

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, SEPTEMBER 19, 1991

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The meeting was called to order by the Presiding Officer, Mayor Nelson Wolff, with the following members present: PEREZ, PIERCE, BILLA BURKE, WING, MARTINEZ, THOMPSON, VERA, THORNTON, LABATT, LARSON, WOLFF. Absent: NONE.

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91-40 Invocation - Reverend Bernard Rocha of St. Timothy Catholic Church.

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91-40 Pledge of Allegiance to the flag of the United States.

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91-40 Minutes of the August 8, 1991 Regular City Council Meeting were approved.

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91-40 INCARNATE WORD COLLEGE SCHOLARSHIP PROGRAM

Mayor Wolff introduced Dr. Louis Agnese, President, Incarnate Word College, present in the audience to formally announce a new scholarship program for IWC students which is being established in the names of the Mayor and City Council members, funding or which is being made available through the Patrick Media Group.

Dr. Agnese briefly explained the program which provides \$60,000 in scholarships to IWC.

Student scholarship recipients then came forward to introduced themselves and to identify the Council district in whose name they have been scholarshipped.

Representatives of Patrick Media Group explained the program funding aspects, and presented the Mayor with a book on the billboard industry, who accepted it on behalf of the citizens of San Antonio.

The Mayor and other members of City Council individually

thanked The Patrick Group for providing the funding for these scholarships, and congratulated each of the recipients.

91-40 CONSENT AGENDA

Ms. Billa Burke made a motion to approve Agenda Items 7 through 64, constituting the Consent Agenda. Mr. Pierce seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Martinez, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Wing, Thompson.

AN ORDINANCE 74,305

ACCEPTING THE LOW BID OF HOME ELEVATOR OF TEXAS TO FURNISH THE CITY OF SAN ANTONIO CONVENTION FACILITIES DEPARTMENT WITH A PORTABLE HANDICAP CHAIR FOR A TOTAL OF \$4,795.00.

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AN ORDINANCE 74,306

ACCEPTING THE BID OF JOHN F. CLARK COMPANY, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH FOLDING GANG CHAIRS FOR A TOTAL OF \$24,800.00.

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AN ORDINANCE 74,307

ACCEPTING THE LOW BID OF SICO, INC. TO FURNISH THE CITY OF SAN ANTONIO CONVENTION FACILITIES WITH MOBILE BANQUET TABLES FOR A TOTAL OF \$26,286.00.

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AN ORDINANCE 74,308

ACCEPTING THE BID OF CARRIBEAN CLEAR OF SAN ANTONIO TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH AN AUTOMATED WATER PURIFICATION SYSTEM AT PASEO DEL ALAMO FOR A TOTAL OF \$6,075.00.

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AN ORDINANCE 74,309 .

ACCEPTING THE LOW QUALIFIED BIDS OF SCUBA EXPRESSIONS AND WINNERS CHOICE TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH UNIFORM SHIRTS FOR A TOTAL OF \$7,132.94.

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AN ORDINANCE 74,310 .

ACCEPTING THE LOW BID OF EAST END GLASS COMPANY, INC. FOR GLASS REPLACEMENT AT THE BOTANICAL CENTER FOR A TOTAL OF \$8,685.00.

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AN ORDINANCE 74,311 .

ACCEPTING THE LOW QUALIFIED BID OF ALAMO IRON WORKS TO FURNISH THE CITY OF SAN ANTONIO AND PARKS AND RECREATION DEPARTMENT WITH TREE GRATES FOR A TOTAL OF \$5,940.00.

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AN ORDINANCE 74,312 .

RATIFYING ALL ACTIONS TAKEN BY CITY STAFF IN ACCEPTING THE PROPOSAL OF OMNI ELEVATOR FOR EMERGENCY REPAIRS TO THE TOWER OF THE AMERICAS RESTAURANT SERVICE ELEVATOR FOR A TOTAL OF \$10,860.00; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 74,313 .

ACCEPTING THE LOW BID OF METALCRAFTERS, INC. TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH A TRUCK BODY FOR A TOTAL OF \$10,396.00.

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AN ORDINANCE 74,314 .

ACCEPTING THE LOW BIDS OF HALPRIN SUPPLY COMPANY AND CASCO INDUSTRIES, INC. TO FURNISH THE CITY OF SAN

ANTONIO FIRE DEPARTMENT WITH FIRE HOSE AND ACCESSORIES FOR A TOTAL OF \$11,897.00.

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AN ORDINANCE 74,315

ACCEPTING THE LOW QUALIFIED BID OF TESORO PETROLEUM DISTRIBUTING TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH PAVEMENT TREATMENT FOR A TOTAL OF \$7,740.00.

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AN ORDINANCE 74,316

ACCEPTING THE LOW BID OF A-1 AUTOMATIC DOOR SYSTEMS FOR REPLACEMENT OF ALUMINUM DOORS AT THE POLICE STATION FOR A TOTAL OF \$3,220.00.

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AN ORDINANCE 74,317

ACCEPTING THE LOW BID OF DEL GRECO CONSTRUCTION FOR INSTALLATION OF A METAL SOFFIT AT THE SOUTHSIDE POLICE STATION FOR A TOTAL OF \$4,950.00.

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AN ORDINANCE 74,318

ACCEPTING THE BID OF EMPACT SOFTWARE, A DIVISION OF BOOLE & BABBAGE, INC. TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH HOST DAD ACCESS SOFTWARE FOR A TOTAL OF \$14,250.00.

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AN ORDINANCE 74,319

ACCEPTING THE PROPOSAL OF BOOLE & BABBAGE, INC. TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH REMOTE CONSOLE OPERATION SOFTWARE FOR A TOTAL OF \$6,375.00.

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AN ORDINANCE 74,320

ACCEPTING THE PROPOSAL OF SAS INSTITUTE, INC. TO

FURNISH THE CITY OF SAN ANTONIO INFORMATION
RESOURCES DEPARTMENT WITH HOST C COMPUTER SOFTWARE
FOR A TOTAL OF \$6,600.00.

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AN ORDINANCE 74,321

ACCEPTING THE LOW BID OF HENGES MANUFACTURING, INC.
TO FURNISH THE CITY OF SAN ANTONIO AVIATION
DEPARTMENT WITH AN ATTENDANT BOOTH FOR A TOTAL OF
\$10,770.00.

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AN ORDINANCE 74,322

ACCEPTING THE LOW BID OF CARPET MANAGEMENT SYSTEMS
FOR CARPET INSTALLATION AT THE SAN ANTONIO
INTERNATIONAL AIRPORT FOR A TOTAL OF \$96,000.00.

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AN ORDINANCE 74,323

ACCEPTING THE LOW QUALIFIED BID OF TEXAS HYDRO
SERVICES FOR RUNWAY RUBBER REMOVAL AT THE SAN
ANTONIO INTERNATIONAL AIRPORT FOR A TOTAL OF
\$60,000.00.

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AN ORDINANCE 74,324

ACCEPTING THE LOB BID OF EMSI, INC., TO FURNISH THE
CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT
WITH WASTEWATER SAMPLERS FOR A TOTAL OF \$8,795.00.

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AN ORDINANCE 74,325

ACCEPTING THE LOW BID OF WATER & WASTE MANAGEMENT
ASSOCIATION, INC. TO FURNISH THE CITY OF SAN
ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH A
MODULAR CONTROLLER FOR A TOTAL OF \$3,600.00.

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AN ORDINANCE 74,326

ACCEPTING THE BID OF WEMCO PUMP TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH A SLUDGE PUMP FOR A TOTAL OF \$7,140.00.

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AN ORDINANCE 74,327

ACCEPTING THE LOW BID OF INSTRUMENT SERVICES, INC. TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH A GAS MONITORING SYSTEM FOR A TOTAL OF \$6,043.10.

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AN ORDINANCE 74,328

ACCEPTING THE LOW QUALIFIED BID OF ACTION AIR, INC. TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH A DUPLEX VACUUM SYSTEM FOR A TOTAL OF \$8,478.00.

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AN ORDINANCE 74,329

ACCEPTING THE LOW BID OF SAN ANTONIO TENT & AWNING COMPANY FOR THE FABRICATION OF VINYL/POLYESTER PANELS FOR THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT FOR A TOTAL OF \$8,200.00.

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AN ORDINANCE 74,330

ACCEPTING THE LOW BID OF PURVIS BEARING SERVICE, INC. TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH VARIABLE SPEED CONTROL ASSEMBLIES FOR A TOTAL OF \$3,870.00.

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AN ORDINANCE 74,331

ACCEPTING THE LOW BID OF OSLIN NATION COMPANY TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH THREE (3), EIGHT (8) INCH VERTICAL TURBINE PUMPS FOR A TOTAL OF \$5,334.00.

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AN ORDINANCE 74,332

ACCEPTING THE LOW BID OF COMPUTER MARKETING TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH MICROCOMPUTERS FOR A TOTAL OF \$5,798.00.

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AN ORDINANCE 74,333

ACCEPTING THE LOW BIDS OF WATSON DISTRIBUTING COMPANY, INC. AND SOUTHWEST GOLF CARS TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT AND PUBLIC WORKS DEPARTMENTS WITH UTILITY VEHICLES FOR A TOTAL OF \$10,882.00.

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AN ORDINANCE 74,334

ACCEPTING THE LOW QUALIFIED BIDS OF AZTECH RENTAL CENTER AND CASE POWER & EQUIPMENT TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH VIBRATORY ROLLERS FOR A TOTAL OF \$24,992.83.

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AN ORDINANCE 74,335

ACCEPTING THE BID OF SAFETY LIGHT COMPANY TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH ALUMINUM TRENCH BOXES FOR A TOTAL OF \$56,948.00.

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AN ORDINANCE 74,336

ACCEPTING THE BID OF RICHTER'S BAKERY TO FURNISH THE CITY OF SAN ANTONIO DEPARTMENT OF COMMUNITY INITIATIVES WITH BAKERY PRODUCTS FOR A TOTAL OF APPROXIMATELY \$18,000.00.

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AN ORDINANCE 74,337

ACCEPTING THE LOW QUALIFIED BIDS OF PRESTON DAIRY PRODUCTS, INC. AND TASTY ICE CREAM DISTRIBUTING TO FURNISH THE CITY OF SAN ANTONIO DEPARTMENT OF COMMUNITY INITIATIVES WITH DAIRY PRODUCTS FOR THE

NUTRITION CENTERS FOR A TOTAL OF APPROXIMATELY \$92,700.00.

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AN ORDINANCE 74,338

ACCEPTING THE LOW QUALIFIED BID OF COMPUTER EXPERIENCE TO FURNISH THE OFFICE OF PUBLIC INFORMATION WITH A CHARACTER GENERATOR FOR THE AMOUNT OF \$6,714.00.

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AN ORDINANCE 74,339

ACCEPTING THE BIDS OF VARIOUS VENDORS TO FURNISH THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF APPROXIMATELY \$2,067,000.

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AN ORDINANCE 74,340

APPROVING FIELD ALTERATION NO. 3 TO THE CONTRACT WITH V.K. KNOWLTON PAVING CONTRACTOR, INC., IN THE AMOUNT OF \$33,719.60; APPROPRIATING 1987 GENERAL OBLIGATION BOND FUNDS; AND PROVIDING FOR PAYMENT IN CONNECTION WITH THE RECONSTRUCTION OF CANTRELL FROM HILTON TO PLEASANTON ROAD.

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AN ORDINANCE 74,341

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$59,493.00 WITH CENTRAL ELECTRIC ENTERPRISES & CO.; AUTHORIZING A CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$11,898.60; APPROPRIATING MARKET SQUARE IMPROVEMENT TRUST FUNDS; AND PROVIDING FOR PAYMENT IN CONNECTION WITH THE FARMERS MARKET GAS HEATERS PROJECT.

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AN ORDINANCE 74,342

AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH MIRAMONTES ENGINEERING IN THE AMOUNT OF \$70,000.00;

AUTHORIZING \$250.00 FOR BID ADVERTISING EXPENSES;
APPROPRIATING SEWER REVENUE BOND FUNDS; AND
PROVIDING FOR PAYMENT IN CONNECTION WITH THE DOS
RIOS WASTEWATER TREATMENT PLANT ELECTRICAL
ENCHANCEMENTS PROJECT.

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AN ORDINANCE 74,343

AUTHORIZING THE CITY MANAGER OR ASSISTANT CITY
MANAGER TO EXECUTE FIELD ALTERATION NO. 1 IN THE
DECREASED AMOUNT OF \$15,436.50 IN CONNECTION WITH
THE BAYWATER EMERGENCY SANITARY SEWER REPLACEMENT
PROJECT.

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AN ORDINANCE 74,344

APPROPRIATING ADDITIONAL ENGINEERING FUNDS IN THE
AMOUNT OF \$14,850.10 TO MACINA, BOSE, COPELAND &
ASSOCIATES, INC.; AUTHORIZING \$250.00 FOR BID
ADVERTISEMENT EXPENSES IN CONNECTION WITH FINAL
DESIGN PHASE ENGINEERING SERVICES OF THE HIGHLAND
PARK EXTENSION SEWER REHABILITATION PROJECT; AND
PROVIDING FOR PAYMENT.

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AN ORDINANCE 74,345

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT
WITH DU-MOR ENTERPRISES IN AMOUNT OF \$4,848,175.05;
AUTHORIZING \$484,817.51 FOR A CONSTRUCTION
CONTINGENCY; AUTHORIZING \$102,509.71 FOR
ENGINEERING AND CONSTRUCTION SUPERVISION SERVICES
PAYABLE TO LOCKWOOD, ANDREWS AND NEWNAM, INC.;
APPROPRIATING FUNDS IN THE MAOUNT OF \$450.00 FOR
RIGHT-OF-WAY ENGINEERING SERVICES IN CONNECTION WITH
THE WESTSIDE MAIN SANITARY SEWER REHABILITATION
PHASE II PROJECT; APPROPRIATING SEWER REVENUE BOND
FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 74,346

APPROPRIATING ADDITIONAL ENGINEERING FUNDS IN THE
AMOUNT OF \$16,819.00 TO FLORES & COMPANY CONSULTING
ENGINEERS FOR PHASE B AND FINAL DESIGN PHASE

PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH THE IH-10 - HUEBNER TO LOOP 1604 SANITARY SEWER RELOCATION PROJECT.

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AN ORDINANCE 74,347

APPROVING FIELD ALTERATION NO. 1 TO THE CONSTRUCT WITH UTILITIES CONSOLIDATED IN THE DECREASED AMOUNT OF \$35,478.98; AND AUTHORIZING ACCEPTANCE OF THE FUNDS IN CONNECTION WITH THE ROSEWOOD AVENUE/S.W. MILIARY DRIVE/BIG MEADOWS AND CASTLE WAY SANITARY SEWER PROJECTS AND LA CANTERA CAVE CLOSURE.

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AN ORDINANCE 74,348

APPROPRIATING FUNDS FROM THE FACILITIES IMPROVEMENT AND MAINTENANCE PROGRAM 29-008; TRANSFERRING FUNDS IN THE AMOUNT OF \$4,614.00 TO THE ARNESON RIVER THEATER PEDESTRIAN GATE AND WALL PROJECT; AND TRANSFERRING FUNDS IN THE AMOUNT OF \$1,500.00 TO THE LION'S FIELD COURTYARD GATE PROJECT.

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AN ORDINANCE 74,349

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$12,871.00 OUT OF VARIOUS FUNDS; ACQUIRING TITLE TO ONE PARCEL IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT NO. 80; TITLE TO TWO PARCELS IN CONNECTION WITH THE BABCOCK ROAD IMPROVEMENT PROJECT - FREDERICKSBURG ROAD TO ST. CLOUD; A TEMPORARY EASEMENT IN CONNECTION WITH THE WHITEWOOD RECONSTRUCTION PROJECT - MEDINA BASE ROAD TO S. W. MILIARY DRIVE; TITLE TO ONE PARCEL IN CONNECTION WITH THE ASHLEY ROAD RECONSTRUCTION PROJECT - BASCUM BLVD. TO SOUTH FLORES; TITLE TO ONE PARCEL IN CONNECTION WITH THE WEST AVENUE IMPROVEMENT PROJECT - FREDERICKSBURG ROAD TO I. H. 10; AND TITLE TO ONE PARCEL IN CONNECTION WITH THE ENGLEWOOD AREA STREETS AND DRAINAGE PROJECT - PHASE IV.

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AN ORDINANCE 74,350

AUTHORIZING THE EXTENSION FOR A PERIOD ENDING ON

AUGUST 30, 1994 OF A LEASE AGREEMENT WITH T & M AVIATION, INC. FOR 5,775 SQUARE FEET OF GROUND SPACE FOR FUEL STORAGE AND DISTRIBUTION AT STINSON MUNICIPAL AIRPORT AT AN ANNUAL RENTAL OF \$288.75.

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AN ORDINANCE 74,351

AUTHORIZING THE EXTENSION FOR A PERIOD ENDING ON AUGUST 30, 1994 OF A LEASE AGREEMENT WITH SAN ANTONIO AVIATION, INC. FOR 5,775 SQUARE FEET OF GROUND SPACE FOR FUEL STORAGE AND DISTRIBUTION AT STINSON MUNICIPAL AIRPORT AT AN ANNUAL RENTAL OF \$288.75.

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AN ORDINANCE 74,352

AUTHORIZING THE CITY MANAGER TO ACCEPT A GRANT FROM THE TEXAS CRIMINAL JUSTICE DIVISION IN THE AMOUNT OF \$458,123.00 FOR SUPPORT OF LOCAL CRIMINAL JUSTICE PROGRAMS.

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AN ORDINANCE 74,353

AUTHORIZING THE SEVENTEENTH (17TH) YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM; ACCEPTING 17TH YEAR CDBG ENTITLEMENT GRANT FUNDS IN THE AMOUNT OF \$15,578,000.00; DESIGNATING A 17TH YEAR CDBG PROGRAM FUND; APPROPRIATING PROGRAM FUNDS IN THE AMOUNT OF \$16,965,082.00; ALLOCATING PROGRAM FUNDS TO PROJECTS; ESTABLISHING ACCOUNTS; DELINEATING PROGRAM RESPONSIBILITIES; AUTHORIZING PERSONNEL CLASSIFICATIONS AND PAY RANGES; AND AUTHORIZING EXECUTION OF CONTRACTS AND OTHER DOCUMENTS AS NECESSARY IN CONNECTION WITH THIS 17TH YEAR CDBG PROGRAM.

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AN ORDINANCE 74,354

AUTHORIZING AND DIRECTING THE CITY MANAGER OR ASSISTANT CITY MANAGER TO EXECUTE A BOUNDARY ADJUSTMENT AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE CITY OF SHAVANO PARK WHEREBY THIRTEEN LOTS (LOT 1273 AND LOTS 1216 THROUGH 1228, INCLUSIVE, SHAVANO PARK UNIT 15A) WILL BE INCLUDED IN THEIR

ENTIRETY WITHIN THE CITY LIMITS OF SHAVANO PARK AND AN AREA OF 0.388 ACRES OF LAND RIGHT OF WAY OF HUEBNER ROAD AND WITHIN THE JURISDICTION OF SHAVANO PARK WILL BE CEDED TO THE CITY OF SAN ANTONIO.

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AN ORDINANCE 74,355

AUTHORIZING A ONE DAY CLOSURE OF EISENHOWER PARK ON SATURDAY, OCTOBER 26, 1991, TO ALLOW ITS USE BY SOUTHWEST AIRLINES FOR AN EMPLOYEE CHILI COOK-OFF; AND AUTHORIZING THE COLLECTION OF RELATED FEES IN THE AMOUNT OF \$835.00.

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AN ORDINANCE 74,356

APPROPRIATING AN ADDITIONAL AMOUNT OF \$4,758.00 FOR CURRENT FISCAL YEAR ADMINISTRATIVE COSTS IN CONNECTION WITH THE TRI-PARTY MANAGEMENT CONTRACT WITH THE DOWNTOWN IMPROVEMENT DISTRICT; EXTENDING SAID MANAGEMENT CONTRACT FOR AN ADDITIONAL ONE (1) YEAR PERIOD; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 74,357

AUTHORIZING PAYMENT OF ANNUAL DUES FOR THE SAN ANTONIO WORKS BOARD IN THE AMOUNT OF \$9,500.00 TO THE TEXAS ASSOCIATION OF PRIVATE INDUSTRY COUNCILS (TAPIC) FROM THE 1991-1992 JOBS TRAINING PARTNERSHIP ACT (JTPA) TITLE II-A GRANT FUNDS FOR THE PERIOD BEGINNING JULY 1, 1991, AND ENDING JUNE 30, 1992.

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AN ORDINANCE 74,358

AMENDING ORDINANCE #73197 TO AUTHORIZE THE ACCEPTANCE OF AN INCENTIVE AWARD TOTALING \$62,931.00 FROM THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS UNDER THE PROVISIONS OF THE STEWART B. MCKINNEY HOMELESS ASSISTANCE ACT OF 1987 TO PROVIDE COMPREHENSIVE SOCIAL SERVICES TO HOMELESS INDIVIDUALS; ADOPTING A REVISED PROGRAM PLAN; APPROPRIATING FUNDS; AUTHORIZING A DELEGATE AGENCY

CONTRACT; AND APPROVING AN AMENDED BUDGET AND PERSONNEL COMPLEMENT FOR THE PERIOD FROM MARCH 1, 1991, THROUGH MARCH 31, 1992.

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AN ORDINANCE 74,359

AMENDING ORDINANCE NO. 74081 BY INCREASING THE ALLOCATION OF JTPA FUNDS BY THE ADDITIONAL AMOUNT OF \$157,329.00 TO CONDUCT PHASE II OF THE SHORT TERM RESEARCH PROJECTS DURING THE PERIOD FROM JULY 1, 1991 TO JUNE 30, 1992; AND ALLOCATING FUNDS TO THE UNIVERSITY OF TEXAS AT SAN ANTONIO, GOODWILL INDUSTRIES, CAREER PATH CONSULTANTS, PROFESSIONAL PERFORMANCE DEVELOPMENT GROUP, AND THE SAN ANTONIO JOB CLUB.

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AN ORDINANCE 74,360

AUTHORIZING THE CITY MANAGER TO NEGOTIATE A GRANT IN THE AMOUNT OF \$1,197,246.00 FROM THE TEXAS DEPARTMENT OF COMMUNITY AFFAIRS FOR THE CONTINUATION OF THE COMMUNITY ACTION PROGRAM FOR FY 91-92; APPROVING A TENTATIVE BUDGET AND PERSONNEL COMPLEMENT; AUTHORIZING THE EXECUTION OF DELEGATE AGENCY CONTRACTS; AUTHORIZING THE LEASE OF OFFICE SPACE; AND AUTHORIZING THE PAYMENT OF MEMBERSHIP DUES TO THE TEXAS DEPARTMENT OF COMMUNITY ACTION AGENCY.

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91-40 The Clerk read the following Ordinance:

AN ORDINANCE 74,361

ACCEPTING THE LOW BID OF COMPUTER SOLUTIONS TO FURNISH THE CITY OF SAN ANTONIO PUBLIC INFORMATION OFFICE WITH A MICROCOMPUTER PUBLISHING SYSTEM FOR A TOTAL OF \$13,417.65.

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Mrs. Billa Burke made a motion to approve the proposed Ordinance. Mr. Pierce seconded the motion.

Mr. Labatt stated that he would abstain from this vote because of the name of one firm involved, even though he has no further

connection with that firm.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Martinez, Vera, Thornton, Larson, Wolff; NAYS: None; ABSENT: Wing, Thompson; ABSTAIN: Labatt.

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91-40 The Clerk read the following Ordinance:

AN ORDINANCE 74,362

ACCEPTING THE LOW BID OF JOHN SEXTON FOODS TO FURNISH THE CITY OF SAN ANTONIO DEPARTMENT OF COMMUNITY INITIATIVES WITH GROCERY PRODUCTS, FROZEN FOODS, PAPER PRODUCTS, AND JANIATORIAL SUPPLIES FOR THE NUTRITION CENTERS FOR A TOTAL OF APPROXIMATELY \$154,200.00.

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Mrs. Billa Burke made a motion to approve the proposed Ordinance. Mr. Pierce seconded the motion.

Mr. Labatt stated that he would abstain from this vote because Labatt Foods, a firm with which he has no connection but which has the same name as his, bid on this project. He then spoke concerning certain problems experienced with certain food items at some of the City's nutrition centers.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Martinez, Vera, Thornton, Larson, Wolff; NAYS: None; ABSENT: Wing, Thompson; ABSTAIN: Labatt.

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91-40 The Clerk read the following Ordinance:

AN ORDINANCE 74,363

AUTHORIZING PAYMENT OF REFUNDS, TOTALING \$31,845.24, TO PERSONS MAKING A DOUBLE PAYMENT, OVERPAYMENT, OR AS A RESULT OF A VALUE CHANGE ON 14 TAX ACCOUNTS.

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Mrs. Billa Burke made a motion to approve the proposed Ordinance. Mr. Pierce seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Martinez, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Wing, Thompson.

91-40 The Clerk read the following Ordinance:

AN ORDINANCE 74,364

AMENDING PRIOR APPROPRIATIONS; CLOSING ACCOUNTING RECORDS IN CERTAIN FUNDS; CARRYING FORWARD CERTAIN APPROPRIATIONS; APPROPRIATING FUNDS FOR REQUIREMENTS IN CITY PROJECTS AND DEPARTMENTS; APPROPRIATING CERTAIN CAPITAL PROJECT FUNDS; PROVIDING THAT THE CITY MANAGER MAY DESIGNATE NAMED CITY OFFICIALS TO TEMPORARILY EXERCISE THE DUTIES OF CITY MANAGER, INCLUDING SIGNATURE AUTHORITY, AND PROVIDING FOR A LINE OF SUCCESSION IN THE EVENT OF THE INCAPACITY OF THE CITY MANAGER.

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Mrs. Billa Burke made a motion to approve the proposed Ordinance. Mr. Labatt seconded the motion.

Mr. George K. Noe, Director of Management Services, briefly explained the proposed ordinance.

Mr. Alex Briseno, City Manager, spoke to the need for a new signature authority for official City documents, also involved with this ordinance.

In response to a question by Mr. Larson, Mr. Noe noted that some \$450,000 in expenditures from the 1990-91 budget is being carried forward in General Fund matters.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Martinez, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Wing, Thompson.

91-40 The Clerk read the following Ordinance:

AN ORDINANCE 74,365

AUTHORIZING THE DIRECTOR OF FINANCE TO WRITE OFF CERTAIN DELINQUENT ACCOUNTS RECEIVABLE OF THE

GENERAL FUND, INTERNATIONAL AIRPORT AND THE SELF
INSURANCE FUND AT THE CLOSE OF FY 1990/91, ON
SEPTEMBER 30, 1991.

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Mr. Pierce made a motion to approve the proposed Ordinance.
Mr. Martinez seconded the motion.

Ms. Nora Chavez, Director of Finance, noted that the funds
owed to the City will be pursued for payment, even though this ordinance
writes off that amount from the budget.

A discussion ensued concerning the need to collect from major
debtors involved, if at all possible.

A discussion also took place concerning specific debts,
including one from a political rally held, but not yet paid for.

After consideration, the motion, carrying with it the passage
of the Ordinance, prevailed by the following vote: AYES: Perez,
Pierce, Billa Burke, Martinez, Vera, Thornton, Labatt, Larson, Wolff;
NAYS: None; ABSENT: Wing, Thompson.

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91-40 The Clerk read the following Ordinance:

AN ORDINANCE 74,366

APPROVING THE 1992-1996 ONE AND FIVE YEAR SERVICE
AND ASSESSMENT PLAN IN ACCORDANCE WITH REQUIREMENTS
IN THE PUBLIC IMPROVEMENT DISTRICT ASSESSMENT ACT;
AND LEVYING SUPPLEMENTAL ASSESSMENTS ON PROPERTIES
IN THE DISTRICT THROUGH THE YEAR 2002 WITH A TAX
RATE OF \$0.079532 PER \$100.00 VALUATION FOR THE 1992
FISCAL YEAR.

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Mr. Pierce made a motion to approve the proposed Ordinance.
Mr. Labatt seconded the motion.

Mr. Frank Perry, Assistant Director of Planning, explained the
need for the proposed ordinance, whose proceeds pay for Tri-Party
project debts. He noted that the new assessment rates are higher
because of a decrease in downtown property values.

After consideration, the motion, carrying with it the passage
of the Ordinance, prevailed by the following vote: AYES: Perez,
Pierce, Billa Burke, Martinez, Vera, Labatt, Larson, Wolff; NAYS:

None; ABSENT: Wing, Thompson, Thornton.

91-40 The Clerk read the following Ordinance:

AN ORDINANCE 74,367

AUTHORIZING THE CITY MANAGER TO EXECUTE AND SUBMIT SIGNED CONTRACTS TO THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION - TRAFFIC SAFETY SECTION; ACCEPTING \$416,800.00 TO SUPPORT THE 55 MPH, DWI, SEAT BELT AND TRASER TRAFFIC ENFORCEMENT PROJECTS.

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Mr. Pierce made a motion to approve the proposed Ordinance. Mr. Martinez seconded the motion.

Captain Al Phillipus, San Antonio Police Department, addressed the substance of the grants involved and their impact upon the city's traffic death rate.

In response to a question by Mr. Larson, Captain Phillipus spoke to the rationale for "Operation Slowdown" in San Antonio, with five local sites earmarked for enforcement, thus far.

Mr. Pierce asked to be supplied with specific data on youth drivers.

Mr. Alex Briseno, City Manager, noted that traffic deaths in San Antonio last year were the lowest since 1964.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Martinez, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Wing, Thompson.

91-40 The Clerk read the following Ordinance:

AN ORDINANCE 74,368

ACCEPTING FROM THE BUICK MOTOR DIVISION, SHOWS & EXHIBITS OF FLINT MICHIGAN, THE GIFT OF ONE STAIR-TRAC DEVICE FOR TEMPORARY WHEELCHAIR ACCESS TO CITY FACILITIES VALUED AT \$5,000.00 AND EXPRESSING

CITY COUNCIL'S GRATITUDE TO BUICK MOTOR DIVISION FOR
THEIR GENEROSITY.

* * * *

Mr. Labatt made a motion to approve the proposed Ordinance.
Mr. Pierce seconded the motion.

Mr. Rebecca Q. Cedillo, Director of Planning, explained that this handicapped lift device is a gift to the City of San Antonio from Buick Motors Division, and she spoke to how and where the device is planned for future usage.

In response to a question by Mr. Thornton, Ms. Judy Babbitt, Handicapped Access Office, addressed several concerns expressed involving handicapped access problems to and from the downtown Riverwalk, and stated that her office would supply Council with the status of access points to and from the Riverwalk.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Martinez, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Wing, Thompson.

- - -
91-40 The Clerk read the following Ordinance:

AN ORDINANCE 74,369

AUTHORIZING THE EXECUTION OF THE 1990-1991 CITY-COUNTY METROPOLITAN HEALTH DISTRICT CONTRACT WITH BEXAR COUNTY FOR PARTICIPATION IN THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR A FEE OF \$608,880.00.

* * * *

Mr. Pierce made a motion to approve the proposed Ordinance.
Mr. Labatt seconded the motion.

In response to a question by Mr. Labatt, Mr. Marc Rodriguez, Manager of Intergovernmental Relations, stated that this contract provides that the Bexar County Hospital District will pay the same fee to the City of San Antonio as last year, and he spoke to negotiations now underway on next year's proposed fee.

In response to a question by Mr. Labatt, Mr. Rolando Bono, Assistant City Manager, noted that the Hospital District board this week will be considering payment of certain funds owed to the City, funds which now are three years in the arrears, and he expressed confidence that these funds would be paid to the City.

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A discussion then took place concerning the negotiations involved and a brief history of the Bexar County Hospital District, including a brief discussion of the advantages of having a combined Health District in lieu of separate districts for city and county.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Wing, Martinez, Thompson.

ZONING HEARINGS

(It was the concensus of City Council members present to temporarily bypass consideration of the first listed zoning case on the agenda, item 4A, and to undertake its consideration later in this meeting.)

4B. CASE Z91105 - to rezone the west 6.41 feet of Lot 3 and the north 53.80 feet of the east 61.44 feet of Lot 7 and the north 80 feet of the west 51.73 feet of Lot 8, and the north 80 feet of the east 28.12 feet of Lot 9, NCB 11025 from "B" Residence District to "B-2" Business District located on the Southcross Blvd., 212.74 feet east of the intersection of Southcross Blvd. and Gevers, having 6.41 feet on Southcross Blvd. and a depth of 275.5 feet, 2400 Block of E. Southcross Blvd.

Mr. Edward Karam, Agent for Wendy's, addressed the need to "clean up" the zoning on the property concerned in order to construct a new Wendy's facility on the property.

Speaking in opposition, Mr. Glenn Freres, Manager of a McDonald's facility located adjacent to this property, stated that he might come before the City in the future to ask for rezoning of his firm's property, if a lower zoning is granted to Wendy's. He spoke to the need for a comprehensive zoning program for this entire area.

Mr. Andy Guerrero, Planner III, stated that such a comprehensive rezoning plan is under consideration by City staff, but no definite plans yet exist.

The Zoning Commission has recommended that "B-2NA" on 6.41 foot of Lot 3, "R-2" of Lot 7 and "O-1" on those portions of Lots 8 and 9 be approved by the City Council.

Ms. Billa Burke moved to approve "B-2NA" zoning on the west 6.41 feet of Lot 3, NCB 11025; and "B-1" zoning on the north 53.8 feet of the east 61.44 feet of Lot 7, the north 80 feet of the west 51.73 feet of Lot 8, and the north 80 feet of the east 28.12 feet of Lot

9, NCB 11025. Mr. Pierce seconded the motion.

After discussion, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Vera, Thornton, Labatt, Larson, Wolff. NAYS: None. ABSENT: Wing, Martinez, Thompson.

AN ORDINANCE 74,370

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 CERTAIN PROPERTY DESCRIBED HEREIN AS THE WEST 6.41 FEET OF LOT 3, NCB 11025 FROM "B" RESIDENCE DISTRICT TO "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT AND THE NORTH 53.8 FEET OF THE EAST 61.44 FEET OF LOT 7 AND THE NORTH 80 FEET OF THE WEST 51.73 FEET OF LOT 8, AND THE NORTH 80 FEET OF THE EAST 28.12 FEET OF LOT 9, NCB 11025 FROM "B" RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT, 2400 BLOCK OF E. SOUTHCROSS BLVD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4C. CASE Z911107 SUP - to rezone Lots 34 thru 38, Block 12, NCB 10894 from "B" Residence District to "B-3NA" SUP Non-Alcoholic Sales Business District with special use permit for a truck company located on the north side of Esma Street, 100 feet west of the intersection of Esma and Palos, having 250 feet on Esma Street and a depth of 125 feet, 229 Esma Street.

Mr. Domingo B. Villareal, the proponent, explained that he is seeking the rezoning in order to allow overnight parking of his trucks on subject property.

The Zoning Commission has recommended that this request of change of zone be approved but with a five year time limitation and that a 6 foot solid screen fence be erected and maintained along the north, east and west property line by the City Council.

After discussion, Ms. Billa Burke moved to approve the recommendation of the Zoning Commission. Ms. Vera seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Wing.

AN ORDINANCE 74,371

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 34 THRU 38, BLOCK 12, NCB 10894 FROM "B" RESIDENCE DISTRICT TO 'B-3NA" SUP NON-ALCOHOLIC SALES BUSINESS DISTRICT WITH SPECIAL USE PERMIT FOR A TRUCK COMPANY WITH A FIVE YEAR TIME LIMITATION AND THAT A 6 FOOT SOLID SCREEN FENCE BE ERECTED AND MAINTAINED ALONG THE NORTH, EAST AND WEST PROPERTY LINES, 229 ESMA STREET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00"

* * * *

4D. CASE Z91101 - to rezone Lot 11, NCB 10101 from "B-2" Business District to "B-3NA" Non-Alcoholic Sales Business District located on the west side of San Pedro Avenue, being 509.08 feet north of Jackson Keller Road, having 120 feet on San Pedro Avenue with a depth of 189.16 feet, 6635 San Pedro.

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

Mr. Labatt made a motion to approve the recommendation of the Zoning Commission. Mr. Pierce seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff. NAYS: None; ABSENT: Wing.

AN ORDINANCE 74,372

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, NCB 10101 FROM "B-2" BUSINESS DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT, 6635 SAN PEDRO. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4E. CASE Z91100 SUP - to rezone Lot 85, Block 5, NCB 11161 from "B" Residence District to "O-1" SUP Office District with special use permit for an auto transmission shop located on the south side of Sam's Drive, 375 feet west of the intersection of Sam's Drive and Leah Drive, having 75 feet on Sam's Drive and a depth of 200 feet, 722 Sam's Drive.

The Zoning Commission has recommended that this request of change of zone with a time limitation of 5 years and with two car outside storage limitation be approved by the City Council.

Mrs. Billa Burke made a motion to approve the recommendation of the Zoning Commission. Mr. Pierce seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Wing, Martinez.

AN ORDINANCE 74,373

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 85, BLOCK 5, NCB 11161 FROM "B" RESIDENCE DISTRICT TO "O-1" SUP OFFICE DISTRICT WITH SPECIAL USE PERMIT FOR AN AUTO TRANSMISSION SHOP WITH A TIME LIMITATION OF 5 YEARS AND A TWO CAR STORAGE OUTSIDE LIMITATION, 722 SAMS DRIVE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4F. CASE Z91117 (CC) - to rezone Lots 23 and 24, Block 48, NCB 3316 from "B" Residence District and "R-3" Multiple Family Residence District to "R-1" CC Single Family Residence District with City Council approval for a day care center located northwest of the intersection of Kayton Avenue and New Braunfels Avenue, having 100 feet on Kayton Avenue and 150 feet on New Braunfels Avenue, 637 and 645 Kayton Avenue.

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

Mrs. Billa Burke made a motion to approve the recommendation of the Zoning Commission. Mr. Pierce seconded the motion.

After consideration, the motion, carrying with it the passage

of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Wing, Martinez.

AN ORDINANCE 74,374

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 23 AND 24, BLOCK 48, NCB 3316 FROM "B" RESIDENCE DISTRICT AND "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT TO "R-1" CC SINGLE FAMILY RESIDENCE DISTRICT WITH CITY COUNCIL APPROVAL FOR A DAY CARE CENTER, 637 AND 645 KAYTON AVENUE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4G. CASE Z91102 - to rezone a 4.55 acre tract of land out of NCB 18284 temporary "R-1" Single Family Residence District to "B-3R" Restrictive Business District located west of the intersection of Culebra Road and Ingram Road, having 439.74 feet on Culebra Road and 542.99 feet on Ingram Road, 7614 Culebra Road.

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

Ms. Vera made a motion to approve the recommendation of the Zoning Commission. Mr. Pierce seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Wing, Martinez.

AN ORDINANCE 74,375

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 4.55 ACRE TRACT OF LAND OUT OF NCB 18284 FROM TEMPORARY "R-1" SINGLE FAMILY

RESIDENCE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, 7614 CULEBRA ROAD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4H. CASE Z91106 (CC) - to rezone Lots 27, 28, 58, 59, 64 and 65, Block 4, NCB 1772 from "J" Commercial District to "I-1" CC Light Industry District with City Council approval for a transmission communication tower located on the west side of Jerry Street, between Lullwood Avenue and Hollywood Drive, having 240.83 feet on Jerry Street, 271.2 feet on Lullwood Avenue and 251.2 feet on Hollywood Drive, 1415 Jerry Street.

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

Ms. Vera made a motion to approve the recommendation of the Zoning Commission. Mr. Pierce seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Wing, Martinez.

AN ORDINANCE 74,376

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 27, 28, 58, 59, 64 AND 65, BLOCK 4, NCB 1772 FROM "J" COMMERCIAL DISTRICT TO "I-1" CC LIGHT INDUSTRY DISTRICT WITH CITY COUNCIL APPROVAL FOR A TRANSMISSION COMMUNICATION TOWER, 1415 JERRY STREET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4I. CASE Z91104 - to rezone P-8, NCB 15323 temporary "R-1" Single Family Residence District to "B-3R" Restrictive Business District located west of the intersection of S.W. Military Drive and Rustleaf, having 150 feet on S.W. Military Drive and 150 feet on Rustleaf Drive, 5204 S.W. Military Drive.

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

Mr. Thompson made a motion to approve the recommendation of the Zoning Commission. Mr. Pierce seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Wing, Martinez.

AN ORDINANCE 74,377

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-8, NCB 15323 FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, 5204 MILITARY DRIVE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4J. CASE Z91103 - to rezone a 1.935 acre tract of land out of NCB 11714 from "A" Single Family Residence District to "O-1" Office District located southeast of the intersection of Blanco Road and McCarty Road, having 228 feet on Blanco Road and 326.77 feet on McCarty Road, 7342 Blanco Road.

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

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Wing, Martinez.

AN ORDINANCE 74,378

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 1.935 ACRE TRACT OF LAND OUT OF NCB 11714 FROM "A" SINGLE FAMILY RESIDENCE

DISTRICT TO "O-1" OFFICE DISTRICT, 7342 BLANCO ROAD.
"THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED
\$1,000.00."

* * * *

4K. CASE Z91109 (CC) - to rezone Lots 11 and 12, Block 12, NCB 3313 from "B" Residence District to "R-1" CC Single Family Residence District with City Council approval for a group day care home located on the north side of Lullwood Blvd., 250 feet west of the intersection of Lullwood Blvd and Michigan Avenue, having 50 feet on Lullwood and a depth of 145 feet, 1127 W. Lullwood.

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

Ms. Vera made a motion to approve the recommendation of the Zoning Commission. Mr. Pierce seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Thompson, Vera, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Wing, Martinez, Thornton.

AN ORDINANCE 74,379

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 11 AND 12, BLOCK 12, NCB 3113 FROM "B" RESIDENCE DISTRICT TO "R-1" CC SINGLE FAMILY RESIDENCE DISTRICT WITH CITY COUNCIL APPROVAL FOR A GROUP DAY CARE HOME, 1127 W. LULLWOOD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4A. CASE Z91099 - to rezone Lots 1 and 2, Block 10, NCB 15569 from "O-1" Office District to "B-3NA" Non-Alcoholic Sales Business District located northeast of the intersection of Military Drive West and Remuda, having 136.78 feet on Military Drive West and 126.69 feet on Remuda Drive, 7402 Military Drive West.

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

Mr. Thompson made a motion to approve the recommendation of the Zoning Commission. Ms. Vera seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Thompson, Vera, Labatt, Wolff; NAYS: None; ABSENT: Wing, Martinez, Thornton, Larson.

AN ORDINANCE 74,380

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 1 AND 2, BLOCK 10, NCB 15569 FROM "O-1" OFFICE DISTRICT TO "B-2" BUSINESS DISTRICT, 7402 MILITARY DRIVE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

91-40 The Clerk read the following Ordinance:

AN ORDINANCE 74,381

APPROVING THE BEXAR METRO 9-1-1 NETWORK DISTRICT PROPOSED FISCAL YEAR 1992 OPERATING BUDGET.

* * * *

Mr. Pierce made a motion to approve the proposed Ordinance. Mr. Thompson seconded the motion.

Mr. Jerry Marshall, Director, 9-1-1 Emergency Network, spoke to the volume of telephone calls now reaching the 9-1-1 emergency system each month, now totalling some 79,000.

It was noted that former City Councilman Jimmy Hasslocher is the current President of the 9-1-1 District.

Ms. Vera expressed her desire to see a member of the sitting City Council on the 9-1-1 board.

Mr. George K. Noe, Director of Management Services, spoke to the review of the 9-1-1 District maintained by his department, as well as the Police Department.

After discussion, and upon the motion of Mr. Thompson, seconded by Mr. Thornton, Mr. Larson was asked to serve on the 9-1-1 board when space becomes available. The motion was approved by consensus of the Council members present.

In response to a question by Mr. Perez, Mr. Marshall spoke to

the funding of the 9-1-1 District, which involves four counties and some 30 cities.

Captain Al Phillipus, San Antonio Police Department, noted that his department works well with the 9-1-1 District.

Ms. Vera asked the 9-1-1 board to consider adding a sitting City Council member to its number.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Vera, Thornton, Labatt, Wolff; NAYS: None; ABSENT: Martinez, Thompson, Larson.

91-40 The Clerk read the following Ordinance:

AN ORDINANCE 74,382

AUTHORIZING THE EXTENSION OF THE CURRENT PROFESSIONAL SERVICES CONTRACT WITH SOUTHWESTERN LABORATORIES IN THE MAOUNT OF \$189,300.00 TO PROVIDE SAMPLING, TESTING, AND ANALYSIS FOR ALL LANDFILL SITES UNDER JURISDICTION OF THE CITY OF SAN ANTONIO FOR THE PERIOD OF ONE YEAR; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

* * * *

Mr. Labatt 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: Pierce, Billa Burke, Wing, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Perez, Martinez, Thompson.

91-40 The Clerk read the following Ordinance:

AN ORDINANCE 74,383

APPROPRIATING \$489,666.77 FOR CONSTRUCTION COSTS AND \$17,739.13 FOR A CONSTRUCTION CONTINGENCY TO PROVIDE FOR THE ALAMODOME AND WASTEWATER MANagements SHARE OF PRELIMINARY CONSTRUCTION WORK RELATED TO THE DEPRESSION OF MONTANA STREET, JOINTLY BID WITH AND CONTRACTED BY VIA METROPOLITAN TRANSIT AUTHORITY TO M & M CONSTRUCTION OF TEXAS, INC.; APPROVING A FUNDING ARRANGEMENT BETWEEN VIA METROPOLITAN TRANSIT

AUTHORITY AND THE CITY OF SAN ANTONIO; AND
ESTABLISHING A METHOD FOR TRANSFER AND PAYMENT OF
FUNDS FROM THE SEWER IMPROVEMENT FUND AND THE 1/2
PERCENT SALES TAX REVENUE FUND.

* * * *

Mrs. Billa Burke made a motion to approve the proposed Ordinance. Mr. Labatt seconded the motion.

Mr. Roland Lozano, Director of Dome Development, briefly explained the ordinance and the involvement of the Wastewater Management Department in control of groundwater on the dome site.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Pierce, Billa Burke, Wing, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Perez, Martinez, Thompson.

91-40 The Clerk read the following Ordinance:

AN ORDINANCE 74,384

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH THE JOINT VENTURE OF RAMON & SONS, INC. AND WIKING DEMOLITION, INC. IN THE AMOUNT OF \$1,749,430.00; AUTHORIZING \$50,000.00 FOR A CONSTRUCTION CONTINGENCY AND \$1,893.10 FOR BID ADVERTISING EXPENSES; AUTHORIZING ADDITIONAL ENGINEERING FUNDS PAYABLE TO THE JOINT VENTURE OF K.M. NG & ASSOCIATES/W.H. MULLINS, INC. FOR ENGINEERING AND CONSTRUCTION SUPERVISION SERVICES IN THE AMOUNT OF \$65,350.10; APPROPRIATING SEWER REVENUE BOND FUNDS; AND PROVIDING FOR PAYMENT IN CONNECTION WITH THE RILLING ROAD WASTEWATER TREATMENT PLANT - UTILITIES DEMOLITION AND REGRADING PROJECT.

* * * *

Mr. Wing made a motion to approve the proposed Ordinance. Mr. Pierce seconded the motion.

Mr. Willie Horton, Assistant Director, Wastewater Management, noted that this proposed ordinance involves demolition of the old Rilling Road wastewater treatment plant facilities, restoration of the land concerned, and turnover of the site to the Department of Aviation for extension of the Stinson Field runway.

Mr. William Summers, representing Mr. Tom Walthall, Jr., provided Council members with a handout, a copy of which is made a part of the papers of this meeting. He questioned award of this contract and spoke to variations in the various bids on the project. He addressed his concerns that the surety bond required covers only 10 per cent of the project bid cost, if it ever needs to be enforced. He then addressed details of the 1990 Annual Statement on file for the bonding company, Eagle Insurance Company, and the fact that the firm re-insured its coverage amount of the bond with other firms. He stated that he is unsure whether or not these other firms are licensed to do business in the state of Texas, and noted that certain other governmental entities have rejected Eagle Insurance Company as the surety agent for bonds involving their projects.

Mr. Richard Karam, Attorney representing the recommended successful bidder on this project, expressed his contention that the letter received from M&M Contracting on this bid was in error. He then provided Council with a handout, a copy of which is made a part of the papers of this meeting. He then spoke to projects performed by the partners in this joint venture.

In response to a question by Mr. Larson, Mr. Waymond Lightfoot, co-chairman of Eagle Insurance Company, stated that his firm has bonded a large number of projects for the City of San Antonio in the past, and he spoke to his firm's financial standing. He noted that his firm is duly licensed in the State of Texas to do business here, and is the 13th largest bonding firm in the state, at present.

Mr. Larson spoke in support for the City staff's recommendation as to the successful contractor on this project.

In response to a question by Mr. Pierce, Mr. Summers noted that a re-insurer does not have to be licensed to do business in the state of Texas, by law.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Martinez.

91-40 The Clerk read the following Ordinance:

AN ORDINANCE 74,385

APPROVING THE ISSUANCE OF A "RUN EVENT PERMIT" AND THE CLOSURE OF SUCH PORTIONS OF CERTAIN STREETS AS NECESSARY TO INSURE TRAFFIC FLOW AND SAFETY ON SATURDAY, SEPTEMBER 21, 1991 FOR THE PERMITTEE, HEALTHSOUTH SPORTS MEDICINE & REHABILITATION CENTER,

TO CONDUCT THE "FIRST ANNUAL UNITED CEREBRAL PALSY
FUND RAISER FOUR MILE RUN"; AND DECLARING AN
EMERGENCY.

* * * *

Mrs. Billa Burke made a motion to approve the proposed Ordinance. Mr. Wing seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Martinez.

91-40 The Clerk read the following Resolution:

A RESOLUTION NO. 91-40-56

OFFICIALLY ENDORSING THE NEGOTIATION AND EXECUTION OF THE NORTH AMERICAN FREE TRADE AGREEMENT BETWEEN THE UNITED STATES, MEXICO AND CANADA.

* * * *

Mrs. Billa Burke made a motion to approve the proposed Resolution. Ms. Vera seconded the motion.

Ms. Vera spoke to the current status of the free trade agreement and the need to show support for that agreement, especially with the National League of Cities, where the incoming president is a stated opponent to the agreement.

Mayor Wolff spoke to the narrow margin of support for the agreement within the U.S. Conference of Mayors.

Ms. Billa Burke addressed how the agreement will affect San Antonio.

Mr. Pierce noted that San Antonio needs to provide impetus for the free trade agreement.

Mr. Alex Briseno, City Manager, spoke of the addition of two new personnel positions and the assistance they will provide for San Antonio's international relations.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

- - -
91-40 (City Council recessed its Regular Meeting at 3:06PM in order to convene in Executive Session to discuss:

A. Briefing on the tentative settlement in a lawsuit styled Miguel R. Duque and wife Norma Duque v. David Bonner, City of San Antonio, and City of San Antonio Police Department, Cause No. 90-CI-06435, in the 131st Judicial District Court.

B. Briefing on the tentative settlement of a subrogation claim brought by Larry Dzuik/Chrysler Insurance, Inc. for damages arising from a vehicular accident involving a City of San Antonio firetruck on September 23, 1990.

C. Briefing on the tentative settlement of a claim brought by Sandra Kane for damages arising from an accident involving a City of San Antonio Public Works Department dump truck on October 29, 1990.

D. Briefing on the tentative settlement of a claim brought by Juanita Campbell for damages arising from an accident involving a City of San Antonio Police Department patrol vehicle on January 4, 1990.

E. Briefing on the tentative settlement of a claim brought by Maria Hoag for damages arising from an accident involving a City of San Antonio Human Resources vehicle on September 10, 1990.

- - -
91-40 (Mayor Nelson Wolff reconvened the Regular Session at 3:32 P.M. and announced tht the staff had been given direction to proceed.)

- - -
91-40 The Clerk read the following Ordinance:

AN ORDINANCE 74,386

MODIFYING THE EXISTING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDED FORT SAM AREA STREETS PROJECT TO EXPAND ITS SCOPE-OF-WORK; AND AUTHORIZING THE COMPLETION, EXECUTION AND SUBMISSION OF NECESSARY AND RELATED NOTICES AND DOCUMENTS TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR IMPLEMENTATION OF SUCH PROJECT, AS MODIFIED.

* * * *

Mayor Wolff declared the Public Hearing to be open.

No citizen appeared to speak to this matter.

Mayor Wolff declared the Public Hearing to be closed.

Mr. Thompson made a motion to approve the proposed Ordinance. Mr. Pierce seconded the motion.

Mr. Andrew Cameron, Community Development Officer, explained the proposed ordinance to amend the scope of work on the Fort Sam Houston Streets Project to include reconstruction on Army Boulevard, using remaining unexpended funds from the project.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

91-40 (City Council recessed its Regular Session at 3:36 P.M. to convene in "B" Session for a Discussion regarding the 1991-92 Garbage Collection Schedule, reconvening in Regular Session at 5:00 P.M.)

91-40 (No Citizens appeared to speak at this time.)

91-40 There being no further business to come before the Council, the meeting was adjourned at 5:10 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