

Mayor Peak and other members of City Council thanked King Antonio and his court for the generous donations to area organizations, and for bringing the community together for Fiesta Week.

King Antonio and his court then distributed special medals to members of City Council and City staff, and received Alamo/Tower pins in return.

2000-17 ALAMO CITY AMIGOS

Mayor Peak introduced Mr. Ben Brewer, President of Centro SA, and members of the Alamo City Amigos.

Mr. Brewer explained the newly-formed organization and noted that this is the group's first appearance in its new uniform shirts. He stated that the group covers the downtown area, promoting downtown to visitors to San Antonio and making many "honorary amigos".

Members of the Alamo City Amigos then distributed special medals to members of City Council and City staff, and received Alamo/Tower pins in return.

Mayor Peak and other members of City Council thanked the group for its work on behalf of the downtown area of San Antonio, and for being goodwill ambassadors to our visitors.

2000-17 "LA FIESTA DE SAN FERNANDO" PROCLAMATION

Mayor Peak noted that San Fernando Cathedral will be holding its annual Fiesta celebration beginning today and continuing through Sunday, and introduced Father David Garcia, Rector of the Cathedral. He then read a formal proclamation designating "La Fiesta de San Fernando" and presented it to the delegation.

Father Garcia spoke to the role of San Fernando Cathedral in the history of San Antonio, and invited City Council members to take part in the cathedral's annual Fiesta celebration.

Mayor Peak and other members of City Council congratulated the cathedral representatives for the Fiesta event and wished them well in fundraising efforts for the restoration of San Fernando Cathedral.

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2000-17 **“LAW WEEK” PROCLAMATION**

Mayor Peak stated that the City of San Antonio and its Municipal Courts department will be observing Law Week May 1-5, 2000 with various events planned to celebrate the week. He introduced Municipal Court Presiding Judge Alfredo Tavera and Municipal Courts Administrator Quentin Porter. Mayor Peak then read a formal proclamation designating “Law Week” in San Antonio, and presented it to the delegation.

Mr. Porter spoke to the various planned events of the week, including mock trials in Municipal Court, and recognized a number of volunteers who assembled the week’s program of events, including two student representatives from Fox Tech High School, with which Municipal Courts has a mentorship program.

Judge Tavera then invited members of City Council and others to attend the various events of Law Week.

Mayor Peak and other members of City Council congratulated the delegation for sponsoring and conducting the week’s events, highlighting Law Week in San Antonio.

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2000-17 **CITY MANAGER ALEXANDER E. BRISEÑO’S 10TH ANNIVERSARY**

Mayor Peak called City Manager, Alexander E. Briseño to the podium, ostensibly to make a formal presentation of the City’s signal accomplishments during his 10 years as City Manager. The Mayor then asked certain special invited guests to come forward, including members of Mr. Briseño’s family, to join him at the podium.

A special video presentation then outlined the City Manager’s 10 years in that position with the City of San Antonio.

Mayor Emeritus Lila Cockrell, Mayor Nelson Wolff, and former City Councilmen Roger Flores and Roger Perez each expressed his or her personal remembrances of service with

Mr. Briseño and the impact he has had on the governance of the City of San Antonio. A special video testimonial from Mayor Henry Cisneros also spoke to his personal remembrances of Mr. Briseño's service and value to the City.

Mayor Peak then read a special Citation, to wit:

**A CITATION
ALEXANDER BRISEÑO**

on the occasion of your 10th anniversary as City Manager of the great City of San Antonio, Texas. You have consistently demonstrated a genuine love for San Antonio and, under your extraordinary leadership as City Manager, the City has gained much national as well as international recognition. During your tenure, San Antonio has been ranked as #1 in fiscal strength and listed in the Top Ten Cities for Excellence in City Management. You should take great pride in knowing that these accomplishments have been achieved because of your outstanding commitment to San Antonio.

The City Council, on behalf of a grateful citizenry, commends you for your many contributions and for your untiring efforts to enhance the quality of life in our community.

Presented this 27th day of April, A.D., 2000, and of our Municipal Government, the 269th Anniversary of its founding.

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Mr. Rolando Bono, Assistant City Manager, spoke of Mr. Briseño's many accomplishments on behalf of City employees during his tenure, as department heads assembled behind Mr. Briseño.

Mayor Peak also presented the City Manager with his own S.A. Star Award.

Mr. Briseño attributed much of the success of the City over the past 10 years to the entire City team, and not to one individual such as himself. He lauded City employees for their work on behalf of their community, and members of City Councils for their unselfish service to the citizens they serve. He then introduced members of his family and thanked them for their support of his past 10 years as City Manager.

Mayor Peak and other members of City Council in turn thanked Mr. Briseño for his work on behalf of San Antonio and spoke to their personal remembrances of his accomplishments as City Manager, and the progress made by the entire community during that time.

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2000-17 CONSENT AGENDA – CITIZEN COMMENTS

Mr. Faris Hodge, Jr., 140 Dora, congratulated the City Manager for this recognition of his 10 years in office, then spoke to each item on the Consent Agenda, addressing details of several.

Mr. Jack Finger, P.O. Box 12048, asked that Council members who have received political contributions from principals of firms involved in Agenda Items 20 and 25 abstain from voting on those particular issues.

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2000-17 CONSENT AGENDA

Mr. Perez made a motion to approve Agenda Items 9 through 39, constituting the Consent Agenda, with Item 11 being pulled for individual consideration. Mr. Carpenter seconded the motion.

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

AN ORDINANCE 91662

ACCEPTING THE LOW BID SUBMITTED BY DUNBAR ARMORED, INC. TO PROVIDE THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH ARMORED CAR SERVICE FOR REVENUE PICKUP AT CITY SWIMMING POOLS ON AN ANNUAL CONTRACT BASIS FOR AN ESTIMATED TOTAL OF \$16,300.00.

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AN ORDINANCE 91663

ACCEPTING THE LOW BID SUBMITTED BY PLANT INTERSCAPES, INC. (WBE) TO PROVIDE THE CITY OF SAN ANTONIO CONVENTION FACILITIES WITH

PRESERVED INTERIOR TREES AND MAINTENANCE FOR A TOTAL OF \$19,089.99.

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AN ORDINANCE 91664

ACCEPTING THE PROPOSAL FROM WYETH-AYERST LABORATORIES, A DIVISION OF AMERICAN HOME PRODUCTS CORPORATION TO PROVIDE THE CITY OF SAN ANTONIO HEALTH DEPARTMENT WITH INFLUENZA VACCINE FOR A TOTAL OF \$47,300.00.

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AN ORDINANCE 91665

AUTHORIZING PAYMENT IN THE AMOUNT OF \$27,776.46 FROM METROPOLITAN PLANNING ORGANIZATION (MPO) MATCHING FUNDS TO THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) IN CONNECTION WITH THE EVERS AT WURZBACH PROJECT, LOCATED IN COUNCIL DISTRICT 8.

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AN ORDINANCE 91666

ACCEPTING THE LOW BID OF AZTEC FENCE & HOME IMPROVEMENTS, CO., INC. (MBE), IN THE AMOUNT OF \$83,790.00 IN CONNECTION WITH THE FENCE RELOCATION CONTRACT 2000 PROJECT LOCATED CITYWIDE; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$2,514.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$590.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 91667

AUTHORIZING PAYMENT OF \$510,779.39 FROM MPO MATCHING FUNDS TO THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) IN CONNECTION WITH S. FLORES FROM DURANGO TO FRANCISCAN METROPOLITAN

PLANNING ORGANIZATION (MPO) URBAN STREET PROGRAM (USP) PROJECT, LOCATED IN COUNCIL DISTRICTS 1, 3 AND 5; AUTHORIZING \$51,077.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 91668

ACCEPTING THE LOW, QUALIFIED RESPONSIVE BID OF SAN ANTONIO CONSTRUCTORS, INC. IN THE AMOUNT OF \$396,761.67 IN CONNECTION WITH LONE OAK - BRICE TO "F" STREET & ADDITIVE ALT. LATIMER - "H" TO "F" STREET COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AUTHORIZING A CONSTRUCTION CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$10,981.31 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING AN ADDITIONAL \$6,660.59 PAYABLE TO GUTIERREZ ENGINEERING, INC. (MBE) FOR ENGINEERING EXPENSES; AUTHORIZING \$660.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 86266 DATED JULY 24, 1997)

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AN ORDINANCE 91669

ACCEPTING THE LOW, QUALIFIED RESPONSIVE BID OF SERVICE STATION CONSTRUCTORS & FUEL SYSTEM, INC. IN THE AMOUNT OF \$224,555.05 IN CONNECTION WITH THE HARVARD TERRACE - UNIVERSITY TO YALE AVENUE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AUTHORIZING A CONSTRUCTION CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$4,375.41 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 91670

ACCEPTING THE LOW, QUALIFIED RESPONSIVE BID OF SAN ANTONIO CONSTRUCTORS, INC. IN THE AMOUNT OF \$442,188.33 IN CONNECTION WITH THORAIN - BUCKEYE TO SOUTHERN PACIFIC RAILROAD

COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AUTHORIZING A CONSTRUCTION CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$15,752.31 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING AN ADDITIONAL \$10,261.67 PAYABLE TO SIA ENGINEERING, INC. FOR ENGINEERING EXPENSES; AUTHORIZING \$1,026.17 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 85438 DATED JAN. 16, 1997)

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AN ORDINANCE 91671

ACCEPTING THE LOW BID OF VW BROOKS, INC. IN THE AMOUNT OF \$113,000.00 IN CONNECTION WITH THE TEMPORARY FIRE STATION NO. 48 PROJECT, LOCATED AT 3900 NORTH LOOP 1604 EAST AND CLASSEN ROAD IN COUNCIL DISTRICT 10; AT 3900 LOOP 1604 AND; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$18,000.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 91672

ACCEPTING THE LOW, QUALIFIED RESPONSIVE BID OF PRONTO SANDBLASTING AND COATING, INC. IN THE AMOUNT OF \$263,442.92 IN CONNECTION WITH MCKAY 400 & 500 BLOCKS COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AUTHORIZING A CONSTRUCTION CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$8,677.34 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING AN AMOUNT NOT TO EXCEED \$8,101.44 PAYABLE TO SEDA CONSULTING ENGINEERS, INC. FOR ADDITIONAL ENGINEERING EXPENSES; AUTHORIZING \$810.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING \$417.26 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 85439 DATED JAN. 16, 1997)

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AN ORDINANCE 91673

ACCEPTING THE LOW, QUALIFIED RESPONSIVE BID OF SAN ANTONIO CONSTRUCTORS, INC. IN THE AMOUNT OF \$763,212.61 IN CONNECTION WITH TEXAS & WAVERLY AREA STREETS COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AUTHORIZING A CONSTRUCTION CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$21,541.63 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING AN ADDITIONAL \$13,304.51 PAYABLE TO S.M. GALINDO ENGINEERING, INC. FOR DESIGN EXPENSES; AUTHORIZING \$1,330.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 91674

RATIFYING SERVICES, AMENDING A PROFESSIONAL SERVICES CONTRACT AND AUTHORIZING ADDITIONAL MPO/CITY MATCH FUNDS IN AN AMOUNT NOT TO EXCEED \$6,450.00 TO HDR SIMPSON, INC. IN CONNECTION WITH THE RITTIMAN ROAD FROM AUSTIN HIGHWAY TO HARRY WURZBACH PROJECT, LOCATED IN COUNCIL DISTRICT 10 FOR SUBSURFACE INVESTIGATIONS AND TO INCORPORATE THE RESULTS INTO THE CURRENT PLANS FOR THE PROJECT. (AMENDS ORDINANCE NO. 87888 DATED JUNE 4, 1998.)

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AN ORDINANCE 91675

AUTHORIZING AN INCREASE IN THE SCOPE OF SERVICES, A CONTRACT AMENDMENT AND APPROVING ADDITIONAL ENGINEERING FEES, IN THE AMOUNT OF \$10,600.00, PAYABLE TO GUTIERREZ ENGINEERING, INC. IN CONNECTION WITH THE AIRSTAR SANITARY SEWER AND STORM DRAINAGE SYSTEM AT SAN ANTONIO INTERNATIONAL AIRPORT; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 86415 DATED AUG. 14, 1997)

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AN ORDINANCE 91676

AUTHORIZING THE EXECUTION OF A NEW LEASE AGREEMENT WITH SATRAC, INC. D/B/A BUDGET RENT-A-CAR FOR LEASE OF 161,547 SQUARE FEET OF GROUND SPACE AND TWO BUILDINGS SITUATED THEREUPON AT SAN ANTONIO INTERNATIONAL AIRPORT, FOR A TERM OF EIGHT MONTHS FOR A TOTAL MONTHLY RENTAL OF \$12,208.00.

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AN ORDINANCE 91677

AUTHORIZING PAYMENT IN THE AMOUNT OF \$12,245.43 TO DAVIDSON & TROILO, P.C. FOR LEGAL SERVICES IN CONNECTION WITH THE BABCOCK ROAD INTERSECTIONS METROPOLITAN PLANNING ORGANIZATION PROJECT (\$90.75), THE MISSION TRAILS PARKWAY, PACKAGE II METROPOLITAN PLANNING ORGANIZATION PROJECT (\$2,156.58), THE BABCOCK ROAD - DE ZAVALA ROAD TO HAUSMAN ROAD PROJECT (\$2,039.96), THE DOWNTOWN PARKING GARAGE PROJECT (\$7,778.14) AND THE BABCOCK ROAD AT HILLCREST INTERSECTION PROJECT (\$180.00); APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 91678

AUTHORIZING PAYMENT IN THE AMOUNT OF \$2,374.70 TO TICOR TITLE AGENCY OF SAN ANTONIO FOR TITLE CHARGES IN CONNECTION WITH THE PLEASANTON ROAD - MAYFIELD TO SOUTHCROSS METROPOLITAN PLANNING ORGANIZATION PROJECT (\$1,378.22), EVERS ROAD WURZBACH ROAD METROPOLITAN PLANNING ORGANIZATION PROJECT (\$542.74) AND THE HIGGINS ROAD - NACOGDOCHES TO STAHL ROAD PROJECT (\$453.74) AND THE AMOUNT OF \$4,937.46 TO LAWYERS TITLE OF SAN ANTONIO FOR TITLE CHARGES IN CONNECTION WITH THE PECAN VALLEY - I.H. 10 TO J STREET METROPOLITAN PLANNING ORGANIZATION PROJECT (\$3,787.74), THE ESCALON DRAINAGE PROJECT #1008 (\$225.00), SOUTHCROSS - W.W. WHITE TO I.H. 410 METROPOLITAN PLANNING ORGANIZATION PROJECT (\$452.86), THE STONE OAK PARK PROJECT (\$396.86) AND THE W.W. WHITE ROAD - RIGSBY TO LORD PROJECT (\$75.00); FOR A TOTAL SUM OF \$7,312.16; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 91679

AUTHORIZING PAYMENT OF THE AMOUNT OF \$2,435.22 TO TICOR TITLE AGENCY OF SAN ANTONIO FOR TITLE CHARGES IN CONNECTION WITH THE MARTINEZ CREEK FLOOD AREA PROJECT (\$749.74), THE WHEATLEY HEIGHTS FLOOD AREA PROJECT (\$842.74) AND THE ZARZAMORA CREEK FLOOD AREA PROJECT (\$842.74); APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 91680

AUTHORIZING PAYMENT OF THE AMOUNT OF \$8,975.00 TO LAWYERS TITLE OF SAN ANTONIO AS ESCROW AGENT FOR WILLIE LEE WHITE, A SINGLE MAN, FOR ONE PARCEL (\$1,625.00), LEONARD BANKS, SOLE HEIR OF FREDDIE AND IONA STEEN, DECEASED, CLAIMING AND OCCUPYING OTHER LAND AS HIS HOMESTEAD, FOR ONE PARCEL (\$1,650.00), RAYMOND DANIELS, SR., A SINGLE MAN, FOR ONE PARCEL (\$5,700.00), IN CONNECTION WITH THE PECAN VALLEY - J STREET TO I.H. 10 PROJECT; PAYMENT OF THE AMOUNT OF \$100.00 TO LOWELL M. BACHLE AND WIFE, DELORIS V. BACHLE FOR A TEMPORARY EASEMENT IN CONNECTION WITH THE ESCALON DRAINAGE PROJECT #1008; AND PAYMENT IN THE AMOUNT OF \$800.00 STEWART TITLE COMPANY OF SAN ANTONIO AS ESCROW AGENT FOR MARY ANN POMPA, A FEME SOLE, FOR ONE PARCEL IN CONNECTION WITH THE MISSION TRAILS PARKWAY, PACKAGE III PROJECT; FOR A GRAND TOTAL OF \$9,875.00; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 91681

AUTHORIZING PAYMENT OF THE AMOUNT OF \$13,686.00 TO LAWYERS TITLE OF SAN ANTONIO AS ESCROW AGENT FOR DOMINGO A. FRAGA AND WIFE, ELOISA R. FRAGA FOR ONE PARCEL (\$1,007.00), EDNA E. MIXON FOR ONE PARCEL (\$1,936.00), JOSE A. ALONZO FOR ONE PARCEL (\$771.00), JAMES I. SMITH AND WIFE, MYRTLE DEE SMITH, FOR ONE PARCEL (\$3,989.00), ANNIE T. MARTINEZ, A/K/A ANNIE M. KOTARA FOR ONE PARCEL (\$707.00), LINDA M. FERDIN AND GRACE L. FERDIN FOR ONE PARCEL (\$680.00), DANIEL M. LOREDO AND WIFE, NORMA JEAN LOREDO FOR ONE PARCEL (\$1,788.00), MARTHA A. ARANDA FOR ONE PARCEL (\$1,324.00), BARBARA

ANN PETERSON, NINA LEE GILBERT KOPF, JANICE ZADIK ANABTAWI, GERALDINE ZADIK SMITH, WITH LIFE ESTATE RESERVED TO MINA MAE ZADIK MORRIS, JOINED BY HER HUSBAND, LOUIS A. MORRIS, FOR ONE PARCEL (\$708.00), INOCENCIO A. DAVILA, JR., VICTOR A. DAVILA, THERESA DAVILA MARTINEZ, FELIX A. DAVILA AND JOE A. DAVILA, FOR ONE PARCEL (\$776.00); THE AMOUNT OF \$326.00 TO RAMIRO T. GONZALEZ AND GERARDO T. GONZALEZ FOR ONE PARCEL, THE AMOUNT OF \$490.00 TO ASECION JEANETTE MUNGIA FOR ONE PARCEL AND THE AMOUNT OF \$383.00 TO REYNALDO FLORES MARTINEZ AND WIFE, ALICIA C. MARTINEZ FOR ONE PARCEL, IN CONNECTION WITH THE SOUTHCROSS - NEW BRAUNFELS TO S. PRESA PROJECT, FOR A TOTAL SUM OF \$14,885.00; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 91682

AUTHORIZING THE ACCEPTANCE OF A CASH GRANT AWARD IN THE AMOUNT OF \$175,000.00 FROM THE CANCER THERAPY AND RESEARCH CENTER TO SUPPORT THE BREAST CANCER SCREENING PROJECT OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR THE PERIOD MAY 1, 2000 THROUGH APRIL 30, 2001; ESTABLISHING A FUND; ADOPTING A BUDGET; AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SOUTH TEXAS RADIOLOGY IMAGING CENTERS FOR THE PROVISION OF MAMMOGRAPHY SERVICES; AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH UNIVERSITY PHYSICIANS GROUP FOR THE PROVISION OF DIAGNOSTIC RADIOLOGICAL PROCEDURES; AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH UNIVERSITY HEALTH SYSTEM FOR THE USE OF FACILITIES AND EQUIPMENT; AND APPROVING PAYMENT FOR CONTRACTUAL SERVICES.

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AN ORDINANCE 91683

AUTHORIZING THE EXECUTION OF A TWO (2) YEAR CLUB SIGNING LETTER OF AGREEMENT WITH TEXAS TALK MEDIA DISPLAY FOR THE PLACEMENT OF MEDIA DISPLAY BOARDS WITH ADVERTISING IN THE CITY'S MUNICIPAL GOLF COURSES FOR A CONSIDERATION OF \$1,800.00 PER YEAR

WITH ALL PROCEEDS TO BE DEPOSITED INTO THE CITY'S GOLF ENTERPRISE FUND.

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AN ORDINANCE 91684

AMENDING ORDINANCE NO. 90697 PASSED AND APPROVED ON OCTOBER 14, 1999 IN ORDER TO APPROVE THE EXECUTION OF A THIRTY (30) MONTH CONTRACT WITH THE UNIVERSITY OF KANSAS AND THE CITY OF SAN ANTONIO, DEPARTMENT OF COMMUNITY INITIATIVES IN THE AMOUNT OF \$715,000.00 FOR THE PROVISION OF RESEARCH AND TECHNICAL ASSISTANCE TO THE ASCEND PROGRAM FOR THE PERIOD OF OCTOBER 1, 1999 TO MARCH 31, 2002; AUTHORIZING THE NEGOTIATION AND EXECUTION OF NON-FINANCIAL AGREEMENTS WITH COMMUNITY PARTNERS IN SUPPORT OF THE ASCEND PROGRAM; AND REVISING THE PERSONNEL COMPLEMENT.

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AN ORDINANCE 91685

AUTHORIZING THE CITY MANAGER, OR HIS DESIGNATED REPRESENTATIVE, TO SUBMIT A GRANT APPLICATION TO THE TEXAS AUTOMOBILE THEFT PREVENTION AUTHORITY (ATPA) FOR A \$1,073,043.00 GRANT TO AUGMENT THE SAN ANTONIO POLICE DEPARTMENT'S EFFORT IN REDUCING AUTO THEFT.

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AN ORDINANCE 91686

AUTHORIZING THE CITY MANAGER TO EXECUTE A DELEGATE AGENCY CONTRACT WITH THE SAN ANTONIO NEIGHBORHOOD RESOURCE CENTER/NEIGHBORHOOD ASSISTANCE CORPORATION (NRC) TO PROVIDE NEIGHBORHOOD SERVICES FOR FISCAL YEAR 1999-2000 FOR A TOTAL SUM OF \$50,000.00.

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AN ORDINANCE 91687

AUTHORIZING THE TEMPORARY CLOSURE OF NOLAN STREET BETWEEN LOCKHART AND S. GEVERS STREETS ON FRIDAY, MAY 12, 2000 BEGINNING AT 12:30 P.M. UNTIL 6:30 P.M. IN ORDER FOR THE BOOKER T. WASHINGTON ELEMENTARY SCHOOL TO HOLD ITS ANNUAL SCHOOL CARNIVAL.

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AN ORDINANCE 91688

AUTHORIZING THE TEMPORARY CLOSURE OF SHANNON LEE DRIVE, BETWEEN OBLATE STREET AND MOUNTAIN TOP BOULEVARD, ON SUNDAY, MAY 7, 2000 FROM 12:00 NOON UNTIL 9:00 P.M., IN ORDER FOR BLESSED SACRAMENT CHURCH, LOCATED IN COUNCIL DISTRICT 9, TO HOLD ITS ANNUAL FESTIVAL.

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AN ORDINANCE 91689

AUTHORIZING THE TEMPORARY CLOSURE OF CLOWER STREET BETWEEN BRAD AVENUE AND IH 10 ON SUNDAY, MAY 7, 2000 BEGINNING AT 6:00 A.M. UNTIL 12:00 MIDNIGHT, IN ORDER FOR ST. MARY MAGDALEN CHURCH TO HOLD ITS ANNUAL SCHOOL "2000 MAY FROLIC" FESTIVAL.

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AN ORDINANCE 91690

AUTHORIZING THE TEMPORARY CLOSURE OF GILLETTE ROAD, BETWEEN PALO ALTO ROAD AND STATE HIGHWAY 16, ON SUNDAY, MAY 7, 2000 FROM 8:00 A.M. UNTIL 12:00 MIDNIGHT, IN ORDER FOR ST. BONAVENTURE CATHOLIC CHURCH, LOCATED IN COUNCIL DISTRICT 4, TO HOLD ITS ANNUAL FESTIVAL.

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AN ORDINANCE 91691

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS IN CONNECTION WITH THE 9TH ANNUAL COURTHOUSE TO JAIL HOUSE RUN BEING HELD ON SATURDAY, MAY 13, 2000 FROM 6:30 A.M. UNTIL 10:00 A.M., SPONSORED BY THE SAN ANTONIO BAR ASSOCIATION.

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2000-17 The Clerk read the following Ordinance:

AN ORDINANCE 91692

ACCEPTING THE LOW BID OF PARKWAY SYSTEMS TO PROVIDE THE CITY OF SAN ANTONIO CONVENTION CENTER FACILITY AND THE CONVENTION FACILITIES WITH A SWEEPER/SCRUBBER FOR A TOTAL OF \$35,288.85.

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

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

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2000-17 **ZONING HEARINGS – CITIZEN COMMENTS**

Mr. Faris Hodge, Jr., 140 Dora, spoke to each rezoning case and explained it.

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2000-17 ZONING HEARINGS

4A.) CASE NO. #Z20038 - The request of Donald Oroian, GE Reaves Engineering, Inc., Applicant, for Donald R. Deluca Owner(s), for a change in zoning from "A" Single Family Residence District and "R-2" Two Family Residence District to "O-1" Office District on Lots 43 through 49, NCB 12856, 203-227 Prashner Drive. Staff's recommendation was for denial.

Zoning Commission has recommended approval (Council District 2).

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

The following citizen(s) appeared to speak:

Mr. Beb Francis, attorney representing the proponent, spoke to several meetings held with neighbors to address their concerns with the proposed rezoning. He spoke to details of the concessions and agreements his client is willing to make, including the use of the property only for employee parking purposes.

Mr. James McCauley, 2463 Kilrea, spoke to the need for a privacy fence adjacent to his home.

A representative of the engineering firm involved in development of the subject property stated that plans already have been made to erect a privacy/security fence adjacent to Mr. McCauley's home.

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Mr. Salas spoke in support for the proposal, provided that the concerns of the neighbors have been addressed. He then entered into the record a letter from R&L Carriers, speaking to certain agreements and concessions. A copy of the letter is made a part of the papers of this meeting.

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

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

AN ORDINANCE 91693

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 43 THROUGH 49, NCB 12856, 203-227 PRASHNER DRIVE, FROM "A" SINGLE FAMILY RESIDENCE DISTRICT AND "R-2" TWO FAMILY RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT.

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4B.) CASE NO. #Z20010 - The request of Alfonso Perez, Jr., Applicant, for Alfonso Perez, Jr. Owner(s), for a change in zoning from "A" Single Family Residence District to "O-1" Office District on Lot 1 and Lot 2, Block 1, NCB 10853, 2130 Goliad Road. Staff's recommendation was for denial.

Zoning Commission has recommended approval (Council District 3).

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

Ms. Guerrero made a motion to continue this rezoning case to the City Council meeting of May 25, 2000. Mr. Perez seconded the motion.

After consideration, the motion to continue the rezoning case to May 25, 2000, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Peak. **NAYS:** None. **ABSENT:** Bannwolf, Carpenter.

Zoning Case Z20010 was continued to the Council meeting of May 25, 2000.

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4C.) CASE NO. #Z20044 SUP - The request of George J. and Patricia Miller, Applicant, for Edward G. Guitierrez, Owner(s), for a change in zoning from Historic "R-1" Single Family Residence District to Historic "R-1" SUP Single Family Residence District with a Special Use Permit for one manufactured home on .8895 acre tract out of NCB 11173, 9206 Espada Road. Staff's recommendation was for denial. Zoning Commission has recommended denial (Council District 3).

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

Ms. Guerrero made a motion to continue this rezoning case to the City Council meeting of May 25, 2000. Mr. Prado seconded the motion.

After consideration, the motion to continue the rezoning case until May 25, 2000, prevailed by the following vote: **AYES:** Perez, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Peak. **NAYS:** None. **ABSENT:** Salas, Bannwolf, Carpenter.

Zoning Case Z20044 SUP was continued to the Council meeting of May 25, 2000.

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4D.) CASE NO. #Z20009 - The request of Carlos Castillo, Applicant, for Mary Olivas Owner(s), for a change in zoning from "R-1" Single Family Residence District to "B-3"NA Business District Non-Alcoholic Sales on NCB 11099, Block 6, Lot 26, 158 W. Petaluma Blvd. Staff's recommendation was for denial.

Zoning Commission has recommended approval (Council District 3).

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

Ms. Guerrero made a motion to continue this rezoning case to the City Council meeting of May 11, 2000. Mr. Perez seconded the motion.

After consideration, the motion to continue the rezoning case until May 11, 2000, prevailed by the following vote: **AYES:** Perez, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Bannwolf.

Zoning Case Z20009 was continued to the Council meeting of May 11, 2000.

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4E.) CASE NO. #Z20045 - The request of Martin & Veronica Garcia, Applicant, for Julio Nogeira, Owner(s), for a change in zoning from Temporary "R-1" Single Family Residence District to "R-4" Manufactured Home Residence District on Lot 3, Block 1, NCB 15632, 5431 Sherry Drive. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 4).

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

Mr. Prado made a motion to continue this rezoning case to the City Council meeting of May 25, 2000. Mr. Garcia seconded the motion.

After consideration, the motion to continue the rezoning case until May 25, 2000, prevailed by the following vote: **AYES:** Perez, Prado, Garcia, Barrera, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Guerrero, Bannwolf.

Zoning Case Z20045 was continued to the Council meeting of May 25, 2000.

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4F.) CASE NO. #Z20052 - The request of Rudy M. Hettler, Applicant, for Victor and Leticia Aleman, Owner(s), for a change in zoning from "B-3NA" Non-Alcoholic Sales District to "B-2" Business District on .070 acre out of Lot 58, NCB 13950, 5539 Old Hwy 90 West. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 6).

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

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

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

AN ORDINANCE 91694

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS .070 ACRE OUT OF LOT 58, NCB 13950, 5539 OLD HWY

90 WEST, FROM "B-3NA" NON-ALCOHOLIC SALES DISTRICT TO "B-2" BUSINESS DISTRICT.

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4G.) CASE NO. #Z20063 SUP - The request of Daniel A. Escalera, Applicant, for Loma Park Investments (Darrell Centeno) Owner(s), for a change in zoning from "F" Local Retail District to "B-2NA" SUP Non-Alcoholic Sales District with a Special Use Permit for a permanent cosmetic and tattoo removal salon on 1280 square foot tract of land out of Lot 20, Block 26, NCB 10553, 3652 Culebra Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 7).

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

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

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

AN ORDINANCE 91695

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 1280 SQUARE FOOT TRACT OF LAND OUT OF LOT 20, BLOCK 26, NCB 10553, 3652 CULEBRA ROAD, FROM "F" LOCAL RETAIL DISTRICT TO "B-2NA" SUP NON-ALCOHOLIC SALES DISTRICT WITH A SPECIAL USE PERMIT FOR A PERMANENT COSMETIC AND TATTOO REMOVAL SALON.

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4H.) CASE NO. #Z20062 - The request of Jorge Gamboa, Applicant, for Elva Josephina Salazar Garcia Owner(s), for a change in zoning from "P-1(R-6)" Planned

Unit Development Townhouse Residence District to "O-1" Office District on the southeast 105 feet of P-100, NCB 11608. Staff's recommendation was for approval.

Zoning Commission has recommended approval of O-1 (Council District 8).

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

Ms. Conner made a motion to reject the recommendation of the Zoning Commission, and to deny the requested rezoning. Mr. Prado seconded the motion.

The following citizen(s) appeared to speak:

Mr. Jorge Gamboa, the proponent, spoke to the reasons for the rezoning request and spoke to a survey conducted of neighbors, including some opposition. He addressed the rationale for his rezoning request, stating his belief that office use is the best use for this property.

Mr. Clyde Beissner, 5310 Gary Cooper, stated his belief that this is part of a plan to rezone a larger area, a move which began years ago. He spoke to details of the previous rezoning requests. He stated his opinion that this rezoning would harm the neighborhood, and noted that he would be in support for construction of townhouses on the subject property.

Ms. Gamboa, speaking for the applicant, stated that she did seek a mixed-use rezoning of an area property several years ago. She stated her willingness to construct four duplexes on the subject property, if the Council desires.

* * * *

After consideration, the motion to deny the rezoning request prevailed by the following vote: **AYES:** Perez, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Guerrero.

Zoning Case Z20062 was denied.

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4I.) CASE NO. #Z99042-N PP - The request of City of San Antonio, Applicant, for James P. McDonough, Jr. Owner(s), for a change in zoning from Temporary "R-1" Single Family Residence District to "R-8" Large Lot Residence

District and "B-2"NA Business District Non-Alcoholic Sales on 5.821 acres ("R-8") and 69.656 acres ("B-2"NA) out of NCB 34780, 5914 Old Camp Bullis Road. Staff's recommendation was for denial as requested and approval of "R-8" on the total acreage (75.477 acres).

Zoning Commission has recommended denial as requested and approval of "R-8" (Council District 8).

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

Ms. Conner made a motion to rezone the entire tract to R-8. Bannwolf seconded the motion.

The following citizen(s) appeared to speak:

Mr. Harry Jewett, representing the property owner, spoke against the proposed R-8 zoning on the entire tract, noting that the property has no ingress or egress and is too near a quarry zoning to be used for residential purposes. He addressed his client's plans for a B-2NA use on a portion of the property.

Ms. Kathleen Murray, 5914-1 Old Camp Bullis Road, narrated a series of photographs of property in question and portions of the surrounding area, including the use of maps to depict the topography. She spoke against having business uses on the subject property, and asked that it be allowed to remain agricultural in nature. She spoke to the need for a buffer zone to the quarry zoning.

Mr. Thomas O. Murray III, 5914-8 Old Camp Bullis Road, spoke to problems experienced in seeking to contact the property owner to clean up his property, and spoke to possible future uses for the land.

Mr. David Murray, 5914-1 Old Camp Bullis Road, spoke to the difficulty in achieving access to the property in question. He urged that the property be left in its current state, and spoke against the planned uses of the proponent.

Mr. Jack Finger, P.O. Box 12048, noted that the neighbors to this property are affected by any rezoning action, and spoke against commercial encroachment into a residential area.

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Ms. Conner stated that she cannot support a business zoning on this property because of its remote location and therefore her motion for "R-8".

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

AN ORDINANCE 91696

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 75.477 ACRES OUT OF NCB 34780, 5914 CAMP BULLIS ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-8" LARGE LOT RESIDENCE DISTRICT.

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4J.) CASE NO. #Z20075 SUP - The request of Brian Cisarik, Applicant, for 7340 Blanco Ltd. Owner(s), for a change in zoning from "O-1" Office District to "O-1" SUP Office District with a Special Use Permit for a Mini Warehouse facility on Lot 1, Block 3, NCB 11714, 7340 Blanco Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval with the following conditions: 1) a 6 foot privacy fence be constructed between the subject property and the residential neighborhood, and 2) ingress/egress to the site be limited to Blanco Road (Council District 9).

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

In response to a question by Mr. Bannwolf, Mr. Brian Cisarik, the proponent, spoke to his approval for a fence adjacent to the nearby residential properties, and stated that he would visit with the neighbors on their desires.

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

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

AN ORDINANCE 91697

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 1, BLOCK 3, NCB 11714, 7340 BLANCO ROAD, FROM "O-1" OFFICE DISTRICT TO "O-1" SUP OFFICE DISTRICT WITH A SPECIAL USE PERMIT FOR A MINI WAREHOUSE FACILITY.

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4K.) CASE NO. #Z20064 - The request of Bradley Smith c/o Weston Companies, Applicant, for Sunny Hill Associates, L.P. Owner(s), for a change in zoning from "B-3" ERZD Business Edwards Recharge Zone District to "B-3" ERZD CC Business Edwards Recharge Zone District with City Council approval for a Building Specialties (Retail) facility on 4.468 acres out of Parcel 16, NCB 17600, 20700 block of Highway 281 North. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 9).

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

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

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

AN ORDINANCE 91698

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 4.468 ACRES OUT OF PARCEL 16, NCB 17600, 20700 BLOCK OF HIGHWAY 281 NORTH, FROM "B-3" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT TO "B-3" ERZD CC BUSINESS EDWARDS

RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR A BUILDING SPECIALTIES (RETAIL) FACILITY.

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4L.) CASE NO. #Z99266 - The request of Glen Westrom, Applicant, for Norman R. Reitmeyer, Owner(s), for a change in zoning from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "P-1 (B-2)" ERZD Planned Unit Development Business Edwards Recharge Zone District on a 8.2989 acres out of NCB 18350, 1600 Block of Bitters Road. Staff's recommendation was for denial.

Zoning Commission has recommended approved (Council District 9).

Mr. Ray Lozano, Land Development Services, explained the rezoning request and noted that nine affirmative votes of City Council would be required to approve the rezoning request.

Mr. Bannwolf made a motion to continue this rezoning case to the City Council meeting of June 8, 2000. Mr. Carpenter seconded the motion.

After consideration, the motion to continue the rezoning case until June 8, 2000, prevailed by the following vote: **AYES:** Perez, Prado, Garcia, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Guerrero, Barrera, Garza, Conner.

Zoning Case Z99266 was continued to the Council meeting of June 8, 2000.

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4M.) CASE NO. #Z20051 - The request of Encino Land Associates Limited Partnership, Applicant, for Encino Land Associates Limited Partnership Owner(s), for a change in zoning from "B-3"ERZD Business Edwards Recharge Zone District to "B-2" ERZD Business Edwards Recharge Zone District on 40.84 acres out of NCB 18217. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 9).

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

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

Mr. Bannwolf then submitted for the record a set of Deed Restrictions agreed to by the proponent.

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

AN ORDINANCE 91699

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 40.84 ACRES OUT OF NCB 18217, FROM "B-2" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT TO "B-3" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT.

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2000-17 PUBLIC HEARING AND ORDINANCE: AMENDING CHAPTERS 19 AND 35 OF THE CITY CODE RELATING TO TRAFFIC IMPACT ANALYSIS (TIA)

Mayor Peak declared the Public Hearing to be open.

Mr. John German, Director of Public Works, narrated a video presentation of the proposed amendments relating to the Traffic Impact Analysis, a copy of which presentation is made a part of the papers of this meeting. He addressed the projected impact of these modifications to the existing Ordinance, including a discussion of the issues involved and solutions put forth, speaking to where such analyses are need in certain land development cases. He noted that most other major cities utilize Traffic Impact Analyses, and provided examples of the proposed three TIA levels and certain exceptions to the requirement. He spoke to the cost of the program and discussed the proposed TIA fee structure.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke to the lack of sequencing of certain traffic lights and the perceived need to widen City streets.

There being no further citizens signed to speak to this matter, Mayor Peak declared the Public Hearing to be closed.

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

In response to a question by Mayor Peak, Mr. German noted that the proposed changes answer concerns expressed by both developers and the Real Estate Council in several areas.

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

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AN ORDINANCE 91700

AMENDING CHAPTERS 19 AND 35 OF THE CITY CODE RELATING TO TRAFFIC IMPACT ANALYSIS (TIA) TO REQUIRE TIA'S TO INCLUDE ADDITIONAL INFORMATION AND REQUIRE SOME MITIGATION OF RESULTING TRAFFIC IMPACT; ADJUSTING FEES TO TIA'S AS FOLLOWS: LEVEL ONE \$300.00, LEVEL TWO \$800.00 AND LEVEL THREE \$1,000.00; AND PROVIDING FOR APPROXIMATELY \$70,000.00 IN EXPENDITURE FOR AN ADDITIONAL SENIOR ENGINEER AND RELATED EXPENSES.

— — —

2000-17 PUBLIC HEARING AND SECOND READING OF AN ORDINANCE: GRANTING A FIFTEEN YEAR CABLE/BROADBAND COMMUNICATIONS SYSTEM FRANCHISE AGREEMENT TO GRANDE COMMUNICATIONS, INC.

Mayor Peak declared the Public Hearing to be open.

Mr. Ben Gorzell, Assistant Director of Finance, narrated a video presentation on the proposed franchise agreement with Grande Communications, Inc. A copy of the presentation is made a part of the papers of this meeting. He spoke to details of this Second Reading of the proposed franchise agreement and addressed its highlights.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, complained of the type of music played over cable Channel 21, and of his belief that the City's audio/video control room needs to be expanded. He then spoke to specifics of the firm's commitments to secure the franchise, including providing funds for scholarships.

There being no further citizens signed to speak to this matter, Mayor Peak declared the Public Hearing to be closed.

* * * *

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

Mr. Salas asked to be supplied with the rate structures of these CATV franchisees before the Third and Final Reading of their respective franchise agreements.

Mr. Gorzell agreed to work with Grande to provide that information prior to the final reading.

Mr. Jerry James, representing Grande Communications, spoke to the rates to be charged for CATV services by his firm.

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

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AN ORDINANCE 91616

GRANTING GRANDE COMMUNICATIONS, INC. (GRANDE) A FIFTEEN (15) YEAR FRANCHISE AGREEMENT TO CONSTRUCT, OPERATE AND MAINTAIN A CABLE/BROADBAND COMMUNICATIONS SYSTEM THAT UTILIZES THE PUBLIC RIGHTS-OF-WAY, FOR A CONSIDERATION OF 5% OF GROSS

REVENUES TO BE RECEIVED BY THE CITY; PROVIDING FOR THREE (3) READINGS AND A PUBLIC HEARING; ESTABLISHING AN EFFECTIVE DATE SIXTY (60) DAYS AFTER THE THIRD AND FINAL READING OF THIS ORDINANCE; AUTHORIZING THE CITY MANAGER TO ENTER THE FRANCHISE AGREEMENT WITH GRANDE; AND TERMINATING THE INTERIM LICENSE AGREEMENT WITH GRANDE UPON THE EFFECTIVE DATE OF THE FRANCHISE AGREEMENT.

— — —

2000-17 PUBLIC HEARING AND SECOND READING OF AN ORDINANCE: GRANTING A FIFTEEN YEAR CABLE/BROADBAND COMMUNICATIONS SYSTEM FRANCHISE AGREEMENT TO WIDOPENWEST, L.L.C.

Mayor Peak declared the Public Hearing to be open.

Mr. Ben Gorzell, Assistant Director of Finance, narrated a video presentation on the proposed franchise agreement with WideOpenWest, L.L.C., a copy of which presentation is made a part of the papers of this meeting. He spoke to the highlights of the proposed franchise agreement and noted that it is comparable with others granted by the City Council.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke to the provision of funds for scholarships by the firm, noting that competition is good. He asked that street cuts by CATV providers be improved.

Mr. Nazarite Ruben Flores Perez, 627 Hearne, spoke in support.

There being no further citizens signed to speak to this matter, Mayor Peak declared the Public Hearing to be closed.

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

Mr. Salas asked to be supplied with the firm's rate schedules prior to the Third and Final Reading of the franchise agreement.

Mr. Gorzell agreed to seek those schedules for Mr. Salas.

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

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AN ORDINANCE 91618

FIRST READING OF AN ORDINANCE GRANTING WIDEOPENWEST TEXAS, L.L.C. ("WOW") A FIFTEEN (15) YEAR FRANCHISE AGREEMENT TO CONSTRUCT, OPERATE AND MAINTAIN A CABLE/BROADBAND COMMUNICATIONS SYSTEM THAT UTILIZES PUBLIC RIGHTS-OF-WAY, FOR A CONSIDERATION OF 5% OF GROSS REVENUES TO BE RECEIVED BY THE CITY; PROVIDING FOR THREE (3) READINGS AND A PUBLIC HEARING; ESTABLISHING AN EFFECTIVE DATE OF SIXTY (60) DAYS AFTER THE THIRD AND FINAL READING OF THIS ORDINANCE; AUTHORIZING THE CITY MANAGER TO ENTER THE FRANCHISE AGREEMENT WITH WOW; AND TERMINATING THE INTERIM LICENSE AGREEMENT WITH WOW UPON THE EFFECTIVE DATE OF THE FRANCHISE AGREEMENT.

2000-17 ITEMS FOR INDIVIDUAL CONSIDERATION - CITIZEN COMMENTS

Mr. Jack Finger, P.O. Box 12048, spoke to several proposed ordinances dealing with the May 6, 2000 Joint Election, and stated his opinion that each needs an emergency clause to become effective immediately.

Ms. Norma S. Rodriguez, City Clerk, spoke to the only very recent culmination of the lengthy negotiations held with Bexar County on a contract to run the election.

Mr. Finger expressed his concern for retroactive payments for services.

2000-17 The Clerk read the following Ordinance:

AN ORDINANCE 91701

RESCHEDULING THE CITY COUNCIL MEETINGS OF JULY 6, 13 AND 20, 2000 UNTIL JULY 27, 2000 TO ACCOMMODATE THE 2000-2001 BUDGET CALENDAR.

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

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

— — —
2000-17 The Clerk read the following Ordinance:

AN ORDINANCE 91702

APPOINTING PRESIDING AND ALTERNATE ELECTION JUDGES FOR THE JOINT AND SPECIAL ELECTION TO BE HELD ON SATURDAY, MAY 6, 2000, AND PROVIDING FOR MINIMUM TRAINING STANDARDS AND COMPENSATION FOR THESE JUDGES.

* * * *

Ms. Norma S. Rodriguez, City Clerk, explained that the final list of judges and clerks for the May 6, 2000 Joint Election have just been received from Bexar County, and are the subject of this proposed Ordinance.

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

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

— — —
2000-17 The Clerk read the following Ordinance:

AN ORDINANCE 91703

APPROVING A CONTRACT FOR ELECTION SERVICES WITH BEXAR COUNTY THROUGH THE BEXAR COUNTY CLERK, SETTING FORTH THE DUTIES AND RESPONSIBILITIES OF BEXAR COUNTY THROUGH THE BEXAR COUNTY CLERK IN CONNECTION WITH THE MAY 6, 2000 JOINT AND SPECIAL ELECTION; AND AUTHORIZING PAYMENT FOR THESE SERVICES.

* * * *

Ms. Norma S. Rodriguez, City Clerk, explained that the proposed contract with Bexar County to conduct the May 6, 2000 Joint Election has only recently been received following lengthy negotiations, and is the subject of this proposed Ordinance.

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

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke to his belief that state law requires that a 10-day time period take place after passage of an ordinance, before it can become effective. He spoke to his desire that all elections judges and clerks be paid \$15.00 per hour, and that certain polling places that do not experience good voter turnout should be closed. He spoke to the responsibilities of elections judges, and stated his opinion that their meals should also be paid for. He also spoke to late payment of elections wages by Bexar County, as depicted on a local news program.

* * * *

Mr. Frank Garza, City Attorney, suggested that, in the absence of formal emergency clauses on Agenda Items 41 and 42, those two ordinances be added onto the City Council agenda for next Thursday, with the proper emergency clauses to make them effective

immediately, and in order to eliminate any question as to the propriety of actions taken under their respective provisions.

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

— — —

2000-17 Agenda Item 43, being a proposed ordinance appointing Jeff Piercy, Chairman and Rufino Flores, Co-Chairman and appointing members of the Signature Verification Committee for the joint election to be held on Saturday, May 6, 2000, and declaring an emergency, was earlier removed from consideration by the City Manager.

— — —

2000-17 The Clerk read the following Ordinance:

AN ORDINANCE 91704

APPOINTING/REAPPOINTING INDIVIDUALS TO THE DOWNTOWN ADVISORY BOARD (DAB) (NOMINEES: DR. JESSE ZAPATA, LEN BRILEY, VIRGINIA NICHOLAS, PAUL CARTER, EVANGELINA FLORES, DANIEL LOPEZ, JEFF ROCHELLE, CURTIS GUNN, EDWARD CROSS).

* * * *

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

Mr. Trey Jacobson, Acting Assistant Director, Department of Economic Development, narrated a video presentation on the proposed appointment/reappointment of individuals to the Downtown Advisory Board. A copy of his presentation is made a part of the papers of this meeting. He explained the composition and makeup of the board.

Mr. Perez offered an amendment to name Mr. Paul Carter as Chairman. Bannwolf seconded the amendment.

The amendment then prevailed by the following vote: **AYES:** Perez, Salas, Prado, Barrera, Garza, Conner, Bannwolf, Peak. **NAYS:** None. **ABSENT:** Guerrero, Garcia, Carpenter.

The main motion as amended, carrying with it the passage of the Ordinance, then prevailed by the following vote: **AYES:** Perez, Salas, Prado, Barrera, Garza, Conner, Bannwolf, Peak. **NAYS:** None. **ABSENT:** Guerrero, Garcia, Carpenter.

Mr. Paul Carter then spoke to looking forward to the work of the Downtown Advisory Board.

— — —
2000-17 The Clerk read the following Ordinance:

AN ORDINANCE 91705

ACCEPTING THE LOW, QUALIFIED BID SUBMITTED BY MARSHALL DISTRIBUTING CO., INC., TO PROVIDE THE CITY OF SAN ANTONIO WITH GASOLINE TRANSPORT LOADS ON AN ANNUAL CONTRACT BASIS FOR AN ESTIMATED TOTAL OF \$2,300,000.00.

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

Ms. Janie Cantu, Director of Purchasing & General Services, narrated a video presentation on the proposed contract to provide the City with gasoline in transport loads. A copy of her presentation is made a part of the papers of this meeting. She spoke to a brief background explanation of the fuels contract involved, including the planned usage of reformulated fuel as outlined in the City's Ozone Action Plan. She spoke to the notification by the Environmental Protection Agency of its intent to phase-out the use of reformulated fuels, and she spoke to the new specifications upon which this proposed contract is based.

Mr. John German, Director of Public Works, narrated a video presentation providing an air quality update for the City Council, a copy of which presentation is made a part of the papers of this meeting. He spoke to the effects of ozone on air quality, explained where it comes from and how it is measured, and spoke to the new eight-hour standard in place. He spoke to the City's current status in respect to compliance with the air quality standards, and recent court decisions that affect air quality issues. He then spoke to non-attainment requirements and emission control strategies, and to the implementation of the new Air quality Health Alert Program to replace the current Ozone Action Day Plan. Mr. German addressed the initiatives of the new Plan, including the explanation that San

Antonio is implementing the new Plan for new air quality control standards so as to stay out of "non-attainment" status with the EPA. He recommended that City Council pursue the implementation of several initiatives to improve our air quality.

In response to a question by Mayor Peak, Ms. Cantu stated that the City is now working with new fuels, not those that have been 'reformulated'.

Responding to another question by Mayor Peak, Mr. German spoke to the current status of the City's hazardous materials transportation plan, which is now before the Texas Department of Transportation for review. He stated that action on the proposed plan is expected within six months.

Discussion then took place concerning the possibility of posting our air quality data on Transguide expressway signs.

Mayor Peak expressed his hope that new EPA regulations will be drafted that won't allow reformulated fuels with harmful additives. He also asked for information on the number of local vehicles emitting excess exhaust.

Mr. Bannwolf and Ms. Conner both spoke in support for the Mayor's remarks.

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

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2000-17 At this point, Mayor Peak was obliged to leave the meeting. Mr. Carpenter presided.

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2000-17 The Clerk read the following Ordinance for the third and final time:

AN ORDINANCE 91488

GRANTING WESTERN INTEGRATED NETWORKS OF TEXAS OPERATING L.P. (WIN) A FIFTEEN (15) YEAR FRANCHISE AGREEMENT TO CONSTRUCT, OPERATE AND MAINTAIN A CABLE/BROADBAND COMMUNICATIONS SYSTEM THAT UTILIZES THE PUBLIC RIGHTS-OF-WAY, FOR A CONSIDERATION OF 5% OF GROSS REVENUES TO BE RECEIVED BY THE

CITY; PROVIDING FOR THREE (3) READINGS AND A PUBLIC HEARING; ESTABLISHING AN EFFECTIVE DATE OF SIXTY (60) DAYS AFTER THE THIRD AND FINAL READING OF THIS ORDINANCE; AUTHORIZING THE CITY MANAGER TO ENTER THE FRANCHISE AGREEMENT WITH WIN; AND TERMINATING THE INTERIM LICENSE AGREEMENT WITH WIN UPON THE EFFECTIVE DATE OF THE FRANCHISE AGREEMENT.

* * * *

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

Mr. Ben Gorzell, Assistant Director of Finance, narrated a video presentation on the Third and Final Reading of the proposed franchise agreement with Western Integrated Networks. A copy of his presentation is made a part of the papers of this meeting. He briefly summarized the franchise agreement and its financial impact, and noted that the City has accepted the firm's offer to supply the City with a single 'dark fiber'.

Mr. Bannwolf thanked the firm for making the new offer of a fiber network to connect our schools to assist their learning capabilities.

In response to a question by Mr. Salas as to the firm's proposed rate schedule, Mr. Gorzell stated that he would have that supplied to Mr. Salas as soon as possible.

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

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2000-17 The Clerk read the following Ordinance:

AN ORDINANCE 91706

AUTHORIZING THE EXPENDITURE OF \$300.00 FROM THE DISTRICT 3 CONTINGENCY BUDGET ACCOUNT TO ASSIST THE RAMOS BOXING TEAM WITH THE COST OF COMPETING IN BOXING TOURNAMENTS; AS REQUESTED BY COUNCILWOMAN DEBRA GUERRERO.

* * * *

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

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

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2000-17 The Clerk read the following Ordinance:

AN ORDINANCE 91707

AUTHORIZING THE EXPENDITURE OF \$400.00 FROM THE DISTRICT 6 (\$200.00) AND DISTRICT 8 (\$200.00) CONTINGENCY BUDGET ACCOUNT PAYABLE TO THE PEOPLE TO PEOPLE STUDENT AMBASSADOR PROGRAM TO HELP DEFRAY TRAVELING COSTS FOR THIS YEAR'S SAN ANTONIO PARTICIPANTS; AS REQUESTED BY COUNCILMEMBERS ENRIQUE M. BARRERA AND BONNIE J. CONNER.

* * * *

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

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

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2000-17 The Clerk read the following Ordinance:

AN ORDINANCE 91708

AUTHORIZING THE EXPENDITURE OF \$200.00 FROM THE DISTRICT 10 CONTINGENCY BUDGET ACCOUNT TO THE CLARA DRISCOLL MIDDLE SCHOOL PTA WITH SUPPLEMENTAL FUNDING FOR AN EIGHTH GRADE PARTY CELEBRATING THE STUDENTS' ACCOMPLISHMENTS IN

PREPARATION FOR HIGH SCHOOL; AS REQUESTED BY COUNCILMAN DAVID CARPENTER.

* * * *

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

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

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2000-17 The Clerk read the following Ordinance:

AN ORDINANCE 91709

AUTHORIZING THE EXPENDITURE OF \$200.00 FROM THE DISTRICT 4 CONTINGENCY BUDGET ACCOUNT TO ASSIST THE CENTER FOR HEALTH AND ENVIRONMENTAL JUSTICE TO PROVIDE SNACKS AND REFRESHMENTS FOR THE HEALTH FAIR AT DWIGHT MIDDLE SCHOOL ON MAY 10, 2000; AS REQUESTED BY COUNCILMAN RAUL PRADO.

* * * *

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

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

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2000-17 The Clerk read the following Ordinance:

AN ORDINANCE 91710

AUTHORIZING THE EXPENDITURE OF \$500.00 FROM THE DISTRICT 4 CONTINGENCY BUDGET ACCOUNT TO THE CITY OF SAN ANTONIO PARKS

AND RECREATION DEPARTMENT TO BE USED BY THE RAINBOW HILLS AREA NEIGHBORHOOD ASSOCIATION FOR THE LEASE OF A MOBILE STAGE TO BE USED ON NATIONAL NIGHT OUT 2000, TO BE HELD ON TUESDAY, AUGUST 1, 2000; AS REQUESTED BY COUNCILMAN RAUL PRADO.

* * * *

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

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

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2000-17 The Clerk read the following Ordinance:

AN ORDINANCE 91711

AUTHORIZING THE EXPENDITURE OF \$500.00 FROM THE DISTRICT 4 CONTINGENCY BUDGET ACCOUNT TO THE HERITAGE NEIGHBORHOOD ASSOCIATION TO HELP DEFRAY THE COSTS OF UPGRADING THE NEIGHBORHOOD POOL AS NEEDED TO MEET STATE REQUIREMENTS; AS REQUESTED BY COUNCILMAN RAUL PRADO.

* * * *

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

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

2000-17 There being no further business to come before the City Council the meeting was adjourned at 5:25 P.M.

A P P R O V E D



HOWARD W. PEAK
M A Y O R

Attest:



NORMA S. RODRIGUEZ, CMC/AAE
City Clerk