

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO, HELD IN  
THE COUNCIL CHAMBERS, MUNICIPAL  
PLAZA BUILDING, THURSDAY OCTOBER  
13, 1994.

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94-49 The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building, "B" Room, to consider the following item(s). The Council members present were: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, LARSON, WOLFF.

Discussion and Interviews for Boards Appointments: Firemen's & Policemen's Civil Service Commission, Metropolitan Transit Authority, Urban Renewal Agency, San Antonio Works Board, Child Care Management Services Child Care Advisory Council, Historic & Design Review Commission, Noise Abatement Advisory Committee, San Antonio AIDS/HIV Commission, Small and Minority Business Advocacy Advisory Committee.

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94-49 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Nelson W. Wolff, with the following members present: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, LARSON, WOLFF. Absent: NONE.

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94-49 Invocation - Father Eddie Bernal, St. John Berchman Catholic Church.

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94-49 Pledge of Allegiance to the flag of the United States.

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94-49 Minutes of the August 25, 1994 Regular City Council Meeting were approved.

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94-49 THE BIG HELP

Mayor Wolff stated that San Antonio recently was chosen one of five cities to play a special role in "The Big Help"...a nationwide campaign to encourage youths to volunteer their services, a multi-year

grassroots campaign designed to educate, encourage, and provide opportunities for youths to perform volunteer service in their communities. He noted that, locally, "The Big Help" is being planned by Paragon Cable, the Nickelodeon Network, and a committee of local leaders.

Mr. Navarra Williams, General Manager, Paragon Cable of San Antonio, briefly explained the event as representatives of The Nickelodeon Network distributed special gifts to City Council members.

Mr. Thornton and Mr. Perez spoke to Paragon Cable's corporate citizenship as exemplified by this and other programs.

94-49

MR. MASAO KATO, OKAZAKI, JAPAN

Mayor Wolff stated that the City is pleased to have in the audience today a distinguished visitor from Japan, Mr. Masao Kato, President of the Okazaki South Rotary Club in Japan, who is visiting our City to deliver several speeches commemorating "Japan Week" celebrations. He noted that Mr. Kato's arrival in San Antonio is most fortuitous, as the City is also observing the 80th anniversary of the Japanese monument at the Alamo, which was bestowed upon the City by the people of Okazaki in September, 1914. He stated that a second monument, bearing the inscription about the heroes of the Alamo, still stands at the Main Gate of the Okazaki Castle.

Mayor Wolff stated that, as a token of our continuing appreciation and affection for the people of Okazaki, Mr. Kato this day is being made an Honorary Citizen of San Antonio. He then presented the proclamation to Mr. Kato, along with the book on San Antonio, as a memento of his visit to San Antonio.

Mr. Kato introduced members of his delegation and thanked the Mayor and City Council for the recognition and gifts. He then spoke to his visit to San Antonio, at the invitation of Our Lady of the Lake University.

94-49

KOREAN WAR VETERANS MEMORIAL

Mayor Wolff introduced former Mayor Charles Becker, and noted that he is here, accompanied by a group of some 50 Korean War veterans.

Mayor Becker spoke to details of the nine year fundraising drive for a Korean War Memorial, and introduced other members of his delegation, addressing their Korean War military service. He noted that the group has raised some \$43,000 thus far, and is in need of another \$40,000 to complete the project. He noted that formal dedication ceremonies for the Korean War Veterans Memorial is set for November 13,

1994 at a site in front of Municipal Auditorium, near the Vietnam Memorial.

Discussion took place concerning the funding needs, during which Mayor Wolff pledged \$5,000 from his Discretionary Fund and urged other members of City Council to contribute to the memorial.

Mr. Larson asked that an ordinance be prepared for presentation to City Council next week, at which time other Council members may wish to contribute to the memorial.

Mr. Solis then pledged \$5,000 from his Discretionary Fund in honor of his father, a veteran of the Korean War, and stated that the contribution is being made on behalf of Districts 5 and 8, since Mr. Thornton recently made a generous contribution to a project in District

(At the request of Mayor Wolff, City Council momentarily set aside further consideration of this matter in order to introduce a distinguished visitor to City Council chambers.)

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94-49

MR. JIM NUGENT

Mayor Wolff introduced Texas Railroad Commissioner Jim Nugent, and spoke to a major change coming January 1, 1995 which will affect San Antonio.

Mr. Nugent spoke to the January 1, 1995 date for deregulation of the trucking industry in Texas, and the need for City staff to review how this action will affect San Antonio.

Mayor Wolff spoke to his concerns for deregulation of the trucking industry in Texas.

Mr. Nugent noted that taxicabs may be affected by this deregulation, if they pick up packages for delivery elsewhere.

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94-49

KOREAN WAR VETERANS MEMORIAL DISCUSSION (continued)

Other members of City Council then pledged amounts of money from their respective Discretionary Funds, including Ms. McClendon (\$500), Mr. Avila (\$1,000), Mr. Ross (\$1,000), Mr. Perez (\$500), Mr. Larson (\$1,000), and Ms. Billa Burke (\$1,000).

A brief videotaped presentation outlined the creation of the memorial.

Staff was directed to prepare an ordinance on next week's agenda for formal consideration.

94-49 CONSENT AGENDA

Mr. Perez made a motion to approve Agenda Items 10 through 35b, constituting the Consent Agenda, with Agenda Items 34-A, 34-B, 34-C, 34-D, 34-E and 34-F being pulled for individual consideration. Ms. Billa Burke seconded the motion.

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

AN ORDINANCE 80,911

ACCEPTING THE PROPOSAL OF AMDAHL CORPORATION FOR RENEWAL OF ITS CONTRACT TO PROVIDE MATERIALS AND LABOR FOR THE MAINTENANCE OF MAINFRAME COMPUTER DISK DRIVES AND CONTROL UNITS FOR THE SAN ANTONIO INFORMATION SERVICES DEPARTMENT FOR A TOTAL OF \$28,608.00.

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AN ORDINANCE 80,912

ACCEPTING THE LOW QUALIFIED BID OF NETCON IN THE AMOUNT OF \$86,394.41 TO PROVIDE COMPUTER HARDWARE AND SOFTWARE TO AUGMENT THE MONITORING AND CONTROLLING OF 800 DEVICES, INCLUDING TERMINALS, PRINTERS, MICROCOMPUTERS, AND TELEPHONE SWITCHES WITHIN THE INFORMATION SYSTEM NETWORK.

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AN ORDINANCE 80,913

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO FURNISH THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR THE 1994-95 FISCAL YEAR FOR APPROXIMATELY \$440,000.00 (COPIES OF ALL BID PACKETS ARE AVAILABLE FOR REVIEW IN THE SAN ANTONIO CITY CLERK'S OFFICE).

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AN ORDINANCE 80,914

ACCEPTING THE PROPOSAL OF CH2M HILL IN THE AMOUNT OF \$64,771.44 TO PERFORM ADDITIONAL ENGINEERING SERVICES IN CONNECTION WITH THE ESPADA DAM

MODIFICATION AND SILT REMOVAL PROJECT;  
APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 80,915

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 1  
IN THE DECREASED AMOUNT OF \$62,474.02 TO THE  
CONTRACT WITH YOUNG CONTRACTORS, INC. IN CONNECTION  
WITH THE SINGLE COURSE BITUMINOUS SLURRY SEAL - 1994  
PROJECT.

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AN ORDINANCE 80,916

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 3  
IN THE DECREASED AMOUNT OF \$20,398.78 TO THE  
CONTRACT WITH R.L. JONES CO., INC. IN CONNECTION  
WITH THE MISSION SAN JOSE STREET REALIGNMENT  
PROJECT.

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AN ORDINANCE 80,917

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE  
AMOUNT OF \$89,100.00 WITH FERNANDEZ, FRAZER, WHITE &  
ASSOCIATES, INC. FOR THE PROVISION OF CERTAIN  
ENGINEERING SERVICES RELATED TO THE AARON-COMMERCIAL  
TO PLEASANTON COMMUNITY DEVELOPMENT BLOCK GRANT  
(CDBG) PROJECT; REVISING THE PROJECT BUDGET;  
AUTHORIZING \$10,900.00 FOR ENGINEERING CONTINGENCY  
EXPENSES; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 80,918

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE  
AMOUNT OF \$79,200.00 WITH SLAY ENGINEERING FOR THE  
PROVISION OF CERTAIN ENGINEERING SERVICES RELATED TO  
THE AURELIA FROM M. L. KING TO YUCCA COMMUNITY  
DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING  
THE PROJECT BUDGET; AUTHORIZING \$13,700.00 FOR  
ENGINEERING CONTINGENCY EXPENSES; AND PROVIDING FOR  
PAYMENT.

\* \* \* \*

AN ORDINANCE 80,919

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$100,000.00 WITH MACINA, BOSE, COPELAND & ASSOCIATES, INC. FOR THE PROVISION OF CERTAIN ENGINEERING SERVICES RELATED TO THE JOB BLANKS OUTFALL COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 80,920

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$50,000.00 WITH S.M. GALINDO & ASSOCIATES FOR THE PROVISION OF CERTAIN ENGINEERING SERVICES RELATED TO THE CLARK FROM ESSEX TO M.L. KING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 80,921

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$47,000.00 WITH GROVES & ASSOCIATES FOR THE PROVISION OF CERTAIN ENGINEERING SERVICES RELATED TO THE CRESWELL FROM E. HOUSTON TO DEAD-END COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 80,922

AUTHORIZING THE DESIGNATION OF 8.501 ACRES OF CITY OWNED PROPERTY AS A WILDLIFE PRESERVE AND WETLAND MITIGATION AREA SUBJECT TO A U.S. ARMY CORPS OF ENGINEERS (USACE) CLEAN WATER ACT SECTION 404 PERMIT AND AUTHORIZING THE EXECUTION OF A NOTICE OF RESTRICTION.

\* \* \* \*

AN ORDINANCE 80,923

AUTHORIZING THE ACQUISITION OF TITLE TO FOUR PARCELS AND AUTHORIZING THE EXPENDITURE OF \$1,726.00 IN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR SUCH ACQUISITIONS IN CONNECTION WITH THE BUSTILLOS DRIVE PROJECT-KELLY DRIVE TO ROOSEVELT; AUTHORIZING THE ACQUISITION OF TITLE TO ONE PARCEL AND AUTHORIZING THE EXPENDITURE OF \$5,200.00 IN

COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) WITH THE  
HAWTHORNE STREETS PROJECT-IH35 TO PLEASANTON ROAD.

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AN ORDINANCE 80,924

APPROVING THE ASSIGNMENT OF THE EL MERCADO LEASE  
AGREEMENT CURRENTLY HELD BY JAKE R. AND B. CELIA  
FLORES D/B/A/ ARTES METALICAS TO RODNEY KENT BARKER  
D/B/A/ ARTES METALICAS DE SAN ANTONIO.

\* \* \* \*

AN ORDINANCE 80,925

AUTHORIZING THE EXECUTION OF A REIMBURSABLE  
AGREEMENT WITH THE OFFICE OF JUSTICE PROGRAMS OF THE  
UNITED STATES DEPARTMENT OF JUSTICE (DOJ) AND THE  
CITY OF SAN ANTONIO TO CONTINUE OPERATION OF THE  
DRUG USE FORECASTING (D.U.F.) PROGRAM FOR THE PERIOD  
OCTOBER 1, 1994 THROUGH SEPTEMBER 30, 1995;  
AUTHORIZING A BUDGET OF \$70,104.00 FOR PROJECT  
ACTIVITIES; AND ESTABLISHING A FUND AND BUDGET IN  
THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO  
ACCOUNT FOR D.U.F. PROJECT ACTIVITIES.

\* \* \* \*

AN ORDINANCE 80,926

ACCEPTING \$237,322.00 FROM THE TEXAS CRIMINAL  
JUSTICE DIVISION THROUGH THE ALAMO AREA COUNCIL OF  
GOVERNMENTS TO AUGMENT THE CITY'S CRIMINAL JUSTICE  
PROGRAMS FOR FY 1994-95.

\* \* \* \*

AN ORDINANCE 80,927

AUTHORIZING REIMBURSEMENT OF \$26,243.00 TO  
FINESILVER, LTD. FOR STREET LIGHTS IN THE  
FINESILVER SUBDIVISION, WHOSE PLANNED STREETS ARE  
BEING REDESIGNATED AS PRIVATE STREETS.

\* \* \* \*

AN ORDINANCE 80,928

AUTHORIZING THE ACCEPTANCE OF ADDITIONAL FUNDS IN  
THE AMOUNT OF \$12,797.00 FROM THE TEXAS DEPARTMENT  
OF HEALTH (TDH) FOR USE IN THE MAMMOGRAPHY PROJECT  
OPERATED BY THE SAN ANTONIO METROPOLITAN HEALTH

DISTRICT (SAMHD); AUTHORIZING THE EXECUTION OF A REVISION TO THE CONTRACT WITH THE TDH; AND REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 1994-95, ESTABLISHED IN ORDINANCE NO. 77973, PASSED AND APPROVED ON MAY 20, 1993.

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AN ORDINANCE 80,929

AUTHORIZING PAYMENT OF \$16,426.00 TO THE NATIONAL LEAGUE OF CITIES FOR THE CITY'S ANNUAL MEMBERSHIP DUES FOR THE PERIOD FROM OCTOBER 1, 1994 THROUGH SEPTEMBER 30, 1995.

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AN ORDINANCE 80,930

AUTHORIZING PAYMENT OF \$30,019.00 TO THE TEXAS MUNICIPAL LEAGUE (TML) FOR THE CITY'S ANNUAL MEMBERSHIP DUES FOR THE PERIOD FROM AUGUST 1, 1994 THROUGH JULY 31, 1995.

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AN ORDINANCE 80,931

AUTHORIZING THE EXECUTION OF A CONTRACT WITH UNITED DENTAL CARE OF TEXAS, INC., FOR DENTAL MAINTENANCE ORGANIZATION (DMO) SERVICES FOR A ONE YEAR PERIOD FROM JANUARY 1, 1995 TO DECEMBER 31, 1995, FOR DENTAL CARE COVERAGE AND SERVICE FOR ACTIVE CIVILIAN EMPLOYEES.

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AN ORDINANCE 80,932

AUTHORIZING THE RENEWAL OF THE CONTRACT WITH SOUTHWEST VISION SERVICE PLAN (VSP) TO PROVIDE VISION CARE SERVICES FOR A ONE YEAR PERIOD FROM JANUARY 1, 1995 TO DECEMBER 31, 1995, FOR ACTIVE CIVILIAN EMPLOYEES.

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AN ORDINANCE 80,933

AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE FOLLOWING HEALTH MAINTENANCE ORGANIZATIONS (HMO's) FOR A ONE YEAR PERIOD FROM JANUARY 1, 1995, TO DECEMBER 31, 1995: (A) HUMANA HEALTH CARE PLANS IN

THE ESTIMATED AMOUNT OF \$1,416,000.00, (B) PACIFICARE OF TEXAS, INC. IN THE ESTIMATED AMOUNT OF \$4,168,000.00, (C) PRUDENTIAL HEALTHCARE PLAN, INC. IN THE ESTIMATED AMOUNT OF \$1,461,000.00 AND (D) PCA HEALTH PLANS OF TEXAS, INC. IN THE ESTIMATED AMOUNT OF \$49,000.00.

\* \* \* \*

AN ORDINANCE 80,934

AUTHORIZING THE LIBRARY AND HEALTH DEPARTMENT TO SUBMIT A GRANT APPLICATION IN THE AMOUNT \$30,000.00 TO THE AMERICAN LIBRARY ASSOCIATION FOR FUNDING A PROGRAM TO HELP AT-RISK PARENTS IMPROVE THEIR READING SKILLS AND TO RAISE GENERAL AWARENESS TO THE RANGE OF INFORMATION AVAILABLE AT PUBLIC LIBRARIES ON PARENTING.

\* \* \* \*

AN ORDINANCE 80,935

AUTHORIZING THE TEMPORARY CLOSURE OF CONVENT, BETWEEN SOLEDAD AND AUGUSTA, FROM 10:00 A.M. ON SATURDAY, OCTOBER 29, 1994, TO 10:00 A.M. ON SUNDAY, OCTOBER 30, 1994, IN ORDER THAT INDUSTRIAL MAY HOLD ITS BLOCK PARTY BENEFIT.

\* \* \* \*

AN ORDINANCE 80,936

AUTHORIZING THE TEMPORARY CLOSURE OF W. MAGNOLIA, BETWEEN LAKE AND KAMPMANN, FROM 5:00 P.M. TO 7:00 P.M. ON SUNDAY, OCTOBER 23, 1994, IN ORDER THAT THE W. MAGNOLIA RESIDENTS CAN HOLD THEIR W. MAGNOLIA BLOCK PARTY.

\* \* \* \*

94-49 The Clerk read the following Ordinance:

AN ORDINANCE 80,937

APPOINTING MOLLY SHERIDAN (MAYOR) TO THE DISABILITY ACCESS ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON JUNE 30, 1996.

\* \* \* \*

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

The following citizen appeared to speak:

Mr. Karl Wurz, 820 Florida, spoke to his primary concerns for the appointments being considered under Agenda Items 34-D, 34-E and 34-F for San Antonio Water System, addressing his concept of that agency and his objections to the proposed appointments under consideration today.

\* \* \* \*

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

94-49 The Clerk read the following Ordinance:

AN ORDINANCE 80,938

APPOINTING DELIA ACOSTA (DISTRICT 5) TO THE SAN ANTONIO PUBLIC LIBRARY BOARD OF TRUSTEES FOR A TERM OF OFFICE TO EXPIRE ON SEPTEMBER 30, 1996.

\* \* \* \*

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

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

94-49 The Clerk read the following Ordinance:

AN ORDINANCE 80,939

REAPPOINTING IRMA REYES (DISTRICT 1) TO THE ZONING COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON JUNE 30, 1996.

\* \* \* \*

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

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

94-49 The Clerk read the following Ordinance:

AN ORDINANCE 80,940

APPOINTING J.J. AMARO TO THE SAN ANTONIO WATER SYSTEM BOARD OF TRUSTEES FOR A TERM OF OFFICE TO EXPIRE ON MAY 31, 1998.

\* \* \* \*

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

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

94-49 The Clerk read the following Ordinance:

AN ORDINANCE 80,941

APPOINTING NANCY S. BOHMAN TO THE SAN ANTONIO WATER SYSTEM BOARD OF TRUSTEES FOR A TERM OF OFFICE TO EXPIRE ON MAY 31, 1998.

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

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

94-49 The Clerk read the following Ordinance:

AN ORDINANCE 80,942

APPOINTING DANIELLE MILAM TO THE SAN ANTONIO WATER

SYSTEM BOARD OF TRUSTEES FOR A TERM OF OFFICE TO  
EXPIRE ON MAY 31, 1998.

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

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

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94-49 The Clerk read the following Ordinance:

AN ORDINANCE 80,943

ACCEPTING A \$4,000.00 GRANT FROM THE TEXAS HISTORICAL COMMISSION TO INVENTORY ALL STRUCTURES AND CATEGORIZE EACH STRUCTURE'S SIGNIFICANCE FOR A POTENTIAL HISTORIC DISTRICT AND ESTABLISH STANDARDS FOR DESIGNATING HISTORIC DISTRICT BOUNDARIES FOR THE AREA IMMEDIATELY SOUTH OF FORT SAM HOUSTON, KNOWN AS THE GOVERNMENT HILL NEIGHBORHOOD; AND AUTHORIZING \$4,000.00 FROM THE FINCK BUILDING FUND AS THE CITY'S MATCH FUND.

\* \* \* \*

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

Ms. Ann McGlone, Historic Preservation Officer, spoke to details of plans for a historic district grant for this Government Hill Neighborhood.

Ms. McClendon spoke to the need for grant funds for housing rehabilitation in this neighborhood.

Mr. Peak spoke to the need to preserve historic sites in this area.

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

94-49 The Clerk read the following Ordinance:

AN ORDINANCE 80,944

ACCEPTING THE RECOMMENDATION OF THE AD HOC LEARNING CENTERS SITE SELECTION COMMITTEE TO CONSTRUCT THE DISTRICT 7 LEARNING CENTER ON ST. MARY'S UNIVERSITY CAMPUS PROPERTY, ADJACENT TO THE SOUTH ENTRANCE AND FACING CULEBRA ROAD; AND AUTHORIZING THE NEGOTIATION OF AN AGREEMENT WITH ST. MARY'S UNIVERSITY.

\* \* \* \*

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

Representatives of the Literacy Center Site-Selection Committee came forward to speak in support for this facility.

Mr. Ross thanked St. Mary's University for its partnership in locating this Literacy Center on their campus.

Mr. Solis spoke to all parties working closely together to accomplish a common goal.

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

**ZONING HEARINGS**

94-49 The City Clerk read the following Ordinance:

AN ORDINANCE 80,945

AMENDING SECTION 35-3168 OF CHAPTER 35 OF THE CITY CODE OF THE CITY OF SAN ANTONIO IN ORDER TO CREATE THE NORTH ST. MARY'S STREET URBAN CORRIDOR DISTRICT; AMENDING SECTION 28-226 OF CHAPTER 28 OF THE CITY CODE TO CONFORM CHAPTER 28 AND CHAPTER 35.

\* \* \* \*

Mr. Andy Guerrero, Senior Planner, and Mr. Ricardo Solis, Planning Department, explained the proposed establishment of North St. Mary's Street, from IH 35 to Hwy 281, as an Urban Corridor District.

Mr. Ricardo Solis, Planner II, briefed the Commission on the proposed urban corridor designation.

Ms. Kathleen Trenchard, 215 E. Park Avenue, Tobin Hills Association, spoke on his concern about the zoning project.

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

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

94-49 CASE #Z94185 - to rezone and reclassify Both sides of North St. Mary's, between I.H. 35 and Highway 281 for a distance of two hundred (200) feet from the street right-of-way as an Urban Corridor.

Mr. Andy Guerrero, Senior Planner, explained the proposed zoning changes.

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

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

AN ORDINANCE 80,946

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 BOTH SIDES OF NORTH ST. MARY'S, BETWEEN I.H. 35 AND HIGHWAY 281 FOR A DISTANCE OF TWO HUNDRED (200) FEET FROM THE STREET RIGHT-OF-WAY. AS AN URBAN CORRIDOR. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

94-49 CASE #Z94164 - to rezone and reclassify 14.3385 acres out of NCB's 17627 and 18598 DeZavala Road, from "B-3" ERZD and "B-2" ERZD Business Edwards Recharge Zone Districts to "P-1(R-1)0 " ERZD Planned Unit Development Single Family Residence District. Property is located 1115.70' southwest of the intersection of Lockhill Selma Road and DeZavala Road, having 580.48' on DeZavala Road and a depth of 1102.37'.

Mr. Andy Guerrero, Senior Planner, explained the proposed zoning changes.

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

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

AN ORDINANCE 80,947

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 14.3385 ACRES OUT OF NCB'S 17627 AND 18598 DEZAVALA ROAD, FROM "B-3" ERZD AND "B-2" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICTS TO "P-1(R-1)" ERZD PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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94-49

CASE #Z94196 - to rezone and reclassify 50 acres out of NCB 15825 IH-10 West Expressway, from temporary "R-1" Single Family Residence District to "B-3" Business District. Property is located on the northwest side of IH-10 West Expressway, being 896.67' southeast of the intersection of Pecan Springs Road and IH-10 West Expressway, having 634.91' on IH-10 West Expressway and a depth of 1750.32'.

Mr. Andy Guerrero, Senior Planner, explained the proposed zoning changes.

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

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

AN ORDINANCE 80,948

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 50 ACRES OUT OF NCB 15825 IH-10 WEST EXPRESSWAY, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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94-49

CASE #Z94168 - to rezone and reclassify Lot 48, Blk 25, NCB 16496 Rough Oak and Henderson Pass, from "O-1" Office District, "B-3" Business District and "B-3" ERZD Business Edwards Recharge Zone district to "R-7" Small Lot Home District and "R-7" ERZD Small Lot Home Edwards Recharge Zone District. Property is located south of the intersection of Henderson Pass and Rough Oak, having 175.04' on Henderson Pass and 883.17' on Rough Oak.

Mr. Andy Guerrero, Senior Planner, explained the proposed zoning changes.

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

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

AN ORDINANCE 80,949

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 48, BLK 25, NCB 16496 ROUGH OAK AND HENDERSON PASS, FROM "O-1" OFFICE DISTRICT, "B-3" BUSINESS DISTRICT AND "B-3" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT TO "R-7" SMALL LOT HOME DISTRICT AND "R-7" ERZD SMALL LOT HOME EDWARDS RECHARGE ZONE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

94-49

CASE #Z94208 - to rezone and reclassify 17.4899 acres out of NCB 17857 from "B-2" ERZD and "B-3" ERZD Business Edwards Recharge Zone Districts to "P-1(R-1)" ERZD Planned Unit Development Single Family

October 13, 1994  
bg

16

Residence Edwards Recharge Zone District, and 0.2792 acre out of NCB 17857 from "B-2" ERZD and "P-1(R-2)" ERZD Planned Unit Development Two Family Residence Edwards Recharge Zone District. Property is located on the southeast side of Huebner Road, 100 feet northeast of the intersection of Huebner Road, 100 feet northeast of the intersection of Huebner Road and Northern Dancer, having 660.67 feet on Huebner Road and a depth of 761.80 feet; Property is located on the southeast side of Huebner Road, 385 feet northeast of the intersection of Huebner Road and Northern Dancer, having 115 feet on Huebner Road and a depth of 125 feet.

Mr. Andy Guerrero, Senior Planner, explained the zoning case briefly.

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

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

AN ORDINANCE 80,950

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 17.4899 acres out of NCB 17857 from "B-2" ERZD and "B-3" ERZD Business Edwards Recharge Zone Districts to "P-1(R-1)" ERZD Planned Unit Development Single Family Edwards Recharge Zone District, and 0.2792 acre out of NCB 17857 from "B-2" ERZD and "P-1(R-2)" ERZD Planned Unit Development Two Family Residence Edwards Recharge Zone District. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

94-49

CASE #Z94198 - to rezone and reclassify Lot 1, Blk 38, NCB 11754 11003 West Avenue, from "A" Single Family Residence District to "B-1" Business District, property is located north of the intersection of Larkspur Drive and West Avenue, having 125' on Larkspur Drive and 139.23' on West Avenue.

Mr. Andy Guerrero, Senior Planner, explained the proposed zoning changes.

Mr. Peak made a motion to approve the recommendation of the City Staff. Mr. Ross seconded the motion.

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

AN ORDINANCE 80,951

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 1, BLK 38, NCB 11754 11003 WEST AVENUE, FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT, "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

94-49

CASE #Z94199 - to rezone and reclassify The east 72' of Lot 66, NCB 11884 351 West Sunset Road. from "A" Single Family Residence District to "O-1" Office District. Property is located on the north side of West Sunset Road, being approximately 289.5' east of the intersection of Teak Lane and West Sunset Road, having 72.5' on West Sunset Road and a depth of 295'.

Mr. Andy Guerrero, Senior Planner, explained the proposed zoning changes.

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

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

AN ORDINANCE 80,952

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE EAST 72' OF LOT 66, NCB 11884 351 WEST SUNSET ROAD. FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT. "THE

PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED  
\$1,000.00."

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94-49

**CASE #Z94184 - to rezone and reclassify Lot 5, Blk 7, NCB 17332 Lakeside Parkway, from Temporary "R-1" Single Family Residence District to "B-3" Business District.** Property is located on the southwest side of Lakeside Parkway, 535' southeast of the intersection of Lakeside Parkway and Cable Ranch Road, having 500' on Lakeside Parkway an depth of 585'.

Mr. Andy Guerrero, Senior Planner, explained the proposed zoning changes.

Ms. Ayala asked to speak with the applicant, Mr. Roy White.

Mr. Roy White, 7800 IH-10, representing the applicant, requested the change of zoning for general retail center. He stated that they propose to operate a restaurant on the property.

Ms. Ayala made a motion to approve the recommendation of the Zoning Commission. Mr. Solis seconded the motion.

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

AN ORDINANCE 80,953

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 5, BLK 7, NCB 17332 LAKESIDE PARKWAY, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

94-49 **CASE #Z94188 - to rezone and reclassify The west 93' of Lot 5, Blk 14, NCB 16524 2134 Pinn Road, from Temporary "R-1" Single Family Residence District to "B-3NA" Non Alcoholic Sales Business District.** Property is located northeast of the intersection of Pinn Road and Orr Drive, having 50' on Pinn Road and 93' on Orr Drive.

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

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

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

AN ORDINANCE 80,954

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE WEST 93' OF LOT 5, BLK 14, NCB 16524 2134 PINN ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3NA" NON ALCOHOLIC SALES BUSINESS DISTRICT. PROPERTY "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

94-49 CASE #Z94210 - to rezone and reclassify P-217, and P-216A, NCB 15095 from "B-3NA" Non Alcoholic Sales Business District and Restrictive Business District to "R-5"; P-217, NCB 15095 from "B-3R" Restrictive Business District to Single Family Residence District, "R-6", P-156, P-156C and the northeast irregular 355 feet of P-139A, NCB 15095 Townhouse Residence District and "P-1(R-6)" Planned Unit Development Townhouse Residence District. Properties are located between Timberwilde Drive and Northwest Trails on both sides of Fenwood Street, having 604.63 feet on Timberwilde Drive, 291.62 feet on Northwest Trails and 868.82 feet Fenwood Street.

Mr. Andy Guerrero, Senior Planner, explained the proposed zoning case changes.

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

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

AN ORDINANCE 80,955

AMENDING CHAPTER 35 OF THE CITY CODE THAT

CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS P-217, and P-216A, NCB 15095 from "B-3NA" Non Alcoholic Sales Business District and Restrictive Business District to "R-5", P-217, NCB 15095 from "B-3R" Restrictive Business District to Single Family Residence District, "R-6", P-156, P-156C and the northeast irregular 355 feet of P-139A, NCB 15095 Townhouse Residence District and "P-1(R-6)" Planned Unit Development Townhouse Residence District. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

94-49 CASE #Z94200 (CC) - to rezone and reclassify Lot 1, Blk 38, NCB 2033, 1722 Texas Avenue, from "B" Residence District to "R-2" CC Two Family Residence District with special City Council approval. Property is located southeast of the intersection of Texas Avenue and Wilson Blvd., having 50 feet on Texas Avenue and 154.5 feet on Wilson Blvd.

Mr. Andy Guerrero, Senior Planner, explained the proposed zoning changes.

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

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

AN ORDINANCE 80,956

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 1, BLK 38, NCB 2033, 1722 TEXAS AVENUE, FROM "B" RESIDENCE DISTRICT TO "R-2" CC TWO FAMILY RESIDENCE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

94-49 CASE #Z94207 - to rezone and reclassify 31.63 acres out of NCB's 18972, Block 1; NCB 18973, Block 2; NCB 18974, Block 3; NCB 18975, Block 4 and NCB 15007, from "R-7" Small Home District to "P-1(R-7)" Planned Unit Development Small Lot Home District. Properties are located on the south side of Mainland Drive, 1,212.31 feet southwest of the intersection of Montego Road and Mainland Drive, having 100 feet on Mainland Drive and a depth of 821.40 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed zoning changes.

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

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

AN ORDINANCE 80,957

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 to rezone and reclassify 31.63 acres out of NCB's 18972, Block 1; NCB 18973, Block 2; NCB 18974, Block 3; NCB 18975, Block 4 and NCB 15007, from "R-7" Small Home District to "P-1(R-7)" Planned Unit Development Small Lot Home District. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

94-49 CASE #Z94209 - to rezone and reclassify 1.972 acres out of NCB 15053 and 5.283 acres out of NCB 14880 N.W. Loop 410 and Stemmons Drive from "I-1" Light Industry District to "B-3" Business District. The 1.972 acre tract is located 232' northeast of Zangs Drive between N.W. Loop 410 and Stemmons Drive, having 324.94' on N.W. Loop 410, 277.65' on Stemmons and 285' between these two streets. The 5.283 acres located east of the intersection of Stemmons Drive and Zangs Drive, having 509.61' on Stemmons Drive and 415.95' on Zangs Drive.

Mr. Andy Guerrero, Senior Planner, explained the proposed zoning changes.

In response to Mr. Ross's question, Mr. Guerrero explained there was no opposition present to speak.

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

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

AN ORDINANCE 80,958

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 1.972 acres out of NCB 15053 and 5.283 acres out of NCB 14880 N.W. Loop 410 and Stemmons Drive from "I-1" Light Industry District to "B-3" Business District. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

94-49

CASE #Z94212 - to rezone and reclassify Lots 8 and 13, NCB 14653, Babcock Road, from "R-6" Townhouse Residence District and "B-2" Business District to "P-1(R-1)" Planned Unit Development Single Family Residence District. Property is located on the southwest side of Babcock Road, 699 feet southeast of the intersection of Hollyhock Road and Babcock Road, having 349.76 feet on Babcock Road and a depth of 1,265.98 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed zoning changes.

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

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

AN ORDINANCE 80,959

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 8 AND 13, NCB 14653. BABCOCK ROAD, FROM "R-6" TOWNHOUSE RESIDENCE DISTRICT AND "B-2" BUSINESS DISTRICT TO "P-1(R-1)"

PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

94-49 CASE #Z94103 - to rezone and reclassify The west 200 feet of the south 100 feet of Lot 359, Block 38, NCB 11137. Zarzamora Street, from "B-2" Business District to "R-1" Single Family Residence District. Property is located on the east side of Zarzamora Street and a depth of 200 feet.

Mr. Andy Guerrero, Senior Planner, explained the zoning case briefly.

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

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

AN ORDINANCE 80,960

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE WEST 200 FEET OF THE SOUTH 100 FEET OF LOT 359, BLOCK 38, NCB 11137, ZARZAMORA STREET, FROM "B-2" BUSINESS DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

94-49 CASE #Z94189 - to rezone and reclassify the west 41' of the north 150' of Lot 60A and the west 61.53' of the north 305.54' of Lot 60, NCB 7895, 678 and 682 Stonewall Avenue, from "B" Residence District to "B-1" Business District, Property is located on the south side of Stonewall Avenue, 100' east of the intersection of IH-35 Expressway and Stonewall Avenue, having 102.53' on Stonewall Avenue and a depth of 305.54'.

Mr. Andy Guerrero, Senior Planner, explained the zoning case briefly.

In regards to Mr. Avila's question, Mr. Guerrero explained there was no one in opposition to speak present in the audience.

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

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

AN ORDINANCE 80,961

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE WEST 41' OF THE NORTH 150' OF LOT 60A AND THE WEST 61.53' OF THE NORTH 305.54' OF LOT 60, NCB 7895. 678 AND 682 STONEWALL AVENUE, FROM "B" RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT, "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

94-49

CASE #Z94203 - to rezone and reclassify Lots 132, 133, 162 and 163, Blk 7, NCB 15622 5200 Blk of Gavilan Drive, from Temporary "R-1" Single Family Residence District to "R-4" Manufactured Home Residence District, Properties are located between Hillburn Drive and Gavilan Drive, 55' east of the intersections of Clegg Drive with Hillburn Drive and Gavilan Drive, having 140' on Hillburn Drive and Gavilan Drive, with 270' between these two streets.

Mr. Andy Guerrero, Senior Planner, explained the proposed zoning changes.

In regards to a question by Mr. Avila, Mr. Guerrero explained that there was no one in opposition to speak.

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

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

AN ORDINANCE 80,962

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 132, 133, 162 and 163, Blk 7, NCB 15622 5200 Blk of Gavilan Drive, from Temporary "R-1" Single Family Residence District to "R-4" Manufactured Home Residence District, "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

94-49

CASE #Z94202 - to rezone and reclassify Lots 9, 10 and 11, NCB 2436 1627 Guadalupe Street, from "B-2" Business District to "B-3NA" Non-Alcoholic Sales Business District. Property is located on the north side of Guadalupe Street, between Trinity and Pinto Street, having 140' on Guadalupe Street and 92' on both Trinity and Pinto Streets.

Mr. Andy Guerrero, Senior Planner, explained the proposed zoning changes.

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

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

AN ORDINANCE 80,963

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 9, 10 AND 11, NCB 2436 1627 GUADALUPE STREET, FROM "B-2" BUSINESS DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

94-49

**CASE #Z94195 - to rezone and reclassify Lot 11, Block 2, NCB 2579. 226 E. Fest. Property is located west of the intersection of E. Fest, from "L" First Manufacturing District to "B-3NA" Non-Alcoholic Sales Business District. Property is located west of the intersection of E. Fest Street and Applewhite Street, having 68 feet on E. Fest Street and 111.9 feet on Applewhite Street.**

In regards to a question by Mr. Solis, Mr. Guerrero discussed the zoning already in the neighborhood.

Mr. Andy Guerrero, Senior Planner, explained the proposed zoning changes.

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

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

AN ORDINANCE 80,964

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 11, BLOCK 2, NCB 2579. 226 E. FEST. PROPERTY IS LOCATED WEST OF THE INTERSECTION OF E. FEST, FROM "L" FIRST MANUFACTURING DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

94-49

**CASE #Z94206 - to rezone and reclassify Lots A-3, B-3 and A-4, NCB A-22. Nunes Street and Cleo Avenue, "R-7" Small Lot Home District to "R-3" Multiple Family Residence District. Properties is located northeast of the intersection of Nunes Street and Cleo Avenue, having 212.72 feet on Nunes Street and 444.2 feet Cleo Avenue.**

Mr. Andy Guerrero, Senior Planner, explained the proposed zoning changes.

Mr. Solis spoke in favor of the proposed rezoning change for a use as a senior citizens' home.

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

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

AN ORDINANCE 80,965

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 A-3, B-3 AND A-4, NCB A-22. NUNES STREET AND CLEO AVENUE, "R-7" SMALL LOT HOME DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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94-49

CASE #Z94163 (CC) - to rezone and reclassify Lots 15 and 16, NCB 2160 1060 Delgado Street, from "C" Apartment District to "R-1" CC Single Family Residence District with special City Council approval for a child day care center. Property is located on the south side of Delgado Street, 64' east of the intersection of Delgado Street and Calaveras Street, having 64' on Delgado Street and a depth of 160'.

Mr. Andy Guerrero, Senior Planner, explained the proposed zoning changes.

In regards to a question by Mr. Perez, Mr. Guerrero explained that there was no one in opposition present in the audience to speak.

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

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

AN ORDINANCE 80,966

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 15 AND 16, NCB 2160 1060

DELGADO STREET, FROM "C" APARTMENT DISTRICT TO "R-1"  
CC SINGLE FAMILY RESIDENCE DISTRICT WITH SPECIAL  
CITY COUNCIL APPROVAL FOR A CHILD DAY CARE CENTER.  
"THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED  
\$1,000.00."

\* \* \* \*

94-49

CASE #Z94197 - to rezone and reclassify Lot 63, NCB  
8409 3822 Fredericksburg Road, from "B-3NA" Non Alcoholic Sales Business  
District to "B-2" Business District. Property is located on the  
northeast side of Fredericksburg Road, 1,250.65 feet northwest of the  
intersection of Fredericksburg Road and Gardina Street, having 115 feet  
on Fredericksburg Road and a depth of 225 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed  
zoning changes.

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

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

AN ORDINANCE 80,967

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 63, NCB 8409 3822  
FREDERICKSBURG ROAD, FROM "B-3NA" NON ALCOHOLIC  
SALES BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT.  
"THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED  
\$1,000.00."

\* \* \* \*

94-49 CASE #Z94051 - to rezone and reclassify Property generally  
located northeast of Bandera Road, west of the Leon Creek and north of  
the O.P. Schnabel Park and south of the old city limits line, from  
Temporary "R-1" Single Family Residence District and Temporary "R-1"  
ERZD Single Family Residence Edwards Recharge Zone District to "R-1"  
Single Family Residence District, "R-1" ERZD Single Family Edwards  
Recharge Zone District, "R-5" Single Family Residence District, "R-5"  
ERZD Single Family Residence Edwards Recharge Zone District, "B-2"

Business District, "B-3" Business District, "B-3" Sup Business District with special use permit for a Animal Hospital, and "B-3NA" Non-Alcoholic Sales District.

Mr. Andy Guerrero, Senior Planner, explained the substance of the rezoning request.

The following persons then appeared to speak:

Mr. Leo Perron, Commercial Real Estate Broker, addressed several proposed changes in zoning to the original rezoning request of the City, and noted that City staff concurs with his proposals.

Mr. Norman Brinkmeyer, 11290 Bandera Road, spoke to the need for B-3 on his property, stating that it would be more acceptable to him.

Dr. William S. Rowe, DVM, veterinarian, spoke to the need for rezoning on a particular piece of property in the area, for a small-animal clinic, which he stated would require a B-3 zoning.

Ms. Gabrielle Gelo, 7630 Spanish Wood, spoke in favor of the proposed changes in the original rezoning request.

In response to a question by Mr. Thornton, Mr. Guerrero addressed the proposed changes in the original rezoning request of the City. He also noted that the automobile sales lot in question during the discussion would be cited for non-compliance with the City's zoning regulations.

Mr. Thornton spoke to his concern with any illegal use of this particular tract of land for automobile sales purposes.

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

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

AN ORDINANCE 80,968

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 PROPERTY GENERALLY LOCATED NORTHEAST OF BANDERA ROAD, WEST OF THE LEON CREEK AND NORTH OF THE O.P. SCHNABEL PARK AND SOUTH OF THE OLD CITY LIMITS LINE, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT AND TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT,

"R-1" ERZD SINGLE FAMILY EDWARDS RECHARGE ZONE DISTRICT, "R-5" SINGLE FAMILY RESIDENCE DISTRICT, "R-5" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT, "B-2" BUSINESS DISTRICT, "B-3" BUSINESS DISTRICT, "B-3" SUP BUSINESS DISTRICT WITH SPECIAL USE PERMIT FOR A ANIMAL HOSPITAL, AND "B-3NA" NON-ALCOHOLIC SALES DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

94-49

POINT OF CLARIFICATION

Mr. Peak asked to have it clarified, for the record, that on Zoning Case Z94198, the case was moved for approval without the recommended non-access easement.

94-49

The Clerk read the following Ordinance:

AN ORDINANCE 80,969

ACCEPTING A \$25,000.00 GRANT FROM THE U.S. ECONOMIC DEVELOPMENT ADMINISTRATION AND ACCEPTING AN AMOUNT NOT TO EXCEED \$20,000.00 FROM THE SAN ANTONIO DOWNTOWN OWNERS ASSOCIATION IN CONNECTION WITH THE HOUSTON STREET MARKET ANALYSIS AND MANAGEMENT PLAN; AUTHORIZING CITY CASH AND IN-KIND MATCH FUNDS OF \$20,000.00.

\* \* \* \*

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

Mr. Clinton Bolden, Director of Economic Development, explained the grant for a Houston Street Market Analysis and Management Plan.

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

94-49

The Clerk read the following ordinance:

AN ORDINANCE 80,970

REJECTING ALL BIDS RECEIVED TO PROVIDE THE CITY OF  
SAN ANTONIO WITH FIFTY COMPACTION - TYPE RECYCLING  
BODIES.

\* \* \* \*

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

Ms. Janie Cantu, Assistant Director of Purchasing & General Services, explained the four bids received for compaction-type recycling bodies, and the City Council's options regarding this matter. She stated that she recommends rebidding the item.

The following persons appeared to speak:

Mr. Jim Hailey, Chief Executive Officer, Truck Equipment Company, spoke to the bid, stating his belief that his firm's bid meets all the City's requirements, and noted that it was the lowest of the bids received. He then addressed the sequence of events involved in the bid process and explained the reason why his firm did not demonstrate its equipment to the City prior to bid opening, as specified in the bid requirements. He further stated that he is not opposed to rebidding this matter, but suggested the City test his equipment this coming week, then decide on the bid. He again stated his belief that his firm's equipment meets the City's bid specifications.

Mr. Dale Schenian, President, Galion Solid Waste Equipment, stated this his firm provides the equipment for Mr. Hailey's firm, and stated that it complies with both service and warranty provisions of the bid specifications. He spoke to a work-agreement with a firm in Bexar County for service, which he feels meets the requirements, and addressed details of his firm's equipment quality.

Mr. Edgar Davis, representing Davis Truck & Equipment, spoke to the reasons why he feels that his firm's bid is the only one acceptable in this case, stressing that his firm is a local company.

In response to a question by Mr. Larson, Mr. John German, Director of Public Works, stated that three of the bid units meet the bid requirements, while one has not been tested by the City. He discussed the need for a delay in implementation of a portion of the City's recycling program, if the bids today are rejected and re-bid.

A discussion then took place concerning the specifications of the bid involved and how those specifications impact the warranties on the bid equipment.

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

Ms. Cantu spoke to the existing policy requiring a 30-day advertising of the bid, as part of the Small, Minority and Woman-Owned

Business Enterprise regulations of the City, noting that this policy, in some cases, can be waived by the Purchasing Director. She addressed the bid process of the City, and spoke to the reasons why the low-bid firm did not demonstrate its equipment to the City before the bids were opened.

Mr. Alex Briseno, City Manager, spoke to the options open to the City Council in this matter today, should it be re-bid, noting that this would cause a three-month delay in implementation of a part of the City's recycling program. He stated that should the City Council accept the lowest acceptable bid submitted, it will cost the City some \$300,000 more. He then spoke to the matter of Purchasing Director Archie Titzman's son and his employment with a subsidiary of Davis Truck & Equipment, and Mr. Titzman's notification to the City Manager that he would be withdrawing from any participation in this matter, as a result. Mr. Briseno stated his belief that there has been no violation of the City's ethics ordinance, in this matter.

Mr. Peak moved an amendment to the main motion to waive the City's 30-day advertising policy in this case, so as to allow re-bidding of this package and a bid opening date as soon as possible; and to stay with an accelerated delivery schedule for the equipment concerned. Mr. Solis seconded the motion.

Mr. Briseno stated that this would allow the City to reduce the advertising time to about three weeks.

A representative of one equipment manufacturer stated that this should not cause a price difference in the bid, even for accelerated delivery of the equipment.

Ms. McClendon spoke in support of the re-bid proposal, and asked that the City's Ethics Committee look again at certain aspects of the reporting requirements, in view of the involvement of Mr. Titzman's son with one of the firms involved.

Mr. Ross then offered a second amendment that the future bid package on this equipment should include options for delivery, with the costs involved in both normal and accelerated delivery of the equipment, whether it be in January or March 1995. Mr. Larson seconded the motion.

Mr. Solis and Ms. Ayala spoke in favor of rejecting all bids, despite the projected delay in implementing a portion of the City's recycling program in some areas of the City. Both spoke in favor of doing the process correctly.

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

After consideration, the first amendment prevailed by the following vote: AYES: McClendon, Billa Burke, Avila, Ross, Thornton,

Peak, Larson; NAYS: Solis, Ayala; ABSENT: Perez, Wolff.

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

94-49 Agenda Item 40, being a proposed ordinance selecting one or more firms to provide bond counsel legal services to the City of San Antonio for a term ending September 30, 1997, and authorizing the negotiation of a professional services contract, was earlier removed from consideration by the City Manager.

94-49 The Clerk read the following Ordinance:

AN ORDINANCE 80,971

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 2 DISCRETIONARY FUNDS ACCOUNT TO COUNCILWOMAN RUTH JONES McCLENDON IN THE ADDITIONAL AMOUNT OF \$340.00 PER MONTH FROM OCTOBER 1, 1994, TO MAY 31, 1995, FOR AN ADDITIONAL TOTAL OF \$2,720.00 FOR ADMINISTRATIVE SERVICES CONTRACTS; AS REQUESTED BY COUNCILWOMAN RUTH JONES McCLENDON.

\* \* \* \*

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

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

94-49 The Clerk read the following Ordinance:

AN ORDINANCE 80,972

AUTHORIZING PAYMENT FROM MAYOR AND COUNCIL DISCRETIONARY ACCOUNTS FOR THE TOTAL AMOUNT OF \$600.00 IN RENTAL COSTS OF THE CENTRO DE ARTES AT MARKET SQUARE FOR THE FERIA DEL SOL, FROM NOVEMBER 20 THROUGH NOVEMBER 27, 1994.

\* \* \* \*

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

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

94-49

VISTA VERDE SOUTH URBAN RENEWAL PLAN

Mayor Pro Tem Avila declared the Public Hearing to be open.

Mr. Andrew Cameron, Director of Housing & Community Development, explained the proposed amendments to the Vista Verde South Urban Renewal Plan, in order to allow an existing business in the area to expand its parking area.

Mr. Solis discussed the new homes that are being constructed in District 5, as part of the City's urban renewal effort.

There being no citizens to speak to this matter, Mayor Pro Tem Avila declared the Public Hearing to be closed.

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

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

AN ORDINANCE 80,973

APPROVING AND ADOPTING MINOR AMENDMENT NUMBER FOUR  
(4) TO THE VISTA VERDE SOUTH URBAN RENEWAL PLAN.

\* \* \* \*

94-49

Appeal of Mr. Clinton T. Vitousek

Mayor Pro Tem Avila declared the Public Hearing to be open.

Mr. Gene Camargo, Director of Building Inspections, explained the appeal of the suspension of the Master Electrician's License of Mr. Clinton T. Vitousek.

Mr. Harry Katz, Chairman, Electrical Examining and Supervising Board, spoke to the board's actions in this case.

Mr. Clinton T. Vitousek spoke in narration to a series of photographs and reported actions involved with the sign erection in question, and noted that his firm is too small to own its own crane, so he hires rental cranes and supervises the work involved.

In response to a question by Mr. Peak, Mr. Camargo stated that the photographs of a City inspector on-site was made four days after Mr. Vitousek was cited. He then spoke to what evidence has been put forth to prove Mr. Vitousek's case before the Electrical Examining and Supervising Board, and stated that the question is whether or not the crane personnel were Mr. Vitousek's employees. He stated further that there may be mitigating circumstances in this case, in his opinion.

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

Mr. Camargo then spoke to the sequence of events involved in the case, resulting in the suspension of Mr. Vitousek's license.

After further discussion Mr. Thornton asked Mr. Peak to seek to clarify the situation and facts for the rest of the Council, and asked Mr. Vitousek to go back before the Electrical Examining & Supervising Board with his new information and, if the result is the same, then bring his appeal back before City Council.

Mr. Vitousek spoke in question to the possible motives of the Electrical Board and spoke to details of this allegation.

Mr. Katz stated that the Board's electrical sign representative did not take part in this case before the Board.

Mr. Peak made a motion to direct City staff to re-present this case to the Electrical Examining & Supervising Board as part of the administrative process, and, if the case then is not resolved, to bring this matter back before City Council as an appeal to the Board's decision. Mr. Perez seconded the motion.

The motion directing City staff to so act then prevailed by the following vote: AYES: Perez, Avila, Ross, Thornton, Peak, Larson, Wolff. NAYS: None. ABSENT: McClendon, Billa Burke, Solis, Ayala.

94-49

CORRECTED CAPTION TO AGENDA ITEM 42

City Clerk Norma S. Rodriguez noted that the caption on the ordinance involved with Agenda Item 42, being an Ordinance authorizing payment from Mayor and Council Discretionary Accounts for the total amount in rental costs of the Centro de Artes at Market Square for the Feria del Sol, from November 20 through November 27, 1994, erroneously contained the dollar amount of \$4,281, when read, instead of the \$600 pledged from those accounts by City Council members. She stated that

the official caption of the subject Ordinance would be so corrected to reflect the correct amount of monies pledged.

94-49 Agenda Item 7, being a proposed ordinance closing, vacating and abandoning a portion of improved Hedges Street, located between Gevers and Meerscheidt Streets, and authorizing the quitclaim to Alamo Community College District, was earlier removed from consideration by the City Manager.

94-49 CONVENTION CENTER EXPANSION PROJECT

Mr. Perez made a motion to approve a proposed Ordinance directing staff and the design team of Kell, Munoz, Wigodshy, Inc. to proceed with the design development and schematic design phases of the convention center expansion incorporating the design recommendations developed by the Urban Land Institute and appropriating funds in the amount of \$3,854,100.00 for phase IB of the convention center expansion project. Mr. Avila seconded the motion.

Mr. Rebecca Waldman, Senior Management Coordinator, addressed and reviewed the recommendations made by the Urban Land Institute relative to expansion of the Convention Center. A copy of her presentation slides is made a part of the papers of this meeting.

Ms. Waldman spoke to the impact of San Antonio's convention business on the city's economy and spoke to specific recommendations relating to the expansion plans and its projected impact on the structures in HemisFair Park.

The following persons then appeared to speak:

Mr. Steve Lundgren, representing Marriott Riverwalk Hotel, spoke in support for the ULI recommendations.

Ms. Maria C. Munoz, also representing the same hotel, spoke to the need to expand the Convention Center, noting that convention representatives are concerned that the present Arena is too small.

Amy and Hemion Thompson, representing Lone Star Cafe, spoke in support for the ULI recommendations, and stated that expansion of the Convention Center is needed for San Antonio's growth.

Ms. Martha Rodriguez, representing Marriott Riverwalk Hotel, stated her belief that expansion of the Convention Center is needed to attract more visitor money to the city.

Mr. Cruz Chavira, representing Taxicab Association, spoke to the need to expand the Convention Center to attract more visitors.

Ms. Beeper Smith, member of the Tourism Committee, Greater San Antonio Chamber of Commerce, spoke in support for the expansion plans.

Mr. E.J. Pannell, Woolworth Stores, spoke in support for expansion of the Convention Center to keep tourism growing in San Antonio.

Mr. Ron Agron, General Manager, Hyatt Regency Riverwalk Hotel, stated his belief that expansion of the Convention Center will help promote more jobs for San Antonio.

Ms. Elizabeth Rubin, also representing the Hyatt Regency Riverwalk Hotel, stated her belief that the Arena should come down to make way for expansion of the Convention Center.

Mr. Leroy de la Pena, Bell Captain, Hyatt Regency, expressed his opinion that the Arena must go to make way for progress and expansion of the Convention Center.

Mr. Pasquale Martino, Mr. Roland Hinojosa and Mr. Jeff L. Gagnon, representing the Hilton Palacio del Rio, spoke in support for the ULI expansion plans.

Mr. Ben Brewer, Downtown Property Owners Association, spoke in support for San Antonio's competitive edge in tourism.

Mr. Mac McMillan, representing Menger Hotel, addressed his support for the ULI recommendations.

Mr. Milton Guess, speaking on behalf of Ms. Robin Carson, Convention and Visitors Bureau, stated that the Bureau supports the expansion as outlined by the ULI report.

Mr. Richard Harrell, representing VOICE, stated his belief that the Alamodome was sold to the voters as an "end-all" to Convention Center expansion, and expressed his opinion that business is driving this recommendation. He asked that the people be allowed to vote on this matter.

Mr. Tony Garza, Vice President, Voice of the Taxpayers of Bexar County, stated his opinion that a better use could be found for the monies that would be expended for expansion of the Convention Center, and spoke to the need for the Council to remember its priorities. He stated that his group would be circulating a petition for a referendum on this matter.

Ms. Rosa Rosales, State Director, League of United Latin American Citizens (LULAC), spoke to problems experienced with past developments, such as Fiesta Plaza and the Alamodome, and spoke against tearing down the Arena to make way for Convention Center expansion. She stated her belief that economic expansion of downtown facilities benefits few, and that tourism has its limits.

Ms. Angie Garcia, LULAC, asked for better planning of downtown development, and addressed promises made for support of construction of the Alamodome. She also spoke against demolishing the Arena.

Mr. Thomas M. Barnes, IATSE, stated his belief that Convention Center expansion is important, but he spoke against demolishing the Arena to accomplish this.

Ms. Marianna Jones, President, San Antonio Conservation Society, stated that she recognizes the need for expansion of the Convention Center, and spoke in support for the ULI recommendations. She then spoke against any plan that would extend the San Antonio River into HemisFair Park, but is supportive of a 'water feature', as proposed. She noted that the City must preserve certain designated landmark buildings in HemisFair Park, moving them to another location if necessary, in order to make way for expansion of the Convention Center. She then spoke to specific buildings that must be preserved, and noted that her board wants the Arena preserved, as well.

Mr. Cliff Croom, a tenant of HemisFair Plaza, asked to be involved in any planning for expansion of the Convention Center.

Mr. John Paulson, POW, spoke against the financing plan for expansion of the Convention Center and spoke in favor of retaining the Arena. He asked for a referendum of the voters on this issue.

Former Mayor Charles Becker, 5534 Vance Jackson, contrasted the present day with former days, to show the growth of expenses, coupled with the growth of the city. He stated his belief that, in order to expand the Convention Center, the Arena must be removed.

Mr. Norman Gruber, representing River City Cluster of Dog Shows, noted that his group uses much of the Convention Center, including the Arena, and spoke to the need for more space. He spoke in support for the expansion plans.

Mr. Jack Orbin, representing Stone City Attractions, addressed the need for the present Arena for his shows, and asked that it be preserved. He addressed the need for a viable 5,000-15,000-seat venue such as the Arena, and stated his belief that its removal is a waste of money. He spoke to the need for a plan of expansion for the Convention Center, with some middle-ground, and asked that this decision be postponed until the written ULI report is received. He also spoke in favor of a referendum of voters on this issue.

Mr. Wray C. Hood, representing Coliseum-Willow Park Neighborhood Association, spoke against razing of the Arena and urged City Council to move slowly on this issue.

Ms. Rebecca Taylor, Grandview Subdivision Organized For Leadership Development, spoke against the expansion plans, stating her belief that the money could be better-spent, elsewhere, such as for jobs.

Ms. Arlene Washington, President, Howard Place/Eastlawn, spoke against tearing down the Arena, and also spoke against spending more tax monies without better options and priorities.

Mr. Albert "Boo" Hauser, King's X Antiques, noted that his business depends upon conventions, and spoke in support for Convention Center enlargement plans.

Mr. Louis Podesta, 9111 Rustler Creek, recommended a delay in this proposed Council vote today and further study of the matter. He spoke against tearing down the Arena, noting that the matter may well be on the ballot next May.

Mr. Joe Krier, President, Greater San Antonio Chamber of Commerce, spoke in support for the ULI report, and spoke to the many services of his organization, including service to the \$2 billion per year tourism industry. He stated that no one said that the Alamodome would be the end to economic development in downtown San Antonio, and noted that the City needs to grow. He expressed his belief that the Arena must come down to make way for expansion of the Convention Center.

Mr. T.C. Calvert, representing the Southwest Community Empowerment Center, asked the City Council to postpone this issue in order to do other things to stimulate economic development in San Antonio.

Ms. Marie Haverstein, President, Local Arrangements, Ltd., spoke to San Antonio's reputation for tourism and convention business, and urged expansion of the Convention Center.

Mr. Duane Wilson, President, North San Antonio Chamber of Commerce, spoke in support for the ULI recommendations.

Mr. Jim Isaman, 526 West Lynwood, urged caution in spending of tax money, and asked that any expansion of the Convention Center complex come adjacent to the Alamodome, on Cherry Street.

Mr. Pat Kennedy, representing La Mansion del Rio Hotel, stated that tourism is the largest single industry in the world, and he spoke in support for expansion of the Convention Center as recommended by ULI.

Mr. Martin Weiss, Chairman, Convention Center Expansion Committee, noted that tourism is vital to San Antonio, bringing in the monies to pay for this proposed expansion of the Convention Center. He spoke to the need for the city to move forward, and in favor of removal of the current Arena.

The Mayor declared the public hearing closed at this time.

In response to a question by Mayor Wolff, Ms. Waldman addressed the limited use of the present Arena by Stone City Attractions over the past two years, and noted that some 75 per cent of the Arena

events bring in less than 9,000 persons each. She estimated that it would cost some \$11 million to renovate the Arena.

Mayor Wolff stated his belief that expanding to the east is the only way to expand the current Convention Center, and that expanding any other direction would involve removal of historic buildings.

In response to a question by Mr. Perez, Mr. George K. Noe, Director of Management Services, addressed the 15 per cent Hotel/Motel Occupancy Tax, two per cent of which is dedicated to this proposed expansion of the Convention Center.

(At this point, Mayor Wolff was obliged to leave the meeting. Mr. Larson presided in the temporary absence of the Mayor Pro Tem.)

Mr. Tim Palomera, City Architect, spoke to the present condition of the Arena and the estimated cost to renovate it, including restoration of the exterior panels which have been removed. He also noted that the Arena was constructed prior to implementation of the current Building Codes of the City.

Mr. Perez spoke to the efforts made to improve the quality of life for all City residents, in spite of a decrease in City taxes. He also spoke to the need to expand convention space exhibit areas, and spoke to the financial impact to the area. He stated that the final decision will be made in the best long-term interests of the community.

Mr. Peak reiterated certain earlier statements of Mayor Wolff and Mr. Perez, relative to the monies allocated to the proposed expansion of the Convention Center from the Hotel/Motel Occupancy Tax receipts. He spoke to the many jobs made available through the tourism industry in San Antonio, and the years already devoted to study of this expansion matter. He then spoke in favor of the report and expansion, including the use of the area now occupied by the Arena.

Mr. Larson stated that he voted to increase the Hotel/Motel Occupancy Tax for the purpose of expanding the Convention Center space, but expressed concern about demolishing the Arena. He spoke to the merits of bringing in the Urban Land Institute to review the expansion issue in order to preclude what he considers poor planning in the past. He then spoke to the need for more hotels to commit to their own expansion in the future, to accommodate this extra Convention Center space. He also urged that, if the Arena is not demolished, that it be repaired as soon as possible. He again stated the need for expansion of the Convention Center, but stated that he would like to see that expansion go to the south instead of the east.

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

Ms. Billa Burke spoke to the statistics of San Antonio's convention business and the economic benefits to workers in this

industry. She then addressed the creation of new jobs, as the convention industry grows in San Antonio.

Mr. Thornton noted that this project has been in the planning stages since the spring of 1992, and stressed the industry's importance to San Antonio. He then spoke to the critical nature of that industry to the city.

Ms. McClendon spoke in favor of community input into this issue, and spoke to the need to look at renovation of the Arena, when deciding to spend \$175 million. She spoke to the importance of having the expansion of the Convention Center go to the east, and addressed the need to explore ways to expand around the Arena, in her opinion.

Ms. McClendon made an motion to amend the motion on the floor to postpone action on this matter for one month, so that citizens might investigate the issue. The motion died for lack of a second.

Ms. Ayala spoke to the need to stimulate San Antonio's growth, and spoke in favor of taking down the Arena, if necessary, to accomplish this growth. She spoke against having a 'no-growth city', and spoke in support for the motion on the floor.

Mr. Solis addressed the need to invest in growth, in order to succeed, and noted that conventions and visitors will be paying for expansion of the Convention Center.

Mr. Ross stated his belief that it would be a prudent business decision to call for a second opinion on Convention Center expansion, and spoke to the question of having sufficient monies to complete the restoration, and the need to make an accurate estimate of expenditures.

He stated his belief that the Arena will have to go, if expansion is approved, and urged the Council to set aside \$10-15 million to enhance a concert venue to accommodate crowds of 10-15,000 persons. He stated that he does not support dedicating Hotel/Motel Occupancy Tax funds for this, and asked that the ordinance specify that recommendations made to the architect are only that...recommendations...and are not binding. He spoke in favor of using the word "recommendations" rather than "incorporating".

Mr. Ross made an amendment to substitute the words "giving consideration to" in place of the word "incorporating" in the wording of the proposed ordinance, relative to the recommendations of the Urban Land Institute. Mr. Peak seconded the amendment.

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

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

94-49 The Clerk read the following Ordinance:

AN ORDINANCE 80,974

DIRECTING STAFF AND THE DESIGN TEAM OF KELL, MUNOZ, WIGODSKY, INC. TO PROCEED WITH THE DESIGN DEVELOPMENT AND SCHEMATIC DESIGN PHASES OF THE CONVENTION CENTER EXPANSION GIVING CONSIDERATION TO THE DESIGN RECOMMENDATIONS DEVELOPED BY THE URBAN LAND INSTITUTE AND APPROPRIATING FUNDS IN THE AMOUNT OF \$3,854,100.00 FOR PHASE IB OF THE CONVENTION CENTER EXPANSION PROJECT.

\* \* \* \*

94-49 City Council recessed its regular meeting at 6:34 P.M. for dinner, reconvening in regular session at 8:10 P.M.

94-49 CITIZENS TO BE HEARD

There were no citizens to be heard, present in the audience, at this time. However, several citizens did appear to speak later in this meeting, and a continuation of Citizens To Be Heard may be found later in these Minutes.

94-49

PRESENTATION - TENTATIVE PROPOSED AGREEMENT  
WITH SAN ANTONIO FIREFIGHTERS ASSOCIATION

Mr. George K. Noe, Director of Management Services, spoke to the Fire Negotiations Report, a copy of which is made a part of the papers of this meeting. He spoke of a November 3, 1994 date for a possible Public Hearing to receive citizen input on this matter.

Mr. Noe spoke to key elements of the tentative agreement, which would run until September 30, 1997, and spoke to the 10 per cent payraises over a three-year period, in addition to incentive pay, health insurance, and the question of civilianization of certain Fire Department personnel positions. He then addressed sick leave and hours to be worked; line-of-duty revisions; supplemental benefits; and the proposed contract adoption process and schedule.

Mayor Wolff differentiated between "incremental costs" and "cumulative costs" of the proposed new contract.

Mr. Thornton urged that pro-active distribution of the details of the proposed contract be made to citizens' groups for their review

prior to any scheduled Public Hearing and subsequent City Council consideration.

94-49                    POINT OF PERSONAL PRIVILEGE - CITY CLERK NORMA S. RODRIGUEZ

City Clerk Norma S. Rodriguez asked for and received permission for a Point of Personal Privilege to insert into the official record the following memorandum sent to Councilwoman Lynda Billa Burke:

"For your information, listed below is the Public Apology which will be appearing in the Minutes of October 13, 1994, verbatim:

Point of Personal Privilege

Councilwoman Lynda Billa Burke asked Ms. Norma Rodriguez, City Clerk, to make a statement at this time.

Ms. Rodriguez stated that she wanted to read into the record of the Minutes of October 13, 1994, the following statement relative to an incident which occurred in her office.

'For the record, Mrs. Billa Burke has brought to my attention a letter she received from one of her constituents, namely Mr. John Leal, involving an incident in my office yesterday, October 12, 1994, and while a remark I made was in jest and which I considered friendly teasing on my part, I want the Minutes to reflect a public apology to Mr. Leal. I never intended it to be an insult and never meant it to be taken seriously. It was a remark about him 'stealing our records'. I also apologize to the City Council for this error on my part.'

94-49                    CITIZENS TO BE HEARD (CONTINUED)

MR. RAMON ESQUIVEL

Mr. Esquivel, 939 North Flores Street, spoke to details of a problem he is having with San Antonio Water System, stating that it deals with an ordinance which he feels is being applied to him, retroactively, by SAWS.

After consideration, it was the consensus of the City Council members present to refer this matter to Mr. John German, Director of Public Works, for relay to SAWS.

94-49                    MR. JAIME RAY TORRES

Mr. Torres, President of JR Associates of San Antonio, spoke to what he views as the number-one problem in San Antonio being gang

violence, he recommended a 10:00 P.M. curfew for those in the 16-to-18-year age group and below, and a 12:00 midnight curfew for those age 18 and older. He then spoke to certain problems in Haiti and what he feels is transpiring in that nation today.

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94-49 City Council recessed its regular meeting at 8:44 P.M. to convene in Executive Session for:

A) Briefing on the status and review of pending legal issues in the case styled Cause No. SA-92-CA-0652, Quon Lew, et al vs. City of San Antonio.

B) Review of and briefing on the terms and conditions of a proposed lease for use of the Alamodome for an amateur sporting event.

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94-49 City Council adjourned the Executive Session and reconvened in regular session at 9:46 P.M., at which time Mayor Wolff stated that the City Council had met in Executive Session and had taken no official action, only gave direction to City staff.

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94-49 There being no further business to come before the Council, the meeting was adjourned at 9:47 P.M.

A P P R O V E D  
  
M A Y O R

Attest:   
C i t y C l e r k