

AN ORDINANCE 86878

ACCEPTING THE PROPOSAL OF GOULD PUBLICATIONS, INC. TO PROVIDE THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH 2,000 COPIES OF GOULD'S 1998 EDITION TEXAS CRIMINAL LAW AND MOTOR VEHICLE HANDBOOKS FOR DISTRIBUTION TO SAPD OFFICERS, FOR A TOTAL OF \$27,900.00.

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AN ORDINANCE 86879

AMENDING THE PROFESSIONAL SERVICES CONTRACT WITH GROVES AND ASSOCIATES, INC., TO ALLOCATE AN ADDITIONAL \$29,810.00 FOR LANDSCAPE ARCHITECTURAL AND ENGINEERING SERVICES IN CONNECTION WITH THE 1994 PARK GENERAL OBLIGATION BOND ELEMENDORF PARK IMPROVEMENTS PROJECT TO INCLUDE IMPROVEMENTS AT CASSIANO, ESCOBAR AND AMISTAD PARKS; AMENDING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 86880

AMENDING THE PROFESSIONAL SERVICES CONTRACT WITH INDEPENDENT DESIGN (AN MBE), TO ALLOCATE AN ADDITIONAL \$11,413.00 FOR ARCHITECTURAL SERVICES IN CONNECTION WITH THE 1994 PARK GENERAL OBLIGATION BOND GILBERT GARZA COMMUNITY CENTER IMPROVEMENTS PROJECT; AMENDING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 86881

SELECTING FISHER, HECK, IMBIMBO, INC. TO PROVIDE ARCHITECTURAL SERVICES IN CONNECTION WITH AMERICANS WITH DISABILITIES ACT (ADA) IMPROVEMENTS TO LA VILLITA COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG); AUTHORIZING THE NEGOTIATION AND EXECUTION OF A

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CONTRACT IN AN AMOUNT NOT TO EXCEED \$13,700.00; AUTHORIZING A TRANSFER OF FUNDS; REVISING THE PROJECT BUDGET; AUTHORIZING \$2,740.00 FOR ARCHITECTURAL CONTINGENCY EXPENSES; AUTHORIZING \$1,500.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 86882

APPROVING FIELD ALTERATION NO. 4 - FINAL IN THE AMOUNT OF \$32,716.79 PAYABLE TO CLARK CONSTRUCTION CO., INC. IN CONNECTION WITH THE ASPHALT OVERLAY - 1996 PROJECT; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 84457 DATED JULY 25, 1996)

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AN ORDINANCE 86883

AUTHORIZING THE CITY MANAGER TO EXECUTE AN "AGREEMENT FOR THE FURNISHING AND INSTALLING OF TRAFFIC SIGNAL EQUIPMENT BY A MUNICIPALITY" WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) AND AUTHORIZING A FORCE ACCOUNT FUND IN THE AMOUNT OF \$8,936.00 FOR THE WIDENING EXISTING STREETS FOR RIGHT TURN LANES, UPGRADING OF TRAFFIC SIGNAL EQUIPMENT, RENTAL AND LABOR ON TEZEL ROAD AT TIMBER PATH.

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AN ORDINANCE 86884

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 7 IN THE AMOUNT OF \$43,700.56 TO THE CONTRACT WITH AUSTIN BRIDGE & ROAD, INC. FOR THE CONSTRUCTION OF THE SOUTH TERMINAL DRIVE SHUTTLE PARKING LOT PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.(AMENDS ORDINANCE NO. 85725 DATED MARCH 13, 1997)

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AN ORDINANCE 86885

AMENDING THE PROFESSIONAL SERVICES CONTRACT WITH MARMON MOK, L.L.P. FOR DESIGN SERVICES IN CONNECTION WITH THE PUBLIC PARKING FACILITIES IMPROVEMENTS AT SAN ANTONIO INTERNATIONAL AIRPORT BY INCREASING THE SCOPE OF WORK TO INCLUDE DESIGN FOR UPGRADING THE WATER SYSTEM TO IMPROVE SERVICE AT THE AIRPORT TERMINAL COMPLEX; APPROVING ADDITIONAL ARCHITECTURAL FEES IN THE AMOUNT OF \$45,100.00 FOR SAID ADDITIONAL WORK; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 81498 DATED JAN. 19, 1995)

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AN ORDINANCE 86886

ACCEPTING THE LOW, QUALIFIED BID OF WST BUILDING SPECIALTIES, INC. IN THE AMOUNT OF \$215,000.00 TO CONSTRUCT THE ACOUSTICAL INSULATION OF SEVEN (7) CHURCHES NEAR SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING AN ADDITIONAL \$21,500.00 FOR A CONTINGENCY ACCOUNT; ACCEPTING A PROPOSAL FROM W3 ARCHITECTS, INC. TO PROVIDE RESIDENT INSPECTION SERVICES FOR A TOTAL FEE NOT TO EXCEED \$39,715.20; AUTHORIZING THE EXECUTION OF AGREEMENTS WITH THE CHURCHES TO BE INSULATED; REVISING THE BUDGET FOR THE PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.(AMENDS ORDINANCE NO. 85476 DATED JANUARY 23, 1997)

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AN ORDINANCE 86887

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$28,599.00 FOR FEE SIMPLE TITLE TO ONE PARCEL IN CONNECTION WITH THE CHERRY STREET DRAINAGE PROJECT #15B; ACQUIRING FEE SIMPLE TITLE TO ONE PARCEL IN CONNECTION WITH THE MITCHELL - PROBANDT TO ROOSEVELT METROPOLITAN PLANNING ORGANIZATION PROJECT; ACQUIRING FEE SIMPLE TITLE TO ONE PARCEL IN CONNECTION WITH THE BENRUS/WITT

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DRAINAGE #1059 PROJECT; AND ACQUIRING FEE SIMPLE TITLE, A PERMANENT EASEMENT AND A TEMPORARY EASEMENT IN CONNECTION WITH THE STAHL ROAD #1038 PROJECT - BELL TO BULVERDE ROAD, PHASE I.

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AN ORDINANCE 86888

AUTHORIZING PAYMENT IN THE AMOUNT OF \$630.00 TO ECKMANN, GROLL, RUNYAN & WATERS, INC. FOR APPRAISAL SERVICES IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT #80; AND THE AMOUNT OF \$400.00 PAYABLE TO DUGGER, CANADAY, GRAFE & WOELFEL IN CONNECTION WITH THE BLANCO ROAD AT JACKSON-KELLER INTERSECTION METROPOLITAN PLANNING ORGANIZATION PROJECT, FOR A TOTAL SUM OF \$1,030.00; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 86889

APPROPRIATING THE SUM OF \$7,000.00 PAYABLE TO GERRY RICKHOFF, COUNTY CLERK, FOR THE DEFENDANTS IN CONDEMNATION CAUSE NO. 97-ED-0026, CITY OF SAN ANTONIO VS. WILLIAM T. O'BRIEN, AS TRUSTEE OF THE ETALKA O'BRIEN INTERVIVOS TRUST, ET. AL. FOR FEE SIMPLE TITLE TO ONE PARCEL, AND THE SUM OF \$1,171.00 FOR COURT COSTS FOR A TOTAL SUM OF \$8,171.00 IN CONNECTION WITH THE NACOGDOCHES ROAD - BROADWAY TO NEW BRAUNFELS METROPOLITAN PLANING ORGANIZATION PROJECT, LOCATED IN COUNCIL DISTRICT 9.

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AN ORDINANCE 86890

AUTHORIZING THE ACQUISITION OF TITLE TO ONE PARCEL AND AUTHORIZING THE EXPENDITURE OF \$200.00 IN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR SUCH ACQUISITION IN CONNECTION WITH THE ORR/SUZETTE/WINKLE COMMUNITY

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DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 86891

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF A TEMPORARY EASEMENT ADJOINING AND SOUTH OF PARCEL 11646, A FEE SIMPLE 0.091 ACRE PARCEL OUT OF THE EAST 75 FEET AND SOUTH 390 FEET OUT OF ACREAGE BLOCK 54, N.C.B. 7525, PASADENA HEIGHTS, SAN ANTONIO, BEXAR COUNTY, TEXAS FOR A PUBLIC PURPOSE, NAMELY THE CONSTRUCTION OF THE HI-LIONS DRAINAGE PROJECT #80, LOCATED IN COUNCIL DISTRICTS 2 & 3; AND AUTHORIZING THE CITY ATTORNEY TO FILE EMINENT DOMAIN PROCEEDINGS.

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AN ORDINANCE 86892

AMENDING ORDINANCE NO. 83342, PASSED AND APPROVED DECEMBER 21, 1995, BY ADDING PART OF ACREAGE BLOCK 62, NEW CITY BLOCK 7525 TO THE CAPTION FOR PARCEL 11663, LOCATED SOUTH OF RIGSBY AVENUE AND THE EAST OF ELGIN STREET IN BLOCK 6, NEW CITY BLOCK 7525 IN THE HI-LIONS DRAINAGE PROJECT #80.

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AN ORDINANCE 86893

AUTHORIZING THE ACCEPTANCE OF A ONE-YEAR GRANT IN THE AMOUNT OF \$17,532.00 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) UNDER THE DEPARTMENT OF COMMUNITY INITIATIVES, COMMUNITY ACTION DIVISION, FAIR HOUSING PROGRAM; AUTHORIZING THE ACCEPTANCE OF SAID GRANT; AUTHORIZING THE EXECUTION OF A GRANT ACCEPTANCE CONTRACT; ESTABLISHING A FUND; AND APPROVING A BUDGET AND A PERSONNEL COMPLEMENT.

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AN ORDINANCE 86894

RATIFYING THE EXECUTION OF A CONTRACT WITH THE TEXAS DEPARTMENT OF HEALTH (TDH), BUREAU OF VITAL STATISTICS FOR ON-LINE COMPUTER ACCESS TO VITAL (BIRTH AND DEATH) RECORDS; AND APPROVING PAYMENTS TO THE CONTRACTOR FOR THE RECORDS PROVIDED.

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AN ORDINANCE 86895

AUTHORIZING THE ACCEPTANCE OF A \$306,915.00 CASH GRANT AWARD FROM THE TEXAS COMMISSION ON ALCOHOL AND DRUG ABUSE (TCADA) TO CONTINUE FUNDING THE MATERNAL RESIDENTIAL TREATMENT PROJECT IN THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) FOR THE PERIOD SEPTEMBER 30, 1997 THROUGH SEPTEMBER 29, 1998; ESTABLISHING A FUND; ADOPTING A BUDGET; AUTHORIZING PERSONNEL POSITIONS; AND AUTHORIZING SUB-CONTRACTS UNDER THIS AWARD.

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AN ORDINANCE 86896

RATIFYING THE SUBMISSION OF A GRANT APPLICATION BY THE CITY ATTORNEY'S OFFICE TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION (CJD) FOR FUNDS IN THE AMOUNT OF \$170,343.00 AVAILABLE UNDER THE VIOLENCE AGAINST WOMEN ACT FOR THE EARLY INTERVENTION FOR WOMEN LIVING IN DOMESTIC VIOLENCE PROGRAM FOR THE PERIOD DECEMBER 1, 1997 THROUGH NOVEMBER 30, 1998.

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AN ORDINANCE 86897

AUTHORIZING THE AVIATION DEPARTMENT TO EXECUTE CONTRACTS WITH THE METRO NETWORKS TO PROVIDE THANKSGIVING AND CHRISTMAS 1997 HOLIDAY RADIO BULLETINS REGARDING PARKING AT SAN ANTONIO INTERNATIONAL AIRPORT AND TO PAY A TOTAL AMOUNT NOT TO EXCEED \$12,000.00.

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AN ORDINANCE 86898

APPOINTING MARGARET JEAN ROBINSON (DISTRICT 2) TO THE HIGHER EDUCATION AUTHORITY FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 15, 1999.

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AN ORDINANCE 86899

REAPPOINTING BEN BREWER (DISTRICT 9) TO THE HISTORIC AND DESIGN REVIEW COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON OCTOBER 31, 1998.

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AN ORDINANCE 868900

APPOINTING SUZANNE MARTINEZ (DISTRICT 1) TO THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 15, 1999.

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AN ORDINANCE 86901

APPOINTING DONNA BALIN (DISTRICT 6) TO THE OPEN SPACE ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON AUGUST 29, 1998.

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AN ORDINANCE 86902

APPOINTING PAUL M. GONZALEZ (DISTRICT 1) TO THE SAN ANTONIO COMMISSION ON LITERACY FOR A TERM OF OFFICE TO EXPIRE ON SEPTEMBER 15, 1999.

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AN ORDINANCE 86903

APPOINTING JANE VELASQUEZ (DISTRICT 7) TO THE SAN ANTONIO PUBLIC LIBRARY BOARD OF TRUSTEES FOR A TERM OF OFFICE TO EXPIRE ON SEPTEMBER 30, 1998.

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97-45 Agenda Item 7, being a proposed ordinance ratifying the contract of Industrial Construction Company to provide the City of San Antonio Parks & Recreation Department with safety improvements at Friedrich Park for a total of \$23,081.16, was earlier removed for consideration by the City Manager.
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Mr. Webster made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

In response to a question from Mr. Prado, Mr. Frank Stromboe, Jr., Executive Director of Administrative Services, explained the procedure used in the bidding process.

Orlando Dominguez, Senior Buyer, outlined the specifications and criteria used to determine the recommended bidder, including consideration of "previous history."

Mr. Prado then stated his concern over the fact that these contracts are given to out of city contractors.

Mayor Peak agreed with Mr. Prado but noted that state law prevails in such cases.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Prado, Vásquez, Menendez, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Guerrero, Garza.

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97-45 The Clerk read the following Ordinance:

AN ORDINANCE 86906

AUTHORIZING AN ADDITIONAL \$218,770.00 PAYABLE TO CHESNEY MORALES & ASSOCIATES, INC. FOR PROFESSIONAL ENGINEERING AND DESIGN SERVICES IN CONNECTION WITH THE RENOVATION OF THE PUBLIC SAFETY COMMUNICATIONS CENTER AT POLICE HEADQUARTERS, LOCATED IN COUNCIL DISTRICT 1; AUTHORIZING \$5,000.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING \$21,500.00 FOR MISCELLANEOUS ARCHITECTURAL/ENGINEERING EXPENSES; AND PROVIDING FOR PAYMENT.(AMENDS ORDINANCE NO. 86398 DATED AUGUST 14, 1997)

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

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The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, expressed concern over the 911 emergency number issue and he offered a suggestion on how to improve the system, including use of a new non-emergency number.

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Police Chief Al A. Philipuss stated that during a conference in Florida, the issue of a non-emergency number was discussed, but something like that would take three to five years to implement.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Prado, Vásquez, Menendez, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Guerrero, Garza.

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97-45 The Clerk read the following Ordinance:

AN ORDINANCE 86907

AMENDING THE PROFESSIONAL SERVICES CONTRACT WITH LAKE/FLATO ARCHITECTS SO AS TO INCREASE THE SCOPE OF WORK; AUTHORIZING A DESIGN CONTINGENCY; AUTHORIZING PREVIOUSLY PERFORMED WORK; AND APPROPRIATING FUNDS IN THE AMOUNT OF \$115,000.00 FOR THE INCREASED SCOPE OF WORK AND DESIGN CONTINGENCY ASSOCIATED WITH THE INTERNATIONAL CENTER PROJECT. (AMENDS ORDINANCE NO. 83661 FEBRUARY 22, 1996)

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

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, expressed his appreciation for an International Center, but stated the need for City Hall to be transferred into a larger structure as to hold all City offices in one place. He also asked for information on rental rates in the International Center.

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Ms. Jelynn Burley responded to a question on rent issues. In response to a question from Mr. Webster, she gave an update on the budget process and explained that the project remains on target and doesn't anticipate having to go into the contingency funds.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Vásquez, Menendez, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Guerrero, Prado, Garza.

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97-45 The Clerk read the following Ordinance:

AN ORDINANCE 86908

RATIFYING SERVICES AND APPROVING FIELD ALTERATION NO. 14 IN THE AMOUNT OF \$97,955.00 PAYABLE TO STODDARD CONSTRUCTION COMPANY IN CONNECTION WITH THE RENOVATION PHASE OF THE INTERNATIONAL CENTER PROJECT.(AMENDS ORDINANCE NO. 85225 DATED NOV. 26, 1996)

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Prado, Vásquez, Menendez, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Guerrero, Garza.

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Mr. Salas 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:** Flores, Salas, Prado, Vásquez, Menendez, Bannwolf, Peak; **NAYS:** None; **ABSTAIN:** Marbut; **ABSENT:** Guerrero, Garza, Webster.

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97-45 The Clerk read the following Ordinance:

AN ORDINANCE 86912

APPOINTING VICKI MAYER (DISTRICT 9) AND REAPPOINTING TOM STAUBITZ (DISTRICT 10) TO THE CABLE TELEVISION ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 31, 1999.

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Mr. Bannwolf 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, expressed his concern over the current method of board appointments, stating that applicants should be advertised with a photograph of themselves.

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In response to Mr. Hodge, Mr. Bannwolf explained that every application is an open record, which is available for public view in the City Clerk's Office.

Mr. Flores explained the complexities of the coordination of board appointments and the time-consuming problem of taking and publicizing board applicants' photographs.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Prado, Vásquez, Menendez, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Guerrero, Garza, Webster.

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97-45 Agenda Item 36e, being a proposed ordinance reappointing Maxine Salais (District 1) to the Keep San Antonio/Bexar County Beautiful, Inc., for a term of office to expire on December 22, 1999, was earlier removed from consideration by the City Manager.

97-45 The Clerk read the following Ordinance:

AN ORDINANCE 86913

AUTHORIZING THE TEMPORARY CLOSURE OF CROCKETT STREET BETWEEN NAVARRO AND PRESA STREETS FROM 6:00 A.M. UNTIL 6:00 P.M., FRIDAY, NOVEMBER 14, 1997 FOR THE TEXAS RECYCLE DAY FAIR, SPONSORED BY THE HARD ROCK CAFÉ; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE OF EIGHT (8) AFFIRMATIVE VOTES.

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Mr. Flores 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:** Flores, Salas, Prado, Vásquez, Menendez, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Guerrero, Garza, Webster.

97-45 The Clerk read the following Ordinance:

AN ORDINANCE 86914

RENAMING A ONE BLOCK PORTION OF SIOUX STREET BETWEEN PALO ALTO RD AND BARLITE BLVD. TO "BOBCAT LANE"; AS REQUESTED BY COUNCILMAN RAUL PRADO OF DISTRICT 4 AND THE SOUTH SAN ANTONIO INDEPENDENT SCHOOL DISTRICT.

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Mr. Prado 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:** Flores, Salas, Prado, Vásquez, Menendez, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Guerrero, Garza, Webster.

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97-45 Agenda Item 39, being a proposed ordinance renaming a one-block portion of Frank Drive, extending from the access road of I-H 10 to Vance Jackson, to “Beckwith Blvd.” in honor of Mr. Jack Beckwith, as requested by Cynthia Schluter, Vice President of Beckwith Electronic Engineering Co., was earlier removed from consideration by the City Manager.

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97-45 The Clerk read the following Ordinance:

AN ORDINANCE 86915

RECODIFYING CHAPTER 14, SECTIONS 14-61(G), 14-66, AND 14-67, AMENDING SECTIONS 14-61(F), 14-62, 14-64, 14-65, AND THE RECODIFIED 14-66(B) THROUGH 14-67, AND ADDING NEW SECTIONS 14-66(B) THROUGH 14-66(C) OF THE CITY CODE, THUS AMENDING ORDINANCE NO. 74249, PASSED SEPTEMBER 5, 1991; ADOPTING NEW REGULATIONS CONTAINED THEREIN AUTHORIZING UPDATED NOTICE, HEARING, APPELLATE, AND LIEN PROCEDURES FOR CODE VIOLATIONS AND ABATEMENT REGARDING TALL GRASS, WEEDS, AND TRASH ON PROPERTIES; INCREASING THE CITY’S ADMINISTRATION ABATEMENT FEE FROM \$100.00 TO \$125.00; ENACTING AN APPELLATE FILING FEE OF \$50.00; AUTHORIZING ABATEMENT OF SIMILAR VIOLATIONS WITHOUT NOTICE WITHIN A ONE-YEAR PERIOD; AUTHORIZING SUMMARY ABATEMENT OF WEEDS TALLER THAN FORTY-EIGHT (48) INCHES WHICH CONSTITUTE AN IMMEDIATE DANGER TO THE HEALTH, LIFE OR SAFETY OF THE CITIZENS OF SAN ANTONIO; AND ENACTING PROCEDURES FOR PROCESSING APPEALS PENDING AT THE TIME OF THESE AMENDMENTS.

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

Mr. Martin Rodriguez, Director of Code Compliance, explained the proposed Ordinance, narrating a video presentation, a copy of which is made a part of the papers of this meeting. He spoke to the 10,400 overgrown vacant lots in the City, the statistics of such nuisances, and the laws involved, to be strengthened by this ordinance.

Mr. Prado spoke to the benefits of the proposal and expressed his pleasure in sponsoring the Ordinance. He also thanked all staff who were involved in the coordination of the proposal. He spoke to the benefits of the plan and how it will affect residential property and large tracts of land.

Mr. Rodriguez responded to questions concerning abatement.

Mr. Peak noted the benefits the Ordinance will have on all districts and encouraged staff to use this as an example to better deal with these issues.

In response to Mr. Vásquez, Mr. Rodriguez explained that the Ordinance will expedite the cleaning and security of dangerous structures. He also noted that there are 2,000 cases backlogged for demolition, and addressed how dangerous structures are abated on an emergency basis.

Mr. Vásquez spoke to his desire to expedite demolition of unsafe structures.

Mr. Salas mentioned that he has received many complaints about Schaeffer Homes from the residents in Wheatley Heights, and questioned the enforcement of the Ordinance and how the new ordinance will affect the situation.

Mr. Rodriguez responded to Mr. Salas' question by stating that the builder will be notified of the changes made.

Mr. Frank Garza, Acting City Attorney, stated that more enforcement is needed to classify cases as "red flag" emergency cases.

Mr. Menendez requested speedy approval of the proposed Ordinance.

In response to a question by Mr. Flores, Mr. Rodriguez explained the notification procedures for property owners in non-compliance of the Ordinance provisions.

Mr. Salas requested that the complaints made in the Wheatley Heights area be checked out and he thanked Mr. Prado for supporting the proposed Ordinance.

In response to Mr. Peak, Mr. Rodriguez stated that after sixty days the City's own expenses would be recovered.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, stated that before the City imposes this Ordinance on private lots they should clean up their own. He also asked if the Ordinance applies to City owned property and property owned by the railroads.

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Mr. Rodriguez responded to Mr. Salas, noting that City owned properties are covered in the contract and must comply with the same regulations as privately owned property.

Mr. Frank Garza, Acting City Attorney, explained that railroads would be given the same notice as all others, and would be billed by the City.

Mr. John German responded to questions concerning street blockages by trains.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Prado, Vásquez, Menendez, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Guerrero, Garza.

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97-45 The Clerk read the following Ordinance:

AN ORDINANCE 86916

ACCEPTING THE LOW, QUALIFIED BID OF KGME, INC. IN THE AMOUNT OF \$2,976,032.41 IN CONNECTION WITH THE FREDERICKSBURG ROAD PHASE II: SANDOVAL TO WOODLAWN PROJECT, LOCATED IN COUNCIL DISTRICT 1; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$193,467.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$610.30 FOR ADVERTISING

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EXPENSES; AUTHORIZING \$95,000.00 PAYABLE TO SLAY ENGINEERING CO., INC. FOR ADDITIONAL ENGINEERING EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT. (MBE)

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

Mr. John German, Public Works Director, explained the proposed Ordinance by narrating a video presentation, a copy of which is made a part of the papers of this meeting.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Guerrero, Prado, Menendez, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Salas, Vásquez, Garza.

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97-45 Agenda Item 42, being a proposed ordinance authorizing the expenditure of funds from various Contingency Account Funds to be used to defray the cost of the San Antonio Police Department support and street barricades in connection with the 4th Annual HomeRun for Habitat For Humanity, which will be held on November 29, 1997, as requested by Mayor Howard W. Peak, was earlier removed from consideration by the City Manager.

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97-45 The Clerk read the following Ordinance:

AN ORDINANCE 86917

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 7 CONTINGENCY ACCOUNT FUND TO COUNCILMAN ED GARZA IN THE TOTAL AMOUNT OF \$600.00 FOR AN ADMINISTRATIVE SERVICES CONTRACT WITH PHILIP ADAM CORTEZ (\$300.00 PER MONTH) FROM NOVEMBER 1, 1997 THROUGH DECEMBER 31, 1997; AS REQUESTED BY COUNCILMAN ED GARZA.

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

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After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Prado, Vásquez, Menendez, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Salas, Guerrero, Garza.

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97-45 The Clerk read the following Ordinance:

AN ORDINANCE 86918

AUTHORIZING THE TEMPORARY CLOSURE OF CAMINO SANTA MARIA BETWEEN WESTMINSTER TO CULEBRA ROAD FROM 6:00 A.M. UNTIL 12:00 MIDNIGHT, SUNDAY, NOVEMBER 9, 1997 IN CONNECTION WITH THE CAMINO SANTA MARIA STREET FESTIVAL; AUTHORIZING THE WAIVER OF THE \$90.00 STREET CLOSURE FEE; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE OF EIGHT (8) AFFIRMATIVE VOTES; AS REQUESTED BY COUNCILMAN ED GARZA.

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Mr. Prado 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:** Flores, Salas, Prado, Menendez, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Guerrero, Vásquez, Garza.

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97-45 **TRAVEL AUTHORIZATION - Granted:**

For Mayor Howard W. Peak to travel to Long Beach, California for a meeting with officials from The Boeing Company regarding Kelly Air Force Base in from November 11-12, 1997.

Mr. Flores made a motion to approve the Travel Authorization. Mr. Prado seconded the motion.

After consideration, the motion, carrying with it the passage of the Travel Authorization, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

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**PUBLIC HEARING AND CONSIDERATION OF REGULATING
TRANSITIONAL HOMES: SALVATION ARMY**

Mr. Peak declared the Public Hearing to be open

Mr. Emil Moncivais, Director of Planning, narrated a video presentation, a copy of which is made a part of the papers of this meeting, explaining the details of the proposed Ordinance and its reasons.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke to a background of the proposed Ordinance and his opposition to it. He stated his feeling that it will only hurt people. He spoke to the Salvation Army facility on Nolan Street and its proximity to a nearby school, and stated his belief that this area already is crime-ridden. He spoke to the need for someone to mediate this situation involving a number of agencies and entities.

(At this time Mr. Peak was obliged to leave the meeting, Mr. Flores presided in the temporary absence of Mayor Pro Tem Guerrero.)

Mr. David Arevalo, representing ROSE organization, spoke to a brief history of halfway houses on the east side, and neighborhood opposition to them. He noted that the Salvation Army is in the business of helping people and should not be in the parolee halfway house business. He stated his contention that this area will never have economic development so long a parolee halfway house is located there. He then addressed the number of police calls to the Salvation Army facility.

Dr. Klou R. Kitchem, representing the Salvation Army, noted that his agency always provides services to the people, according to their needs, and expressed his belief that the proposed ordinance would seriously handicap the group's assistance to parolees. He spoke to the need to find a way to get people off the streets and into proper facilities.

Mr. John Churchill, Salvation Army Executive Director of Social Services, San Antonio, noted that many organizations help people, including parolees, and stated his contention that the proposed ordinance will make help to parolees impossible.

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

Mr. Churchill noted that parolees are free persons, free to move about the community, and expressed his belief that the proposed ordinance is an over-reaction. He noted that most parolees are non-violent, and urged members of City Council to visit the facility in question.

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

City Clerk Norma S. Rodriguez then read the following Ordinance:

AN ORDINANCE 86919

AMENDING THE CITY CODE CHAPTER 35, ENTITLED "UNIFIED DEVELOPMENT CODE," TO REQUIRE A MINIMAL DISTANCE OF 1,500 FEET OR MORE FROM A PUBLIC/PRIVATE ELEMENTARY, MIDDLE OR HIGH SCHOOL, A PUBLIC/PRIVATE CHILDREN'S DAY CARE FACILITY REQUIRING A CERTIFICATE OF OCCUPANCY, AND/OR A PUBLIC PARK; ADDING SECTION 35-1041 ENTITLED "TRANSITIONAL HOME" AND "PAROLEE" (CITY CODE SECTION 35-1041), ADDING "TRANSITIONAL HOME" AS A PERMITTED USE IN "B-3", "B-4" AND "I-1" AND "I-2" ZONING DISTRICTS WITH CITY COUNCIL APPROVAL (CITY CODE SECTION 35-3262); MAKING VIOLATION OF ANY PROVISION OF THIS ORDINANCE A CLASS C MISDEMEANOR; AND PROVIDING THAT ANY VIOLATION SHALL BE PUNISHABLE BY A FINE NOT TO EXCEED \$2,000.00 PER INCIDENT.

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

Mr. Salas, stated that he is the Councilman in which district the facility is located and noted that the proposed ordinance will not 'close down' the Salvation Army's functions in this area. He spoke to the need to have residence facilities for parolees, but noted that this should not be near other facilities like schools or daycare centers or a private school, such as this case, is which it involves a school dealing with at-risk teenage girls. He spoke to instances of parolee violence and police calls made to this area in recent months,

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indicating to him that the area already is crime-ridden and a bad environment for parolees. He asked the Police Department for a breakdown of calls made to the Salvation Army facility at 226 Nolan Street.

In response, Police Chief Al Philipus noted that 136 out of 179 calls to this area over a certain period of time were made to that address.

Mr. Webster noted that the proposed Ordinance was designed to make a safe environment for a segment of the community, and he spoke in its support.

Mr. Flores also spoke in support for the proposed Ordinance, noting that the problem is that a parolee facility is located too near a school, He spoke to the need to find an area more conducive to a parolee halfway house.

Mr. Vásquez then made an amendment the proposed Ordinance be amended to direct that the public-notice provision apply to all zoning classifications. Mr. Prado seconded the motion.

Mr. Bannwolf and Mr. Prado then spoke in support for the proposed Ordinance and its amendment.

In response to a question by Mayor Peak, Assistant City Attorney Steven Arronge stated his belief that the ordinance amendment could be applied.

Mayor Peak then spoke in support for the proposed ordinance and the amendment noting that many areas of the city are available for such facilities.

After consideration, the motion to amend the proposed ordinance to direct that the public-notice provision apply to all zoning classification, prevailed by the following vote: **AYES:** Salas, Prado, Vásquez, Menendez, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Guerrero, Garza.

After consideration, the main motion, as amended, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Prado, Vásquez, Menendez, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Guerrero, Garza.

Mr. Salas thanked Dr. Dolores Lott, former City Councilwoman, for initiating the original ordinance in this matter.

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PUBLIC HEARING AND CONSIDERATION OF:
BARBER/BEAUTY SHOP PARKING ORDINANCE

Mayor Peak declared the Public Hearing to be open.

Mr. Emil Moncivais, Director of Planning, explained the proposed Ordinance, narrating a brief video presentation, a copy of which is made a part of the papers of this meeting.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, questioned the need for the proposed Ordinance, stating his belief that it imposes on people's rights.

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(At this point, Mayor Peak was obliged to leave the meeting. Mr. Webster presided in the absence of Mayor Pro Tem Guerrero.)

In response to Mr. Webster, Mr. Martin Rodriguez, Director of Code Compliance, explained that non-compliance of this Ordinance would be handled just like any other complaint.

Mr. Habib Erkan, Assistant City Attorney, responded to a question by Mr. Bannwolf by explaining that the difference between a barber shop and a beauty salon is defined by the type of license the individual possesses.

There being no further citizens signed to speak, Mr. Webster declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 86920

AMENDING SECTION 35-3044(C), SECTION 35-3310(I)(2) OF THE UNIFIED DEVELOPMENT CODE IN ORDER TO AUTHORIZE THE BOARD OF ADJUSTMENT TO PERMIT BARBER SHOPS TO OPERATE IN RESIDENTIAL DISTRICTS AS A SPECIAL EXCEPTION TO THE TERMS OF ARTICLE III OF THE UNIFIED DEVELOPMENT CODE.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Prado, Vásquez, Menendez, Marbut, Bannwolf, Webster; **NAYS:** None; **ABSENT:** Flores, Salas, Guerrero, Garza, Peak.

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97-45 At 3:20 P.M. the Council recessed to reconvene at 5:00 P.M. for Citizens to be Heard.

CITIZENS TO BE HEARD

MR. FARIS HODGE, JR.

Mr. Hodge, 140 Dora St., reiterated earlier comments asking that photographs of prospective board/commission members be telecast. He spoke to his concerns with certain street lights; the need for more Code compliance officers; crime at the Nolan St. park next to the Salvation Army facilities; his desire that all construction be banned from above the Edwards Aquifer Recharge Zone; and asked the Council to cancel annexations of quarries.

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MS. ROSE HILL

Mr. Hill, representing Parents on Watch, provided Council with a handout of materials and spoke to the traffic safety issue at Highland Hills Elementary School. She also spoke to the need for four-way stop signs at the intersection of Dollarhide and Glamis, and the implementation of certain one-way streets near the school.

Mr. Webster stated that he would notify Councilwoman Guerrero of Ms. Hill's concerns, noting that City Council has a high priority on safety of schoolchildren.

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MS. MARY JANE ALVARADO

Ms. Alvarado, 120 Camargo, continued with comments begun at the Council meeting of October 23, 1997, and presented certain exhibits relative to her concerns with Code Compliance efforts at a business located behind her home, and alleged outside commercial work and storage of materials. She noted that some 14 cases have been filed in Municipal Court against the individual concerned, with four fines resulting.

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MR. NAZARITE RUBEN FLORES PEREZ

Mr. Perez, 627 Hearne Ave., spoke to his contention that 'life is like a bullfrog'; spoke to the new ethics study underway; and asked that the Citizens To Be Heard segment of Council meetings be telecast.

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MR. MICHAEL IDROGO

Mr. Idrogo, 317 West Rosewood, spoke to a brief history of passenger train service in San Antonio, and spoke to the main Sunset Depot now being the only active rail-service station in service in the city. He asked that sunset Depot remain in active service as a train depot.

Mr. Flores noted that Amtrak will continue to board and disembark passengers at Sunset Depot, and stated his belief that statistics show that only 80-100 passengers use passenger-train service to and from San Antonio each week.

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97-45 There being no further business to come before the Council, the meeting was adjourned at 5:31 PM.

A P P R O V E D



HOWARD W. PEAK
M A Y O R

Attest:



NORMA S. RODRIGUEZ, CMC/AAE
City Clerk