

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL ON
THURSDAY, OCTOBER 18, 1990.

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The meeting was called to order by the Presiding Officer, Mayor Lila Cockrell, with the following members present: BERRIOZABAL, DUTMER, WING, MARTINEZ, THOMPSON, VERA, WOLFF, LABATT, HASSLOCHER, COCKRELL. Absent: Webb.

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90-47 The minutes of the Regular City Council Meeting held on September 13, 1990 and the Special Meeting of September 15, 1990 were approved.

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90-47 CITY EMPLOYEES CREDIT UNION CLOCK

Mayor Cockrell introduced Ms. Rosalie Manzano, President of the City of San Antonio Employees Federal Credit Union.

Ms. Manzano introduced Mr. Dan Garcia, Chief Financial Officer of the Credit Union, and Mr. George Whitfield, member of the Board of Directors. She then spoke of the credit union's 50th Anniversary, and presented to the City of San Antonio a wall-clock for use in the City Council Chambers.

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90-47 DIABETES AWARENESS WEEK

Mayor Cockrell introduced Ms. Carolyn Eagle and Mr. Jose Rendon, YMCA representatives, then read and presented to Mr. Rendon a Proclamation designating "Diabetes Awareness Week" in San Antonio.

Mr. Rendon, joined by Mr. George Vaughn of Health Check, accepted the Proclamation and spoke to the importance of testing for diabetes, noting that 15 per cent of those who were tested by the YMCA last year were found to have a high blood-sugar content.

90-47

SWEARING-IN OF MAYOR PRO TEM MARTINEZ

City Clerk Norma S. Rodriguez administered the Oath of Office to incoming Mayor Pro Tem Martinez, who assumes that office on October 26, 1990, and congratulated him.

90-47 CONSENT AGENDA

Mr. Hasslocher made a motion to approve Agenda Items 11 through 39, constituting the Consent Agenda. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 72,476

ACCEPTING THE PROPOSAL OF BYERS ENGINEERING COMPANY TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH PLOTTER SOFTWARE FOR A TOTAL OF \$11,800.00.

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AN ORDINANCE 72,477

ACCEPTING THE PROPOSAL OF CUMMINS SOUTHERN PLAINS, INC. FOR EMERGENCY POWER SYSTEM MAINTENANCE FOR THE INFORMATION RESOURCES DEPARTMENT FOR A TOTAL OF APPROXIMATELY \$5,560.00.

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AN ORDINANCE 72,478

ACCEPTING THE BID OF CARIBBEAN CLEAR TO FURNISH THE CITY OF SAN ANTONIO PARKS AND RECREATION DEPARTMENT WITH AN AUTOMATED WATER PURIFICATION SYSTEM AT HEMISFAIR PARK FOR A TOTAL OF \$37,800.00.

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AN ORDINANCE 72,479

ACCEPTING THE LOW BID OF WITTIG'S OFFICE INTERIORS TO FURNISH THE CITY OF SAN ANTONIO WITH DESK AND

WALL CALENDARS FOR A TOTAL OF \$5,825.16.

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AN ORDINANCE 72,480

ACCEPTING THE PROPOSAL OF FORD MOTOR COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH A 1991 OFFICIAL CITY AUTOMOBILE ON A LEASE BASIS FOR A TOTAL OF \$5,450.00.

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AN ORDINANCE 72,481

ACCEPTING THE EIGHT LOW QUALIFIED BIDS OF VARIOUS VENDORS TO FURNISH THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES ON AN ANNUAL CONTRACT BASIS.

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AN ORDINANCE 72,482

AUTHORIZING PAYMENT OF AN ADDITIONAL \$14,372.15 TO RONNFELDT/ARANDA JOINT VENTURE FOR ENGINEERING SERVICES IN CONNECTION WITH THE 34TH STREET FROM CULEBRA TO W. COMMERCE STREET PROJECT; RATIFYING WORK; AND APPROPRIATING FUNDS.

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AN ORDINANCE 72,483

APPROPRIATING AN ADDITIONAL \$5,000.62 PAYABLE TO CARLOS W. COON, JR., FOR ARCHITECTURAL SERVICES IN CONNECTION WITH THE FIRE STATIONS (32) REMODELING AND REHABILITATION PROJECT; RATIFYING WORK; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 72,484

ACCEPTING A PROPOSAL FROM PROFESSIONAL SERVICES INDUSTRIES, INC., IN THE AMOUNT OF \$238,070.00 TO PROVIDE QUARTERLY GROUNDWATER MONITORING SERVICES AND CONTAMINATION ASSESSMENT FOLLOWING UNDERGROUND FUEL STORAGE TANK REMOVAL AT CITY-OWNED FACILITIES IN CONNECTION WITH THE UNDERGROUND FUEL

STORAGE FACILITIES PROJECT; AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 72,485

ACCEPTING A PROPOSAL FROM PROFESSIONAL SERVICE INDUSTRIES, INC., IN THE AMOUNT OF \$21,730.00, TO PROVIDE ASBESTOS ABATEMENT SERVICES IN CONNECTION WITH THE TERMINAL IMPROVEMENTS - 1990 PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 72,486

RATIFYING AND AUTHORIZING PAYMENT OF \$10,035 FOR EMERGENCY REPAIR OF THE WESTINGHOUSE PROGRAMMABLE CONTROL COMPONENTS AT THE DOS RIOS TREATMENT PLANT.

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AN ORDINANCE 72,487

APPROVING A 25 YEAR LICENSE AGREEMENT FOR A FEE OF \$500.00 BETWEEN THE CITY OF SAN ANTONIO AND SANTA ROSA HEALTH CARE CORPORATION TO ENCROACH ON CITY RIGHT-OF-WAY, SPECIFICALLY ACROSS NORTH SAN SABA STREET FROM THE CENTURY II BUILDING AT 519 WEST HOUSTON STREET TO 315 NORTH SAN SABA STREET TO INSTALL A THREE (3) DUCT SYSTEM WHICH WILL HOUSE INTERNAL VOICE AND DATA COMMUNICATIONS SYSTEM CABLING.

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AN ORDINANCE 72,488

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$11,130.00 OUT OF GENERAL OBLIGATION BONDS FOR ACQUIRING TITLE TO A PARCEL IN CONNECTION WITH THE PACIFIC DRAINAGE PROJECT #66, PHASE II-B; ACQUIRING TITLE TO A PARCEL IN CONNECTION WITH THE BABCOCK ROAD - FREDERICKSBURG ROAD TO ST. CLOUD PROJECT; ACQUIRING TITLE TO A PARCEL AND ACQUIRING A TEMPORARY EASEMENT IN

CONNECTION WITH THE STOCKYARD/PRODUCE MARKET AREA STREET & DRAINAGE IMPROVEMENTS PROJECT; AND ACCEPTING AN AGREEMENT WITH THE SOUTHERN PACIFIC TRANSPORTATION COMPANY IN CONNECTION WITH THE LA CHAPELLE STREET RECONSTRUCTION PROJECT - NOGALITOS TO S. FLORES AND AUTHORIZING THE CITY MANAGER OR THE ASSISTANT CITY MANAGER TO EXECUTE SAME.

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AN ORDINANCE 72,489

APPROVING THE PRICE, TERMS AND CONDITIONS SALE BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF A CERTAIN SINGLE-FAMILY RESIDENTIAL LOT LOCATED WITHIN THE GRANDVIEW EAST SELECT HOUSING TARGET AREA (SHTA) #26 COMMUNITY DEVELOPMENT PROJECT.

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AN ORDINANCE 72,490

AUTHORIZING THE EXECUTION OF A FIFTEEN YEAR LEASE AGREEMENT WITH AIRBORNE FREIGHT CORPORATION FOR SPACE IN THE WETMORE ROAD AIR CARGO BUILDING AT SAN ANTONIO INTERNATIONAL AIRPORT AT AN ANNUAL RENTAL OF \$143,378.95 FOR 23,699 SQUARE FEET OF CARGO BUILDING SPACE, \$62,458.80 FOR 83,950 SQUARE FEET OF RAMP SPACE AND AT SUCH ANNUAL RENTAL FOR 8,699 SQUARE FEET OF TENANT OFFICE SPACE AS SHALL RECOMPENSE THE CITY OF SAN ANTONIO FOR COSTS OF TENANT OFFICE SPACE IMPROVEMENTS.

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AN ORDINANCE 72,491

AUTHORIZING THE EXECUTION OF A LEASE WITH EMERY AIR FREIGHT CORPORATION FOR BAYS 5, 6 AND 7 IN THE AIR CARGO BUILDING AT SAN ANTONIO INTERNATIONAL AIRPORT AT A MONTHLY RENTAL OF \$2,904.00 AND FOR A TERM NOT TO EXTEND BEYOND OCTOBER 31, 1991.

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AN ORDINANCE 72,492

AUTHORIZING THE ASSIGNMENT OF A LEASE FOR GROUND SPACE AT THE SAN ANTONIO INTERNATIONAL AIRPORT FROM LOMA ENTERPRISES, INC. TO CENTRIMEX INC. AND THE

CANCELLATION OF SAID LEASE EFFECTIVE ON THE DATE THAT A NEW LEASE WITH CENTRIMEX, INC. FOR PREMISES AT A DIFFERENT LOCATION AT THE AIRPORT SHALL COMMENCE.

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AN ORDINANCE 72,493

AUTHORIZING THE EXECUTION OF AN AMENDMENT OF LEASE WHICH ADDS 108,651 SQUARE FEET OF GROUND SPACE AT A MONTHLY RENTAL OF \$.1557 PER SQUARE FOOT TO PREMISES LEASED BY THE DEE HOWARD CO. AT SAN ANTONIO INTERNATIONAL AIRPORT AND AUTHORIZING A SUBLEASE OF SUCH 108,651 SQUARE FEET OF GROUND SPACE FOR A TERM NOT TO EXCEED SIX MONTHS TO CENTRIMEX, INC.

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AN ORDINANCE 72,494

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH CENTRIMEX, INC. D/B/A DOLLAR RENT A CAR OF SAN ANTONIO FOR LEASE OF 113,256 SQUARE FEET OF GROUND SPACE AT SAN ANTONIO INTERNATIONAL AIRPORT AT AN ANNUAL RENTAL OF \$46,434.96 FOR USE AS AN ADMINISTRATIVE AND AUTO SERVICE CENTER.

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AN ORDINANCE 72,495

AMENDING ORDINANCE NO. 71809, PASSED ON JUNE 28, 1990 BY AUTHORIZING AN ADJUSTMENT AND REALLOCATION OF THE JOB TRAINING PARTNERSHIP ACT (JTPA) TITLE III ECONOMIC DISLOCATION AND WORKER ADJUSTMENT ASSISTANCE ACT (EDWAAA) PROGRAM 60% FORMULA ALLOCATION TO APPROVED CATEGORIES AND SERVICE PROVIDERS FOR THE 1990-91 PROGRAM YEAR, AS APPROVED BY THE ALAMO PRIVATE INDUSTRY COUNCIL (PIC).

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AN ORDINANCE 72,496

AMENDING ORDINANCE NO. 72034, PASSED ON AUGUST 2, 1990 BY ALLOCATING \$12,730 IN JOB TRAINING PARTNERSHIP ACT (JTPA) TITLE IIA 123 FUNDS TO BEXAR COUNTY DETENTION CENTER TO PROVIDE ADULT BASIC

EDUCATION, ESL AND GED CLASSES FOR INMATES, AS APPROVED BY THE ALAMO PRIVATE INDUSTRY COUNCIL (PIC).

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AN ORDINANCE 72,497

AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE LAW FIRM OF WINSTEAD, MCGUIRE, SECHREST AND MINICK FOR LEGAL SERVICES RELATING TO THE FUNDING AND DEVELOPMENT OF THE SOUTH TEXAS ADVANCED TECHNOLOGY TRAINING CENTER IN AN AMOUNT NOT TO EXCEED \$20,000.

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AN ORDINANCE 72,498

AUTHORIZING THE SUBMISSION OF AN APPLICATION TO AND ACCEPTANCE OF A GRANT FROM THE FEDERAL EMERGENCY MANAGEMENT ASSISTANCE PROGRAM (FEMA), THROUGH THE DIVISION OF EMERGENCY MANAGEMENT OF THE TEXAS DEPARTMENT OF PUBLIC SAFETY, FOR REIMBURSEMENT OF ADMINISTRATIVE COSTS OF THE CITY OF SAN ANTONIO OFFICE OF EMERGENCY MANAGEMENT.

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AN ORDINANCE 72,499

THE TEXAS DEPARTMENT OF HUMAN SERVICES TO SUPPORTIVE SERVICES FOR THE ELDERLY TO CONTINUE MEDICAL TRANSPORTATION SERVICES FOR THE PERIOD NOVEMBER 1, 1990 TO OCTOBER 31, 1991, TO PERSONS ELIGIBLE UNDER THE STATE'S MEDICAID PROGRAM AT A COST OF \$140,688; ESTABLISHING A FUND AND APPROVING A BUDGET AND PERSONNEL POSITIONS.

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AN ORDINANCE 72,500

AUTHORIZING THE EXECUTION OF CONTRACT CHANGE NO. 4, COMPRISED OF ATTACHMENTS 3 THROUGH 16 TO THE CONTRACT WITH THE TEXAS DEPARTMENT OF HEALTH THAT PROVIDES STATED AID TO THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT; AUTHORIZING BUDGET MODIFICATIONS IN THE PUBLIC HEALTH STATE SUPPORT PROJECT 1990/91 ESTABLISHED IN ORDINANCE 71302 PASSED MARCH 29,

1990; AUTHORIZING AND ADOPTING PROGRAM BUDGETS FOR THE PROJECTS FUNDED THROUGH ATTACHMENTS 3 TO 16 TOTALING \$3,274,967.00; AUTHORIZING PERSONNEL POSITIONS; AND APPROPRIATING FUNDS.

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AN ORDINANCE 72,501

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER (UTHSC), DEPARTMENT OF PSYCHIATRY, TO CONTINUE THE AIDS COMMUNITY OUTREACH DEMONSTRATION PROJECT; ESTABLISHING A FUND: ADOPTING A BUDGET OF \$290,491.00; AND AUTHORIZING PERSONNEL POSITIONS.

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AN ORDINANCE 72,502

CLOSING A PORTION OF WOODRIDGE DRIVE ON OCTOBER 27, 1990, SO THAT IT MAY BE USED BY WOODRIDGE ELEMENTARY SCHOOL FOR ITS HALLOWEEN CARNIVAL.

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AN ORDINANCE 72,503

CLOSING SHANNON LEE DRIVE, BETWEEN OBLATE AND MOUNTAIN TOP, ON WEDNESDAY, OCTOBER 31, 1990 FROM 4:30 P.M. UNTIL 11:30 P.M. TO ALLOW BLESSED SACRAMENT SCHOOL TO HOLD THEIR HALLOWEEN SCHOOL CARNIVAL.

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AN ORDINANCE 72,504

CLOSING SAN SABA STREET BETWEEN WEST COMMERCE AND DOLOROSA STREETS ON SATURDAY, OCTOBER 27, 1990, FROM 12:00 NOON TO 12:00 MIDNIGHT AND ON SUNDAY, OCTOBER 28, 1990, FROM 12:00 NOON TO 12:00 MIDNIGHT TO ALLOW THE FARMERS MARKET ASSOCIATION TO HOLD THEIR ANNUAL HALLOWEEN FEST.

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90-47 The Clerk read the following Ordinance:

AN ORDINANCE 72,505

CLOSING NORTH ST. MARY'S STREET AND CERTAIN ADJACENT STREETS, BETWEEN MULBERRY AND ASHBY ON WEDNESDAY, OCTOBER 31, 1990, AND THURSDAY, NOVEMBER 1, 1990 TO ALLOW THE N. ST. MARY'S STREET RESTAURANT ASSOCIATION TO HOLD ITS ANNUAL N. ST. MARY'S STREET HALLOWEEN PARTY.

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

Ms. Berriozabal thanked City staff for its cooperative efforts in working out the agreements.

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

90-47 The Clerk read the following Ordinance:

AN ORDINANCE 72,506

APPROVING THE 1990-91 DISTRICT IMPROVEMENT FUND BUDGETS FOR ADMINISTRATIVE ASSISTANTS, OFFICE EXPENSES, AND RELATED MATTERS FOR COUNCIL DISTRICTS 1, 5, 6, 7, 8, 9, AND 10; AND DECLARING AN EMERGENCY.

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

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

90-47 City Clerk Norma S. Rodriguez stated that the Mayor would have to cast lots, in compliance with law, in order to determine the successful bidder on purchase of desk trays, noting that Joyce Office Products and Universal Office Products had submitted identical tying low bids on this matter, in conjunction with the annual contracts for purchase of office supplies for the City, now before Council.

Mayor Cockrell declared that the highest number drawn would be the winner, and that the first number drawn would be for Joyce Office Products. She then drew number 30 for Joyce Office Products and number 71 for Universal Office Products, declaring Universal Office Products to be the winning low bidder for desk trays.

The Clerk read the following Ordinance:

AN ORDINANCE 72,507

ACCEPTING THE LOW QUALIFIED BIDS OF H & H BUSINESS PRODUCTS CENTER, JOYCE OFFICE PRODUCTS, UNIVERSAL OFFICE PRODUCTS, WITTIG'S OFFICE INTERIORS, BOISE CASCADE OFFICE PRODUCTS, S & T OFFICE PRODUCTS, INC., TNT OFFICE SUPPLY, STEPHENS OFFICE PRODUCTS, INC., AND MCD DISTRIBUTING COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH OFFICE SUPPLIES ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF APPROXIMATELY \$150,000.00.

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

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

90-47 The Clerk read the following Ordinance:

AN ORDINANCE 72,508

RATIFYING AND APPROVING CHANGE ORDER NOS. 18, 19, AND 20 TO THE CITY OF SAN ANTONIO/CLEARWATER CONSTRUCTOR'S, INC., TRIPARTY DOWNTOWN TRANSPORTATION IMPROVEMENTS CONSTRUCTION CONTRACT IN THE NET AMOUNT OF \$40,204.53; RATIFYING AND APPROVING THE JOINT BID UTILITY PARAGON CABLE TV

CHANGE ORDER NO. RC-5 IN THE AMOUNT OF \$21,281.25;
APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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

Mr. Frank Perry, Assistant Director of Planning, explained that the Ordinance covers four change orders for TriParty construction work, and addressed the reasons for the delay in bringing them before the Council for approval.

A discussion then took place concerning the reasons why the contractor would not sign the change order number 18, and whether or not that work might slow down completion of the downtown TriParty work.

Mr. Perry stated that the TriParty project remains on schedule for completion by the end of the year.

In response to a question by Ms. Berriozabal, Mr. Jim Penland, Project Coordinator TriParty project, explained that the project can be completed on time, despite certain internal changes involving the contractor, Clearwater Constructors, also noting that any possible name-change involving the firm will not adversely affect the TriParty contract.

Mr. Thompson stated that he hoped that the \$40 million TriParty project can be completed on time and on budget, and further stated his belief that there will be residual problems with the TriParty project.

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

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90-47 The City Clerk read a proposed ordinance authorizing an operating permit for Robert Ortega, d/b/a Hotel Courier, for operation of a Hotel Courier Service.

Ms. Berriozabal made a motion to approve the proposed Ordinance. Mrs. Dutmer seconded the motion.

Ms. Anna Deosdade, Transportation Services Division, San Antonio Police Department spoke to reasons why this particular service involved is in compliance with City regulations as currently written. She then addressed plans to amend the City's Ground Transportation Ordinance in

the future to include this type of service. She further noted that the owner of this service has operated several other commercial services in San Antonio for a number of years.

In response to a question by Mayor Cockrell, Ms. Deosdade noted that the insurance carried by the contractor is in compliance with state-required minimums.

In response to a question by Mr. Thompson, Ms. Deosdade discussed why the Transportation Advisory Board has never acted officially on this matter, due to lack of a quorum, yet the case had been forwarded to City Council for action.

Mr. Thompson spoke to reasons why this service fell outside the parameters of the present City regulations, and voiced his concern that regulation of ground transportation by the City must be consistent.

Ms. Deosdade spoke to the history of this particular firm's request for an operating permit from the City.

In response to a question by Mr. Thompson, Mr. Dale Jacobs, Police Department, addressed the process followed in bring this case to the City Council, including a partial cessation of business by the firm until the Council decides this issue. He stated his belief that there is a place in the ground transportation service for Hotel Courier.

A discussion then took place concerning the possible use of minivans as taxicabs.

Mr. Thompson spoke to his concern with the adverse impact of Hotel Courier on the taxicab industry, and stated that he cannot support approval for this service for a number of reasons.

Mr. Don Rullo, representing SuperVan Shuttle, asked that the Ground Transportation Ordinance be changed to protect its integrity.

Mr. Robert Ortega, General Partner, Hotel Courier, addressed his belief that San Antonio needs his service.

Mr. Robert Gonzalez, representing the San Antonio Cab Drivers Association, asked that Hotel Courier's permit application be denied because he feels that it circumvents the Ground Transportation Ordinance. He further stated his belief that the service is not fair to taxicabs.

Mrs. Dutmer stated her belief that waiving the terms of the Ground Transportation Ordinance in this case would open it up for other special-exception requests.

Ms. Vera spoke to her concern that the matter has come before City Council without having first been heard by the Transportation

Advisory Board. She spoke of the need for the City Council to make board appointments expeditiously in order to insure that Boards such as the Transportation Advisory Board have quorums.

She stated her opinion that it would be a mistake to approve this Ordinance.

In response to questions by Ms. Vera and Mr. Martinez, Ms. Veronica Madrid, Assistant City Attorney, explained the substance of the proposed Ordinance.

Mr. Martinez spoke to the unique nature of this service, and spoke in support for the request for Ordinance.

In response to a question by Mr. Wolff, Mr. Gonzalez noted that the Transportation Advisory Board twice has recommended shutdown of Hotel Courier's service.

Mr. Wolff stated that he cannot support the Ordinance.

Ms. Berriozabal also stated that she cannot support the Ordinance because the Transportation Advisory Board has not acted on the matter. She then asked for certain data concerning the TAB.

Ms. Deosdade discussed the problems with securing approval of permits from the TAB because of both lack of quorum and the makeup of the board.

Mr. Labatt addressed conflict-of-interest problems of the TAB members, and the need to straighten this matter out. He then spoke to the need for Hotel Courier's type of service, and spoke in support of the proposed Ordinance.

Mr. Lloyd Garza, City Attorney, addressed the City's liability should the permit be granted.

Mrs. Dutmer made a substitute motion to postpone this matter until January 1991, to then be heard in conjunction with a proposed new Ground Transportation Ordinance. Mr. Wing seconded the motion.

Mrs. Dutmer noted that her substitute motion would allow Hotel Courier to operate until a new Ground Transportation Ordinance is considered.

Mayor Cockrell stated that she would be voting against the substitute motion because she feels that the industry needs regulation.

After discussion, the vote on the substitute motion failed by the following vote: AYES: Dutmer, Wing, Martinez, Labatt; NAYS: Berriozabal, Thompson, Vera, Wolff, Cockrell; ABSENT: Webb, Hasslocher.

After consideration, the vote on the Main Motion failed by the following vote: AYES: Wing, Martinez, Labatt; NAYS: Berriozabal, Dutmer, Thompson, Vera, Wolff, Hasslocher, Cockrell. ABSENT: Webb.

90-47 ZONING HEARINGS

5A. CASE Z90113- to rezone LOT 32 SAVE AND EXCEPT THE SOUTHWEST 40 FEET, BLOCK 2, NCB 11612, 2034 BABCOCK ROAD, FROM "B-1" BUSINESS DISTRICT TO "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT, LOCATED 360 FEET SOUTHEAST OF THE INTERSECTION OF BABCOCK ROAD AND DOROTHY LOUISE DRIVE, HAVING 120 FEET ON BABCOCK ROAD AND A DEPTH OF 245 FEET.

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

Mr. Wesley K. Whitehead, the proponent, spoke to his requested rezoning, noting that adjacent neighbors are in favor. He agreed to fencing in the rear of the property.

Mr. Wolff made a motion to approve the recommendation of the Zoning Commission. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 72,509

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 32 SAVE AND EXCEPT THE SOUTHWEST 40 FEET, BLOCK 2, NCB 11612, 2034 BABCOCK ROAD, FROM "B-1" BUSINESS DISTRICT TO "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT, LOCATED 360 FEET SOUTHEAST OF THE INTERSECTION OF BABCOCK ROAD AND DOROTHY LOUISE DRIVE, HAVING 120 FEET ON BABCOCK ROAD AND A DEPTH OF 245 FEET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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RE-ZONING OF AREA: WEST COMMERCE/GENERAL MCMULLEN

5B CASE 290078 - to rezone NCB 8992, BLOCK 8, LOT 30, SAVE AND EXCEPT THE SOUTH 50', FROM "C" APARTMENT DISTRICT TO "R-1" SUP ONE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR TWO RESIDENCES; NCB 8236, LOT 125, FROM "C" APARTMENT DISTRICT TO "R-1" SUP ONE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR DUPLEX; NCB 8992, BLOCK 21, LOT 13, FROM "C" APARTMENT DISTRICT TO "R-1" SUP ONE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR THREE RESIDENCES; NCB 8236, LOT 130, FROM "C" APARTMENT DISTRICT TO "R-1" SUP ONE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR TRIPLEX; NCB 8992, BLOCK 9, LOT 47 FROM "C" APARTMENT DISTRICT TO "R-1" SUP ONE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR THREE DUPLEXES; NCB 8236, LOT 127 FROM "C" APARTMENT DISTRICT TO "R-1" SUP ONE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A QUADRAPLEX; NCB 8992, BLOCK 22, LOT 20 FROM "C" APARTMENT DISTRICT TO "R-1" SUP ONE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A BOARDING HOUSE; NCB 8236, ALL OF NCB, SAVE AND EXCEPT LOTS 125, 127, AND 130; NCB 8237, LOTS 98, 99, 122 THRU 126 AND 155; NCB 8238, LOTS 45 THRU 49, 51, 53, 54, 84 THRU 93 AND 96; NCB 8239, LOTS 78 THRU 83; NCB 8241, LOTS 3 THRU 6, 34, 35, 37, 38, 39, 40, 41, TRACT-A, THE SOUTH 160' OF LOT 36; NCB 8597, LOTS 135 THRU 138, 244 THRU 249, 272 AND 273; NCB 8992, BLOCK 8, ALL OF NCB, SAVE AND EXCEPT LOTS 36 THRU 44 AND THE NORTH 208.56' OF LOT 30; NCB 8992, BLOCK 9, ALL OF NCB, SAVE AND EXCEPT LOT 47; NCB 8992, BLOCK 21, ALL OF NCB, SAVE AND EXCEPT LOTS 13, 21, 23, 24, 34, 35, THE NORTH 64.64' OF LOTS 9 AND 11 AND NORTH 129.28' OF LOT 10; AND NCB 8992, BLOCK 22, LOTS 1, 2, 11 AND 21 THRU 30 FROM "C" APARTMENT DISTRICT, "JJ" COMMERCIAL DISTRICT TO "R-1" ONE FAMILY RESIDENCE DISTRICT; NCB 8597, LOT 234; NCB 8599, LOTS 265, 266, 268 FROM "C" APARTMENT DISTRICT TO "R-5" SUP ONE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A DUPLEX; NCB 8599, LOT 270 FROM "C" APARTMENT DISTRICT TO "R-5" SUP ONE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A DUPLEX AND A RESIDENCE; NCB 8237, LOTS 89-A THRU 89-F AND 133 THRU 138; NCB 8246, BLOCK 1, ALL OF NCB; NCB 8247, BLOCK 2, ALL OF NCB; NCB 8597, LOTS 194 THRU 233, 235 THRU 242 AND 250 THRU 271; NCB 8598, LOTS 210 AND 211; NCB 8599, LOTS 267, 269, 271; NCB 10220, BLOCK A, ALL OF NCB; NCB 10221, BLOCK B, ALL OF NCB; NCB 10222, BLOCK C, ALL OF NCB; NCB 10223, BLOCK D, ALL OF NCB; NCB 10224, BLOCK E, ALL OF NCB; NCB 12076, BLOCK 1, ALL OF NCB; NCB 12809, BLOCK 1, ALL OF NCB; NCB 12810, BLOCK 2, ALL OF NCB FROM "C" APARTMENT DISTRICT TO "R-5" SUP ONE FAMILY RESIDENCE DISTRICT; NCB 8211, BLOCK 26, LOTS 25 AND 26; NCB 8215, BLOCK 30, LOTS 7 AND 8; NCB 8219, BLOCK 14, LOT 40 AND THE NORTH 12.5' OF LOT 39; NCB 8222, BLOCK 17, LOTS 39 AND 40; NCB 8223, BLOCK 18, LOTS 39 AND 40; NCB 8229, BLOCK 4, LOTS 11 AND 12; NCB 8540, BLOCK 2, LOTS 54 AND 55; NCB 8540, BLOCK 3, LOTS 32, 33 AND 34; NCB 8600, LOT 217; NCB 8654, BLOCK 31, LOTS 15 AND 16; NCB 8657, BLOCK 42, LOTS 21 AND 22; NCB 8659, BLOCK 1, LOTS 29 AND 30; NCB 8659, BLOCK 3, LOTS 19 AND 20; NCB 8979, BLOCK 12, THE WEST 86.65' OF LOTS 1 AND 2; NCB 8980, BLOCK 2, LOTS 23 AND 24 FROM "C" APARTMENT DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR TWO RESIDENCES; NCB 8093, BLOCK 2, LOTS 48 AND 49; NCB 8093, BLOCK 4, LOTS 6 AND 7; NCB 8213, BLOCK 28, LOTS 5 AND 6; NCB 8207, BLOCK 22, LOTS 3 AND 4; NCB 8210, BLOCK 25,

LOTS 12, 13, AND THE EAST 61.25' OF LOTS 36, 37, AND 38; NCB 8212, BLOCK 27, LOTS 1 AND 2, NCB 8230, BLOCK 5, LOT 41; NCB 8231, BLOCK 6, LOTS 36 AND 37; NCB 8234, BLOCK 9, LOTS 20 AND 21; NCB 8600, LOT 220; NCB 8655, BLOCK 35, LOTS 23 AND 24; NCB 8655, BLOCK 36, LOTS 11 AND 12; NCB 8658, BLOCK 44, LOTS 5, 6, AND 7; NCB 8979, BLOCK 14, THE EAST 86.65' OF LOTS 13 AND 14; NCB 8983, THE NORTH 37.5' OF THE WEST 130' OF LOT 12; NCB 8985, BLOCK 8, LOTS 1 AND 2; NCB 8987, BLOCK 6, LOTS 17 AND 18 FROM "C" APARTMENT DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A DUPLEX; NCB 8540, BLOCK 1, LOTS 35 AND 36 FROM "C" APARTMENT DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A TRIPLEX; NCB 8656, BLOCK 37, LOTS 37 AND 38 FROM "C" APARTMENT DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A TRIPLEX AND A DUPLEX; NCB 8207, BLOCK 22, LOTS 18 AND 19 FROM "C" APARTMENT DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A QUADRAPLEX AND A RESIDENCE; NCB 8600, LOTS 223 AND THE NORTH 35' OF LOT 224 FROM "C" APARTMENT DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR THREE DUPLEXES; NCB 8096, BLOCK 14, LOTS 9 AND 10; NCB 8208, BLOCK 23, LOTS 1, 2, AND 3; NCB 8659, BLOCK 1, LOTS 19 AND 20 FROM "C" APARTMENT DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A QUADRAPLEX; NCB 8986, BLOCK 2, LOTS 42 AND 43 FROM "C" APARTMENT DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A 6-UNIT APARTMENT; NCB 8088, ALL OF NCB, SAVE AND EXCEPT LOTS 314, 315, 316, 317 AND THE EAST 94.7' OF THE SOUTH 123.95' OF LOT 253; NCB 8093, BLOCK 1, ALL OF NCB; NCB 8093, BLOCK 2, ALL OF NCB, SAVE AND EXCEPT LOTS 48 AND 49; NCB 8093, BLOCK 3, ALL OF NCB; NCB 8093, BLOCK 4, ALL OF NCB, SAVE AND EXCEPT LOTS 6 AND 7; NCB 8094, BLOCK 5, ALL OF NCB; NCB 8094, BLOCK 6, ALL OF NCB; NCB 8094, BLOCK 7, ALL OF NCB; NCB 8094, BLOCK 8, ALL OF NCB; NCB 8095, BLOCK 9, ALL OF NCB; NCB 8095, BLOCK 10, ALL OF NCB; NCB 8095, BLOCK 11, ALL OF NCB; NCB 8095, BLOCK 12, ALL OF NCB; NCB 8096, BLOCK 13, ALL OF NCB, SAVE AND EXCEPT LOTS 34, 35, 36 AND 37; NCB 8096, BLOCK 14, ALL OF NCB, SAVE AND EXCEPT LOTS 9, 10, 32, 33, 34, 35, 65, 66, 67 AND 68; NCB 8096, BLOCK 15, ALL OF NCB, SAVE AND EXCEPT LOTS 28, 29, 30, 31, 57, 58, 59 AND 60; NCB 8096, BLOCK 16, ALL OF NCB, SAVE AND EXCEPT LOTS 15, 16 AND 17; NCB 8124, BLOCK 3, THE WEST 91.43' OF LOTS 155 THRU 171; NCB 8125, BLOCK 2, LOTS 115 THRU 144; NCB 8126, BLOCK 1, LOTS 77 THRU 107; NCB 8127, BLOCK 4, ALL OF NCB; NCB 8128, BLOCK 5, ALL OF NCB; NCB 8129, BLOCK 6, THE WEST 91.4' OF LOTS 1 THRU 26; NCB 8130, BLOCK 1, THE WEST 91.43' OF LOTS 1 THRU 27; NCB 8131, BLOCK 2, ALL OF NCB; NCB 8132, BLOCK 3, ALL OF NCB; NCB 8133, LOTS 11, 12 AND 30; NCB 8206, BLOCK 21, LOTS 1 THRU 19; NCB 8207, BLOCK 22, ALL OF NCB, SAVE AND EXCEPT LOTS 3, 4, 18 AND 19; NCB 8208, BLOCK 23, LOTS 4 THRU 38; NCB 8209, BLOCK 24, ALL OF NCB; NCB 8210, BLOCK 25, ALL OF NCB, SAVE AND EXCEPT LOTS 12, 13 AND EAST 61.25' OF LOTS 36, 37, AND 38; NCB 8211, BLOCK 26, ALL OF NCB, SAVE AND EXCEPT LOTS 25 AND 26; NCB 8212, BLOCK 27, ALL OF NCB, SAVE AND EXCEPT LOTS 1 AND 2; NCB 8213, BLOCK 28, ALL OF NCB, SAVE AND EXCEPT LOTS 5 AND 6; NCB 8214, BLOCK 29, ALL OF NCB; NCB 8215, BLOCK 30, ALL OF NCB, SAVE AND EXCEPT LOTS 7 AND 8; NCB 8216, BLOCK 11, ALL OF NCB; NCB 8217, BLOCK 12, ALL OF NCB; NCB 8218, BLOCK 13, ALL OF NCB; NCB 8219, BLOCK 14, ALL OF NCB, SAVE AND EXCEPT LOT 40 AND THE NORTH 12.5' OF LOT 39; NCB

8220, BLOCK 15, ALL OF NCB; NCB 8221, BLOCK 16, ALL OF NCB; NCB 8222, BLOCK 17, ALL OF NCB, SAVE AND EXCEPT LOTS 39 AND 40; NCB 8223, BLOCK 18, ALL OF NCB, SAVE AND EXCEPT LOTS 39 AND 40; NCB 8224, BLOCK 19, ALL OF NCB; NCB 8225, BLOCK 20, LOTS 1 THRU 20; NCB 8226, BLOCK 1, LOTS 11 THRU 40; NCB 8227, BLOCK 2, LOTS 11 THRU 40; NCB 8228, BLOCK 3, LOTS 11 THRU 39; NCB 8229, BLOCK 4, LOTS 13, 14 AND 16 THRU 35; NCB 8230, BLOCK 5, LOTS 11 THRU 20 AND 23 THRU 38; NCB 8231, BLOCK 6, LOTS 15 THRU 35; NCB 8232, BLOCK 7, LOTS 14 THRU 37; NCB 8233, BLOCK 8, LOTS 15 THRU 38; NCB 8234, BLOCK 9, LOTS 14 THRU 19 AND 22 THRU 39; NCB 8235, BLOCK 10, LOTS 26 THRU 34; NCB 8539, BLOCK 4, ALL OF NCB; NCB 8539, BLOCK 5, ALL OF NCB; NCB 8539, BLOCK 6, ALL OF NCB; NCB 8540, BLOCK 1, LOTS 11 THRU 34 AND 37 THRU 90; NCB 8540, BLOCK 2, LOTS 11 THRU 53 AND 56 THRU 98; NCB 8540, BLOCK 3, LOTS 6 THRU 31 AND 35 THRU 53; NCB 8568, LOTS 1 THRU 12; NCB 8595, LOTS 1 THRU 16; NCB 8596, LOTS 144-A THRU 144-F AND LOTS J THRU T; NCB 8597, LOTS 139 THRU 143 AND LOTS 177 THRU 192; NCB 8600, LOTS 191-A, 191-B, 207, 208, 208-A, 210 THRU 216, 221, 222, 225 THRU 229 AND 238 THRU 247 AND THE SOUTH 100' OF 224; NCB 8654, BLOCK 31, LOTS 1 THRU 14, 17 AND 18; NCB 8654, BLOCK 32, LOTS 5 THRU 20; NCB 8654, BLOCK 33, LOTS 1 THRU 17; NCB 8655, BLOCK 34, ALL OF NCB; NCB 8655, BLOCK 35, ALL OF NCB, SAVE AND EXCEPT LOTS 23 AND 24; NCB 8655, BLOCK 36, LOTS 1 THRU 10, 13 THRU 20 AND 24 THRU 40; NCB 8656, BLOCK 37, ALL OF NCB, SAVE AND EXCEPT LOTS 37 AND 38; NCB 8656, BLOCK 38, ALL OF NCB; NCB 8656, BLOCK 39, ALL OF NCB; NCB 8657, BLOCK 40, ALL OF NCB; NCB 8657, BLOCK 41, ALL OF NCB; NCB 8657, BLOCK 42, ALL OF NCB, SAVE AND EXCEPT LOTS 21 AND 22; NCB 8658, BLOCK 43, ALL OF NCB; NCB 8658, BLOCK 44, ALL OF NCB, SAVE AND EXCEPT LOTS 5, 6, AND 7; NCB 8658, BLOCK 45, ALL OF NCB; NCB 8659, BLOCK 1, ALL OF NCB, SAVE AND EXCEPT LOTS 19, 20 AND 29 AND 30; NCB 8659, BLOCK 2, ALL OF NCB; NCB 8659, BLOCK 3, ALL OF NCB, SAVE AND EXCEPT LOTS 19 AND 20; NCB 8659, BLOCK 4, ALL OF NCB; NCB 8659, BLOCK 5, ALL OF NCB; NCB 8660, BLOCK 6, ALL OF NCB, SAVE AND EXCEPT LOT 41; NCB 8660, BLOCK 7, ALL OF NCB; NCB 8660, BLOCK 8, ALL OF NCB; NCB 8660, BLOCK 9, ALL OF NCB; NCB 8660, BLOCK 10, ALL OF NCB; NCB 8661, BLOCK 11, ALL OF NCB; NCB 8661, BLOCK 12, ALL OF NCB; NCB 8661, BLOCK 13, ALL OF NCB; NCB 8661, BLOCK 14, ALL OF NCB; NCB 8661, BLOCK 15, ALL OF NCB; NCB 8661, BLOCK 16, LOTS 1, 2, AND 3; NCB 8977, BLOCK 9, ALL OF NCB, SAVE AND EXCEPT LOTS 28 AND 29; NCB 8977, BLOCK 10, ALL OF NCB; NCB 8977, BLOCK 15, ALL OF NCB; NCB 8978, BLOCK 3, ALL OF NCB; NCB 8978, BLOCK 4, ALL OF NCB; NCB 8979, BLOCK 11, ALL OF NCB; NCB 8979, BLOCK 12, ALL OF NCB, SAVE AND EXCEPT THE WEST 86.65' OF LOTS 1 AND 2; NCB 8979, BLOCK 14, ALL OF NCB, SAVE AND EXCEPT THE EAST 86.65' OF LOTS 13 AND 14; NCB 8979, BLOCK 13, ALL OF NCB; NCB 8980, BLOCK 1, ALL OF NCB; NCB 8980, BLOCK 2, ALL OF NCB, SAVE AND EXCEPT LOTS 23 AND 24; NCB 8980, BLOCK 5, ALL OF NCB; NCB 8980, BLOCK 6, ALL OF NCB; NCB 8980, BLOCK 7, ALL OF NCB; NCB 8980, BLOCK 8, ALL OF NCB; NCB 8981, ALL OF NCB, SAVE AND EXCEPT THE SOUTH EAST 95.62' OF LOT 5 AND SOUTHEAST 125' OF LOT 1; NCB 8982, ALL OF NCB; NCB 8983, ALL OF NCB, SAVE AND EXCEPT THE NORTH 37.5' OF THE WEST 130' OF LOT 12; NCB 8984, ALL OF NCB; NCB 8985, BLOCK 3, ALL OF NCB; NCB 8985, BLOCK 4, ALL OF NCB; NCB 8985, BLOCK 8, LOTS 3 THRU 30; NCB 8986, BLOCK 2, ALL OF NCB, SAVE AND EXCEPT LOTS 1, 2, 42 AND 43; NCB 8986, BLOCK 5, ALL OF NCB; NCB 8986, BLOCK 7, LOTS 1 THRU 19; NCB 8987, BLOCK 1, LOTS 1 THRU 23, AND 34 THRU 53; NCB 8987, BLOCK 6, LOTS 1 THRU 16; NCB 8992,

BLOCK 8, LOTS 36 THRU 44; NCB 11609, LOT 1; NCB 12077, BLOCK 2, LOT 10; NCB 13614, BLOCK 1, ALL OF NCB; AND NCB 13615, BLOCK 2, ALL OF NCB; FROM "C" APARTMENT DISTRICT, "J" COMMERCIAL DISTRICT, "JJ" COMMERCIAL DISTRICT, AND "B-1" BUSINESS DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT; NCB 8088, LOTS 314, 315, 316, 317 AND THE EAST IRR. 94.7' OF THE SOUTH 123.95' OF LOT 253; NCB 8977, BLOCK 9, LOTS 28 AND 29; NCB 8124, BLOCK 3, THE WEST 91.43' OF LOTS 172 THRU 177; FROM "C" APARTMENT DISTRICT TO "R-2" TWO FAMILY RESIDENCE DISTRICT; NCB 8133, LOT 31; NCB 8239, LOTS 72, 73 AND 85; NCB 8992, BLOCK 22, LOTS 3, 4, 5, 10, 14, 15, 16 AND 17; NCB 8596, LOT U; NCB 8997, BLOCK 6, LOTS 24 AND 24-A, SAVE AND EXCEPT THE SOUTH 128' FROM "C" APARTMENT DISTRICT AND "JJ" COMMERCIAL DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT; NCB 8229, BLOCK 4, LOT 15 FROM "J" COMMERCIAL DISTRICT TO "O-1" SUP OFFICE DISTRICT WITH SPECIAL USE PERMIT FOR A SHOE REPAIR SHOP; NCB 8660, BLOCK 6, LOT 41 FROM "B-2" BUSINESS DISTRICT TO "0-1" SUP OFFICE DISTRICT WITH SPECIAL USE PERMIT FOR A CONVENIENCE STORE WITH GAS PUMP AND SALE OF ALCOHOLIC BEVERAGES ONLY FOR OFF-PREMISES CONSUMPTION; NCB 8124, BLOCK 3, THE WEST 91.43' OF LOTS 152, 153 AND 154; NCB 8986, BLOCK 2, LOTS 1 AND 2 FROM "B-2" BUSINESS DISTRICT TO "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT; NCB 8229, BLOCK 4, LOTS 36 THRU 40; NCB 8232, BLOCK 7, LOTS 1 THRU 13, 38, 39 AND 40; NCB 8237, LOTS 151, 152, 153, 154, 156, 89-G, 89-H AND THE EAST 190' OF LOT 157; NCB 8239, THE SOUTH 135' OF LOT 84; NCB 8240, LOT 36; NCB 8654, BLOCK 31, LOTS 19 AND 20; NCB 8654, BLOCK 32, LOTS 1, 2, 3, AND 4; NCB 8655, BLOCK 36, LOTS 21, 22 AND 23; NCB 8992, BLOCK 22, THE NORTH 129' OF LOTS 8, 9 AND 31 FROM "C" APARTMENT DISTRICT, "J" COMMERCIAL DISTRICT, AND "F" LOCAL RETAIL DISTRICT TO "B-2" BUSINESS DISTRICT; NCB 8241, LOTS 7, 8, 9, 10 AND 11 FROM "JJ" COMMERCIAL DISTRICT TO "B-3NA" SUP FOR A TELEPHONE SUB-STATION WITH OUTSIDE STORAGE OF EQUIPMENT AND VEHICLES; NCB 8096, BLOCK 13, LOTS 34, 35, 36 AND 37; NCB 8096, BLOCK 14, LOTS 32, 33, 34, 35, 65, 66, 67 AND 68; NCB 8096, BLOCK 15, LOTS 28, 29, 30, 31, 57, 58, 59 AND 60; NCB 8096, BLOCK 16, LOTS 15, 16 AND 17; NCB 8124, BLOCK 3, LOTS 178, 179, 182, 183, 184 AND THE EAST 91.43' OF LOTS 152 THRU 170; NCB 8125, BLOCK 2, LOTS 145 THRU 151; NCB 8126, BLOCK 1, LOTS 108 THRU 114; NCB 8129, BLOCK 6, THE EAST 91.41' OF LOTS 1 THRU 26; NCB 8130, BLOCK 1, THE EAST 91.43' OF LOT 1 THRU 27; NCB 8133, LOTS 32 THRU 37; NCB 8134, LOT 8 AND LOT 7, SAVE AND EXCEPT THE NORTH 152.27; NCB 8206, BLOCK 21, LOTS 20 THRU 38; NCB 8225, BLOCK 20, LOTS 21 THRU 40; NCB 8226, BLOCK 1, LOTS 3 THRU 10; NCB 8227, BLOCK 2, LOTS 1 THRU 10; NCB 8228, BLOCK 3, LOTS 1 THRU 10 AND 40; NCB 8229, BLOCK 4, LOTS 1 THRU 10; NCB 8230, BLOCK 5, LOTS 1 THRU 10, 39 AND 40; NCB 8231, BLOCK 6, LOTS 38, 39 AND 40; NCB 8233, BLOCK 8, LOTS 1 THRU 14, 39 AND 40; NCB 8234, BLOCK 9, LOTS 1 THRU 13 AND 40; NCB 8235, BLOCK 10, LOTS 15 THRU 25, 35, 36, 37, 38 AND 41; NCB 8237, LOTS 92 THRU 97, 132, 139 THRU 150, THE NORTH 190' OF WEST 240' OF LOT 157 AND LOT 131, BEING THAT PORTION ADJACENT TO ALL OF LOT 132; NCB 8238, LOTS 55, 78, 79, 80, 82, 83, 94 AND 95; NCB 8239, LOTS 56 THRU 61, 63, 64, 65, THE NORTH 100' OF LOT 62 AND LOT 84, SAVE AND EXCEPT THE SOUTH 135; NCB 8240, ALL OF NCB, SAVE AND EXCEPT LOTS 12, 13, 14, 36, THE WEST IRR. 114.2' OF THE NORTH 132.01' OF LOT 32 AND THE NORTH 132' OF LOT 33; NCB 8540, BLOCK 1, LOTS 1 THRU 10; NCB 8540, BLOCK 2, LOTS 1 THRU 10; NCB 8540, BLOCK 3, LOTS 1 THRU 5; NCB 8654, BLOCK 31, LOTS 21 THRU 30, 39 AND 40; NCB 8654, BLOCK

32, LOTS 21 THRU 40; NCB 8654, BLOCK 33, LOTS 18 THRU 34; NCB 8981, THE SOUTH 125' OF LOT 1, THE SOUTH 95.62' OF LOT 5; NCB 8987, BLOCK 1, LOTS 24 THRU 33; NCB 8987, BLOCK 6, LOTS 19, 20, 21, 22, 23 AND THE SOUTH 128' OF LOTS 24 AND 24A; NCB 8992, BLOCK 21, LOTS 34, 35, LOTS 9 AND 11, SAVE AND EXCEPT THE NORTH 64.64' AND LOT 10, SAVE AND EXCEPT THE NORTH 129.28'; NCB 8992, BLOCK 22, LOTS 7, 18, 19; LOTS 8, 9 AND 31, SAVE AND EXCEPT THE NORTH 129' FROM "B-3" BUSINESS DISTRICT, "B-3NA" NON-ALCOHOLIC SALES DISTRICT, "B-2" BUSINESS DISTRICT, "JJ" COMMERCIAL DISTRICT, AND "J" COMMERCIAL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT; NCB 8134, THE NORTH 30' OF THE SOUTH 180' OF THE EAST IRR 100' OF LOT 7 (FRONTING ON S> SAN EDUARDO AVENUE); NCB 8240, LOTS 12, 13, 14, THE WEST IRR 114.2' OF THE NORTH 132.01' OF LOT 32 AND THE NORTH 132' OF LOT 33 FROM "JJ" COMMERCIAL DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT; NCB 8124, BLOCK 3, LOTS 180, 181 AND THE EAST 91.43' OF LOTS 171 THRU 177; NCB 8654, BLOCK 31, LOTS 31 THRU 38 FROM "JJ" COMMERCIAL DISTRICT TO "B-3" BUSINESS DISTRICT; NCB 8239, THE SOUTH 235' OF LOT 62 FROM "J" COMMERCIAL DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT ON PROPERTY BOUNDED BY WEST COMMERCE STREET ON THE NORTH, GENERAL MCMULLEN DRIVE ON THE EAST, CASTROVILLE ROAD ON THE SOUTH AND S. W. 36TH STREET ON THE WEST.

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

Mr. Andy Guerrero, Land Development Services, explained the City's rezoning request in order to initiate new zoning classifications into this area of west San Antonio.

Mr. A. C. Navarro, representing William A. Valdez, 2440 S.W. 36th Street, asked to have R-3 zoning on Lot 16, Block 8, NCB 8992 in order to allow for multi-family housing.

Mr. Miguel S. Montemayor, 938 S.W. 38th Street, asked that he be allowed to keep operating a lounge at 1701 Castroville Road, located on Lots 67 and 68, Block 14, NCB 8096.

Mr. Guerrero briefly explained the non-conforming use law, even if rezoning of the property is granted.

Ms. Mari Sartuche, 751 South General McMullen Drive, representing Communities Organized for Public Service, stated that her organization is pleased with most of the Zoning Commission's recommendations, but spoke of certain individual concerns of COPS for existing bars and lounges, as well as other businesses operating during late hours and thus disturbing residents of the area. She then spoke to specific requests of COPS, a copy of which is made a part of the papers of this meeting.

Mr. Jose Olivares, COPS, spoke to his group's request for rezoning in the area.

Ms. Janie Barrera, 4614 Eldridge, spoke on behalf of her mother,

Sara Castillo, whose property is located in the western portions of Lots 13 and 14, Block 1, NCB 8130, asking that commercial zoning on that property be allowed to remain in order to make its resale more appealing to purchasers.

Sister Cecilia Ramirez, representing St. John Bosco School, 5630 West Commerce Street, asked for no-alcohol restrictions on properties near area schools.

Mr. Roger Rosas, 5607 Horizon, stated that he wishes to construct a 12-unit apartment project for the elderly on this property, in the future.

Ms. Eva Calvillo, 901 South General McMullen Drive, asked that the property at 902 South San Augustine be rezoned to B-2NA.

Mr. Guerrero addressed the circumstances concerning each requested exception to the rezoning plan presented by City staff and the Zoning Commission, noting that, essentially, rezoning will place certain uses within the affected area into a non-conforming status. He further noted that more than 5,200 parcels of property are involved in this rezoning case.

Mr. Thompson spoke to his recommendations in each of the cases seeking exception to the rezoning. Mr. Thompson then made a motion to approve the staff and Zoning Commission recommendation, except for B-2NA on the restaurant at 902 South San Augustine; B-3NA on the four lots on West Commerce Street adjacent to St. John Bosco School; and B-3NA on the property of Edgewood Independent School District headquarters. Mr. Wing seconded the motion.

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

AN ORDINANCE 72,510

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS NCB 8992, BLOCK 8, LOT 30, SAVE AND EXCEPT THE SOUTH 50', FROM "C" APARTMENT DISTRICT TO "R-1" SUP ONE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR TWO RESIDENCES; NCB 8236, LOT 125, FROM "C" APARTMENT DISTRICT TO "R-1" SUP ONE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR DUPLEX; NCB 8992, BLOCK 21, LOT 13, FROM "C" APARTMENT DISTRICT TO "R-1" SUP ONE FAMILY

RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR THREE RESIDENCES; NCB 8236, LOT 130, FROM "C" APARTMENT DISTRICT TO "R-1" SUP ONE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR TRIPLEX; NCB 8992, BLOCK 9, LOT 47 FROM "C" APARTMENT DISTRICT TO "R-1" SUP ONE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR THREE DUPLEXES; NCB 8236, LOT 127 FROM "C" APARTMENT DISTRICT TO "R-1" SUP ONE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A QUADRAPLEX; NCB 8992, BLOCK 22, LOT 20 FROM "C" APARTMENT DISTRICT TO "R-1" SUP ONE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A BOARDING HOUSE; NCB 8236, ALL OF NCB, SAVE AND EXCEPT LOTS 125, 127, AND 130; NCB 8237, LOTS 98, 99, 122 THRU 126 AND 155; NCB 8238, LOTS 45 THRU 49, 51, 53, 54, 84 THRU 93 AND 96; NCB 8239, LOTS 78 THRU 83; NCB 8241, LOTS 3 THRU 6, 34, 35, 37, 38, 39, 40, 41, TRACT-A, THE SOUTH 160' OF LOT 36; NCB 8597, LOTS 135 THRU 138, 244 THRU 249, 272 AND 273; NCB 8992, BLOCK 8, ALL OF NCB, SAVE AND EXCEPT LOTS 36 THRU 44 AND THE NORTH 208.56' OF LOT 30; NCB 8992, BLOCK 9, ALL OF NCB, SAVE AND EXCEPT LOT 47; NCB 8992, BLOCK 21, ALL OF NCB, SAVE AND EXCEPT LOTS 13, 21, 23, 24, 34, 35, THE NORTH 64.64' OF LOTS 9 AND 11 AND NORTH 129.28' OF LOT 10; AND NCB 8992, BLOCK 22, LOTS 1, 2, 11 AND 21 THRU 30 FROM "C" APARTMENT DISTRICT, "JJ" COMMERCIAL DISTRICT TO "R-1" ONE FAMILY RESIDENCE DISTRICT; NCB 8597, LOT 234; NCB 8599, LOTS 265, 266, 268 FROM "C" APARTMENT DISTRICT TO "R-5" SUP ONE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A DUPLEX; NCB 8599, LOT 270 FROM "C" APARTMENT DISTRICT TO "R-5" SUP ONE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A DUPLEX AND A RESIDENCE; NCB 8237, LOTS 89-A THRU 89-F AND 133 THRU 138; NCB 8246, BLOCK 1, ALL OF NCB; NCB 8247, BLOCK 2, ALL OF NCB; NCB 8597, LOTS 194 THRU 233, 235 THRU 242 AND 250 THRU 271; NCB 8598, LOTS 210 AND 211; NCB 8599, LOTS 267, 269, 271; NCB 10220, BLOCK A, ALL OF NCB; NCB 10221, BLOCK B, ALL OF NCB; NCB 10222, BLOCK C, ALL OF NCB; NCB 10223, BLOCK D, ALL OF NCB; NCB 10224, BLOCK E, ALL OF NCB; NCB 12076, BLOCK 1, ALL OF NCB; NCB 12809, BLOCK 1, ALL OF NCB; NCB 12810, BLOCK 2, ALL OF NCB FROM "C" APARTMENT DISTRICT TO "R-5" SUP ONE FAMILY RESIDENCE DISTRICT; NCB 8211, BLOCK 26, LOTS 25 AND 26; NCB 8215, BLOCK 30, LOTS 7 AND 8; NCB 8219, BLOCK 14, LOT 40 AND THE NORTH 12.5' OF LOT 39; NCB 8222, BLOCK 17, LOTS 39 AND 40; NCB 8223, BLOCK 18, LOTS 39 AND 40; NCB 8229, BLOCK 4, LOTS 11 AND 12; NCB 8540, BLOCK 2, LOTS 54 AND 55; NCB 8540, BLOCK 3,

LOTS 32, 33 AND 34; NCB 8600, LOT 217; NCB 8654, BLOCK 31, LOTS 15 AND 16; NCB 8657, BLOCK 42, LOTS 21 AND 22; NCB 8659, BLOCK 1, LOTS 29 AND 30; NCB 8659, BLOCK 3, LOTS 19 AND 20; NCB 8979, BLOCK 12, THE WEST 86.65' OF LOTS 1 AND 2; NCB 8980, BLOCK 2, LOTS 23 AND 24 FROM "C" APARTMENT DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR TWO RESIDENCES; NCB 8093, BLOCK 2, LOTS 48 AND 49; NCB 8093, BLOCK 4, LOTS 6 AND 7; NCB 8213, BLOCK 28, LOTS 5 AND 6; NCB 8207, BLOCK 22, LOTS 3 AND 4; NCB 8210, BLOCK 25, LOTS 12, 13, AND THE EAST 61.25' OF LOTS 36, 37, AND 38; NCB 8212, BLOCK 27, LOTS 1 AND 2, NCB 8230, BLOCK 5, LOT 41; NCB 8231, BLOCK 6, LOTS 36 AND 37; NCB 8234, BLOCK 9, LOTS 20 AND 21; NCB 8600, LOT 220; NCB 8655, BLOCK 35, LOTS 23 AND 24; NCB 8655, BLOCK 36, LOTS 11 AND 12; NCB 8658, BLOCK 44, LOTS 5, 6, AND 7; NCB 8979, BLOCK 14, THE EAST 86.65' OF LOTS 13 AND 14; NCB 8983, THE NORTH 37.5' OF THE WEST 130' OF LOT 12; NCB 8985, BLOCK 8, LOTS 1 AND 2; NCB 8987, BLOCK 6, LOTS 17 AND 18 FROM "C" APARTMENT DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A DUPLEX; NCB 8540, BLOCK 1, LOTS 35 AND 36 FROM "C" APARTMENT DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A TRIPLEX; NCB 8656, BLOCK 37, LOTS 37 AND 38 FROM "C" APARTMENT DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A TRIPLEX AND A DUPLEX; NCB 8207, BLOCK 22, LOTS 18 AND 19 FROM "C" APARTMENT DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A QUADRAPLEX AND A RESIDENCE; NCB 8600, LOTS 223 AND THE NORTH 35' OF LOT 224 FROM "C" APARTMENT DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR THREE DUPLEXES; NCB 8096, BLOCK 14, LOTS 9 AND 10; NCB 8208, BLOCK 23, LOTS 1, 2, AND 3; NCB 8659, BLOCK 1, LOTS 19 AND 20 FROM "C" APARTMENT DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A QUADRAPLEX; NCB 8986, BLOCK 2, LOTS 42 AND 43 FROM "C" APARTMENT DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A 6-UNIT APARTMENT; NCB 8088, ALL OF NCB, SAVE AND EXCEPT LOTS 314, 315, 316, 317 AND THE EAST 94.7' OF THE SOUTH 123.95' OF LOT 253; NCB 8093, BLOCK 1, ALL OF NCB; NCB 8093, BLOCK 2, ALL OF NCB, SAVE AND EXCEPT LOTS 48 AND 49; NCB 8093, BLOCK 3, ALL OF NCB; NCB 8093, BLOCK 4, ALL OF NCB, SAVE AND EXCEPT LOTS 6 AND 7; NCB 8094, BLOCK 5, ALL OF NCB; NCB 8094, BLOCK 6, ALL OF NCB; NCB 8094, BLOCK 7,

ALL OF NCB; NCB 8094, BLOCK 8, ALL OF NCB; NCB 8095, BLOCK 9, ALL OF NCB; NCB 8095, BLOCK 10, ALL OF NCB; NCB 8095, BLOCK 11, ALL OF NCB; NCB 8095, BLOCK 12, ALL OF NCB; NCB 8096, BLOCK 13, ALL OF NCB, SAVE AND EXCEPT LOTS 34, 35, 36 AND 37; NCB 8096, BLOCK 14, ALL OF NCB, SAVE AND EXCEPT LOTS 9, 10, 32, 33, 34, 35, 65, 66, 67 AND 68; NCB 8096, BLOCK 15, ALL OF NCB, SAVE AND EXCEPT LOTS 28, 29, 30, 31, 57, 58, 59 AND 60; NCB 8096, BLOCK 16, ALL OF NCB, SAVE AND EXCEPT LOTS 15, 16 AND 17; NCB 8124, BLOCK 3, THE WEST 91.43' OF LOTS 155 THRU 171; NCB 8125, BLOCK 2, LOTS 115 THRU 144; NCB 8126, BLOCK 1, LOTS 77 THRU 107; NCB 8127, BLOCK 4, ALL OF NCB; NCB 8128, BLOCK 5, ALL OF NCB; NCB 8129, BLOCK 6, THE WEST 91.4' OF LOTS 1 THRU 26; NCB 8130, BLOCK 1, THE WEST 91.43' OF LOTS 1 THRU 27; NCB 8131, BLOCK 2, ALL OF NCB; NCB 8132, BLOCK 3, ALL OF NCB; NCB 8133, LOTS 11, 12 AND 30; NCB 8206, BLOCK 21, LOTS 1 THRU 19; NCB 8207, BLOCK 22, ALL OF NCB, SAVE AND EXCEPT LOTS 3, 4, 18 AND 19; NCB 8208, BLOCK 23, LOTS 4 THRU 38; NCB 8209, BLOCK 24, ALL OF NCB; NCB 8210, BLOCK 25, ALL OF NCB, SAVE AND EXCEPT LOTS 12, 13 AND EAST 61.25' OF LOTS 36, 37, AND 38; NCB 8211, BLOCK 26, ALL OF NCB, SAVE AND EXCEPT LOTS 25 AND 26; NCB 8212, BLOCK 27, ALL OF NCB, SAVE AND EXCEPT LOTS 1 AND 2; NCB 8213, BLOCK 28, ALL OF NCB, SAVE AND EXCEPT LOTS 5 AND 6; NCB 8214, BLOCK 29, ALL OF NCB; NCB 8215, BLOCK 30, ALL OF NCB, SAVE AND EXCEPT LOTS 7 AND 8; NCB 8216, BLOCK 11, ALL OF NCB; NCB 8217, BLOCK 12, ALL OF NCB; NCB 8218, BLOCK 13, ALL OF NCB; NCB 8219, BLOCK 14, ALL OF NCB, SAVE AND EXCEPT LOT 40 AND THE NORTH 12.5' OF LOT 39; NCB 8220, BLOCK 15, ALL OF NCB; NCB 8221, BLOCK 16, ALL OF NCB; NCB 8222, BLOCK 17, ALL OF NCB, SAVE AND EXCEPT LOTS 39 AND 40; NCB 8223, BLOCK 18, ALL OF NCB, SAVE AND EXCEPT LOTS 39 AND 40; NCB 8224, BLOCK 19, ALL OF NCB; NCB 8225, BLOCK 20, LOTS 1 THRU 20; NCB 8226, BLOCK 1, LOTS 11 THRU 40; NCB 8227, BLOCK 2, LOTS 11 THRU 40; NCB 8228, BLOCK 3, LOTS 11 THRU 39; NCB 8229, BLOCK 4, LOTS 13, 14 AND 16 THRU 35; NCB 8230, BLOCK 5, LOTS 11 THRU 20 AND 23 THRU 38; NCB 8231, BLOCK 6, LOTS 15 THRU 35; NCB 8232, BLOCK 7, LOTS 14 THRU 37; NCB 8233, BLOCK 8, LOTS 15 THRU 38; NCB 8234, BLOCK 9, LOTS 14 THRU 19 AND 22 THRU 39; NCB 8235, BLOCK 10, LOTS 26 THRU 34; NCB 8539, BLOCK 4, ALL OF NCB; NCB 8539, BLOCK 5, ALL OF NCB; NCB 8539, BLOCK 6, ALL OF NCB; NCB 8540, BLOCK 1, LOTS 11 THRU 34 AND 37 THRU 90; NCB 8540, BLOCK 2, LOTS 11 THRU 53 AND 56 THRU 98; NCB 8540, BLOCK 3, LOTS 6 THRU 31 AND 35 THRU 53; NCB 8568, LOTS 1 THRU 12;

NCB 8595, LOTS 1 THRU 16; NCB 8596, LOTS 144-A THRU 144-F AND LOTS J THRU T; NCB 8597, LOTS 139 THRU 143 AND LOTS 177 THRU 192; NCB 8600, LOTS 191-A, 191-B, 207, 208, 208-A, 210 THRU 216, 221, 222, 225 THRU 229 AND 238 THRU 247 AND THE SOUTH 100' OF 224; NCB 8654, BLOCK 31, LOTS 1 THRU 14, 17 AND 18; NCB 8654, BLOCK 32, LOTS 5 THRU 20; NCB 8654, BLOCK 33, LOTS 1 THRU 17; NCB 8655, BLOCK 34, ALL OF NCB; NCB 8655, BLOCK 35, ALL OF NCB, SAVE AND EXCEPT LOTS 23 AND 24; NCB 8655, BLOCK 36, LOTS 1 THRU 10, 13 THRU 20 AND 24 THRU 40; NCB 8656, BLOCK 37, ALL OF NCB, SAVE AND EXCEPT LOTS 37 AND 38; NCB 8656, BLOCK 38, ALL OF NCB; NCB 8656, BLOCK 39, ALL OF NCB; NCB 8657, BLOCK 40, ALL OF NCB; NCB 8657, BLOCK 41, ALL OF NCB; NCB 8657, BLOCK 42, ALL OF NCB, SAVE AND EXCEPT LOTS 21 AND 22; NCB 8658, BLOCK 43, ALL OF NCB; NCB 8658, BLOCK 44, ALL OF NCB, SAVE AND EXCEPT LOTS 5, 6, AND 7; NCB 8658, BLOCK 45, ALL OF NCB; NCB 8659, BLOCK 1, ALL OF NCB, SAVE AND EXCEPT LOTS 19, 20 AND 29 AND 30; NCB 8659, BLOCK 2, ALL OF NCB; NCB 8659, BLOCK 3, ALL OF NCB, SAVE AND EXCEPT LOTS 19 AND 20; NCB 8659, BLOCK 4, ALL OF NCB; NCB 8659, BLOCK 5, ALL OF NCB; NCB 8660, BLOCK 6, ALL OF NCB, SAVE AND EXCEPT LOT 41; NCB 8660, BLOCK 7, ALL OF NCB; NCB 8660, BLOCK 8, ALL OF NCB; NCB 8660, BLOCK 9, ALL OF NCB; NCB 8660, BLOCK 10, ALL OF NCB; NCB 8661, BLOCK 11, ALL OF NCB; NCB 8661, BLOCK 12, ALL OF NCB; NCB 8661, BLOCK 13, ALL OF NCB; NCB 8661, BLOCK 14, ALL OF NCB; NCB 8661, BLOCK 15, ALL OF NCB; NCB 8661, BLOCK 16, LOTS 1, 2, AND 3; NCB 8977, BLOCK 9, ALL OF NCB, SAVE AND EXCEPT LOTS 28 AND 29; NCB 8977, BLOCK 10, ALL OF NCB; NCB 8977, BLOCK 15, ALL OF NCB; NCB 8978, BLOCK 3, ALL OF NCB; NCB 8978, BLOCK 4, ALL OF NCB; NCB 8979, BLOCK 11, ALL OF NCB; NCB 8979, BLOCK 12, ALL OF NCB, SAVE AND EXCEPT THE WEST 86.65' OF LOTS 1 AND 2; NCB 8979, BLOCK 14, ALL OF NCB, SAVE AND EXCEPT THE EAST 86.65' OF LOTS 13 AND 14; NCB 8979, BLOCK 13, ALL OF NCB; NCB 8980, BLOCK 1, ALL OF NCB; NCB 8980, BLOCK 2, ALL OF NCB, SAVE AND EXCEPT LOTS 23 AND 24; NCB 8980, BLOCK 5, ALL OF NCB; NCB 8980, BLOCK 6, ALL OF NCB; NCB 8980, BLOCK 7, ALL OF NCB; NCB 8980, BLOCK 8, ALL OF NCB; NCB 8981, ALL OF NCB, SAVE AND EXCEPT THE SOUTH EAST 95.62' OF LOT 5 AND SOUTHEAST 125' OF LOT 1; NCB 8982, ALL OF NCB; NCB 8983, ALL OF NCB, SAVE AND EXCEPT THE NORTH 37.5' OF THE WEST 130' OF LOT 12; NCB 8984, ALL OF NCB; NCB 8985, BLOCK 3, ALL OF NCB; NCB 8985, BLOCK 4, ALL OF NCB; NCB 8985, BLOCK 8, LOTS 3 THRU 30; NCB 8986, BLOCK 2, ALL OF NCB, SAVE AND EXCEPT LOTS 1, 2, 42 AND 43; NCB 8986, BLOCK 5,

ALL OF NCB; NCB 8986, BLOCK 7, LOTS 1 THRU 19; NCB 8987, BLOCK 1, LOTS 1 THRU 23, AND 34 THRU 53; NCB 8987, BLOCK 6, LOTS 1 THRU 16; NCB 8992, BLOCK 8, LOTS 36 THRU 44; NCB 11609, LOT 1; NCB 12077, BLOCK 2, LOT 10; NCB 13614, BLOCK 1, ALL OF NCB; AND NCB 13615, BLOCK 2, ALL OF NCB; FROM "C" APARTMENT DISTRICT, "J" COMMERCIAL DISTRICT, "JJ" COMMERCIAL DISTRICT, AND "B-1" BUSINESS DISTRICT TO "R-7" SUP SMALL LOT HOME RESIDENCE DISTRICT; NCB 8088, LOTS 314, 315, 316, 317 AND THE EAST IRR. 94.7' OF THE SOUTH 123.95' OF LOT 253; NCB 8977, BLOCK 9, LOTS 28 AND 29; NCB 8124, BLOCK 3, THE WEST 91.43' OF LOTS 172 THRU 177; FROM "C" APARTMENT DISTRICT TO "R-2" TWO FAMILY RESIDENCE DISTRICT; NCB 8133, LOT 31; NCB 8239, LOTS 72, 73 AND 85; NCB 8992, BLOCK 22, LOTS 3, 4, 5, 10, 14, 15, 16 AND 17; NCB 8596, LOT U; NCB 8997, BLOCK 6, LOTS 24 AND 24-A, SAVE AND EXCEPT THE SOUTH 128' FROM "C" APARTMENT DISTRICT AND "JJ" COMMERCIAL DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT; NCB 8229, BLOCK 4, LOT 15 FROM "J" COMMERCIAL DISTRICT TO "O-1" SUP OFFICE DISTRICT WITH SPECIAL USE PERMIT FOR A SHOE REPAIR SHOP; NCB 8660, BLOCK 6, LOT 41 FROM "B-2" BUSINESS DISTRICT TO "O-1" SUP OFFICE DISTRICT WITH SPECIAL USE PERMIT FOR A CONVENIENCE STORE WITH GAS PUMP AND SALE OF ALCOHOLIC BEVERAGES ONLY FOR OFF-PREMISES CONSUMPTION; NCB 8124, BLOCK 3, THE WEST 91.43' OF LOTS 152, 153 AND 154; NCB 8986, BLOCK 2, LOTS 1 AND 2 FROM "B-2" BUSINESS DISTRICT TO "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT; NCB 8229, BLOCK 4, LOTS 36 THRU 40; NCB 8232, BLOCK 7, LOTS 1 THRU 13, 38, 39 AND 40; NCB 8237, LOTS 151, 152, 153, 154, 156, 89-G, 89-H AND THE EAST 190' OF LOT 157; NCB 8239, THE SOUTH 135' OF LOT 84; NCB 8240, LOT 36; NCB 8654, BLOCK 31, LOTS 19 AND 20; NCB 8654, BLOCK 32, LOTS 1, 2, 3, AND 4; NCB 8655, BLOCK 36, LOTS 21, 22 AND 23; NCB 8992, BLOCK 22, THE NORTH 129' OF LOTS 8, 9 AND 31 FROM "C" APARTMENT DISTRICT, "J" COMMERCIAL DISTRICT, AND "F" LOCAL RETAIL DISTRICT TO "B-2" BUSINESS DISTRICT; NCB 8241, LOTS 7, 8, 9, 10 AND 11 FROM "JJ" COMMERCIAL DISTRICT TO "B-3NA" SUP FOR A TELEPHONE SUB-STATION WITH OUTSIDE STORAGE OF EQUIPMENT AND VEHICLES; NCB 8096, BLOCK 13, LOTS 34, 35, 36 AND 37; NCB 8096, BLOCK 14, LOTS 32, 33, 34, 35, 65, 66, 67 AND 68; NCB 8096, BLOCK 15, LOTS 28, 29, 30, 31, 57, 58, 59 AND 60; NCB 8096, Block 16, LOTS 15, 16 AND 17; NCB 8124, BLOCK 3, LOTS 178, 179, 182, 183, 184 AND THE EAST 91.43' OF LOTS 152 THRU 170; NCB 8125, BLOCK 2, LOTS 145 THRU 151; NCB 8126, BLOCK 1, LOTS 108 THRU

114; NCB 8129, BLOCK 6, THE EAST 91.41' OF LOTS 1 THRU 26; NCB 8130, BLOCK 1, THE EAST 91.43' OF LOT 1 THRU 27; NCB 8133, LOTS 32 THRU 37; NCB 8134, LOT 8 AND LOT 7, SAVE AND EXCEPT THE NORTH 152.27; NCB 8206, BLOCK 21, LOTS 20 THRU 38; NCB 8225, BLOCK 20, LOTS 21 THRU 40; NCB 8226, BLOCK 1, LOTS 3 THRU 10; NCB 8227, BLOCK 2, LOTS 1 THRU 10; NCB 8228, BLOCK 3, LOTS 1 THRU 10 AND 40; NCB 8229, BLOCK 4, LOTS 1 THRU 10; NCB 8230, BLOCK 5, LOTS 1 THRU 10, 39 AND 40; NCB 8231, BLOCK 6, LOTS 38, 39 AND 40; NCB 8233, BLOCK 8, LOTS 1 THRU 14, 39 AND 40; NCB 8234, BLOCK 9, LOTS 1 THRU 13 AND 40; NCB 8235, BLOCK 10, LOTS 15 THRU 25, 35, 36, 37, 38 AND 41; NCB 8237, LOTS 92 THRU 97, 132, 139 THRU 150, THE NORTH 190' OF WEST 240' OF LOT 157 AND LOT 131, BEING THAT PORTION ADJACENT TO ALL OF LOT 132; NCB 8238, LOTS 55, 78, 79, 80, 82, 83, 94 AND 95; NCB 8239, LOTS 56 THRU 61, 63, 64, 65, THE NORTH 100' OF LOT 62 AND LOT 84, SAVE AND EXCEPT THE SOUTH 135; NCB 8240, ALL OF NCB, SAVE AND EXCEPT LOTS 12, 13, 14, 36, THE WEST IRR. 114.2' OF THE NORTH 132.01' OF LOT 32 AND THE NORTH 132' OF LOT 33; NCB 8540, BLOCK 1, LOTS 1 THRU 10; NCB 8540, BLOCK 2, LOTS 1 THRU 10; NCB 8540, BLOCK 3, LOTS 1 THRU 5; NCB 8654, BLOCK 31, LOTS 21 THRU 30, 39 AND 40; NCB 8654, BLOCK 32, LOTS 21 THRU 40; NCB 8654, BLOCK 33, LOTS 18 THRU 34; NCB 8981, THE SOUTH 125' OF LOT 1, THE SOUTH 95.62' OF LOT 5; NCB 8987, BLOCK 1, LOTS 24 THRU 33; NCB 8987, BLOCK 6, LOTS 19, 20, 21, 22, 23 AND THE SOUTH 128' OF LOTS 24 AND 24A; NCB 8992, BLOCK 21, LOTS 34, 35, LOTS 9 AND 11, SAVE AND EXCEPT THE NORTH 64.64' AND LOT 10, SAVE AND EXCEPT THE NORTH 129.28'; NCB 8992, BLOCK 22, LOTS 7, 18, 19; LOTS 8, 9 AND 31, SAVE AND EXCEPT THE NORTH 129' FROM "B-3" BUSINESS DISTRICT, "B-3NA" NON-ALCOHOLIC SALES DISTRICT, "B-2" BUSINESS DISTRICT, "JJ" COMMERCIAL DISTRICT, AND "J" COMMERCIAL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT; NCB 8134, THE NORTH 30' OF THE SOUTH 180' OF THE EAST IRR 100' OF LOT 7 (FRONTING ON S> SAN EDUARDO AVENUE); NCB 8240, LOTS 12, 13, 14, THE WEST IRR 114.2' OF THE NORTH 132.01' OF LOT 32 AND THE NORTH 132' OF LOT 33 FROM "JJ" COMMERCIAL DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT; NCB 8124, BLOCK 3, LOTS 180, 181 AND THE EAST 91.43' OF LOTS 171 THRU 177; NCB 8654, BLOCK 31, LOTS 31 THRU 38 FROM "JJ" COMMERCIAL DISTRICT TO "B-3" BUSINESS DISTRICT; NCB 8239, THE SOUTH 235' OF LOT 62 FROM "J" COMMERCIAL DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT ON PROPERTY BOUNDED BY WEST COMMERCE STREET ON THE NORTH, GENERAL MCMULLEN DRIVE

ON THE EAST, CASTROVILLE ROAD ON THE SOUTH AND S. W.
36TH STREET ON THE WEST. "THE PENALTY FOR VIOLATION
IS A FINE NOT TO EXCEED \$1,000.00."

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90-47 WAGE/FRINGE PROPOSAL - BUILDERS TRADE COUNCIL

The Clerk read a proposed ordinance adopting a wage/fringe proposal by the Builders Trade Council that would require amending Ordinance No. 71312 for construction workers on the Multipurpose Dome Facility Project; and allowing a change in current City policy which specifies that Department of Labor wage rates be utilized on all City capital improvement projects.

Dr. Henry Cisneros, Chairman of the Dome Advisory Committee (DAC), briefly explained the proposed Ordinance and presented the recommendation of his committee. He displayed a chart outlining the Building Trades Council's "Proposed Wage/Fringes" and the Department of labor standards, a copy of which is on file with the papers of this meeting. He then presented a historical background of the prevailing wage rate in use in San Antonio, first adopted by the City Council in the mid-1970's. He addressed the statistical problems of the proposed wages/fringes as deliberated by the Dome Advisory Committee, and spoke to that group's recommendations that the Department of Labor wage decision be modified for this project, and that the modification also will provide health benefits to all construction workers on the Dome project. He noted that, if the City Council approves the DAC recommendations, he would then have the DAC review where the money would come from.

Mr. Roland Lozano, Director of Dome Development, explained the City staff's position and the recommendation of the Dome Advisory Committee. He then presented a written statement, outlining the impact of this proposal. A copy of this statement is made a part of the papers of this meeting.

(At this point, Mayor Cockrell was obliged to leave the meeting. Mayor Pro Tem Vera presided.)

Mr. Lozano then spoke to the estimated \$2 million shortfall in funding for the lowering of Montana Street in connection with the Dome project, and noted that staff recommends against the DAC proposal.

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

Mr. Alex Briseno, City Manager, spoke of the stress placed upon

the proposed stadium construction budget by the DAC proposal, and the need to minimize the impact upon that budget. He stated his opinion that the DAC proposal would cost some \$2.3 million more than now currently estimated to construct the Domed Stadium.

Mr. Paul Reddy, Chairman of the Greater San Antonio Chamber of Commerce Dome Information Task Force, spoke to his group's concerns that the stadium be completed on time and on budget. He spoke against adoption of the DAC proposal until further review assures that the stadium will stay within budget.

Mr. Scott Faircloth, representing the Operating Engineers union, spoke to the importance of health insurance, and urged adoption of the DAC proposal.

Mr. R. W. "Billy" Gibbon, representing the Bricklayers Local, spoke to his contention that the average construction worker in San Antonio is only able to work some 1,500 hours each year, and he also addressed the high expense for health insurance. He spoke in support for the DAC proposal.

Mr. Jack Lopez, Incore, Inc., spoke against the DAC proposal and stated his belief that the Associated General Contractors health insurance proposal is best for stadium construction workers. He stated his opinion that the DAC proposal would adversely affect minority contractors who already are stressed by current City requirements.

Mr. Gerald D. Lyda, Jr., representing Lyda, Inc., contrasted merit-shop contractors with those using union labor, and spoke to the adverse impact of outside contractors on local contractors in relation to local construction projects, inasmuch as the outside contractors are attracted by higher San Antonio wage scales. He further noted that only 14 per cent of local construction workers in San Antonio are union workers.

Mr. Bob Salvatore, representing San Antonio Building Trades Council, spoke in support for the Department of labor base wage rate scale, plus the special fringe benefit rates for health insurance as proposed by the DAC. He spoke to the sporadic character of construction work in San Antonio and the high costs for health insurance care. He asked the Council to support the DAC proposal.

Mr. Don Harris, representing the Associated Builders and Contractors, spoke in objection to several comments made by Mr. Cisneros on this matter and urged the Council to retain the DOL figures currently on the books in San Antonio.

Mr. Gilbert Kissling, Business Manager for the Plumbers and Pipefitters Union, and President of the San Antonio AFL-CIO Council, spoke in support of the recommended fringe benefits for construction workers on

the Domed Stadium, including health insurance.

Mr. Gary Wilson, Executive Director, Associated General Contractors, urged the Council to keep the DOL rates intact and to reject the DAC proposal.

Mr. Richard M. Clancey, Associated General Contractors of Texas, stated that he feels the City would be setting a precedent if it adopted the DAC proposal.

Ms. Anita Kegley, President, Construction Services and representing the North San Antonio Chamber of Commerce, urged caution in adopting the DAC proposal, and spoke in support for retaining the current wage rates.

Mr. Harold Kunz, Kunz Construction Company, noted that this is an economic issue and expressed his belief that the Domed Stadium cannot be built for its estimated cost if additional costs are added to the total. He stated his opinion that a new wage survey is needed in San Antonio.

Mr. J.R. Ford, President, Davis Constructors, stated that the DOL wage scales adopted by the City of San Antonio are much higher than prevailing wages being paid in the city, and stated that workers compensation programs pay for injured construction workers.

Mayor Cockrell spoke in support for the DOL wage rates and against the DAC proposal for enhancements.

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

In response to a question by Mr. Thompson, Mr. Cisneros stated that if the wage rate is enhanced for construction of the Domed Stadium, cuts can be made elsewhere in the project to bring the stadium in on budget.

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

Mrs. Dutmer stated that she would prefer to postpone the issue in order to evaluate all sides.

Mrs. Dutmer made a motion to postpone voting on this matter until after the November 6, 1990 meeting of the Dome Advisory Committee. Ms. Berriozabal seconded the motion.

Mr. Labatt stated his opinion that the recommended package by DAC would increase the domed construction costs and set a precedent for future projects in the city, while at the same time, City employees have been without pay raises for a number of years. He stated he would be voting

against the DAC proposal.

Ms. Berriozabal noted that the Council's decision will be precedent-setting, if the DAC proposal is adopted, and stated her support for a postponement in order to get more information.

Mr. Wolff spoke to the possibility of using the City's health insurance plan to cover uncovered dome construction workers, and spoke of his willingness to look at options on the wage/fringe benefits package.

Following discussion, both maker and seconder of the pending main motion agreed to a friendly amendment to that motion, that the City Council would wait until after the next meeting of the Dome Advisory Committee November 6, 1990 to receive a City staff report on possible alternative health insurance packages; and that the Dome Advisory Committee and city staff would come back to the Council with those options to the proposed wage/fringe package.

Mr. Martinez spoke in support for the postponement and a re-look at the proposals, stating that he feels he must support health insurance coverage for construction workers on the dome.

Ms. Vera spoke in support for a chance to explore options in this matter.

Mayor Cockrell stated that the Council needs to keep in mind that San Antonio's prevailing wage scale is higher than either Houston or Dallas, and she spoke to her concerns for setting a precedent.

Direction was then given to City staff to go ahead and put out for bids a contract on steel work on the Domed Stadium, the same to be put out for bids November 5, 1990, after which time an addendum can be issued, if necessary.

Mr. Hasslocher spoke against the postponement.

After consideration, the motion to postpone the decision on this item until after November 6, 1990, prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Cockrell; NAYS: Labatt, Hasslocher; ABSENT: Webb.

Agenda Item 6 was postponed.

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90-47 SECOND PUBLIC HEARING: ANNEXATION OF ST. HEDWIG INDUSTRIAL DISTRICT, MG INDUSTRIES INDUSTRIAL DISTRICT, VOIGHT/FM 1604, SEGUIN ROAD, CEDAR CREEK.

Mayor Cockrell declared the Public Hearing to be open.

Mr. P. W. Waltz, Jr., 301 Lochaven, spoke in opposition to the proposed annexation of the Voight/1604 annexation area, since most of that area is undeveloped land. He stated his opinion that annexation would decrease the property's values.

Mrs. Dutmer spoke against any more annexation and spoke of the case of one property owner whose property was annexed into the City, then he lost his lower tax appraisal on agricultural uses for that land and now is faced with losing the property for non-payment of taxes.

There being no further citizens to speak on this matter, the Public Hearing was declared closed.

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90-47 The Clerk read the following Ordinance:

AN ORDINANCE 72,511

APPROVING THE REQUEST OF MAIN SHOW PROMOTION, INC., FOR CITY CO-SPONSORSHIP OF THE TEJAS TAKEOFF/NORTH AMERICAN CHAMPIONSHIPS OF THE BALLOON FEDERATION OF AMERICA TO BE HELD ON OCTOBER 23-28, 1990, FROM 5:00 A.M. TO 11:00 P.M. ON WESTOVER HILLS BOULEVARD AND CULEBRA ROAD; AND DECLARING AN EMERGENCY.

* * * *

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

Mr. Thompson spoke of the importance of this event to San Antonio.

Mr. Marco Mendiola, Main Show Promotions, briefly explained the event and invited Council members to take part.

Ms. Vera spoke of the need to provide EMS and other needed services.

Mr. Alex Briseno, City Manager, noted that this ordinance deals only with waiving the fees for providing four golf carts, and does not address EMS services, which are available for rapid response to the area, if necessary.

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



None; ABSENT: Webb, Hasslocher.

90-47 The Clerk read the following Ordinance:

AN ORDINANCE 72,512

AUTHORIZING THE PURCHASE OF AN ALL RISK BUILDERS' RISK INSURANCE POLICY THROUGH CRUM & FORSTER INSURANCE COMPANY AT A PREMIUM OF \$152,171.00 FOR THE MULTIPURPOSE DOME FACILITY PROJECT TO BE FUNDED BY THE VIA 1/2 CENT SALES TAX.

* * * *

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

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

90-47 The Clerk read the following Ordinance:

AN ORDINANCE 72,513

CLOSING A PORTION OF GRANT AVE. ON SATURDAY, OCTOBER 27, 1990, FROM 9:00 A.M. UNTIL 12:00 NOON, SO THAT IT MAY BE USED BY COUNCILWOMAN BERRIOZABAL FOR A FUNCTION AT HER HOME; AND DECLARING AN EMERGENCY.

* * * *

Mrs. Dutmer made a motion to approve the proposed Ordinance. Ms. Vera seconded the motion.

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

90-47 The Clerk read the following Ordinance:

AN ORDINANCE 72,514

AUTHORIZING THE ACCEPTANCE OF A \$340,000 GRANT FROM LEVI STRAUSS AND CO. TO PROVIDE ENHANCED EMPLOYMENT AND TRAINING SERVICES FOR DISLOCATED WORKERS FOR THE PERIOD OF NOVEMBER 1, 1990 THROUGH OCTOBER 31, 1991.

* * * *

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

Mr. Kevin Moriarty, Acting Director, Department of Economic and Employment Development, explained that these funds will provide for former Levi Straus workers in San Antonio.

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

90-47

CITIZENS TO BE HEARD

MR. WARNER R. BAXTER

Mr. Warner R. Baxter, 11506 Elm Bluff, stated that his property was damaged by cement stabilizer. He related the incident to the Council and what had transpired between city staff, the contractor and himself. He stated that after six weeks, V.K. Knowlton, the contractor, finally told him that they were not liable since the City Inspector had told him to do the project. After several discussions, the contractor stated that the insurance company had refused to pay and neither the contractor nor the city accepted responsibility.

In response to Mayor Cockrell, City Attorney Garza stated that the claim has been filed and now the matter can be given its special attention. He will attempt to get a resolution of the issue in an expedient manner.

Mr. Wolff stated that it's a case of the contractor blaming the city and the city blaming the contractor. He urged that it be handled expeditiously.

* * * *

MR. JESSE E. WRIGHT

Mr. Jesse E. Wright, 4403 Chesapeake Drive, played a cassette tape for the Council and stating that his constitutional rights were violated.

Mayor Cockrell reiterated statements she has made in this particular case.

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The City Council recessed at 7:25 P.M., reconvening in Regular Session at 8:05 P.M.

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90-47 The Clerk read the following Ordinance:

AN ORDINANCE 72,515

ACCEPTING A PROPOSAL IN THE AMOUNT OF \$7,500.00 FROM THE UNIVERSITY OF TEXAS AT SAN ANTONIO CENTER FOR ARCHAEOLOGICAL RESEARCH, FOR ADDITIONAL MITIGATION WORK ON PHASE II HISTORICAL/ARCHIVAL RESEARCH FOR THE MULTIPURPOSE DOME FACILITY SITE, TO BE FUNDED BY THE VIA 1/2 CENT SALES TAX.

* * * *

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

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

- - -

90-47 The Clerk read the following Ordinance:

AN ORDINANCE 72,516

ACCEPTING THE PROPOSAL OF HUGHES ASSOCIATES, INC. IN THE AMOUNT OF \$39,600.00 TO CONDUCT THE LIFE SAFETY EVALUATION REQUIRED BY THE NATIONAL FIRE PROTECTION ASSOCIATION LIFE SAFETY CODE HANDBOOK FOR THE MULTIPURPOSE DOME FACILITY TO BE FUNDED BY THE VIA 1/2 CENT SALES TAX; AUTHORIZING THE EXECUTION OF A

PROFESSIONAL SERVICES CONTRACT; AND PROVIDING FOR
PAYMENT.

* * * *

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

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

- - -
90-47 The Clerk read the following Ordinance:

AN ORDINANCE 72,517 .

.
ACCEPTING THE LOW QUALIFIED BID OF A.H. BECK, A LOCAL, NON-MINORITY FIRM, AND AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$1,191,995.00 WITH A CONTINGENCY OF \$119,199.50 FOR THE MULTIPURPOSE DOME FACILITY: FOUNDATIONS-PIERS, FUNDED BY THE 1/2 CENT VIA SALES TAX.

* * * *

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

In response to a question by Mr. Labatt, Mr. Roland Lozano, Director of Dome Development, explained that the bid received is higher than estimates for the work.

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

- - -
90-47 The Clerk read the following Ordinance:

AN ORDINANCE 72,518 .

.
AWARDING A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$55,000.00 TO BRYANT-McCLELLAND CONSULTANTS, TO PERFORM SLURRY WALL TESTING AND PIER.

INSPECTION ON THE MULTIPURPOSE DOME FACILITY
CONSTRUCTION, FUNDED BY THE 1/2 CENT VIA SALES TAX.

* * * *

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

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

90-47 The Clerk read the following Resolution:

A RESOLUTION NO. 90-47-58

APPROVING THE REPORT OF THE TEXAS MUNICIPAL LEAGUE (TML) LEGISLATIVE POLICY COMMITTEE AND THE RECOMMENDED PACKAGE OF FIFTY-EIGHT (58) LEGISLATIVE RESOLUTIONS TO BE SUBMITTED TO THE ENTIRE MEMBERSHIP AT ITS ANNUAL CONFERENCE IN CORPUS CHRISTI ON OCTOBER 24, 1990.

* * * *

Mr. Wing made a motion to approve the proposed Resolution. Ms. Berriozabal seconded the motion.

Mr. Labatt stated that he cannot vote on these resolutions, since he had not had enough time to review them.

Mr. Rolando Bono, Assistant City Manager, spoke to staff delays in getting these Resolutions to the City Council before this meeting because of manpower problems.

Mr. Lloyd Garza, City Attorney, drew Council's attention to several of the legislative resolutions proposed for Council's stance on each matter. He specifically discussed item 28, "Central Appraisal Districts", stating his opinion that passage of this particular legislation by the State Legislature could delay the reporting of tax rolls to cities. He also discussed item 5, "Redemption Periods", a matter dealing with ad valorem taxes, the taking of properties for non-payment of taxes, and the reduced right of the homeowner to reclaim his or her properties.

A discussion then took place concerning the annual meeting of the City Council with state legislators from Bexar County to discuss new legislation and specifically, the Council's legislative package.

Mr. Garza also outlined details of item 21, "Boundary Change/City Elections", which deals with City boundary changes by annexation or dis-annexation within five months of a City election. He stated that the proposed legislation would have the effect of forbidding newly-annexed City residents from voting in City elections for a period of five months from that annexation, and he stated his opinion that the legislation, if so, is legally-questionable.

A discussion of the entire package of TML resolutions was discussed, after which the City Council concurred with the recommendations of City staff relative to either support or opposition to each particular legislative item. It also was decided by informal Council consensus that Mayor Cockrell would be the credential-carrying and voting member for the City of San Antonio concerning these legislative resolutions, with the Mayor Pro Tem as the alternate.

City Council expressed its opposition to items 21 and 28, while Mr. Martinez expressed concern for item 5.

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

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90-47 TRAVEL AUTHORIZATION - granted:

Mayor Lila Cockrell to travel to Monterey, Mexico from October 19, 1990 to October 20, 1990, to promote "Cuatro Caminos" Conference, for the Regional Economic Development Between Participant Cities.

Mayor Cockrell explained the conference to be attended in Mexico.

Mr. Thompson asked her to insure that the matter of new rail-links between San Antonio and Monterrey be considered.

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90-47 TRAVEL AUTHORIZATIONS - granted

Mayor Lila Cockrell to travel to Corpus Christi, Texas from October 24, 1990 to October 27, 1990, to attend the Texas Municipal League Conference.

* * * *

Councilwoman Helen Dutmer to travel to Corpus Christi, Texas, from October 24, 1990 to October 27, 1990 to attend the Texas Municipal League Conference.

* * * *

Councilman Joe Webb to travel to Corpus Christi, Texas, from October 25, 1990 to October 29, 1990 to attend the Texas Municipal League Conference.

* * * *

Councilman James C. Hasslocher to travel to Corpus Christi, Texas from October 24, 1990 to October 27, 1990 to attend the Texas Municipal League Conference.

* * * *

Councilwoman Yolanda Vera to travel to Corpus Christi, Texas from October 25, 1990 to October 27, 1990 to attend the Texas Municipal League Annual Conference.

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90-47

CHARTER REVIEW COMMITTEE

Mayor Cockrell distributed to other Council members a packet of results of selections made thus far for the Charter Review Committee. She then put forth three names as nominations to fill the three available committee slots for "technical expertise".

During discussion, other Council members made five additional nominations for the "technical expertise" committee slots.

These names will be formally acted upon in a couple of weeks.

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90-47

The Clerk read the following Ordinance:

AN ORDINANCE 72,519

AUTHORIZING APPLICATION FOR AND ACCEPTANCE OF A GRANT OF \$26,401.00 FROM LEVI STRAUSS FOUNDATION FOR USE AS A MATCHING AMOUNT FOR A \$64,000.00 DEPARTMENT

OF DEFENSE PROCUREMENT OUTREACH PROGRAM GRANT, AND
APPROPRIATING FUNDS.

* * * *

Ms. Berriozabal made a motion to approve the proposed Ordinance.
Mr. Wolff seconded the motion.

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

90-47 The Clerk read the following Ordinance:

AN ORDINANCE 72,520

AUTHORIZING APPLICATION FOR AND ACCEPTANCE OF A
\$64,000 GRANT FROM THE DEPARTMENT OF DEFENSE TO BE
USED FOR A PROCUREMENT OUTREACH PROGRAM OPERATED IN
THE DEPARTMENT OF ECONOMIC AND EMPLOYMENT
DEVELOPMENT, AUTHORIZING EXECUTION OF A GRANT
AGREEMENT, AND APPROPRIATING SAID FUNDS.

* * * *

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

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

90-47 DISCUSSION ON PLANNING FOR EXPANDED UTILIZATION OF SAN ANTONIO
AVIATION FACILITIES

Mr. Wolff briefly outlined the recommendations he is making
to the City Council. A copy of those recommendations are made a part of
the papers of this meeting.

Mayor Cockrell spoke of a meeting held earlier this summer
concerning airport development and discussions held relative to
International Airport and Stinson Airport. She also asked the City

Manager to, in addition, look at the possible effects of location of the new East-West Parkway routing on International Airport and airport development there, in general.

Mr. Wing spoke to the importance of aircraft maintenance in and around San Antonio as one example of new economic development in the city. He noted that it might be possible to utilize skilled aircraft workers in this area, should their military jobs be adversely affected.

Mr. Alex Briseno, City Manager, stated that he agrees that a new update is needed.

Mr. Michael Kutchins, Director of Aviation, spoke of studies already underway and planned, concerning airport development, and discussed a new Federal Aviation Administration (FAA) initiative being sought for San Antonio at this time.

Mr. Rolando Bono, Assistant City Manager, stated that he would report back to the City Council concerning a timetable for completion of these requests, probably within a week.

It was the informal concensus of the City Council to direct staff, through the City Manager, to proceed as requested.

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90-47 The Regular Meeting recessed at 9:17 P.M. to convene in informal "B" Session concerning the Dislocated Workers Program.
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90-47 There being no further business to come before Council, the meeting was adjourned at 9:40 P.M.

A P P R O V E D

Lila Cockrell

M A Y O R

ATTEST

Arme S. Rodriguez
C i t y C l e r k

October 18, 1990
jd/alh