

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, SEPTEMBER 9, 1999

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99-36 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):

99-36 **Budget Work Session Library Services, Housing & Community Development** – Presented by Andrew Cameron, Director, Housing & Community Development, and Nancy Gandara, Acting Library Director, - The Council members present were: Perez, Salas, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, and Carpenter. ABSENT: Guerrero and Peak.

The "B" Session was adjourned at 11:00 A.M.

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99-36 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Pro Tem Raul Prado, with the following members present: Perez, Salas, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, and Carpenter. ABSENT: Guerrero and Peak.

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99-36 Invocation – Rev. Jane Patterson, Episcopal Church of Reconciliation.

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99-36 Pledge of Allegiance to the flag of the United States.

99-36 CEREMONIAL ITEMS- SWEARING IN OF BOARD & COMMISSION APPOINTEES

Mayor Pro Tem Prado spoke to the importance of the voluntary work of hundreds of San Antonio citizens on the City's many boards and commissions. He invited City Council members to join him in front of the podium to receive and congratulate the new appointees.

City Clerk Norma Rodriguez then administered the Oath of Office en masse to the appointees present after which each came forward to be congratulated by Mayor Pro Tem Prado and City Council members and to receive their official Certificate of Service.

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99-36 DIEZ Y SEIS DE SEPTIEMBRE EVENT

Mayor Pro Tem Prado presented Mr. Roberto Ramirez, Chairman of the 16 de Septiembre Commission with a Proclamation designating September 16th, as "Diez y Seis de Septiembre Day." Mr. Ramirez spoke of upcoming Diez y Seis de Septiembre events and thanked the Council for its support. Medals and T-shirts were handed out to members of Council.

Mr. Perez spoke in support and recognized all the staff for their hard work. He urged the citizens of San Antonio to come out and support the event.

Mr. Menéndez thanked all the volunteers for their contributions. He made mention of the calendar that the commission created and would like to see it added to the City of San Antonio's Website.

Mr. Bannwolf stated that he was looking forward to all the festivities, and he thanked all the volunteers for their efforts.

Mr. Garza stated that this event would be a model for all communities to follow and it brings recognition to the City. He congratulated all volunteers and stated that he looks forward to a great celebration.

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99-36 At this time Mayor Pro Tem Prado entertained a motion to name David Carpenter as Acting Mayor in the absence of the Mayor and Mayor Pro Tem.

Mrs. Conner made the motion to name David Carpenter Acting Mayor in the absence of the Mayor and Mayor Pro Tem; Mr. Bannwolf seconded the motion.

After consideration, the motion prevailed by the following vote: **AYES:** Perez, Prado, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Guerrero, Vásquez.

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99-36 CONSENT AGENDA -CITIZENS COMMENTS

Mr. Faris Hodge, Jr., 140 Dora, spoke on several items on the Consent Agenda, and offered comments to each.

Mr. Nazarite Ruben Flores Perez, 627 Hearne Ave., spoke of his concern for the Six Mile Creek and the possible contamination and pollution in that area.

Mr. Jack M. Finger, P.O. Box 12048, spoke of his concern for Item # 26, and stated that there were no bids on this contract. He requested that several Council members abstain from voting on Item #13 because of campaign contributions received from the company in question.

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99-36 CONSENT AGENDA

Mr. Bannwolf made a motion to approve the proposed Ordinances. Mr. Carpenter seconded the motion.

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

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AN ORDINANCE 90424

ACCEPTING THE LOW BID BY SOFTWARE PLUS LTD. (WBE), TO PROVIDE THE CITY OF SAN ANTONIO CODE COMPLIANCE DEPARTMENT WITH TWENTY-SIX (26) DIGITAL CAMERAS FOR A TOTAL OF \$11,206.00.

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AN ORDINANCE 90425

ACCEPTING THE BID SUBMITTED BY INDUSTRIAL DISPOSAL SUPPLY, INC. TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH DUAL STEERING INSTALLATION ON FOUR (4) CITY SWEEPER VEHICLES FOR A TOTAL OF \$20,000.00.

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AN ORDINANCE 90426

ACCEPTING THE LOW BIDS SUBMITTED BY DOUGLAS W. KING CO., AND THE PARTNERSHIP OF BATOG, BUSINESS ACCESS, THE ON-LINE GROUP, (MBE/WBE) TO PROVIDE THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH GRASS SEED FOR A TOTAL OF \$256,128.00.

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AN ORDINANCE 90427

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR THE 1999/2000 FISCAL YEAR FOR A TOTAL OF APPROXIMATELY \$3,827,500.00. (COPIES OF THE BID PACKETS ARE AVAILABLE FOR REVIEW IN THE PURCHASING DEPARTMENT AND A LIST OF SUCCESSFUL BIDDERS ARE AVAILABLE FOR REVIEW IN THE CITY CLERK'S OFFICE.)

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AN ORDINANCE 90428

AMENDING A PROFESSIONAL SERVICES CONTRACT WITH CIVIL ENGINEERING CONSULTANTS AND AUTHORIZING ADDITIONAL FUNDS IN AN AMOUNT NOT TO EXCEED \$52,601.28 FOR ENGINEERING DESIGN AND AUTHORIZING \$5,000.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES IN CONNECTION WITH THE GOLIAD FROM PECAN VALLEY TO S. W. MILITARY DRIVE PROJECT LOCATED IN COUNCIL DISTRICT 3; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90429

RATIFYING SERVICES AND APPROVING FIELD ALTERATION NUMBER 4 IN THE AMOUNT OF \$72,727.80 AND APPROVING FIELD ALTERATION NUMBER 5 IN THE AMOUNT OF \$335,912.00, IN CONNECTION WITH THE LAKE/WOODLAWN LAKE AREA STREETS-PHASE 1 PROJECT, PAYABLE TO R.L. JONES COMPANY, INC.; AMENDING THE CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$245,791.30; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90430

AUTHORIZING THE CITY MANAGER TO EXECUTE A DRAINAGE FACILITY AND WATERWAY AGREEMENT WITH UNION PACIFIC RAILROAD COMPANY IN CONNECTION WITH THE PROPOSED CONSTRUCTION OF A DRAINAGE FACILITY OF THE RAILROAD COMPANY'S RIGHT-OF-WAY, IN THE UPPER SIX MILE CREEK #83F PROJECT LOCATED IN COUNCIL DISTRICT 4; AUTHORIZING \$2,962.00 PAYABLE TO UNION PACIFIC RAILROAD COMPANY; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90431

AUTHORIZING THE TRANSFER OF \$84,300.00 FROM THE FACILITY IMPROVEMENT AND MAINTENANCE PROGRAM (FIMP) FUND FOR THE VENTILATION SYSTEM AT ARSON'S EVIDENCE STORAGE ROOM LOCATED AT FIRE STATION #1 IN COUNCIL DISTRICT 1; AND CITY WIDE REMOVAL OF EXISTING HOSE TOWERS FOR FORTY-FOUR (44) FIRE STATIONS; AND SITE MODIFICATIONS AT FIRE STATION #28 IN COUNCIL DISTRICT 1.

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AN ORDINANCE 90432

AUTHORIZING THE EXECUTION OF A TWENTY-FOUR (24) MONTH LEASE AND SERVICE AGREEMENT WITH VANTAS KING STREET, INC. FOR OFFICE SPACE FOR THE CONVENTION AND VISITORS BUREAU WASHINGTON AREA SALES OFFICE AT 1800 DIAGONAL ROAD, ALEXANDRIA, VIRGINIA, WITH RENTAL AND SERVICES IN THE AMOUNT OF \$1,295.00 PER MONTH, FOR A

MONTHLY PERIOD STARTING OCTOBER 1, 1999 AND WITH AN OPTION TO EXTEND FOR AN ADDITIONAL PERIOD OF TWELVE (12) MONTHS ON THE SAME TERMS AND CONDITIONS, EXCEPT RENT WHICH WILL INCREASE SEVEN PERCENT (7%) ANNUALLY, SUCH EXTENSION AND RENT INCREASE SUBJECT TO CITY COUNCIL APPROVAL; AND AUTHORIZING PAYMENT AFTER OCTOBER 1, 1999.

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AN ORDINANCE 90433

AUTHORIZING PAYMENT FOR APPRAISAL SERVICES IN THE AMOUNT OF \$6,515.00 TO DUGGER, CANADAY, GRAFE & WOELFEL, INC. IN CONNECTION WITH THE HIGGINS - NACOGDOCHES TO STAHL ROAD PROJECT (\$800.00), WURZBACH AT I.H. 10 AND IRONSIDE INTERSECTIONS METROPOLITAN PLANNING ORGANIZATION PROJECT (\$1,800.00), BABCOCK ROAD-DE ZAVALA ROAD TO HAUSMAN ROAD PROJECT (\$3,510.00), BASSE ROAD AT SAN PEDRO INTERSECTION METROPOLITAN PLANNING ORGANIZATION PROJECT (\$225.00) AND THE PEARSALL ROAD LANDFILL PARK REDEVELOPMENT PROJECT (\$180.00) AND THE AMOUNT OF \$13,200.00 TO ECKMANN, GROLL, RUNYAN & WATERS, INC. FOR THE HI-LIONS DRAINAGE PROJECT #80, PHASES III & V (\$750.00), ALAMO STREET - DURANGO TO CEDAR METROPOLITAN PLANNING ORGANIZATION PROJECT (\$400.00), STATE LOOP 1604 METROPOLITAN PLANNING ORGANIZATION PROJECT - S.H. 16 TO F. M. 471 (\$5,750.00) AND THE DOWNTOWN PARKING GARAGE PROJECT (\$6,300.00); FOR A TOTAL SUM OF \$19,715.00 APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90434

AUTHORIZING THE ACCEPTANCE OF A CASH AWARD IN THE AMOUNT OF \$214,998.00 FROM BEXAR COUNTY TO FUND THE RYAN WHITE TITLE I SUPPORTIVE SERVICES PROGRAM OPERATED BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR THE PERIOD AUGUST 1, 1999 THROUGH FEBRUARY 29, 2000; AUTHORIZING THE EXECUTION OF THE RYAN WHITE CARE ACT OF 1990 TITLE I PROGRAM MANAGEMENT AGREEMENT WITH BEXAR COUNTY; ESTABLISHING A FUND; ADOPTING A BUDGET; APPROVING THE EXECUTION OF SUBCONTRACTS WITH AIDS/HIV SERVICE PROVIDERS; AND AUTHORIZING CONTRACTUAL SERVICES.

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AN ORDINANCE 90435

AUTHORIZING THE ACCEPTANCE OF CASH AND IN-KIND SUPPORT TOTALING \$1,764,900.00 FROM THE TEXAS DEPARTMENT OF HEALTH (TDH) FOR ONGOING PROGRAMS OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD); AUTHORIZING THE USE OF SAID SUPPORT FOR THE FOLLOWING PROJECTS: STD CONTROL \$77,046.00, HEALTH SERVICES/EDUCATION \$239,820.00, PUBLIC HEALTH STATE IN-KIND SUPPORT \$107,414.00, SPECIAL TB OUTREACH \$197,979.00, INNER-CITY SCHOOL IMMUNIZATION \$327,757.00, AIDS/HIV SUPPORT \$550,849.00, AND CORE PUBLIC HEALTH \$264,035.00; APPROVING THE EXECUTION OF CONTRACT CHANGE NOTICE 07 WITH TDH; REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 1999/00 ESTABLISHED IN ORDINANCE 88976, PASSED AND APPROVED DECEMBER 17, 1998; APPROVING THE EXECUTION OF SUBCONTRACTS WITH AIDS/HIV SERVICE PROVIDERS; AUTHORIZING PAYMENTS FOR CONTRACTUAL SERVICES; AND APPROVING PERSONNEL COMPLEMENTS FOR THE ACTIVITIES FUNDED.

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AN ORDINANCE 90436

AUTHORIZING THE ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$775,538.00 FROM THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION ENTITLED "PROVISION OF LIBRARY SERVICES TO THE ALAMO AREA LIBRARY SYSTEM-STATE GRANT FY 1999/2000," TO PROVIDE GRANT ADMINISTRATION EQUIPMENT, CONTINUING EDUCATION, PUBLICITY, CONSULTING, COLLECTION DEVELOPMENT, TECHNOLOGICAL SUPPORT, MATERIALS, AND EQUIPMENT; AUTHORIZING CHANGES IN THE PERSONNEL COMPLEMENT; AND AUTHORIZING THE EXECUTION OF ANY NECESSARY DOCUMENTS IN CONNECTION THEREWITH.

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AN ORDINANCE 90437

AUTHORIZING THE ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$194,608.00 FROM THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION ENTITLED "INTERLIBRARY LOAN SERVICES-FEDERAL GRANT 2000," TO PROVIDE INTERLIBRARY LOAN SERVICES, CONSULTING TO SPECIAL, ACADEMIC, AND PUBLIC LIBRARIES IN THE ALAMO AREA LIBRARY

SYSTEM (AALS); AND AUTHORIZING THE EXECUTION OF ANY NECESSARY DOCUMENTS IN CONNECTION THEREWITH.

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AN ORDINANCE 90438

RATIFYING THE SUBMISSION OF AN EXPANSION GRANT APPLICATION IN THE AMOUNT OF \$792,000.00 TO THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR USE IN THE HEAD START - EARLY CHILD CARE 1999-2000 PROGRAM YEAR UNDER THE OPERATIONS OF THE DELEGATE AGENCY, PARENT/CHILD, INCORPORATED.

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AN ORDINANCE 90439

AUTHORIZING A ONE YEAR EXTENSION OF A CONCESSION CONTRACT BETWEEN WALLACE C. HARDING, D/B/A RIVER CITY MERCHANDISING AND THE CITY OF SAN ANTONIO, ORIGINALLY APPROVED BY ORDINANCE 85038, FOR THE PURPOSE OF PROVIDING NOVELTY AND SOUVENIR CONCESSIONS AT THE MUNICIPAL AUDITORIUM, SUCH EXTENSION TO COMMENCE OCTOBER 24, 1999.

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99-36 INDIVIDUAL ITEMS – CITIZENS COMMENTS

Mr. Jack M. Finger, P.O. Box 12048, spoke in objection with Item #27 and made reference that the City will be approaching the City of Tatum for assistance. He expressed his concern that Southwest Research Institute was being given this type of assistance. He also took issue to VIA's proposed rapid transit system.

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99-36 INDIVIDUAL ITEMS

The Clerk read the following Ordinance:

AN ORDINANCE 90440

AUTHORIZING PAYMENT IN THE AMOUNT OF \$656.66 TO STEWART TITLE COMPANY FOR TITLE CHARGES IN CONNECTION WITH THE MISSION TRAILS PARKWAY METROPOLITAN PLANNING ORGANIZATION PROJECT, PACKAGE 2, AND THE AMOUNT OF \$2,752.79 TO TICOR TITLE AGENCY OF SAN ANTONIO IN THE HI-LIONS DRAINAGE PROJECT #80, PHASES III & V; FOR A TOTAL SUM OF \$3,409.45; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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Mr. Salas 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, Salas, Prado, Garza, Conner, Bannwolf, Carpenter. **NAYS:** None. **ABSENT:** Guerrero, Vásquez, Menéndez, Peak.

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99-36

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The Clerk read the following Ordinance:

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AN RESOLUTION
99-36-38

SUPPORTING AND REQUESTING THE ISSUANCE OF INDUSTRIAL DEVELOPMENT BONDS FOR THE BENEFIT OF SOUTHWEST RESEARCH INSTITUTE (SRI) THROUGH THE CITY OF TATUM INDUSTRIAL DEVELOPMENT CORPORATION (CTIDC) FOR CAPITAL IMPROVEMENTS TO THEIR SAN ANTONIO FACILITY.

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Mr. Manual Longoria, Jr., Acting Director, Economic Development Department, narrated a video presentation on the proposed Ordinance authorizing the issuance of Industrial Development Bonds to Southwest Research Institute through the City of Tatum. A copy of this presentation is made a part of the papers of this meeting.

Mr. Menéndez spoke in support of the passage of this Ordinance and spoke to the economic impact provided by Southwest Research Institute.

In response to Mr. Menéndez, Mr. Paul Market, Southwest Research Institute representative stated that Southwest Research Institute has over 2,300 employees with the average yearly salary range of \$40,000.

Mr. Perez expressed the importance of Southwest Research Institute and the partnership it has with the City of San Antonio. He thanked the company for its hard work and offered his support.

Mr. Bannwolf thanked all parties involved for the good work in putting together this project and he stated that he will be in support of this Ordinance.

Mr. Salas 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, Salas, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter. **NAYS:** None. **ABSENT:** Guerrero, Peak.

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99-36 The Clerk read the following Ordinance:

AN ORDINANCE 90441

AUTHORIZING THE SUBMISSION OF A PRELIMINARY APPLICATION TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) TO AMEND AN AGREEMENT FOR AN URBAN DEVELOPMENT ACTION GRANT (UDAG) AWARDED FOR THE TIENDAS DEL RIO (RIVERCENTER MALL PROJECT) IN ORDER TO USE THE SURPLUS GRANT BALANCE OF \$974,500.00 TO FUND RIVER WALK AND DISABILITY ACCESS IMPROVEMENTS ASSOCIATED WITH THE CROCKETT STREET REDEVELOPMENT PROJECT.

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Mr. Manuel Longoria, Jr., narrated a video presentation and explained in detail Agenda Item #28, a copy of which presentation is made a part of the papers of this meeting.

Mr. Perez thanked the staff for all of their efforts and he spoke in support of the item. He stated that this is a prime example of private and public partnership working together.

Mr. Garza stated that this Crockett Street Project would serve to enhance this area and will be a very valuable asset to provide further development. He mentioned that he would discuss this item in Washington D.C. next week with HUD officials.

Mr. Vásquez spoke to previous commitments stated by the staff as a result of his agreeing to Fiesta Plaza UDAG monies going to the Carver Program.

In response to Mr. Vásquez' question regarding program income that would be available from the previously allocated UDAG grant monies from Fiesta Plaza, Mr. Longoria stated it was \$983,000 in the program income from Vista Verde South.

Mr. Vásquez stated he wanted to amend the main motion and he asked for support of the amendment by Council to place these monies back into the District 5 account as he felt they had already been committed.

City Clerk Norma Rodriguez reported there was no main motion at this time.

Mr. Perez spoke of concern with the amount of money involved. He stated he would support Councilman Vásquez' recommended amendment but doesn't believe that it's appropriate at this time, and perhaps direction to staff would be more appropriate after the motion and approval of the Ordinance.

Mr. Frank Garza, City Attorney made a suggestion to have Manuel Longoria and Mr. Cameron get back with Councilman Vásquez with all the supporting documents to clarify the issue on the commitment.

Mr. Perez 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:** Perez, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter. **NAYS:** None. **ABSENT:** Salas, Guerrero, Peak.

Mr. Vásquez then made a motion directing to reaffirm through Resolution or Ordinance that the monies, which were used from the Fiesta Plaza UDAG projects to the Carver be replaced when program income monies are released in the amount of \$1.4 million.

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99-36 The Clerk read the following Ordinance:

AN ORDINANCE 90442

AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE DISTRICT 1 CONTINGENCY ACCOUNT TO THE SAN ANTONIO - MEXICO FRIENDSHIP COUNCIL FOR THE CITYWIDE "EL GRITO" CELEBRATION TO HELP DEFRAY THE COST OF THIS EVENT; AS REQUESTED BY COUNCILMAN BOBBY PEREZ.

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

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

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99-36 The Clerk read the following Ordinance:

AN ORDINANCE 90443

AUTHORIZING THE EXPENDITURE OF \$750.00 FROM THE DISTRICT 1 CONTINGENCY BUDGET ACCOUNT TO LULAC COUNCIL 648 FOR THE 25TH ANNIVERSARY OF THIS YEAR'S DIEZ Y SIES EVENT AT MARKET SQUARE TO HELP DEFRAY THE COST OF THIS EVENT; AS REQUESTED BY COUNCILMAN BOBBY PEREZ.

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

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

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99-36 The Clerk read the following Ordinance:

AN ORDINANCE 90444

AUTHORIZING THE EXPENDITURE OF \$250.00 FROM THE DISTRICT 1 CONTINGENCY BUDGET ACCOUNT TO MIDTOWN ON BLANCO FOR THEIR CLASSIC DAYS STREET FESTIVAL TO HELP DEFRAID THE COST OF THIS EVENT; AS REQUESTED BY COUNCILMAN BOBBY PEREZ.

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

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

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99-36 **TRAVEL AUTHORIZATION - Granted:**

Travel Authorization for Councilman Ed Garza to travel to Washington, D.C. to attend the Annual Greater San Antonio Chamber Of Commerce trip to meet with senior government leaders on community issues beginning Sunday, October 3, 1999 through Tuesday, October 5, 1999.

Mr. Perez made a motion to approve the Travel Authorization. Mr. Carpenter seconded the motion.

After consideration, the motion, prevailed by the following vote: **AYES:** Peréz, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter,. **NAYS:** None. **ABSENT:** Salas, Guerrero, Peak.

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99-36 **TRAVEL AUTHORIZATION - Granted:**

Travel Authorization for Councilperson (s) David Carpenter, Jose Menéndez, Bonnie Conner, and Debra Guerrero to travel to Dallas, Texas on Tuesday, September 21, 1999, for a tour of the Dallas Area Rapid Transit (DART) System, VIA is exploring as an alternative to address traffic congestion, air quality concerns and land use issues; as requested by Councilman David Carpenter, District 10.

The following citizen(s) appeared to speak:

99-36

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Mrs. Nancy Englebert, 10486 Pine Glade spoke in favor of the travel authorization. She thanked Councilman Salas and Perez for staying last week to hear the citizens. She stated that it is very important that the City look into new forms of transportation and expressed concern on the ozone levels as it relates to public transportation.

Mr. Faris Hodge, Jr., 140 Dora, spoke in objection of a light rail because there are too many unanswered questions but he was in support of Council going to Dallas to learn more about the rail system. He stated that if a rail is built that the cost should be shared proportionally between the State, City, and VIA. He also suggested that the City build special lanes for buses on the highway to move the traffic at a faster pace.

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Mr. Perez spoke in support of Item #33 and stated that this visit will get the Council more informed on the rail system so they can share the information with the public.

Mr. Carpenter made a motion to approve the Travel Authorization. Mr. Salas seconded the motion.

After consideration, the motion, prevailed by the following vote: **AYES:** Perez, Salas, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter. **NAYS:** None. **ABSENT:** Guerrero, Peak.

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99-36 The Clerk read the following Ordinance:

AN ORDINANCE 90445

AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$500.00 FROM THE DISTRICT 1 CONTINGENCY ACCOUNT FOR THE MEXICAN AMERICAN BUSINESS AND PROFESSIONAL WOMEN'S CLUB OF SAN ANTONIO FOR THEIR MARIACHI SHOWCASE AT THE ARNESON RIVER THEATRE, AN OFFICIAL DIEZ Y SEIS EVENT, TO HELP DEFRAY THE COST OF THE EVENT; AS REQUESTED BY COUNCILMAN BOBBY PEREZ.

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Mr. Perez 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:** Perez, Salas, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter. **NAYS:** None. **ABSENT:** Guerrero, Peak.

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99-36 The Clerk read the following Ordinance:

AN ORDINANCE 90446

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 8 BUDGET ACCOUNT IN THE AMOUNT OF \$2,000.00 TO COUNCILWOMAN BONNIE J. CONNER, FOR AN ADMINISTRATIVE SERVICES CONTRACT WITH DOMINICK DINA (\$2,000.00) BEGINNING SEPTEMBER 1, 1999, TO SEPTEMBER 31, 1999; AS REQUESTED TO COUNCILMAN BONNIE J. CONNER.

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

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

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99-36 The Clerk read the following Ordinance:

AN ORDINANCE 90447

AUTHORIZING THE EXPENDITURE OF \$535.00 FROM THE DISTRICT 7 CONTINGENCY ACCOUNT TO THE JEFFERSON NEIGHBORHOOD ASSOCIATION TO HELP DEFRAY THE COSTS OF PUBLISHING THEIR 2ND ANNUAL STATE OF THE NEIGHBORHOOD MEETING NEWSLETTER TO THE NEIGHBORHOOD COMMUNITY FOR PURPOSES OF ESTABLISHING NEW MEMBERSHIP AND INFORMING THE COMMUNITY OF THE DIFFERENT SERVICES PROVIDED BY THE ASSOCIATION; AS REQUESTED BY COUNCILMAN ED GARZA.

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

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

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99-36 ZONING HEARINGS - CITIZEN COMMENTS

Mr. Faris Hodge, Jr., 140 Dora, spoke on several zoning items and offered comments to each.

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4A.) CASE #Z99150 - The request of Thomas Flores (owner: Jack Morrison Cato Drilling Co.), for a change in zoning from "A" Single Family Residence District to "B-3NA" SUP Non-Alcoholic Sales Business District with a special use permit for maintenance and storage of company vehicles on the north 178.8 feet of the east 160 feet of Lot 7A, NCB 10738, 355 Holmgreen Road. Time limitation of two (2) years and hours of operation from 7:00 A.M. - 5:00 P.M. Staff's recommendation was denial and approval of "R-1".

Zoning Commission has recommended approval of "B-3NA" SUP (Council District 2).

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

Mr. Salas recommended time restrictions on the business in question and that the recommendation for zoning only be for a two-year period. Mr. Salas stated the reason for the recommendation is that there is a school in that area and he would like to be sensitive to the needs of the school.

Mr. Thomas Flores, the applicant, concurred with Councilman Salas' recommendation.

Mr. Salas then made a motion to approve the rezoning for a 2-year period and include the hours of operation of 7AM to 5PM. Mr. Vásquez seconded the motion.

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

AN ORDINANCE 90448

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 THE NORTH 178.8 FEET OF THE EAST 160 FEET OF LOT 7A, NCB 10738, 355 HOLMGREEN ROAD, FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3NA" SUP NON-ALCOHOLIC SALES BUSINESS DISTRICT WITH SPECIAL USE PERMIT FOR MAINTENANCE AND STORAGE OF COMPANY VEHICLES WITH A TIME LIMITATION OF TWO YEARS AND HOURS OF OPERATION FROM 7:00 A.M. UNTIL 5:00 P.M.

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4B) CASE #Z99192 - The request of David Dye (owner: AJ's Place, LP), for a change in zoning from Temporary "R-1" Single Family Residence District to "I-1" Light Industry District on 0.555 acres out of NCB 18087 and "B-3NA" Non-Alcoholic Sales Business District on 1.806 acres out of NCB 18087, 2114 S. W. Loop 410. Staff's recommendation was for denial as requested and approval of "B-2".

Zoning Commission has recommended approval (Council District 4).

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

Mr. Vásquez 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, Salas, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter. **NAYS:** None. **ABSENT:** Guerrero, Peak.

AN ORDINANCE 90449

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 0.555 ACRES OUT OF NCB 18087, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT; 1.806 ACRES OUT OF NCB 18087, 2114 S. W. LOOP 410, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT.

* * * *

4C) CASE #Z99105 - The request of L & A Michigan Partners, Ltd. (owner), for a change in zoning from "B-3" Business District to "B-2NA" Business District on 15.239 acres out of NCB 15329, 1658 Horal Drive. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 6).

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

The following citizen(s) appeared to speak:

Mrs. Nancy Englebert, 10486 Pine Glade, spoke in objection because the coalition of the Heritage Neighborhood Association was against it. She also in favor of an "R-1" zoning for that area.

Mrs. Rosalie Rounsaville, Vice President of L&A Michigan Partners, stated that she felt that the company had a positive relationship with the citizens in that area and the Council members. She spoke of the make-up of the area and stated that even if the company does not receive the tax credit that they will still develop the apartments in that area with a third party.

* * * *

Mr. Menéndez spoke in support of the hard work of the developers and the neighborhood associations that voted in favor of the project.

In response to a recommendation by Mr. Menéndez, Mrs. Rounsaville stated that the B-2NA would be beneficial to their group needs. She also stated that the businesses that would relocate to that area would add more value to that community.

Mr. Menéndez made a motion to change the rezoning from a "B-3" to a "B-2NA"; Mr. Bannwolf seconded the motion.

Mr. Menéndez 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, Prado, Menéndez, Garza, Conner, Bannwolf, Carpenter. **NAYS:** None. **ABSENT:** Salas, Guerrero, Vásquez, Peak.

AN ORDINANCE 90450

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 15.239 ACRES OUT OF NCB 15329, 1658 HORAL DRIVE; FROM "B-3" BUSINESS DISTRICT TO "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT.

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99-36 At this time Mayor Pro Tem Prado was obliged to depart from the meeting; Mr. Carpenter took over as Acting Mayor at 3:00 PM.

— — —
4D) CASE #Z99043 - The request of Pill Box Pharmacy (owner: William Stalknecht), for a change in zoning from "P-1(B-2)" Planned United Development Business District to "B-2" Business District on 0.332 acres out of Lot 38, Block 2, NCB 12812, 7718 Louis Pasteur Drive. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 8).

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

Mrs. Conner 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, Menéndez, Garza, Conner, Bannwolf, Carpenter. **NAYS:** None. **ABSENT:** Salas, Guerrero, Prado, Vásquez, Peak.

AN ORDINANCE 90451

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 0.332 ACRES OUT OF LOT 38, BLOCK 2, NCB 12812, 7718 LOUIS PASTEUR DRIVE, FROM "P-1(B-2)" PLANNED UNITED DEVELOPMENT BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT.

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4E) CASE #Z99044 - The request of George D. Vann (owner), for a change in zoning from Temporary "R-1" Single Family Residence District to "R-1" Single Family Residence District on P-67, NCB 14862, 6400 Block of Melissa Ann Road. Staff's recommendation was for denial as requested and approval of "R-1".

Zoning Commission has recommended denial (Council District 8).

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

The following citizen(s) appeared to speak:

Mr. George Vann, P.O. Box 691656, spoke in favor of the rezoning proposal. He expressed concern about the Commercial Air Conditioning business in the area that is allegedly operating in violation of the City Code.

Mr. John Graham, 6435 Babcock Road, spoke in objection to the proposed apartment complex and stated that it would cause more traffic congestion in the area.

Mr. Michael Jansen, 6424 Melissa Ann, took issue to statements made by Mr. Vann. He recommended that Mr. Vann's request be denied.

Mr. Mark Maron, 6447 Babcock Road, spoke against the proposal to erect an apartment complex in that area.

Mr. George Vann spoke in rebuttal and clarified that his request was for 8 units not 33. He also objected to comments made by Mr. Jansen.

* * * *

Mrs. Conner expressed her concern on this issue and stated the street is in poor condition and can not support extra traffic.

Mrs. Conner then made a motion to approve an "R-1" rezoning; Mr. Bannwolf seconded the motion.

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

AN ORDINANCE 90452

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-67, NCB 14862, 6400 BLOCK OF MELISSA ANN ROAD, FROM TEMPORARY "R--1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT.

* * * *

4F) CASE #Z99170 - The request of S.A. Legacy Development Corp. (owner: Barrett Construction Co.), for a change in zoning from "B-3" Business District, to "R-3" Multiple Family Residence District on 3.6 acres and 6.2 acres out of Block 2, NCB 14864, 10300 Block of Huebner Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 8).

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

Mr. Bruce Murray, Vice President, Oakland Estates, stated that his association is not in opposition to the re-zoning request because everyone involved is in agreement. He also stated that they compromised and worked with the developers in good faith.

Mr. Andy Guerrero stated that an agreement has been signed since they've been working with the neighborhood association.

Mrs. Conner thanked everyone for this compromise and she stated that Oakland Estates is a unique area and she is pleased that they worked together to preserve the character of the area.

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

At this time Councilwoman Conner asked that the Deed Restrictions agreed by all parties with restriction covenant be filed for the record as part of the minutes of this meeting.

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

AN ORDINANCE 90453

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 3.6 ACRES AND 6.2 ACRES OUT OF BLOCK 2, NCB 14864, 10300 BLOCK OF HUEBNER ROAD, FROM "B-3" BUSINESS DISTRICT, TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT.

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4G) CASE #Z99187 - The request of Harold Smith (owner), for a change in zoning from "B-2" Business District to "B-3" Business District on 2.3462 acres out of NCB 14614, Hausman Road and Prue Road. Staff's recommendation was for denial.

Zoning Commission has recommended approval (Council District 8).

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

Mrs. Conner made a motion to continue this rezoning case to the City Council meeting of September 23, 1999. Mr. Bannwolf seconded the motion.

After consideration, the motion to continue the case to September 23, 1999 prevailed by the following vote: **AYES:** Perez, Salas, Menéndez, Conner, Bannwolf, Carpenter. **NAYS:** None. **ABSENT:** Guerrero, Prado, Vásquez, Garza, Peak.

* * * *

4H) CASE #Z99042-J - The City of San Antonio has under consideration changing the zoning of Camp Bullis, Ltd. (owner), from Temporary "R-1" Single Family Residence District and Temporary "R-1" (UC) Single Family Residence Urban Corridor District to "O-1" Office District and "O-1" (UC) Office Urban Corridor District on P-24B, NCB 34725 (CB 4725), 6900 Block of Camp Bullis Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 8).

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

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

At this time Councilwoman Conner asked that the Deed Restrictions agreed by all parties with restriction covenant be filed for the record as part of the minutes of this meeting.

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

AN ORDINANCE 90454

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-24B, NCB 34725 (CB 4725), 6900 BLOCK OF CAMP BULLIS ROAD; FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT AND TEMPORARY "R-1" (UC) SINGLE FAMILY RESIDENCE URBAN CORRIDOR DISTRICT TO "O-1" OFFICE DISTRICT AND "O-1" (UC) OFFICE URBAN CORRIDOR DISTRICT.

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4I) CASE #Z99042-M - The City of San Antonio has under consideration changing the zoning of Brett and Lisa Smith (owner), from Temporary "R-1" Single Family Residence District and Temporary "R-1" UC Single Family Residence Urban Corridor District to "O-1" SUP Office District with Special Use Permit for a painting contractor with no outside storage and "O-1" (UC) SUP Office Urban Corridor District with Special Use Permit for a painting contractor with no outside storage on the west 60 feet of the east 287 feet of Lots 8A and 8B, NCB 18336 and the west irregular 178 feet of the east half of Lots 8A and 8B, NCB 35733 (CB 5733), 21195 I.H. 10 West. Staff's recommendation is for approval.

Zoning Commission has recommended approval (Council District 8).

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

Mrs. Conner made a motion to approve the proposed Ordinance. Mr. Salas seconded the motion.

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

AN ORDINANCE 90455

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 THE WEST 60 FEET OF THE EAST 287 FEET OF LOT 8A AND 8B, NCB 18336 AND THE WEST IRREGULAR 178 FEET OF THE EAST HALF OF LOT 8A AND 8B, NCB 35733 (CB 5733), 21195 I.H. 10 WEST, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT AND TEMPORARY "R-1" UC SINGLE FAMILY RESIDENCE URBAN CORRIDOR DISTRICT TO "O-1" SUP OFFICE DISTRICT WITH SPECIAL USE PERMIT FOR A PAINTING CONTRACTOR WITH NO OUTSIDE STORAGE AND "O-1" (UC) SUP OFFICE URBAN CORRIDOR DISTRICT WITH SPECIAL USE PERMIT FOR A PAINTING CONTRACTOR WITH NO OUTSIDE STORAGE.

* * * *

4J) CASE #Z99053 - The request of Glen Westrom (owner: Reitmeyer Investment, Ltd.), 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 18.63 acres out of NCB 16334 and from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-2" ERZD Business Edwards Recharge Zone District on 2.08 acres out of NCB 16334, Huebner Road and Blanco Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 9).

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

Mr. Bannwolf made a motion to continue this rezoning case to the City Council meeting of September 23, 1999. Ms. Guerrero seconded the motion.

After consideration, the motion to continue the case to September 23, 1999 prevailed by the following vote:

AYES: Perez, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** None.

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4K) CASE #Z99147 - The request of SA/US 281 15.45 & 1/7 Ltd. (owner), for a change in zoning from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-2" ERZD Business Edwards Recharge Zone District on P-12, NCB 17586, 23700 Block of U.S. Highway 281 North. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 9).

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

Mr. Andy Guerrero represented the owner of the property in question spoke in favor of the proposed rezoning.

The following citizen(s) appeared to speak:

Ms. Susan Cruz, 19934 Park Ranch, spoke against the high-density development over the aquifer due to potential danger to the water supply. She also stated that State Representative Shields also is opposed to the rezoning request.

Mr. Donald Carlson, 21135 Sierra Crest, spoke in objection and stated that he represents more than 3000 voters who are against this zoning. He expressed his concern with the location that is being selected and felt that it is a poor choice. He also expressed his concern with flooding in that area, and the impact it would have on the potential tenants of the proposed development.

* * * *

Mr. Bannwolf made mention of the water quality in that area and in response to his question, Mr. Scott Haltry, SAWS, stated that this proposed area is in a non-sensitive area. He also stated that SAWS is not opposed as long as the aquifer study recommendations are followed.

Mr. Bannwolf stated that money is already allocated for the redevelopment of Highway 281 and that he will be in favor of this project as long as all the entities are in support and the research is done on this project. He also stated that the people who attended the meeting on this issue were in support of the zoning.

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

At this time Councilman Bannwolf asked that the Deed Restrictions agreed by all parties with restriction covenant be filed for the record as part of the minutes of this meeting.

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

AN ORDINANCE 90456

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY

99-36

September 9, 1999

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CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS P-12, NCB 17586, 23700 BLOCK U.S. HIGHWAY 281 NORTH, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-2" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT.

* * * *

4L) CASE #Z97261-T - The City of San Antonio has under consideration changing the zoning of Fairway Huebner. LTD. (owner), from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-2" ERZD Business Edwards Recharge Zone District on Lot 1, NCB 19214, 19210 Huebner Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 9).

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

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

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

AN ORDINANCE 90457

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 1, NCB 19214, 19210 HUEBNER ROAD, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-2" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT.

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4M) CASE #Z97261-O - The City of San Antonio has under consideration changing the zoning of Jane P. Super, Inc. (owner), from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-2" ERZD Business Edwards Recharge Zone District on P-38 and P-39, NCB 19216, in the 21900 Block of Wilderness Oak. Staff's recommendation was for denial and approval of "R-1" ERZD.

Zoning Commission has recommended denial as requested and approval of "R-1" ERZD, (Council District 9).

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

Mr. Bannwolf made a motion to deny the requested rezoning. Mrs. Conner seconded the motion.

After consideration, the motion to reject the passage of the Ordinance prevailed by the following vote: **AYES:** Perez, Salas, Menéndez, Garza, Conner, Bannwolf, Carpenter
NAYS: None. **ABSENT:** Guerrero, Prado, Vásquez, Peak.

Zoning request CASE #Z97261-O was denied.

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4N) CASE #Z97261-P - The City of San Antonio has under consideration changing the zoning of Wilderness Oak, Ltd. (owner), from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-1" Business ERZD Non-Alcoholic Sales Edwards Recharge Zone District on Lot 2, Block 2, NCB 19216, in the 21700 Block of Wilderness Oak. Staff's recommendation was for denial as requested and approval of "R-1" ERZD.

Zoning Commission has recommended denial as requested and approval of "B-1" ERZD, (Council District 9).

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

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

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

AN ORDINANCE 90458

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 2, BLOCK 2, NCB 19216, IN THE 21700 BLOCK OF WILDERNESS OAK, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY

RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-1" BUSINESS EDWARDS RECHARGE ZONE DISTRICT.

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40) CASE #Z99202 CC - The request of Kaufman and Associates, Inc for a change in zoning for (owners: Clarence S. Saver, Herbert Saver, Mildred Zimmerman and Kathleen Wolle, owners), from "I-1" Light Industry District and "B-3" Business District to "I-1" CC Light Industry District with City Council approval for a university on 12.755 acres out of NCB 14952, 11542 I. H. 35 North. (Council District 10)

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

Mr. Bannwolf 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:** Salas, Menéndez, Garza, Conner, Bannwolf, Carpenter. **NAYS:** None. **ABSENT:** Perez, Guerrero, Prado, Vásquez, Peak.

AN ORDINANCE 90459

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 12.755 ACRES OUT OF NCB 14952, 11542 I. H. 35 NORTH, FROM "I-1" LIGHT INDUSTRY DISTRICT AND "B-3" BUSINESS DISTRICT TO "I-1" CC LIGHT INDUSTRY DISTRICT WITH CITY COUNCIL APPROVAL FOR A UNIVERSITY.

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99-36 PUBLIC HEARING- DOWNTOWN IMPROVEMENT SPECIAL ASSESSMENT DISTRICT

Acting Mayor Carpenter declared the Public Hearing to be opened at 3:00 PM.

Mr. Malcolm Matthews, Director of Parks & Recreation Department, narrated a video presentation. A copy of this presentation is made a part of the papers of this meeting.

Mr. Garza thanked Mr. Matthews and his staff for the progress being put forth on this project.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora gave a brief history of the tri-party of the 80's. He spoke of the bus lanes needed on the streets and suggested that the City get some street sweepers to clean the streets. He commended the efforts of the bike patrol downtown and suggested they add more police officers. He recommended that the City Map on file with this ordinance be expanded to include other parts of the downtown area.

Mr. Nazirite Ruben Flores Perez, 627 Hearne Ave, spoke of his concern on some of the future developments going on in the downtown area.

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At this time Acting Mayor Carpenter closed the Public Hearing.

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99-36 PUBLIC HEARING – PUBLIC IMPROVEMENT DISTRICT IN THE DOWNTOWN AREA

At this time Acting Mayor Carpenter opened the Public Hearing at 4:00 P.M.

Mr. Manuel Longoria, Jr., Acting Director, Economic Development Department, narrated a video presentation, a copy of this presentation is made a part of the papers of this meeting.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke in support of the proposed improvement to the downtown area. He then expressed his concern with the height of the water fountains downtown and questioned whether they were within regulation.

Mr. Nazirite Ruben Flores Perez, 627 Hearne Ave, expressed his concern with the progress being made in the development of the downtown area.

There being no more citizens to speak, Acting Mayor Carpenter closed the Public Hearing at 4:11 P.M.

— — —

99-36 **PRESENTATION – SAN ANTONIO PUBLIC LIBRARY**

Mrs. Camille Fiorillo, Chairman of the Library Board of Trustees, gave a presentation and update of last year's accomplishments and upcoming projects of the Library.

Mr. Menéndez spoke in support of the projects and stated that he will be committed to making more funds available for the library. He also suggested that staff review policy to make undesirable websites unavailable to minors.

— — —

99-36 At this time Acting Mayor Carpenter adjourned the "A" Session meeting at 4:25 P.M. and convened the "B" Session for a budget work session to discuss; the proposed budgets of the City Attorney and Municipal Courts departments.

— — —

99-36 Acting Mayor Carpenter adjourned the "B" Session at 4:49 P.M. reconvened the "A" Session at 4:50

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99-36 **CITIZENS TO BE HEARD**

MR FARIS HODGE , JR.

Mr. Faris Hodge, Jr., 140 Dora, expressed his concern with Councilman Vásquez' attendance, at Council meetings and stated that he should be docked pay for not staying the entire meeting. He read comments from an article appearing in the San Antonio Express newspaper attributing to Councilman Salas and presented a copy of the article for the record. He stated that there should be another Kiosk lighted at night for better view by the public.

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MR NAZARITE RUBEN FLORES PEREZ

Mr. Nazarite Ruben Flores Perez, 627 Hearne Ave, he spoke of his concern with the Municipal Courts' computer system.

* * * *

MR BILL RIDDLE

Mr. Bill Riddle, 118 Jefferson, spoke regarding the blocking of the easement near his property by Southwestern Bell. He questioned Southwestern Bell's responsibility of the easement.

* * * *

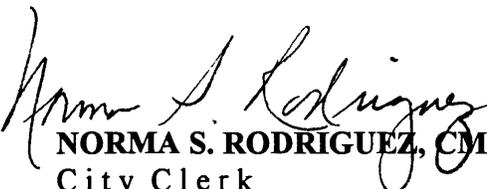
MS. JULIE IRIS OLDHAM

Ms. Julie Iris Oldham, P.O. Box 40263, spoke of her concern with Code-Compliance violations and the City's lack of attention paid to certain people who violate the codes.

— — —
99-36 There being no further business to come before council the meeting was adjourned at 5:10 P.M.

A P P R O V E D


HOWARD W. PEAK
M A Y O R

Attest: 
NORMA S. RODRIGUEZ, CMC/AAE
City Clerk