

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, JULY 2, 1987.

* * * *

The meeting was called to order by the presiding officer, Mayor Henry Cisneros, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, MARTINEZ, THOMPSON, VERA, WOLFF, LABATT, HASSLOCHER, CISNEROS; Absent: NONE.

- - -
87-32 The invocation was given by Reverend Milton Lewis, Colonia Methodist Church.

- - -
87-32 The members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

87-32 JUDGE BLAIR REEVES

Mayor Cisneros spoke of the background of Judge Blair Reeves and described him as a tremendous asset to the City of San Antonio and spoke briefly about his selection as the new "National Disabled Veteran of the Year". Mayor Cisneros then read the following citation:

JUDGE BLAIR REEVES

IN RECOGNITION OF HIS SELECTION AS "NATIONAL DISABLED VETERAN OF THE YEAR". OVERCOMING CRIPPLING WOUNDS SUSTAINED AS A U.S. MARINE DURING THE INVASION OF OKINAWA IN MAY, 1945, JUDGE REEVES CONFINED TO A WHEELCHAIR, EARNED HIS LAW DEGREE FROM ST. MARY'S UNIVERSITY SCHOOL OF LAW IN 1951. FIFTEEN YEARS LATER HE RAN FOR AND WAS ELECTED COUNTY JUDGE FOR BEXAR COUNTY, A POSITION HE HELD FOR 10 YEARS BEFORE MOVING TO A COURT-AT-LAW BENCH FOR FIVE YEARS PRIOR TO HIS ELECTION AS ASSOCIATE JUSTICE OF THE FOURTH COURT OF CIVIC APPEALS.

HIS UNSELFISH AND DETERMINED EXAMPLE TO SUCCEED MAKES HIM AN UNPARALLELED ROLE-MODEL FOR OTHERS TO FOLLOW. THE CITY COUNCIL COMMENDS JUDGE REEVES ON HIS MANY SIGNAL ACHIEVEMENTS AND EXTENDS BEST WISHES FOR CONTINUED SUCCESS.

* * * *

Mayor Cisneros spoke of his pride in the accomplishments of Judge Reeves both public and private and presented the special citation to Judge Reeves.

Mayor Cisneros and members of the City Council then offered their individual congratulations to Judge Reeves.

Judge Reeves thanked the Mayor and City Council for the honor and recalled old memories of present City Council members with whom he had served in the past in a number of categories. He stated that he accepts this award on behalf of his family and introduced his wife and daughter present in the audience.

Mrs. Berriozabal noted that Judge Reeves was her mentor years ago when she was an employee of the County Commissioners Court and spoke of his grave example of public service and thanked his wife also for her support of Judge Reeves.

Mr. Labatt noted that Judge Reeves is a great Christian man who has started three individual church congregations in San Antonio.

Mr. Wolff recalled the work of Judge Reeves in establishing the Bexar County Hospital District.

Mr. Thompson spoke of Judge Reeves integrity and of his pride in calling the Judge a fellow jurist.

Mr. Webb noted that Judge Reeves is an excellent role model for those seeking political office.

Mrs. Dutmer noted that Judge Reeves was responsible for the medical complex in San Antonio.

87-32

SEMANA DE SALUD

Mayor Cisneros spoke of the significance of designating the week of July 6 through the 12, 1987 as Semana De Salud and he briefly introduced representatives from the Barrio Comprehensive Family Health Care Center who were present in the audience. Mayor Cisneros noted that this proclamation is in honor of the Barrio Clinic's 15 years of service to San Antonio.

A representative of the center received the proclamation from Mayor Cisneros and thanked the Mayor and Council for the proclamation.

Mayor Cisneros singled out the work of Ms. Ora Prattes, registered nurse, who is Executive Director of the Center as well as Dr. Fernando Guerra, who is one of the leaders in development of that center, and their hard work for all of San Antonio.

87-32

UTSA PRE-ENGINEERING PROGRAM

Mayor Cisneros introduced Dr. Manuel Berriozabal, present in the audience, and he spoke of Mr. Berriozabal's years of work on the Pre-Engineering Program at the University of Texas at San Antonio.

He then spoke of the many successes of those persons who have taken part in that program at UTSA and he introduced Dr. Berriozabal as well as other representatives from the city of Dayton, Ohio and their public schools who are in San Antonio to look over San Antonio's Pre-Engineering Program as a possible new program in Dayton.

Mr. Thompson then spoke of Dr. Berriozabal's importance to the Pre-Engineering Program in San Antonio.

Mrs. Berriozabal formally welcomed the visitors from Dayton, Ohio.

87-32 The minutes of the City Council meeting of June 18, 1987, were approved.

87-32 CONSENT AGENDA

Mr. Hasslocher made a motion to approve Agenda Items #5 - 27, constituting the Consent Agenda, with the exception of Items #10, 11, 14, 15, 20, 23, 25, & 27, which were pulled for individual consideration. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 65,263

ACCEPTING THE LOW BID OF TAFOLLA FENCE CO. TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH FENCING AT THE GROWDEN POUND FOR A TOTAL OF \$4,267.00.

July 2, 1987
sr

* * * *

AN ORDINANCE 65,264 .

ACCEPTING THE LOW BIDS OF HIGH TECH TELEPHONE AND
TELECOM CONNECTIONS, INC. TO FURNISH THE CITY OF SAN
ANTONIO POLICE DEPARTMENT AND PUBLIC LIBRARY WITH
TELECOMMUNICATION SYSTEMS FOR A TOTAL OF \$13,343.75.

* * * *

AN ORDINANCE 65,265 .

ACCEPTING THE LOW BID OF WALLACE COMPUTER SERVICE TO
FURNISH THE CITY OF SAN ANTONIO INFORMATION
RESOURCES DEPARTMENT WITH CONTINUOUS FEED MAILERS
FOR A TOTAL OF \$6,912.00.

* * * *

AN ORDINANCE 65,266 .

ACCEPTING THE LOW BID OF ALAMO MUSIC CENTER TO
FURNISH THE CITY OF SAN ANTONIO CONVENTION
FACILITIES WITH STEREO AMPLIFIERS FOR A TOTAL OF
\$4,165.00.

* * * *

AN ORDINANCE 65,267 .

ACCEPTING THE PROPOSAL OF UNIVERSITY OF ILLINOIS
FILM CENTER TO FURNISH THE CITY OF SAN ANTONIO
PUBLIC LIBRARY WITH ART AND MUSIC FILMS FOR A
TOTAL OF \$5,880.25.

* * * *

AN ORDINANCE 65,268 .

APPROPRIATING ADDITIONAL ENGINEERING FUNDS, IN THE
AMOUNT OF \$29,449.50, PAYABLE TO ANDERSON
ENGINEERING COMPANY, FOR THE CORRAL REEF OUTFALL
SANITARY SEWER PROJECT TO PROVIDE ENGINEERING FOR
PHASE B AND FINAL DESIGN; AND AUTHORIZING AN
ADDITIONAL \$2,944.95 FOR THE ENGINEERING
CONTINGENCY.

* * * *

AN ORDINANCE 65,269 .

AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH PAPE-DAWSON ENGINEERS TO PROVIDE PLANS AND SPECIFICATIONS FOR THE PARK AT LINCOLN HEIGHTS SANITARY SEWER OUTFALL IN THE AMOUNT OF \$7,500.00; AUTHORIZING AN ADDITIONAL \$2,500.00 FOR THE ENGINEERING CONTINGENCY, AND \$125.00 FOR BID ADVERTISING.

* * * *

AN ORDINANCE 65,270 .

AUTHORIZING FIELD ALTERATION NO. 9 IN THE AMOUNT OF \$58,915.00 IN CONNECTION WITH THE SALADO CREEK CROSSING AT WETMORE ROAD PROJECT.

* * * *

AN ORDINANCE 65,271 .

AUTHORIZING AN ADDITIONAL \$32,500.00 FOR ENGINEERING FEES PAYABLE TO HOWARD W. GADDIS, CONSULTING ENGINEERS, INC., FOR DESIGN SERVICES RELATING TO THE ROSEBUD LANE FROM PLEASANTON ROAD TO NOBLE STREET PROJECT.

* * * *

AN ORDINANCE 65,272 .

ACCEPTING THE BID OF CREACO CONSTRUCTION, IN THE AMOUNT OF \$865,664.75, FOR THE MAYFIELD-MCLAUGHLIN STREETS PROJECT; PROVIDING A MISCELLANEOUS CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$60,596.53; AND AUTHORIZING \$7,388.41 PAYABLE TO FERNANDEZ, FRAZER, WHITE & ASSOCIATES FOR CONSTRUCTION PHASE SERVICES.

* * * *

AN ORDINANCE 65,273 .

AUTHORIZING FIELD ALTERATION NO. 24 IN THE AMOUNT OF \$63,000.00 IN CONNECTION WITH GOLDEN DRAINAGE PROJECT NO. 250, PHASE II MODIFIED, FOR ADDITIONAL DRIVEWAYS DUE TO AN OVERRUN OF 2,580 SQUARE YARDS OF CONCRETE DRIVEWAYS.

July 2, 1987
sr

* * * *

AN ORDINANCE 65,274

APPROPRIATING \$3,501.00 IN PAYMENT FOR EXPENSES INCURRED IN THE ASHBY STREET DRAINAGE #30 AND 31; PROJECT #69 RIP RAP, PHASE I; BABCOCK - HUEBNER TO DE ZAVALA DRAINAGE; MITCHELL/WELLINGTON/NOGALITOS/MARGIL/ RIFFORD STREET RECONSTRUCTION; THOUSAND OAKS - U.S. 281 TO HENDERSON PASS; WEST AVENUE - BITTERS TO LOCKHILL SELMA; GROFF/HORTENCIA/CARLOTA/FLORENCIA/CONSUELO/ALICIA & DOLORES STREET PROJECT; BITTERS (STARCREST)/HEIMER ROAD RECONSTRUCTION; MAYO, JEROME, MCDAVITT, MAGNES, DEL SOL, GENA, JUSTO & ERGILL; CEVALLOS, FURNISH, GOODWIN, SOUTHOLME, KECK, A & B STREET RECONSTRUCTION; THOUSAND OAKS - RAILROAD TO JONES MALTSBERGER.

* * * *

AN ORDINANCE 65,275

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$4,615.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ACCEPTING THE DEDICATION OF TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ALL IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

* * * *

AN ORDINANCE 65,276

AUTHORIZING PAYMENT IN THE AMOUNT OF \$8,000.00 TO NATIONAL URBAN FELLOWS, INC., FOR SERVICES RENDERED DURING FY 1986-87.

* * * *

AN ORDINANCE 65,277

ACCEPTING THE SUM OF \$12,000.00 FROM ALAMO PROPERTY (LINCOLN DEVELOPMENT COMPANY) TO COVER A TRAFFIC SIGNAL MODIFICATION EXPENSE.

* * * *

87-32 The Clerk read the following Ordinance:

AN ORDINANCE 65,278

ACCEPTING THE PROPOSAL OF GALE RESEARCH COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH CONTEMPORARY LITERARY VOLUMES FOR A TOTAL OF \$25,182 PLUS FREIGHT.

* * * *

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

In response to a question by Mrs. Berriozabal, Mr. John Brooks, Director of Purchasing and General Services, noted that this item is brought back to the City Council for passage because of an error in the funding source.

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

87-32 The Clerk read the following Ordinance:

AN ORDINANCE 65,279

ACCEPTING THE LOW QUALIFIED BIDS OF INDUSTRIAL DISPOSAL SUPPLY AND DAVIS TRUCK AND EQUIPMENT TO FURNISH THE CITY OF SAN ANTONIO ENVIRONMENTAL MANAGEMENT DEPARTMENT WITH SLUDGE HAULING TRAILERS FOR A TOTAL OF \$352,120.80.

* * * *

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

In response to a question by Mrs. Dutmer, Mr. Gregory J. Kuchy, Assistant Director of Wastewater Management, explained how these sludge trailers being purchased by the city will be utilized and he spoke of development of alternate sites for disposing of the city's sludge from wastewater treatment plants.

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

July 2, 1987
sr

NAYS: None; ABSENT: Wing.

87-32 The Clerk read the following Ordinance:

AN ORDINANCE 65,280

ACCEPTING THE BID OF LINDIG CONSTRUCTION, IN THE AMOUNT OF \$67,522.00, FOR THE CONSTRUCTION OF THE HIDDEN VILLAGE MOBILE HOME PARK OFF-SITE SANITARY SEWER; PROVIDING AN ADDITIONAL \$10,128.30 FOR A CONSTRUCTION CONTINGENCY; APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT.

* * * *

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

In response to a question by Mrs. Dutmer, Mr. Gregory J. Kuchy, Assistant Director of Wastewater Management, explained the area to be served by this sewer system and how the system will impact the expanded Leon Creek Wastewater Treatment Plant. He stated that addition of this off-site sanitary sewer will not over burden the Leon Creek plant.

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

87-32 The Clerk read the following Ordinance:

AN ORDINANCE 65,281

ACCEPTING THE PROPOSAL OF CROWN CONSTRUCTION COMPANY, IN THE AMOUNT OF \$21,214.00 FOR LANDSCAPING, TREES, SIDEWALKS AND CURBS WEST OF THREE BUILDINGS CURRENTLY BEING RENOVATED LOCATED AT 1406, 1412 AND 1426 EL PASO STREET.

* * * *

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

In response to a question by Mr. Labatt, Mr. David Steitle, Director of Public Works, explained that the work involved in this

ordinance will take place mostly on public right-of-way.

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

87-32 The Clerk read the following Ordinance:

AN ORDINANCE 65,282 .

AUTHORIZING FIELD ALTERATION NO. 3 IN THE AMOUNT OF \$121,649.49 IN CONNECTION WITH THE BUFFALO STREET DRAINAGE PROJECT NO. 44.

* * * *

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

In response to a question by Mr. Martinez, Mr. David Steitle, Director of Public Works, explained that the project now will be altered as to both material and method of application of the surface on this street project.

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

87-32 The Clerk read the following Ordinance:

AN ORDINANCE 65,283 .

AUTHORIZING PAYMENT OF \$6,141.91 TO THE HOLIDAY INN RIVERWALK FOR SERVICES PROVIDED DURING THE NEIGHBORHOODS, USA CONFERENCE, MAY 20- 23, 1987.

* * * *

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

Mrs. Berriozabal noted that several City Council members need to have their separate Council funds repaid by the City since their funds were used as seed money and the funds were to be repaid from any profits

July 2, 1987
sr

realized from this Neighborhoods Conference.

Mr. Roland Lozano, Director of Planning, stated that he will see that these funds are returned to the individual Council members accounts upon a final accounting for the Neighborhoods U.S.A. Conference. He estimated that some \$30,000 will be returned in all.

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

- - -
87-32 The Clerk read the following Ordinance:

AN ORDINANCE 65,284

AUTHORIZING THE CITY MANAGER TO EXECUTE A SEWER SERVICE CONTRACT BETWEEN THE CITY AND CIELO VISTA ASSOCIATES.

* * * *

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

In response to a question by Mr. Wolff, Mr. Roland Lozano, Director of Planning, spoke to the construction time table of this sewer service system involved in this contract between the city and Cielo Vista Associates, and he also spoke to the relation of this project to the current wastewater study now underway.

In response to a question by Mr. Thompson, Mr. Lozano described the area involved and the formula that was used to calculate the charges to the developers for this sewer service contract. He noted that this extends to the northern most limits of San Antonio service area and that a study is underway to determine the cost effectiveness of providing service even further to the north in later years.

Mr. Frank Kiobassa, Director of Wastewater Services, noted that the study will take about six months to complete.

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

87-32 The Clerk read the following Ordinance:

AN ORDINANCE 65,285

ACCEPTING THE BID OF \$1.00 FROM EDGAR DODSON FOR SALE OF CITY-OWNED IMPROVEMENTS LOCATED ON AVIATION DEPARTMENT PROPERTY AT 10415 WETMORE ROAD, MAKING AND MANIFESTING A BILL OF SALE TO THE ONLY BIDDER AND REJECTING ALL OTHER OFFERS.

* * * *

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

In response to a question by Mr. Labatt, Mr. Rick Naylor, representing the department of Aviation, spoke of a change in wording required in the backup memorandum which would reflect "when the successful bidder must remove this building from city property".

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

87-32

CITY COUNCIL PENDING ACTIONS

Mayor Cisneros noted that much City Council business will take up a large portion of Council meeting time during the months of July, August and September. He then spoke to certain specifics including the special Council work sessions July 7, 1987 to discuss a street and drainage bond issue, the meeting Thursday July 9, 1987, which will see the Routh and Co. report given to the City Council as well as the swearing-in of all new City Board members. He spoke of the July 13, 1987, Small Business Strategy Meeting and the August 13, 1987, budget deliberations which will then occupy several days each week until final adoption of the budget. He then spoke to a number of other items which were upcoming in the San Antonio in the near future including the Edwards Aquifer Study, the Alamo Grand Prix, visit of Pope John Paul and the visit of the King and Queen of Spain upcoming during the month of September.

87-32 ZONING HEARINGS

28. CASE Z87128 - to rezone the east 100' of Lot 12 and the north 38' of Lot 11, NCB 1506, from "C" Apartment District to "B-2" Business District; Lots 9,10 and 11, NCB 1505, In the 200 Block of S. Gevers, from

July 2, 1987

"C" Apartment District to "I-1" Light Industry District. The proposed "B-2" tract is located on the southwest corner of Dakota Street and S. Gevers Street and a proposed "I-1" tract is located on the southeast corner of Dakota Street and S. Gevers Street. The proposed "I-1" tract has 147.7' on Dakota Street and 150' on S. Gevers Street, the proposed "B-2" having 100' on Dakota Street and 108.66 on S. Gevers Street with a maximum depth of 152.05'.

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

Mr. Webb made a motion to approve the recommendation of the Zoning Commission provided that 2.2 feet of dedication is given along Gevers Street and 5 feet of dedication is given along Dakota Street; that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division; and that a six-foot solid screen fence is erected and maintained along the west and south property lines of the "B-2" property. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 65,286

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE EAST 100-FEET OF LOT 12 AND THE NORTH 38-FEET OF LOT 11, NCB 1506 FROM "C" APARTMENT DISTRICT TO "B-2" BUSINESS DISTRICT, AND LOTS 9, 10 AND 11, NCB 1505, IN THE 200 BLOCK OF SOUTH GEVERS STREET, FROM "C" APARTMENT DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT 2.2 FEET OF DEDICATION IS GIVEN ALONG GEVERS STREET AND FIVE FEET OF DEDICATION IS GIVEN ALONG DAKOTA STREET; THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION; AND THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE WEST AND SOUTH PROPERTY LINES OF THE "B-2" PROPERTY. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

29. CASE Z87132 - to rezone a 6.075 acre and a 1.708 acre tract out of NCB 15831, In the 14400 Block of Nacogdoches Road, from "B-1" Business District to "B-2" Business District. A 6.075 acre tract proposed "B-2" is located on the north of the intersection of Nacogdoches Road and Spring Farm, having 982.82' on Nacogdoches Road and 280' on Spring Farm; a 1.708 acre tract proposed "B-2" is located on the northeast side of Nacogdoches Road, being approximately 2561.32' southwest of Judson Road and Nacogdoches Road cut-back having 300' on Nacogdoches Road with a maximum depth of 288.25'.

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

In response to a question by Mr. Hasslocher, Mr. Wendell Davies, representing the proponent, noted that the proponent has no firm plans for the use of the property.

Mr. Hasslocher voiced his concern with enacting zoning where no particular planned use is stated for use of a property to be rezoned.

Mr. Hasslocher made a motion to approve the recommendation of the Zoning Commission provided that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division, and that a six-foot solid screen fence is erected and maintained along the northwest property line. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 65,287

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 6.075 ACRE TRACT OF LAND AND A 1.708 ACRE TRACT OF LAND OUT OF NCB 15831, IN THE 14400 BLOCK OF NACOGDOCHES ROAD FROM "B-1" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION, AND THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTHWEST PROPERTY LINE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

- - -
87-32 The City Council temporarily bypassed Agenda Items #30 and 31.
- - -

32. CASE 287131 - to rezone a 0.613 acre tract out of NCB 15649 and CB 4445, from "B-2" Business District to "B-3" Business District; a 19.176 acre tract out of NCB 15649 and CB 4445, In the 5100 and 5200 Block of Glen Ridge Drive, from "B-1" Business District to "B-3NA" Non-Alcoholic Sales Business District. A 19.176 acre tract proposed "B-3NA", having 1348.81' on the southeast side of Glen Ridge Drive, 523.54' on the southwest side of Popping Drive and 732.82' on the northeast side of La Cima Drive. A 0.613 acre tract proposed "B-3" located on the northwest corner of N.W. Loop 410 and La Cima Drive, having 23.36' on N.W. Loop 410 and 475.19' on La Cima Drive, with a maximum depth of 109.50' on the northwest boundary.

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

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

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

AN ORDINANCE 65,288

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 0.613 ACRE TRACT OF LAND OUT OF NCB 15649 AND CB 4445 FROM "B-2" BUSINESS DISTRICT TO "B-3" BUSINESS DISTRICT, AND A 19.176 ACRE TRACT OF LAND OUT OF NCB 15649 AND CB 4445 FROM "B-1" BUSINESS DISTRICT TO "B-3NA" BUSINESS DISTRICT, NON-ALCOHOLIC SALES, IN THE 5100 AND 5200 BLOCKS OF GLEN RIDGE DRIVE, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED

\$1,000.00"

* * * *

30. CASE Z87074 - to rezone Lot 242, NCB 11549, from "A" Single Family Residence District to "B-2" Business District, located on the southeast corner of Callaghan Road and Oak Knoll, having 229.27' on Callaghan Road and 92.89' on Oak Knoll.

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

Mr. J.L. Rodriguez, the builder, 2428 Freedom Drive, noted that a local dentist purchased this property some five years ago with plans to erect a dentist office on the property. He then addressed the plans to develop the building one portion of which will house the dentist office and the rest to be leased out.

Mr. Marshall Lingerfelt, 5903 White Cloud, spoke of the serious traffic problems already suffered in this area and of his desire locate uses that are non-alcoholic in nature on this particular property. He noted that there are not sidewalks in the area for school children to use during school period times and distributed photographs of the area involved. He spoke against any "B-2" uses for the property that are not in consonance with a residential neighborhood.

Mr. Rodriguez noted that he and his client would both approve of "B-2NA" zoning and he moved to amend his petition to "B-2NA" at this time.

In response to a question by Mr. Wolff, Mr. Lingerfelt spoke in favor of "B-1" zoning which would allow a dentist office on the property but would not allow it to be leased out for "B-2" or "B-2NA" uses. He spoke against any major change in the zoning.

A discussion then took place of the over grown vegetation on the property.

Ms. Vera made a motion to approve "B-2NA" zoning provided that 13-feet of dedication is given along Callaghan Road, and that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Labatt seconded the motion.

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

AN ORDINANCE 65,289

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 242, NCB 11549 FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-2NA" BUSINESS DISTRICT, NON-ALCOHOLIC SALES, PROVIDED THAT 13-FEET OF DEDICATION IS GIVEN ALONG CALLAGHAN ROAD, AND THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

31. CASE Z87118 - to rezone Lot 44, Block 11, NCB 14815, 17010 San Pedro Avenue, from "B-2" ERZD Business Edwards Recharge Zone District to "B-3NA" Non-Alcoholic Sales Business Edwards Recharge Zone District in addition special approval from City Council for an Automotive Lubrication Center.

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

Mr. Andy Guerrero, Planner III, stated that the city staff has received a letter from the proponent asking for a postponement of further consideration of his case at this time.

Mrs. Dutmer made a motion to postpone this zoning case. Ms. Vera seconded the motion.

The motion to postpone, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Vera, Wolff, Labatt, Cisneros; NAYS: None; ABSENT: Wing, Thompson, Hasslocher.

Zoning Case Z87118 was postponed.

87-32 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE - CLOSING A PORTION OF QUIHI STREET.

Mayor Cisneros declared the Public Hearing to be open.

No citizen appeared to speak.

Mayor Cisneros declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 65,290

CLOSING AND ABANDONING A PORTION OF QUIHI STREET, BETWEEN NEW CITY BLOCKS 12670 AND 12671, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE TO EXECUTE TWO QUITCLAIMS TO THE ADJACENT OWNERS, FOR A CONSIDERATION OF \$1.00.

* * * *

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

In response to a question by Mr. Wing, Mr. Harry Jewett, engineer representing the proponent, described the reason for wanting to close a portion of Quihi Street.

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

87-32 The Clerk read the following Ordinance:

AN ORDINANCE 65,291

AMENDING ORDINANCE 64445 TO INCLUDE "THAT RELATED PARTIES OF CITY OFFICIALS AND EMPLOYEES, INCLUDING BOARD MEMBERS AND TRUSTEES, BE ALLOWED TO PARTICIPATE IN THE SBA 504 LOAN PROGRAM IF THEY HOLD A MINORITY INTEREST, NOT TO EXCEED 10%, IN THE COMPANY SEEKING THE LOAN.

* * * *

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

In response to a question by Mrs. Dutmer, Mr. Stuart Summers, Director of Economic and Employment Development, explained the proposal which comes to the Council on recommendation of the Loan Review Committee. Mr. Summers stated that the SBA 504 Program Loans do not involve city money and he noted that one of the minority stock holders in a firm which

is involved in one particular SBA 504 project here is the spouse of a city employee. He noted that the proposed amendment to the rules involved would keep from disqualifying a loan when a partner is related to a city employee.

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

- - -
87-32

STREET VENDORS

Mr. Thompson voiced his concern with the large number of vendors and solicitors who are at work at various street corners around the city of San Antonio and he spoke of the need for the city to control these vendors. He then spoke to one instance which occurred in which a flower vendor stood in front of his automobile. He spoke against harrassment of motorists by these curb side vendors.

Mr. William J. Donahue, Assistant City Manager, noted that solicitors must remain on the median or the curb and must stay out of the street. He noted that it is illegal for flower vendors or any other vendor to step into the roadway to transact business and he noted that city police try their best to control this activity.

Mr. Thompson stated that he wants the city to enforce its laws in this regard and to halt the flagrant disregard of city laws dealing with solicitations.

- - -
87-32

JUNK AUTOMOBILES

Mrs. Dutmer noted that junk automobiles still are a problem throughout the city of San Antonio because laws that aare currently enforceable are not being utilized. She stated that she feels that follow up to the passage of the city's junk automobile ordinance is not being done well.

Mr. William Donahue, Assistant City Manager, noted that Assistant City Manager Rolando Bono is currently heading a study group on nuisance deterrents as part of the upcoming budget process.

- - -
87-32

RIVERWALK HARASSMENT

Mrs. Dutmer spoke of concerns of a number of business owners

along the Riverwalk who have complained that harassment is forcing them to leave their businesses and thus leave the Riverwalk area. She stated that these individual complainants feel that the Riverwalk Commission is not being consistent with its various rulings concerning the use of signs along the Riverwalk.

The City Council recessed at 2:39 P.M., reconvened at 5:00 P.M. for Citizens to be Heard.

87-32

CITIZENS TO BE HEARD

MR. PHILLIP M. ROSS

Mr. Ross spoke of the Resolution passed June 18, 1987, and of the fact that the city's comments have not yet been sent to the Corps of Engineers. He then spoke about the required public hearings on the Draft Environmental Impact Statement and the lack of formal notification to residents in the affected area. He stated that he feels that the Council is being duped to support the Applewhite Reservoir. He stated that he also feels that the Council should take action to kill the Applewhite Reservoir.

Mrs. Dutmer stated that she refutes the charge made by Mr. Ross that Council is stalling on the Applewhite matter. She stated that she had promised the Mayor that she would not pursue the matter if he did not actively pursue the application process.

* * * *

MS. DEE HITZFELDER

Ms. Hitzfelder stated that she plans to file an injunction in federal court against the Corps of Engineers and the Texas Water Commission.

Mrs. Dutmer stated that she will do everything to halt Applewhite. She stated that she is disappointed in the Mayor's letter to the Corps of Engineers and that she feels the City Water Board's General Manager keeps stirring up the matter with further comments.

* * * *

MR. WALKER BARNEBY

Mr. Barneby also spoke against the Applewhite Project. He also stated that if his land is condemned for this project, he expects to be

July 2, 1987
sr

fully compensated and relocated upstream.

* * * *

MRS. GENE M. HALE

Mrs. Hale, Route 27, Box 213A, stated that she lives along the Medina River and cannot afford to replace her property.

* * * *

MR. WILFORD LEE STAPP

Mr. Stapp, President of the Orchestra of San Antonio, invited the City Council to their premier concert at 4:30 P.M. Sunday at the Lila Cockrell Theatre. He then described the concert to take place. He also invited the Council to the reception to be held at 6:30 P.M. Mr. Stapp also stated that the San Antonio Symphony Board has not followed through with their committment. He stated that they intend to ask the City Council for funding in the near future as well as waiver of the rental fee at the Lila Cockrell Theatre. He spoke about the need for support of the orchestra from the entire community.

* * * *

MS. PEGGY OPPELT

Ms. Oppelt, 122 Brees, also spoke about the need for a clear direction from the City Council on the Applewhite Project. She then read from an engineers report on the Applewhite Project.

* * * *

MS. MARY HALE

Ms. Hale spoke against the Applewhite Project and its detrimental effect on her land.

* * * *

MR. TOM CULBERTSON

Mr. Culbertson spoke about the Canyon Dam as a replacement for the Applewhite Project. He stated that the water at Canyon Dam could be funneled to the Edwards Aquifer.

* * * *

MR. JAIME MARTINEZ

Mr. Martinez spoke to the City Council about the city ordinance granting Donald Rullo permission to operate a limousine service. He stated that there have been several complaints about these super vans. While taxicab drivers are strictly regulated, the persons operating these vans are not subject to the strict rules.

* * * *

APPLEWHITE DISCUSSION

Mr. Thompson spoke to the history of the Applewhite Project and the reason for its existence. He stated that he personally feels that the City of San Antonio needs to assure itself another source of water besides the Aquifer. He stated that he will not vote to abandon the Applewhite until another plan is presented which proves to be better than the Applewhite.

Mrs. Dutmer stated that a bill was passed in Congress which mandates that all counties must explore every source of water within their own county lines before they go outside the county. She stated that this was the reason why the Applewhite got started.

* * * *

-
87-32

- June 24, 1987 -

Honorable Mayor and Members of the City Council of the City of San Antonio.

The following petitions were received in my office and forwarded to the City Manager for investigation and report to the City Council.

June 12, 1987

Petition submitted by Mr. Frank S. Perez, 2314 Orr Drive, San Antonio, Texas, 78227, and other area residents, requesting that Westfield Street be improved.

* * * *

June 16, 1987

Petition submitted by Ms. Marisela Ortiz, 1034 Sherman, San Antonio, Texas 78202, requesting the correction of the drainage problem on her property.

July 2, 1987
sr

21

* * * *

June 16, 1987

Petition submitted by Mrs. Mary Wallace, 438 Kate Schenck, San Antonio, Texas, 78223, and other area residents, requesting the construction of a sidewalk in the 400 Block of Kate Schenck.

* * * *

June 17, 1987

Petition submitted by Mr. Gilbert G. Doria, 1206 Clower, San Antonio, Texas, 78201, requesting the cleaning of the ditch located in the 1200 Block of Clower.

* * * *

June 17, 1987

Petition submitted by Mr. Richard Quiroga, 918 W. Ridgewood, San Antonio, Texas, 78201, and other area residents, requesting that the city to address the stray dog problem in their area.

* * * *

June 19, 1987

Petition submitted by Mr. & Mrs. Carlos Leon, 818 Cottonwood, San Antonio, Texas, 78225, requesting the enlargement of their driveway entrance.

* * * *

/s/Norma S. Rodriguez
City Clerk

- - -
There being no further business to come before the City Council,
the meeting was adjourned at 5:40 P.M.
- - -

ATTEST: *Thomas J. Rodriguez*
C i t y C l e r k

Henry Casius
M A Y O R

July 2, 1987
sr