any consolidation between the City and the County.

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MR. NAZARITE RUBEN FLORES PEREZ

Mr. Perez spoke in support of Mr. Manuel Benavides; plan as presented earlier and stated it would be good for the area. He then took issue with the manner in which protestors were treated by Governor Bush this past week in Austin. He spoke against lobbying by state lawmakers.

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**MEADOW VILLAGE II RESIDENT CONCERNS
JAMES D. ROSSKOPF**

James D. Rosskopf, 8711 Flint Valley presented to the City Council his concerns in writing of issues within Meadow Village II which are affecting their quality of life. A copy of his presentation is on file with the papers of this meeting.

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MS. BLANCHE ATKINSON

Ms. Atkinson, 8818 Dale Valley, also spoke of disruption in their lives caused by the San Antonio Water System and the manner in which they have disregarded their requests for action on street , curbs and sidewalk repairs due to work.

Councilman Prado stated that he is very familiar with the concerns expressed by these residents and that he has been in attendance at their neighborhood meetings. He stated that the City staff and the SAWS staff is working on the issue and the project should be completed by the end of August. He then took issue with the manner in which staffs of the City, SAWS and Bexar Metropolitan Water District had been treated at these meetings and urged the citizens to work together with these respective staff members to resolve the issue.

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MR. DAVID KLAR

Mr. Klar, 4212 Medical Drive, #418, spoke to the City Council as Chair of the Alamo Group of the Sierra Club. He thanked the City Council for their efforts and many awareness campaigns to reduce the smog and pollution in the area. He then stated that the problem is not a local one, but rather a regional one and that their efforts will be for naught unless they are addressed regionally. He spoke to a proposed SB 766 which grandfather's power plant and asked that the City Council take a public stance against this proposed bill, or that amendments be attached to bring the power plant in the state into compliance.

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MR. JIM KOCH

Mr. Jim Koch, 8214 Evert Dr., also spoke on this same issue and stated that the proposed bill needs to be stopped since it is on its way to passage into law. He spoke to the harmful impact to the environment, if it is passed. He urged the Council to also take a public stance on this issue.

99-16 There being no further business to come before the Council, the meeting was adjourned at 5:42 P.M.

A P P R O V E D



HOWARD W. PEAK
M A Y O R

Attest:



NORMA S. RODRIGUEZ, CMC/AE
City Clerk