

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, SEPTEMBER 24, 1992.

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

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92-40 Invocation - Pastor Tom Williams, Temple Baptist Church.

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92-40 Pledge of Allegiance to the flag of the United States.

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92-40 Minutes of the August 20, 1992 Regular City Council Meeting were approved.

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92-40 "SALUTE TO COMMUNITY SERVICE WEEK"

Mayor Wolff spoke briefly to details of "Salute To Community Service Week", and noted the presence in the audience of Mr. Gregg Petersmeyer, Director of the White House Office of National Service; and Ms. Maria Ferrier, National Director of Bilingual Education and Minority Languages Affairs, U.S. Department of Education. He also welcomes others in the party, including representatives of the Lone Star Showcase and Salute to Community Service.

Mayor Wolff then read the formal proclamation designating "Salute to Community Service Week" in San Antonio and presented it to the delegation.

Mayor Wolff then read and presented the formal proclamation designating Mr. Petersmeyer an Alcalde de La Villita, and also presented him with a special San Antonio necktie.

Mr. Petersmeyer thanked the Mayor and City Council for the proclamations and the honor of being named honorary Mayor of San Antonio, and thanked the city of San Antonio for being host next week to the "Lone Star Showcase", honoring those involved in community service. He spoke briefly of his work at the White House as Director of the Office of National Service, and spoke to the good work performed by Mr. Robert Marbut, Jr. while serving as a White House Fellow, working in Mr. Petersmeyer's office.

Mr. Labatt noted that Ms. Ferrier, a San Antonian, was one of President Bush's "Points of Light" while teaching at Nimitz Middle School, and he spoke of her current work with bilingual education in Washington, D.C.

Mr. Petersmeyer spoke to her work with the Secretary of Education.

Mr. Larson noted that San Antonio is home to seven separate "Points of Light" as designated by President Bush, and he addressed the spirit of volunteerism throughout the nation.

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"SAN FERNANDO HEALTH FAIR DAY"

Mayor Wolff introduced Dr. Gilberto Aguirre, Chairman of the San Fernando Health Fair Day, and Co-Chairmen Drs. Daniel Juarez and Arturo Centeno, as well as other members of the event's steering committee. He also spoke to the presence in the audience of Ms. Laura Vaccaro and Ms. Linda McClung, both representing Santa Rosa Health Care.

Mayor Wolff then read the formal proclamation designating "San Fernando Health Fair Day" in San Antonio, and presented it to representatives of the delegation.

Dr. Aguirre thanked the Mayor and City Council for the proclamation and spoke to the very successful health screenings performed at the Fair last year. He spoke briefly to details of this year's Fair and of his hopes that it will reach some 5,000 San Antonians this year.

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CONSENT AGENDA

Ms. Vera made a motion to approve Agenda Items 11 through 64, constituting the Consent Agenda, with the exception of item 39, earlier removed from consideration by the City Manager. Ms. Billa Burke seconded the motion.

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

AN ORDINANCE 76,523

ACCEPTING THE PROPOSAL OF LEGENT CORPORATION TO FURNISH THE CITY OF SAN ANTONIO INFORMATION SERVICES DEPARTMENT WITH DISC MANAGEMENT SOFTWARE MAINTENANCE RENEWAL FOR A TOTAL OF \$4,330.00.

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AN ORDINANCE 76,524

ACCEPTING THE LOW BID OF ACCU-RITE ROOFING/ROOFING & METAL, INC./PAN AMERICAN DISTRIBUTORS TO FURNISH THE CITY OF SAN ANTONIO PARKS AND RECREATION DEPARTMENT WITH ROOF REPAIRS AT THE JOHN TOBIN CENTER FOR A TOTAL OF \$4,995.00.

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AN ORDINANCE 76,525

ACCEPTING THE LOW BID OF ALAMO AREA CONSTRUCTION TO FURNISH THE CITY OF SAN ANTONIO PARKS AND RECREATION DEPARTMENT WITH RENOVATIONS TO THE PLAZA JUAREZ LADIES RESTROOM AT LA VILLITA FOR A TOTAL OF \$17,674.00.

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AN ORDINANCE 76,526

ACCEPTING THE LOW QUALIFIED BID OF ALAMO RESTAURANT & REFRIGERATION EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO HEALTH DEPARTMENT WITH A WALK-IN COOLER FOR A TOTAL OF \$6,797.00.

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AN ORDINANCE 76,527

ACCEPTING THE LOW QUALIFIED BIDS OF HYMAN CORPORATE FURNISHINGS, HUNT OFFICE EQUIPMENT, LOOKS FURNITURE SALES & LEASING, BUSINESS ENTERPRISES AND MARSHALL

CLEGG ASSOCIATES TO FURNISH THE CITY OF SAN ANTONIO HEALTH DEPARTMENT WITH FURNITURE FOR A TOTAL OF \$19,860.26.

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AN ORDINANCE 76,528 .

ACCEPTING THE LOW QUALIFIED BIDS OF LOOKS FURNITURE SALES & LEASING, DIAMOND INTERIORS, AND HYMAN CORPORATE FURNISHINGS TO FURNISH THE CITY OF SAN ANTONIO COMMUNITY DEVELOPMENT DEPARTMENT WITH FURNITURE FOR A TOTAL OF \$8,272.71.

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AN ORDINANCE 76,529 .

RATIFYING AND CONFIRMING ALL ACTIONS TAKEN BY CITY STAFF IN ACCEPTING THE PROPOSAL OF CURLY'S ALL PRO PROFESSIONAL PLUMBING REPAIR IN THE AMOUNT OF \$9,891.69 FOR EMERGENCY REPAIR OF A COLLAPSED SEWER LINE AT THE CITY OF SAN ANTONIO CONVENTION FACILITIES AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 76,530 .

ACCEPTING THE LOW BID OF OSHKOSH TRUCK CORPORATION TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH AN AIRPORT RESCUE AND FIREFIGHTING VEHICLE FOR A TOTAL OF \$430,617.00.

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AN ORDINANCE 76,531 .

ACCEPTING THE LOW, QUALIFIED BID OF TEXAS MINI BUS, INC. TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH A SHUTTLE BUS FOR A TOTAL OF \$41,281.00.

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AN ORDINANCE 76,532 .

ACCEPTING THE LOW QUALIFIED BID OF ANCIRA WINTON CHEVROLET, INC. TO FURNISH THE CITY OF SAN ANTONIO

FIRE DEPARTMENT WITH A STEP VAN FOR A TOTAL OF \$33,428.00.

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AN ORDINANCE 76,533

RATIFYING AND CONFIRMING ALL ACTIONS TAKEN BY CITY STAFF IN ACCEPTING THE PROPOSALS OF CARRIER CORPORATION AND WARD SYSTEMS FOR THE EMERGENCY REPAIR OF THE AIR CONDITIONING SYSTEM AT THE SAN ANTONIO POLICE TRAINING ACADEMY IN THE AMOUNT OF \$14,063.96; REVISING THE BUDGET AND AUTHORIZING PAYMENT.

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AN ORDINANCE 76,534

ACCEPTING THE LOW BIDS OF VARIOUS VENDORS TO FURNISH THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES INCLUDING ELECTRONIC PARTS, MAINTENANCE AGREEMENTS, AND MEDICAL SUPPLIES FOR THE 1992-93 FISCAL YEAR FOR APPROXIMATELY \$1,365,000.00.

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AN ORDINANCE 76,535

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT WITH ALICE ROOFING AND SHEET METAL, INC. IN THE AMOUNT OF \$52,145.00 FOR REPAIR OF THE LIONS FIELD COMMUNITY CENTER ROOF; AUTHORIZING \$10,855.00 FOR CONSTRUCTION CONTINGENCIES; AUTHORIZING THE TRANSFER OF FUNDS; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 76,536

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$35,000.00 WITH STEVENS CONTRACTING FOR THE WEATHERIZATION OF THE SAN PEDRO PLAYHOUSE; AUTHORIZING \$7,000.00 FOR A CONSTRUCTION CONTINGENCY; AUTHORIZING THE TRANSFER OF FUNDS; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 76,537 .

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 4
IN THE AMOUNT OF \$20,386.04 TO THE CONTRACT WITH SAN
ANTONIO CONSTRUCTORS, INC. IN CONNECTION WITH THE
HI LIONS DRAINAGE PROJECT NO. 80, PHASE I;
APPROPRIATING G.O. DRAINAGE BOND FUNDS; AND
PROVIDING FOR PAYMENT.

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AN ORDINANCE 76,538 .

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 7
IN THE AMOUNT OF \$48,145.00 TO THE CONTRACT WITH
VALEMAS, INC. IN CONNECTION WITH THE POLICE
HEADQUARTERS RENOVATION PROJECT, PACKAGE 4;
APPROPRIATING CRIME PREVENTION BOND FUNDS; AND
PROVIDING FOR PAYMENT.

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AN ORDINANCE 76,539 .

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 1
IN THE AMOUNT OF \$21,737.00 TO THE CONTRACT WITH
YANTIS CORP. IN CONNECTION WITH THE CONCRETE
CHANNEL REPAIRS-1992 PROJECT; AUTHORIZING A
CONSTRUCTION CONTINGENCY IN THE AMOUNT OF
\$49,512.78; APPROPRIATING SPECIAL REVENUE RESERVE
FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 76,540 .

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT
IN THE AMOUNT OF \$1,417,854.70 WITH V.K. KNOWLTON
PAVING CONTRACTOR, INC.; AUTHORIZING \$70,892.73 FOR
CONSTRUCTION CONTINGENCIES AND \$250.00 FOR
ADVERTISING EXPENSES; APPROPRIATING G.O. BOND
FUNDS; AND PROVIDING FOR PAYMENT ALL IN CONNECTION
WITH THE NORTH FLORES STREET PROJECT NO. 35, PHASE
I, 35Y MYRTLE STREET.

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AN ORDINANCE 76,541 .

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES
CONTRACT IN THE AMOUNT OF \$27,100.00 WITH GROVES &
ASSOCIATES, INC. FOR ARCHITECTURAL AND ENGINEERING
SERVICES; AUTHORIZING \$2,700.00 FOR MISCELLANEOUS

CONTINGENCY EXPENSES, \$250.00 FOR ADVERTISING EXPENSES AND \$69,500.00 FOR CONSTRUCTION CONTINGENCIES ALL IN CONNECTION WITH THE GROWDON ROAD VEHICLE STORAGE FACILITY; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 76,542

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT, IN THE AMOUNT OF \$27,803.00, WITH W.E. SIMPSON COMPANY, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE AIRCRAFT STRIPPING AND PAINTING FACILITY PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING \$2,708.00 FOR AN ENGINEERING CONTINGENCY ACCOUNT; AUTHORIZING \$1,000.00 FOR ADVERTISING EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 76,543

ACCEPTING THE LOW QUALIFIED BID OF J.D.K. CONSTRUCTION IN THE AMOUNT OF \$42,222.00 FOR THE RECONSTRUCTION OF A RESTROOM STRUCTURE IN PADRE PARK; AUTHORIZING A \$6,000.00 CONSTRUCTION CONTINGENCY ACCOUNT; AUTHORIZING TRANSFER OF FUNDS FROM THE SPECIAL REVENUE RESERVE FUND TO COVER COSTS OF SAID PROJECT; APPROPRIATING FUNDS; AND AUTHORIZING PAYMENT.

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AN ORDINANCE 76,544

RATIFYING THE ACTIONS OF CITY STAFF IN AUTHORIZING ADDITIONAL WATER/SOIL TESTING AND AMENDING A CONTRACT WITH SOUTHWESTERN LABORATORIES, INC. FOR AN ADDITIONAL \$5,307.03 IN CONNECTION WITH THE VEHICLE AND RADIO MAINTENANCE FACILITY PROJECT; APPROPRIATING 1987 G.O. CRIME PREVENTION BOND FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 76,545

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$9,754.00 OUT OF GENERAL OBLIGATION BONDS; ACQUIRING TITLE TO

TWO PARCELS AND PAYING FOR TITLE CHARGES IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT #80; ACQUIRING TITLE TO A PARCEL IN CONNECTION WITH THE F.M. 1517 (ECKHERT ROAD) PROJECT - S.H. 16 TO HUEBNER ROAD; AND ACQUIRING A PERMANENT EASEMENT AND A TEMPORARY EASEMENT IN CONNECTION WITH THE GUADALUPE GARDENS DRAINAGE PROJECT.

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AN ORDINANCE 76,546

AUTHORIZING THE EXECUTION OF A CONTRACT WITH ATTENTIVE HEALTH SERVICES, INC. TO PROVIDE NURSING SERVICES INVOLVING THE SCREENING AND OBSERVATION OF DETAINEES IN THE CITY PUBLIC INEBRIATE HOLDING FACILITY AT AN ANNUAL COST NOT TO EXCEED \$400,816.00; AND AUTHORIZING THE PAYMENT OF UP TO \$25,000.00 TO PHYSICIANS TO PROVIDE ON-CALL MEDICAL SERVICE FOR THE PUBLIC INEBRIATE HOLDING FACILITY.

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AN ORDINANCE 76,547

AUTHORIZING THE NEGOTIATION OF AN EMERGENCY SHELTER GRANT IN THE AMOUNT OF \$355,000.00 FOR THE REPAIR OF THE SAN ANTONIO METROPOLITAN MINISTRY (SAMM) CENTER, FOR RENOVATION OF THE SAMM COMMUNITY MINISTRIES CENTER, FOR THE OPERATION AND MAINTENANCE OF THE DWYER AVENUE CENTER, FOR PROVISION OF ESSENTIAL SERVICES TO THE HOMELESS, FOR THE PROVISION OF HOMELESS PREVENTION SERVICES, AND FOR THE ADMINISTRATION OF THESE PROGRAM ACTIVITIES; AUTHORIZING MATCHING FUNDS IN THE AMOUNT OF \$355,000.00; APPROVING A BUDGET; AND APPROVING A PERSONNEL COMPLEMENT.

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AN ORDINANCE 76,548

AUTHORIZING THE NEGOTIATION OF A GRANT IN THE AMOUNT OF \$96,674.00 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR A FAIR HOUSING INITIATIVES PROGRAM; APPROVING A BUDGET; AND APPROVING A PERSONNEL COMPLEMENT.

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AN ORDINANCE 76,549

AUTHORIZING THE NEGOTIATION OF A GRANT IN THE AMOUNT OF \$250,00.00 FROM THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE HOMELESS FAMILIES SUPPORT SERVICES DEMONSTRATION PROJECT; APPROVING A BUDGET; AND APPROVING A PERSONNEL COMPLEMENT.

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AN ORDINANCE 76,550

RATIFYING A TEN YEAR INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE SAN ANTONIO HOUSING AUTHORITY TO PROVIDE HOUSING ASSISTANCE PAYMENTS UNDER THE MODERATE REHABILITATION PROGRAM FOR 88 SINGLE ROOM OCCUPANCY UNITS FOR HOMELESS INDIVIDUALS LOCATED AT THE DWYER AVENUE CENTER.

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AN ORDINANCE 76,551

AMENDING ORDINANCE #74360 TO AUTHORIZE THE ACCEPTANCE OF AN ADDITIONAL \$19,235 GRANT AWARD OF \$1,216,481.00 FOR FY '92, FROM THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE COMMUNITY ACTION PROGRAM; AND APPROVING AN AMENDED BUDGET AND PERSONNEL COMPLEMENT.

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AN ORDINANCE 76,552

AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO APPLY FOR AND ACCEPT A GRANT IN THE AMOUNT OF \$25,000.00 FOR THE OPERATION OF THE SUBSTITUTE PROVIDER REFERRAL PROJECT; AUTHORIZING MATCHING FUNDS IN THE AMOUNT OF \$8,333.00 FOR A TOTAL PROJECT OF \$33,333.00 APPROVING A BUDGET; AND, APPROVING A PERSONNEL COMPLEMENT.

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AN ORDINANCE 76,553

AMENDING ORDINANCE #76233 TO AUTHORIZE THE ACCEPTANCE OF \$442,000.00 FOR THE COMPREHENSIVE EARLY CHILDHOOD DEVELOPMENT (CECD) PROJECT IN CHILD CARE DEVELOPMENT BLOCK GRANT FUNDS FROM THE TEXAS DEPARTMENT OF HUMAN SERVICES (TDHS); AUTHORIZING THE EXECUTION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$27,810.00 WITH DEPENDENT CARE MANAGEMENT

GROUP (DCMG) FOR THE PROVISION OF VENDOR MANAGEMENT SERVICES; AUTHORIZING ONE ADDITIONAL STAFF POSITION; AND AMENDING THE CHILD CARE MANAGEMENT SERVICES (CCMS) BUDGET FOR A NEW TOTAL OF \$20,480,068.

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AN ORDINANCE 76,554

AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE NATIONAL OASIS PROGRAM TO CONTINUE THE SAN ANTONIO OLDER ADULT SERVICES & INFORMATION SYSTEM (OASIS) PROJECT; AND AUTHORIZING PAYMENT OF UP TO \$15,000.00 TO THE SANTA ROSA HEALTH CARE CORPORATION, THE LOCAL PROJECT ADMINISTRATOR, FOR THE ADMINISTRATION OF THE PROJECT.

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AN ORDINANCE 76,555

AUTHORIZING THE CITY MANAGER TO APPLY FOR AND ACCEPT A GRANT IN THE AMOUNT OF \$1,216,481.00 FROM THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE CONTINUATION OF THE COMMUNITY ACTION PROGRAM FOR FY 92-93; APPROVING A BUDGET AND PERSONNEL COMPLEMENT; AUTHORIZING THE EXECUTION OF DELEGATE AGENCY CONTRACTS WITH THE SAN ANTONIO FOOD BANK FOR \$35,000.00, PROJECT FREE FOR \$200,000.00, AND THE SAMM HOUSING CORPORATION FOR \$10,000.00; AUTHORIZING THE LEASE OF SPACE; AUTHORIZING THE PAYMENT OF MEMBERSHIP DUES TO THE TEXAS ASSOCIATION OF COMMUNITY ACTION AGENCIES; AND AUTHORIZING REVISIONS TO THE COMMUNITY ACTION ADVISORY BOARD BY-LAWS AS REQUIRED BY TDHCA ISSUANCE #90-2.1.

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AN ORDINANCE 76,556

AUTHORIZING THE ACCEPTANCE OF A GRANT OF \$58,949.00 FROM THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE CONTINUATION OF THE STEWARD B. MCKINNEY EMERGENCY COMMUNITY SERVICES HOMELESS GRANT PROGRAM TO PROVIDE COMPREHENSIVE SOCIAL SERVICES TO HOMELESS INDIVIDUALS; ADOPTING A PROGRAM PLAN; APPROPRIATING FUNDS; AND APPROVING A BUDGET AND PERSONNEL COMPLEMENT FOR THE PERIOD MARCH 1, 1992 THROUGH FEBRUARY 28, 1993.

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AN ORDINANCE 76,557

AUTHORIZING THE CITY MANAGER TO NEGOTIATE FOR A GRANT IN THE AMOUNT OF \$90,000.00 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR THE HUD COUNSELING PROGRAM; AUTHORIZING A MATCHING CONTRIBUTION; ADOPTING A BUDGET; AND APPROVING A PERSONNEL COMPLEMENT.

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AN ORDINANCE 76,558

AUTHORIZING AN APPLICATION FOR AND ACCEPTANCE OF THE REAUTHORIZATION GRANT FROM ACTION FOR VOLUNTEERS IN SERVICE TO AMERICA (VISTA).

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AN ORDINANCE 76,559

AUTHORIZING THE TRANSFER OF FUNDS IN THE AMOUNT OF \$21,000.00 FROM THE 1992 COMMUNITY INITIATIVES BUDGET TO THE DWYER AVENUE CENTER PROJECT ACCOUNT IN PUBLIC WORKS.

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AN ORDINANCE 76,560

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT IN AN AMOUNT NOT TO EXCEED \$8,500.00 WITH S&C ADVERTISING AND PUBLIC RELATIONS FOR THE DEVELOPMENT OF MARKETING MATERIALS FOR THE ECONOMIC DEVELOPMENT DEPARTMENT; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 76,561

AUTHORIZING THE EXPENDITURE OF \$3,000.00 PAYABLE TO THE URBAN LIBRARIES COUNCIL TO SUPPORT THE NEW DIRECTIONS INITIATIVE FOR RESEARCH AND COMPILATION OF INFORMATION ON A VARIETY OF TOPICS RELEVANT TO LARGE URBAN PUBLIC LIBRARIES.

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AN ORDINANCE 76,562

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH AUTOMATIC DATA PROCESSING (ADP OF SAN ANTONIO)

TO PROVIDE AUDIT AND CLAIMS ADMINISTRATION SERVICES FOR THE PERIOD OCTOBER 1, 1992, THROUGH DECEMBER 31, 1993, AT AN ESTIMATED COST OF \$20,473.50.

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AN ORDINANCE 76,563

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH THE GREATER SAN ANTONIO SAFETY COUNCIL TO PROVIDE INSTRUCTIONAL COURSES IN DEFENSIVE DRIVING, ATTITUDINAL DYNAMICS OF DRIVING, FIRST AID, CARDIO-PULMONARY RESUSCITATION, AND OCCUPATIONAL SAFETY AND HEALTH TRAINING FOR THE PERIOD OCTOBER 1, 1992 THROUGH SEPTEMBER 30, 1993 AT A COST NOT TO EXCEED \$25,000.00.

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AN ORDINANCE 76,564

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH LINDSEY AND MORDEN, INC. TO PROVIDE THIRD PARTY CLAIMS ADJUSTING SERVICES FOR THE CITY'S WORKERS' COMPENSATION PROGRAM FOR THE PERIOD OCTOBER 1, 1992, THROUGH SEPTEMBER 30, 1993, AT AN ESTIMATED COST OF \$625,000.00.

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AN ORDINANCE 76,565

AUTHORIZING THE PURCHASE OF A COMMERCIAL CRIME POLICY PROVIDING FOR BLANKET EMPLOYEE DISHONESTY, FORGERY/ALTERATION, AND THEFT BY DISAPPEARANCE COVERAGES AT A COST OF \$6,875.00 FOR THE PERIOD OCTOBER 1, 1992, THROUGH SEPTEMBER 30, 1993.

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AN ORDINANCE 76,566

AUTHORIZING A THREE MONTH POLICY EXTENSION FOR HELICOPTER LIABILITY AND HULL DAMAGE INSURANCE, WHICH PROVIDES PHYSICAL DAMAGE AND LIABILITY INSURANCE PROTECTION FOR THE OPERATION OF THE POLICE DEPARTMENT'S HELICOPTERS, FOR THE PERIOD OCTOBER 1, 1992, THROUGH DECEMBER 31, 1992, AT A PREMIUM COST OF \$12,500.00.

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AN ORDINANCE 76,567

AUTHORIZING A THREE MONTH POLICY EXTENSION FOR AIRPORT LIABILITY INSURANCE, WHICH PROVIDES LIABILITY PROTECTION FOR AVIATION ACTIVITIES OF THE SAN ANTONIO INTERNATIONAL AIRPORT, STINSON MUNICIPAL AIRPORT, AND DEL RIO (MARINA) HELIPORT, FOR THE PERIOD OCTOBER 1, 1992, THROUGH DECEMBER 31, 1992 AT A PREMIUM OF \$25,120.00.

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AN ORDINANCE 76,568

AUTHORIZING A THREE MONTH POLICY EXTENSION FOR THE CITY'S SELF-INSURANCE POLICY, WHICH INCLUDES PROPERTY, COMMERCIAL GENERAL LIABILITY, COMPREHENSIVE AUTOMOBILE LIABILITY, PUBLIC OFFICIALS LIABILITY, MEDICAL MALPRACTICE, AND POLICE PROFESSIONAL RISK COVERAGE, FOR THE PERIOD OCTOBER 1, 1992 THROUGH DECEMBER 31, 1992 AT A PREMIUM OF \$395,000.00.

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AN ORDINANCE 76,569

AUTHORIZING THE PURCHASE OF A PUBLIC OFFICIALS BOND IN THE AMOUNT OF \$1,000,000.00 FOR THE CITY'S FINANCE DIRECTOR FOR THE PERIOD OCTOBER 1, 1992 THROUGH SEPTEMBER 30, 1993 AT A PREMIUM OF \$3,500.00.

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AN ORDINANCE 76,570

RATIFYING THE PURCHASE OF A PUBLIC OFFICIALS BOND IN THE AMOUNT OF \$1,000,000.00 FOR THE CITY'S ASSISTANT FINANCE DIRECTOR FOR THE PERIOD JULY 27, 1992, THROUGH JULY 27, 1993, AT A PREMIUM OF \$3,500.00.

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AN ORDINANCE 76,571

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE TEXAS MUNICIPAL LEAGUE WORKERS' COMPENSATION JOINT INSURANCE FUND TO PROVIDE CLAIM AUDITS, CLAIMS MANAGEMENT OF RUN-OFF CLAIMS,

COMPUTER CLAIMS SERVICES, AND CONSULTING SERVICES FOR THE PERIOD OCTOBER 1, 1992, THROUGH SEPTEMBER 30, 1993, AT AN ESTIMATED COST OF \$35,000.00.

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AN ORDINANCE 76,572

AUTHORIZING THE CITY OF SAN ANTONIO TO RENEW THE CONTRACT WITH MEDICAL AUDIT CONSULTANTS, INC., WITH SOME MODIFICATIONS, TO CONDUCT MEDICAL BILL AUDITS FOR THE CITY'S BENEFITS AND WORKERS' COMPENSATION PROGRAMS FOR THE PERIOD OCTOBER 1, 1992 THROUGH DECEMBER 31, 1994, AT AN ESTIMATED COST OF \$150,000.00.

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AN ORDINANCE 76,573

ACCEPTING AN AIRPORT IMPROVEMENT PROGRAM GRANT, IN THE AMOUNT OF \$300,000.00 FROM THE FEDERAL AVIATION ADMINISTRATION IN SUPPORT OF THE PURCHASE OF AN AIRCRAFT RESCUE AND FIRE FIGHTING VEHICLE FOR SAN ANTONIO INTERNATIONAL AIRPORT; APPROVING A BUDGET FOR THE PROJECT; AND APPROPRIATING FUNDS.

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AN ORDINANCE 76,574

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES TRAINING AGREEMENT WITH OFF-SHOOTS TRAINING INSTITUTE IN THE AMOUNT OF \$6,750.00 TO TRAIN FIFTEEN SAN ANTONIO POLICE DEPARTMENT FIREARMS INSTRUCTORS IN SEMI-AUTOMATIC-FIREARMS QUALIFICATION PROCEDURES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 76,575

AUTHORIZING THE TEMPORARY CLOSURE OF A PORTION OF CLOWER STREET, BETWEEN BRAD STREET AND IH-10 ACCESS ROAD, FROM 6:00 A.M. TO MIDNIGHT ON SUNDAY, OCTOBER 4, 1992, IN ORDER FOR ST. MARY MAGDALEN CHURCH TO HOLD A CHURCH FESTIVAL.

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

92-40 The Clerk read the following Ordinance:

AN ORDINANCE 76,576

ESTABLISHING A SPECIAL FIRE RECORDS SEARCH FEE OF \$3.00 PER REQUEST AND AN ENVIRONMENTAL RESEARCH FEE OF \$25.00 PER REQUEST PLUS THE COST OF OFF-SITE RESEARCH BY THE FIRE DEPARTMENT IN CONNECTION WITH CERTAIN RECORDS.

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Ms. Billa Burke made a motion to approve the proposed Ordinance. Mr. Solis seconded the motion.

Mr. Jimmie Contreras, San Antonio Fire Department, explained the proposed new Fire Department research fee schedule, noting the recent surge in environmental research into various local properties.

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

92-40 The Clerk read the following Ordinance:

AN ORDINANCE 76,577

AMENDING PRIOR APPROPRIATIONS; CLOSING ACCOUNTING RECORDS IN CERTAIN FUNDS; CARRYING FORWARD CERTAIN APPROPRIATIONS; APPROPRIATING FUNDS FOR REQUIREMENTS IN CITY PROJECTS AND DEPARTMENTS; AND APPROPRIATING CERTAIN CAPITAL PROJECT FUNDS.

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

Mr. George K. Noe, Director of Management Services, noted that this is an annual ordinance performing a number of budget year-end functions, including carrying forward certain funds into the new fiscal year.

In response to a question by Ms. Ayala, Mr. Noe noted that committed bond funds remain in the budget, from year to year, and he addressed certain capital improvement projects being closed out with passage of this proposed ordinance. He noted that capital improvements bond funds remain in a "bond account".

Ms. Ayala spoke to the need for maintaining surplus bond funds for use with other projects, and asked to be supplied with a list of closed bond accounts involved in this proposed ordinance.

Dr. Thornton asked to be supplied with the summary of account balances being carried forward.

A brief discussion ensued concerning the exact data requested by Ms. Ayala and Dr. Thornton.

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

92-40 The Clerk read the following Ordinance:

AN ORDINANCE 76,578

AUTHORIZING THE DIRECTOR OF FINANCE TO WRITE OFF CERTAIN DELINQUENT ACCOUNTS RECEIVABLE OF VARIOUS CITY FUNDS AT SEPTEMBER 30, 1992, FOR THE CLOSE OF THE FISCAL YERA 1991-92.

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

Ms. Nora Chavez, Director of Finance, noted that this proposed ordinance is the annual "writeoff" action and noted that, even though the recommended accounts are being "written off", collection efforts will continue on each of them.

In response to a question by Mr. Labatt, Mr. Oscar Perez, Special Projects Officer, addressed the \$300,000.00 Letter of Credit put up by the San Antonio Development Agency in connection with the Vista Verde project; the subsequent backrupcy of the developer; and the City's request for reimbursement of the \$300,000.00 in municipal funds. He then discussed SADA's plans to provide in-kind services to the City in lieu of repaying that sum.

Mr. Alex Briseno, City Manager, briefly described the history of this matter.

Ms. Chavez noted that SADA desires to repay the \$300,000.00 by providing in-kind services.

A discussion then ensued concerning how to approach SADA for these funds and how to pursue repayment of the Letter of Intent.

Mr. Oscar Perez noted that SADA has been performing certain work on Vista Verde matters for some three years at no reimbursement from the City.

In response to a question by Mr. Labatt, Mr. Joe Rodriguez, Acting Director of Public Works, spoke to the debt owed to the City for waste disposal at the City's landfill.

Mr. Labatt stated his belief that the City should do no further business with firms or individuals who still owe the City money and will not pay.

A discussion then took place concerning the proposed write-off of certain debts involving International Airport and SADA, and efforts to collect those owed funds.

Mr. Briseno spoke to the impact upon SADA of any debt-recovery action by the City for the funds owed, and the continuing efforts at recovery of that debt over the past five years.

Ms. Billa Burke made an amendment to the motion to delete the \$300,000.00 figure owed to the City by San Antonio Development Agency from the proposed ordinance. Mr. Pierce seconded the motion.

After consideration, the amendment to the motion, prevailed by the following vote: AYES: Pierce, Billa Burke, Solis, Ayala, Vera, Labatt, Larson, Wolff; NAYS: None; ABSENT: Perez, Wing, Thornton.

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

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

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92-40 ZONING HEARINGS

4A. CASE Z92099 - to rezone 12.859 acres out of NCB 17720 and NCB 18397 from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "P-1(R-1)" ERZD Planned Unit Development Single Family Residence Edwards Recharge Zone District, 15600 Block of Mission Ridge



located on the north and south sides of Mission Ridge Boulevard, approximately 320 feet southeast of the intersection of Blanco Road and Mission Ridge Boulevard, having 1320 feet on Mission Ridge Boulevard and a maximum depth of 831.69 feet.

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

Mr. Larson made a motion to approve the recommendation of the Zoning Commission. Mr. Solis seconded the motion.

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

AN ORDINANCE 76,579

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 12.859 ACRES OUT OF NCB 17720 AND NCB 18397 FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "(P-1)R-1" ERZD PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT, 15600 BLOCK OF MISSION RIDGE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4B. CASE Z92117 - to rezone Parcel 6, NCB 18341 and Parcel 7, NCB 18342 from "B-2" ERZD Business Edwards Recharge Zone District and "B-3" ERZD Business Edwards Recharge Zone District to "R-1" ERZD Single Family Residence Edwards Recharge Zone District, Huebner Road and Thrush Ridge located southwest of the intersection of Huebner Road and Thrush Ridge, having 457.22 feet on Huebner Road and 584 feet on Thrush Ridge, Parcel 7 is located southeast of the intersection of Huebner Road and Thrush Ridge, having 263.45 feet on Huebner Road and 603.67 feet on Thrush Ridge.

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

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES:

Pierce, Billa Burke, Wing, Solis, Vera, Labatt, Larson, Wolff; NAYS:
None; ABSENT: Perez, Ayala, Thornton.

AN ORDINANCE 76,580

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 PARCEL 6, NCB 18341 AND PARCEL
7, NCB 18342 FROM "B-2" ERZD BUSINESS EDWARDS
RECHARGE ZONE DISTRICT TO "R-1" ERZD SINGLE FAMILY
RESIDENCE EDWARDS RECHARGE ZONE DISTRICT, HUEBNER
ROAD AND THRUSH RIDGE. "THE PENALTY FOR VIOLATION
IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4C. CASE Z92127 - to rezone 5.496 acres out of NCB 14615 from
"B-2NA" ERZD Non-Alcoholic Sales Edwards Recharge Zone District to
"R-2A" ERZD Three and Four Family Residence Edwards Recharge Zone
District, 8126 Woller Road located on the west side of Woller Road,
2,447.10 feet south of the intersection of Hausman Road and Woller Road,
having 290.04 feet on Woller Road and a depth of 831.21 feet.

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

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

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

AN ORDINANCE 76,581

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 5.496 ACRES OUT OF NCB 14615
FROM "B-2NA" ERZD NON-ALCOHOLIC SALES EDWARDS
RECHARGE ZONE DISTRICT TO "R-2A" ERZD THREE AND FOUR
FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT,
8126 WOLLER ROAD. "THE PENALTY FOR VIOLATION IS A
FINE NOT TO EXCEED \$1,000.00."

* * * *

4D. CASE Z92102 (PP) - to rezone Lots 30 and 31, Block 1, NCB 7215 from "B" Residence District to "R-3" Multiple Family Residence District, 915 Sacramento Street located on the north side of Sacramento Street, 150 feet west of the intersection of Blanco Road and Sacramento Street, having 100 feet on Sacramento Street and a depth of 125 feet.

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

Mr. Andy Guerrero, Land Development Services, noted that the Zoning Commission has recommended denial of this case, and City staff has received a petition asking for denial, as well.

Mr. Perez moved to refer this rezoning case back to the Zoning Commission for reconsideration of a Special Use Permit for a boardinghouse with up to eight occupants. Mr. Larson seconded the motion.

After consideration, the motion, prevailed by the following vote: AYES: Perez, Pierce, Wing, Solis, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Ayala.

Zoning Case Z92102 PP was referred back to the Zoning Commission for reconsideration.

4E. CASE Z92108 - to rezone Lots 6 and 7, Block 6, NCB 3059 from Historic "A" Single Family Residence District to Historic "R-2" Two Family Residence District, 222 West Agarita Avenue located on the south side of West Agarita Avenue, 200 feet west of the intersection of West Agarita Avenue and Howard Street, having 100 feet on West Agarita Avenue and a depth of 129 feet.

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

Mr. Labatt spoke in support of the rezoning request for R-2 zoning on the subject property.

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

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

AN ORDINANCE 76,582

AMENDING CHAPTER 35 OF THE CITY CODE THAT

CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 6 AND 7, BLOCK 6, NCB 3059 FROM HISTORIC "A" SINGLE FAMILY RESIDENCE DISTRICT TO HISTORIC "R-2" TWO FAMILY RESIDENCE DISTRICT, 222 WEST AGARITA AVENUE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4F. CASE Z92093 (PP) - to rezone Lot 13, Block 2, NCB 14686 from "B-3NA" SUP Non-Alcoholic Sales District with special use permit for a tire shop with outside servicing of tires, 5625 - 5627 Babcock Road located on the northeast side of Babcock Road, approximately 1,210 feet southeast of the intersection of Huebner Road and Babcock Road, having 65 feet on Babcock Road and a depth of 174.61 feet.

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

Mr. Andy Guerrero, Land Development Services, noted that nine affirmative votes of City Council would be required for approval of the requested rezoning, because opposition to that request constitutes more than 20 per cent of the area within 200 feet of the subject property.

Dr. Thornton made a motion to deny the recommendation of the Zoning Commission. Mr. Solis seconded the motion.

Ms. Lucy Valdes, the property owner, and Mr. Guerra, the occupant and owner of the tire shop on the property, both spoke to their rezoning request, stating their belief that the tire shop is being singled out for opposition by neighbors.

Mr. Wing noted that Mr. Guerra could continue operating his tire shop on this property if he would agree to move his tire work indoors.

Mr. Guerra stated that he is unable to get a vehicle inside the building on the property.

Mr. Wing spoke to the need for the building perhaps to be modified to allow a vehicle inside for tire work.

After consideration, the motion, prevailed by the following vote: AYES: Pierce, Wing, Solis, Ayala, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Perez, Billa Burke.

Zoning Case Z92093 SUP PP was denied.

4G. CASE Z92068 - to rezone The north 115.56 feet of Lot 1, Block 2, NCB 13840 from "R-3" Multiple Family Residence District to "O-1" Office District, 8300 Quail Creek Drive located on the west side of Quail Creek Drive, 290.56 feet south of the intersection of N.E. Loop 410 Expressway and Quail Creek drive, having 115.56 feet on Quail Creek drive and a depth of 178.70 feet.

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

Mr. Larson made a motion to approve the recommendation of the Zoning Commission. Mr. Wing seconded the motion.

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

AN ORDINANCE 76,583

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE NORTH 115.56 FEET OF LOT 1, BLOCK 2, NCB 13840 FROM "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT, 8300 QUAIL CREEK DRIVE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4H. CASE Z92100 (CC) - to rezone Block 23, NCB 1453; Block 28, NCB 1463; Block 32, NCB 1481 and Block 34, save and except the south irregular 245.68 feet, NCB 1486 from "C" Apartment District to "R-3" CC Multiple Family Residence District with City Council approval for a day care center, 1900 Montana Street located on the south side of Montana Street, between Grimes Street and Rio Grande Street, having 675 feet on Montana Street, 1005.03 feet on Grimes Street and 1009.23 feet on Rio Grande Street.

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

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Solis, Ayala, Vera, Thornton, Labatt,

Larson, Wolff; NAYS: None; ABSENT: None.

AN ORDINANCE 76,584

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 1453, BLOCK 23, NCB 1463, BLOCK 28, NCB 1481, BLOCK 32, NCB 1486, BLOCK 34, SAVE AND EXCEPT THE SOUTH IRREGULAR 245.48 FEET FROM "C" APRTMENT DISTRICT TO "R-3" CC MULTIPLE FAMILY RESIDENCE DISTRICT WITH CITY COUNCIL APPROVAL FOR A DAY CARE CENTER, 1900 MONTANA STREET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4I. CASE Z92110 - to rezone Parcel 100 and the north 375.4 feet on Lot H, NCB 11070 from "B" Residence District to "B-2NA" Non-Alcoholic Sales District, 1134 Gillette Boulevard located on the southside of Gillette Boulevard, 266.41 feet west of the intersection of Zarzamora Street and Gillette Boulevard, having 282.92 feet on Gillette Boulevard and a depth of 386.37 feet.

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

Mr. Wing made a motion to approve the recommendation of the Zoning Commission. Mr. Solis seconded the motion.

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

AN ORDINANCE 76,585

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 PARCEL 100 AND THE NORTH 375.4 FEET OF LOT H, NCB 11070 FROM "B" RESIDENCE DISTRICT TO "B-2NA" NON-ALCOHOLIC SALES DISTRICT, 1134 GILLETTE BOULEVARD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

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

4J. CASE Z92122 - to rezone Lot 24, Block 1, NCB 10883 "B" to "R-4" and Lot 23, Block 1, NCB 10883 "B" to "R-2" from "B" Residence District to "R-2" Two Family Residence District and "R-4" manufactured Home Residence District, 105 San Juan Road located on the north side of San Juan Road, 100 feet east of the intersection of San Juan Road and Siluria Street, having 100 feet on San Juan Road and a depth of 153 feet.

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

Ms. Billa Burke made a motion to approve the recommendation of the Zoning Commission. Mr. Wing seconded the motion.

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

AN ORDINANCE 76,586

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 23, BLOCK 1, NCB 10883 "B" TO "R-2" AND LOT 24, BLOCK 1, NCB 10883 "B" TO "R-4" FROM "B" RESIDENCE DISTRICT TO "R-2" TWO FAMILY RESIDENCE DISTRICT AND "R-4" MANUFACTURED HOME RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4K. CASE Z92123 - to rezone A 1.907 acres tract and an 18.041 acre tract of land out of NCB 15017 from "P-1(B-3)" Planned Unit Development Business District to "B-3" Business District, 10999 IH-10 West located on the northeast side of IH-10 West, 1,787.16 feet southeast of the intersection of Huebner Road and IH-10 West having 95.22 feet on IH-10 West and a depth of 432.44 feet, located on the northeast side of IH-10 West, 809.67 feet southeast of the intersection of Huebner Road and IH-10 West, having 842.47 feet on IH-10 West and a depth of 920.50 feet.

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

Ms. Billa Burke made a motion to approve the recommendation of the Zoning Commission. Mr. Solis seconded the motion.

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

AN ORDINANCE 76,587

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 1.907 ACRE TRACT AND AN 18.041 ACRE TRACT OF LAND OUT OF NCB 15017 FROM "P-1(B-3)" PLANNED UNIT DEVELOPMENT BUSINESS DISTRICT TO "B-3" BUSINESS DISTRICT, 10999 IH-10 WEST. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4L. CASE Z92124 - to rezone Lot 11, NCB 10979 from "F" Local Retail District to "B-3NA" Non-Alcoholic Sales District, 3003 Goliad Road located between Goliad Road and S.E. Military Drive, 129 feet west of the intersection of Goliad Road and S.E. Military Drive, having 126 feet on Goliad Road and 120 feet on S.E. Military Drive.

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

Ms. Billa Burke made a motion to approve the recommendation of the Zoning Commission. Mr. Solis seconded the motion.

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

AN ORDINANCE 76,588

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 11, NCB 10979 FROM "F" LOCAL

RETAIL DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES DISTRICT, 3003 GOLIAD ROAD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4M. CASE Z92125 - to rezone Lots 15A and 15B, NCB 6379 from "B" Residence District to "B-1" Business District, 2502 East Houston Street located southeast of the intersection of East Houston Street and North Mittman Street, having 50 feet on East Houston Street and 125 feet on North Mittman Street.

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

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

In response to a question by Mr. Pierce, Mr. Jerry Jernigan spoke to plans for the use of this property.

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

AN ORDINANCE 76,589

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 15A AND 15B, NCB 6379 FROM "B" RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT, 2502 EAST HOUSTON. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4N. CASE Z92128 - to rezone A 73.39 acre tract of land and a 191.37 acre tract of land out of NCB 17640 from Temporary "R-1" Single Family Residence District to "B-3" Business District, 10900 and 11000 Blocks of State Highway 151 located on the southeast side of Westover Hills Boulevard between State Highway 151 and Ray Ellison Drive, having 1,898.8 feet on State Highway 151, 1,775.34 feet on Ray Ellison Drive and 1,057.84 feet on Westover Hills Boulevard and 191.37 acre tract is located between State Highway 151, Ray Ellison Drive, Wiseman Boulevard and Westover Hills Boulevard, having 4,605.98 feet on State Highway 151,

3,298.74 feet on Ray Ellison Drive, 3,096.44 feet on Wiseman Boulevard and 1,371.84 feet on Westover Hills Boulevard.

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

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

Ms. Vera noted that this property is in the Sea World area, and she spoke to the strict deed restrictions in effect upon that property.

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

AN ORDINANCE 76,590

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 73.39 ACRE TRACT OF LAND AND A 191.37 ACRE TRACT OF LAND OUT OF NCB 17640 FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT, 10900 AND 11000 BLOCKS OF STATE HIGHWAY 151. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

(At this point, Mayor Pro Tem Perez relinquished the chair to Mr. Larson.)

4Q. CASE 292131 (CC) - to rezone Lot A, NCB 903 from "B-3" Business District to "B-3" CC Business District with City Council approval for temporary common worker employer services, 603 S. Alamo located southwest of the intersection of Martinez Street and South Alamo Street, having 61.3 feet on Martinez Street and 65.5 feet on South Alamo Street.

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

Mr. Perez moved that the request for rezoning be denied, and asked City staff to consider allowing the occupant perhaps 45 days to vacate the premises. Ms. Billa Burke seconded the motion.

Mr. John Baker, 603 S. Alamo, the proponent, spoke to the history of his lease on the property in question, noting that he has a signed lease on the property and will require about 120 days to make a new site available for his temporary services business.

Mr. Hector Cardenas, a City firefighter speaking for some 22 other City firefighters who work at the fire station across the street from the subject property, noted that operations of the business on this property has been in violation of City ordinances since 1988. He then addressed certain problems experienced at the fire station, allegedly because of persons involved with the temporary services business. He then addressed the fact that numerous police calls have been made to the property in question.

Ms. Elizabeth Trevino, 219 Barrera, read the text of a petition submitted by neighbors relative to this temporary services business, expressing their opposition to the business at that location.

Mr. Vince de Martino, representing the HemisFair South/Lavaca Neighborhood Association, spoke to alleged City Code violations involved with the temporary services business on the subject property, and spoke in opposition to allowing the proponent 120 days to move his business from that site.

Mr. Ed Day, representing the King William Association, asked the City Council to allow only 45 days to relocate the firm to another location.

Mr. Baker asked to be given a reasonable amount of time to relocate.

After consideration, the motion, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Vera, Thornton, Larson; NAYS: None; ABSENT: Solis, Ayala, Labatt, Wolff.

Zoning Case Z92131 CC was denied.

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

92-40 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE

Mayor Wolff opened the Public Hearing.

The City Clerk read the following Ordinance:

AN ORDINANCE 76,591

AMENDING THE MAJOR THOROUGHFARE PLAN TO DELETE A SECTION OF THE PROPOSED EXTENSION OF JONES

MALTSBERGER ROAD NORTH OF F.M. 1604.

* * * *

Mr. Bill Berman, Planning Department, briefly described the proposed amendments to the Major Thoroughfare Plan and noted that City staff recommends approval.

Mr. William Telford, planner representing the developer of the subject property, addressed the reasons for the developer's request for an amendment to the Major Thoroughfare Plan relating to Jones Maltsberger Road north of Loop 1604, and also addressed development plans for this immediate area.

There being no further citizens registered to speak to this issue, Mayor Wolff declared the Public Hearing to be closed.

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

- - -
92-40 The Clerk read the following Ordinance:

AN ORDINANCE 76,592

APPROVING AN AMENDMENT TO THE CURRENT YEAR ADMINISTRATIVE CONTRACT; APPROVING A NEW FIVE YEAR CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND THE DOWNTOWN IMPROVEMENT DISTRICT, INC.; APPROPRIATING AND AUTHORIZING EXPENDITURE OF DOWNTOWN IMPROVEMENT SPECIAL ASSESSMENT DISTRICT FUNDS.

* * * *

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

Mr. Frank Perry, Downtown Initiatives, Parks & Recreation Department, explained the purposes for the additional funds needed for the Downtown Improvement District, and the administrative activities involved. He then spoke briefly to the history of the Tri-Party project involving downtown property owners, VIA Metropolitan Transit and the City of San Antonio, and addressed new economic development activities in the downtown area.

Mr. Labatt spoke to details of the redevelopment work involving the old Empire Theater.

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jd

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

92-40 The Clerk read the following Ordinance:

AN ORDINANCE 76,593

APPROVING THE 1993-1997 ONE AND FIVE YEAR SERVICE AND ASSESSMENT PLAN IN ACCORDANCE WITH REQUIREMENTS IN THE PUBLIC IMPROVEMENT DISTRICT ASSESSMENT ACT; AND LEVYING SUPPLEMENTAL ASSESSMENTS ON PROPERTIES IN THE DISTRICT THROUGH THE YEAR 2002 WITH A TAX RATE OF \$0.09 PER \$100.00 VALUATION FOR THE 1993 FISCAL YEAR.

* * * *

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

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

92-40 The Clerk read the following proposed resolution amending a prior Resolution to express the sense of City Council concerning use of funds derived from the sale of the Old Main Library site and building should said site and building be sold subsequent to completion of the New Main Library Facility.

Mr. Ron Darner, Director of Parks & Recreation and Acting Director, San Antonio Public Library System, explained the need for the proposed amendment to the Resolution on use of funds derived from the eventual sale of the current Main Library site and building, noting that the old Resolution calls for the funds from this sale to be used to reduce the debt for construction of the new Main Library. He asked the City Council to amend that wording in order to allow any proceeds from that sale to be applied to purchase of new books and needed equipment for the library system.

Mr. Labatt stated his belief that the issue is premature, since the City Council has made no formal decision on possible sale of the current Main Library site and building. He spoke in favor of postponing this issue until the policy decision is made on sale of the building and site.

Mayor Wolff stated his belief that the original Resolution calls for reimbursement to the library system, whether the building and site actually are sold or the City decides to use it for other than library uses in the future. He noted that, under terms of the original Resolution, and if the latter option is chosen, the City would be required to reimburse the library system.

Mr. Alex Briseno, City Manager, noted that terms of the original Resolution require that reimbursement be made to the library system only if the building is sold, in his opinion.

Mayor Wolff stated his belief that the Resolution implies that the library system will not lose the facility and its value.

A discussion then took place concerning possible utilization of the current Main Library site for City offices and functions now occupying leased facilities.

Dr. Thornton addressed his concern that he only heard about this matter yesterday from members of the news media, and spoke to the positive commitments made to the library while other City functions and offices have been curtailed. He noted further that the Library System Board of Trustees has not spoken to him on this matter.

Mr. Briseno spoke to certain changes in both size and other development on the under-construction New Main Library that have produced a shortfall in available library bond funds, necessitating a search for additional funds for the library. He spoke in favor of a postponement on this proposed action today in order to explore other facets of the issue with City Council.

Mayor Wolff agreed that further study and analysis of this matter could be made by the Council's Library Advisory Committee, chaired by Mr. Perez.

In response to a question by Mr. Larson, Ms. Nora Chavez, Director of Finance, spoke to the possible impact of using current Main Library building sale proceeds to offset certain bond costs for the new Main Library. She spoke in favor of using these site-sale proceeds to pay for library improvements, rather than borrow additional funds through the sale of Certificates of Obligation.

Mr. Wing stated his belief that the City Council had pledged to the voters in the library bond issue election that any re-sale proceeds from the current Main Library site and building would go toward reducing the library debt.

Ms. Ayala asked to have all possible options laid out and discussed by City Council before a final decision is reached.

Ms. Vera spoke in support for the proposed Resolution to use the sale proceeds to purchase needed books and equipment.

Mr. Labatt made a motion to postpone action on this matter pending further review of the City's space utilization study. Ms. Vera seconded the motion.

Mr. Briseno stated his belief that it will require several months to gather pertinent data with which to prepare this report.

After consideration, the motion, to postpone, prevailed by the following vote: AYES: Perez, Pierce, Wing, Solis, Ayala, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

92-40 REDISTRICTING PLAN APPROVED BY JUSTICE DEPARTMENT

Mr. Wing, Chairman of the City Council's Redistricting Committee, announced that the U.S. Department of Justice has stated that it will accept the City of San Antonio's submitted plan for redistricting according to results of the 1990 decennial census, and he thanked members of the City staff who worked on this issue.

Dr. Thornton stated that it is noteworthy that San Antonio, with its great cultural diversity, has achieved a redistricting plan without problems, and thanked Mr. Wing and members of his committee for their hard work on this issue.

Mr. Pierce spoke of the public outreach into the various City Council districts with this proposed redistricting plan, achieved through a series of public hearings, and he also thanked staff members for their hard work on this matter. He stated his belief that this now-approved plan maintains the civil rights of all San Antonians under terms of the Voting Rights Act.

Mr. Solis thanked Mr. Wing and other members of his committee.

In response to a question by Mr. Larson, Ms. Norma S. Rodriguez, City Clerk, noted that for all practical purposes, the redistricting plan is now in effect, and spoke to plans for a new ordinance that will delineate the voting precinct changes involved.

Mr. Labatt stated that citizens need to be informed about the new City Council districts, and asked that the Public Information Office and news media help spread the word.

Mr. Tom Finlay, Assistant City Attorney, noted that the practical effect of the redistricting will come with the beginning of the next City Council election process, which will begin this winter.

Mr. Wing spoke to the many changes in City Council districts and the rationale for the City's plan for redistricting which resulted in the creation of seven minority districts.

Mr. Finlay stated his belief that the presently-configured City Council district lines will not change as far as City services are concerned until the May 1993 election.

92-40 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE

Mayor Wolff opened the Public Hearing.

The City Clerk read the following Ordinance:

AN ORDINANCE 76,594

CLOSING, VACATING, ABANDONING AND QUITCLAIMING AND UNIMPROVED ALLEY LOCATED BETWEEN MCKINLEY AND STEVES AVENUE, SAN ANTONIO, BEXAR COUNTY, TEXAS, AS REQUESTED BY THOMAS P. FARLEY, SR., AND WIFE, HELEN MARIE FARLEY, AS WELL AS, MARIO A. MONTES, AND IDA A. VILLELA, THE ADJACENT PROPERTY OWNERS; AND AUTHORIZING THE EXECUTION OF A QUITCLAIM IN CONNECTION THEREWITH.

* * * *

Mr. Bill Toudouze, Real Estate Division, Public Works Department, explained the alley closing and quitclaim of property.

Mr. Tom Farley, Sr., 914 McKinley Avenue, spoke to the 25-year effort to close this alley and to have that property quitclaimed to the several adjoining property owners.

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

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

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

92-40 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE

Mayor Wolff opened the Public Hearing.

The City Clerk read the following Ordinance:

AN ORDINANCE 76,595

CLOSING, VACATING, ABANDONING AND QUITCLAIMING THE NORTH PORTION OF AN UNIMPROVED 10-FOOT WIDE ALLEY BETWEEN WARD AND FAIRVIEW AVENUES, BEING PART OF BLOCK 1, NEW CITY BLOCK 3206, BELLAIRE SUBDIVISION, SAN ANTONIO, BEXAR COUNTY, TEXAS, AS REQUESTED BY MORLANDT ELECTRIC CO., INC., CAROLINA AND ALICE MENA, AND JORAILA WILLIAMS WALLACE AND AUTHORIZING THE EXECUTION OF QUITCLAIMS IN CONNECTION THEREWITH.

* * * *

Mr. Bill Toudouze, Real Estate Division, Public Works Department, explained the proposed alley closing and quitclaim.

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

Ms. Billa Burke made a motion to approve the proposed Ordinance. Mr. Solis seconded the motion.

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

92-40 City Council recessed its regular meeting at 4:05 P.M. in order to convene a meeting of the Board of Directors of the City of San Antonio Health Facilities Development Corporation, reconvening in regular session at 4:13 P.M.

92-40 The Clerk read the following Resolution:

A RESOLUTION NO: 92-40-32

RESOLUTION APPROVING A BOND RESOLUTION BY CITY OF SAN ANTONIO HEALTH FACILITIES DEVELOPMENT CORPORATION PROVIDING FOR THE ISSUANCE OF BONDS FOR ENCORE NURSING CENTER PARTNERS, LTD. - 85 PROJECT.

* * * *

Ms. Billa Burke made a motion to approve the proposed Resolution. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Pierce,

Billa Burke, Wing, Solis, Ayala, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Perez, Vera.

- - -
92-40 The Clerk read the following Ordinance:

AN ORDINANCE 76,596

ACCEPTING THE PROPOSAL OF CRAWFORD AND COMPANY AND AWARDING A PROFESSIONAL SERVICES CONTRACT FOR RISK AND SAFETY CONTROL SERVICES FOR THE ALAMODOME FACILITY FOR AN AMOUNT NOT TO EXCEED \$35,000.00; AND PROVIDING FOR PAYMENT FROM THE 1/2 PERCENT SALES TAX.

* * * *

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

Mr. Gabriel Perez, Dome Development Office, explained the need for risk and safety control services for the Alamodome.

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

- - -
92-40 The Clerk read the following Ordinance:

AN ORDINANCE 76,597

CLOSING NUNES STREET, BETWEEN CLEO AND ELDORADO STREETS, BETWEEN THE HOURS OF 7:00 A.M. AND 11:00 P.M., FOR THE ST. JAMES CATHOLIC CHURCH ANNUAL FESTIVAL TO BE HELD ON SUNDAY, OCTOBER 11, 1992.

* * * *

Ms. Billa Burke made a motion to approve the proposed Ordinance. Mr. Solis seconded the motion.

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

92-40 Agenda Item 74, being a proposed ordinance, as requested by Councilmember Lyle Larson, authorizing the use of District 10 Discretionary funds in the amount of \$250.00 to assist in meeting the cost of a fire permit required in connection with the Madison High School Homecoming Celebration scheduled to be held October 19, 1992, was earlier removed from consideration by the City Manager.

- - -
92-40 TRAVEL AUTHORIZATION - Granted:

Councilman Juan F. Solis, III to travel to Houston, Texas from October 7, 1992 to October 10, 1992 to attend the TML Conference.

* * * *

Ms. Billa Burke made a motion to approve the proposed Travel Authorization. Mr. Solis seconded the motion.

After consideration, the motion, to approve the Travel Authorization, prevailed by the following vote: AYES: Pierce, Billa Burke, Solis, Thornton, Labatt, Wolff; NAYS: None; ABSENT: Perez, Wing, Ayala, Vera, Larson.

- - -
92-40 TRAVEL AUTHORIZATION - Granted:

Mayor Nelson W. Wolff to travel to Monterrey, Mexico from Sunday, October 4, 1992 through Tuesday, October 6, 1992 to attend the Opening Casa San Antonio.

* * * *

Ms. Billa Burke made a motion to approve the proposed Travel Authorization. Mr. Solis seconded the motion.

After consideration, the motion, to approve the Travel Authorization, prevailed by the following vote: AYES: Pierce, Billa Burke, Solis, Thornton, Larson, Wolff; NAYS: None; ABSENT: Perez, Wing, Ayala, Vera, Labatt.

- - -
92-40 TRAVEL AUTHORIZATION - Granted:

Councilman William E. Thornton to travel to Guadalajara, Mexico from October 6, 1992 to October 10, 1992, to attend a meeting.

* * * *

Mr. Solis made a motion to approve the proposed Travel Authorization. Ms. Billa Burke seconded the motion.

After consideration, the motion, to approve the Travel Authorization, prevailed by the following vote: AYES: Pierce, Billa Burke, Solis, Ayala, Labatt, Wolff; NAYS: None; ABSENT: Perez, Wing, Vera, Thornton, Larson.

- - -
92-40 The Clerk read the following Ordinance:

AN ORDINANCE 76,598

AUTHORIZING ADMINISTRATIVE CONTRACTS FOR COUNCIL DISTRICTS 1, 2, 3, 5, 7, 8, 9, AND 10 FOR AN AMOUNT NOT TO EXCEED \$20,000.00 PER DISTRICT.

* * * *

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

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

- - -
92-40 The Clerk read the following Ordinance:

AN ORDINANCE 76,599

AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO TAKE NECESSARY ACTION TO CONTINGENTLY SETTLE AND COMPROMISE CAUSE NO. 91-CI-12895, STYLED DORA VELLEJO V. CITY OF SAN ANTONIO AND JULIAN GARZA IN AN AMOUNT OF \$7,500.00 PLUS COSTS OF \$1,598.92.

* * * *

Ms. Billa Burke made a motion to approve the proposed Ordinance. Mr. Solis seconded the motion.

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



92-40 The Clerk read the following Ordinance:

AN ORDINANCE 76,600

AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO TAKE NECESSARY ACTION TO SETTLE AND COMPROMISE THE CLAIM OF ELVIRA TREJO IN AN AMOUNT OF \$20,000.00.

* * * *

Ms. Billa Burke made a motion to approve the proposed Ordinance. Mr. Solis seconded the motion.

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

92-40 STINSON FIELD, RAIL SERVICE TO MONTERREY

Ms. Billa Burke stated that proposed renovations at Stinson Field apparently are back on-line, following her recent visit to Washington, D.C.

She also noted that, during the same trip to Washington, D.C., she spoke with Department of Transportation officials concerning rail service to Monterrey, Mexico.

92-40 The Clerk read the following Ordinance:

AN ORDINANCE 76,601

REJECTING ALL PROPOSALS SUBMITTED FOR SOLID WASTE DISPOSAL SERVICES AND PROVIDING DIRECTION TO CITY STAFF FOR FUTURE ACTIONS RELATED TO SOLID WASTE DISPOSAL ISSUES; PROVIDING FOR THE CREATION OF A CITY COUNCIL COMMITTEE TO REVIEW ISSUES AND RECOMMEND ALTERNATIVES.

* * * *

Dr. Thornton made a motion to approve the proposed Ordinance. Mr. Larson seconded the motion.

Mr. Alex Briseno, City Manager, distributed copies of a City staff memorandum concerning the City's landfill matters, and spoke briefly to background facts of the City's landfill problems. A copy of

this memorandum is made a part of the papers of this meeting. He noted that the Texas Water Commission, the state agency having oversight over landfill matters now, has approved extension until June of 1993 of the City's landfill permit for Nelson Gardens. He also noted that TWC has agreed to consider a possible five-year extension of that permit at that time, if necessary. He stated that this action relieves the pressure upon the City to decide on possible privatization of landfill operations, for the moment. He then asked that, should the City Council still wish to hear proposals for privatization of landfill operations for the City, the Council grant a one-week delay in such consideration.

Mr. Joe Aceves, President and Chief Executive Officer, San Antonio Water System, and former Director of Public Works for the City of San Antonio, spoke to the history of the current application to extend operations at the Nelson Gardens landfill, and recommended that the City proceed with its request for a five-year operating permit. He then addressed possible options to be considered by the City, after expiration of that time-period.

Mr. Lloyd Garza, City Attorney, asked for City Council direction in regards to the City's pending appeal of the Rosillo Creek landfill matter, and he addressed the three possible options involved. He then spoke to the advantages and disadvantages of each option, and recommended that the City Council agree to seek a postponement of the appeal.

Mayor Wolff stated his belief that TWC's decision to grant continued operation of the Nelson Gardens landfill relieves the immediate pressure upon City Council for a decision on this matter today, and stated his belief that the City today must begin work on a long-term solution: either continue municipal landfill operations; seek a public/private venture; or explore privatization of waste management services for the City of San Antonio. He then recommended that the City Council approve the naming of a four-member Council committee to begin work on a long-term solution to landfill matters for the City. He further stated his desire to name Mr. Wing to chair the committee, with Mr. Labatt, Ms. Billa Burke, and Ms. Ayala as members of that committee, with a report expected from that group by the end of the year.

Relative to the Rosillo Creek landfill appeal matter, Mayor Wolff expressed his own desire to seek a postponement of that matter.

The following persons appeared to speak:

Mr. John Winfield, Sr., President, Highland Hills Neighborhood Association, spoke to his organization's concerns for the adverse impact of the Rosillo Creek landfill on its area. He presented a signed petition to the City Clerk, a copy of which is made a part of the papers of this meeting. He stated that he also will ask County Commissioners to oppose the Rosillo Creek landfill, and expressed his belief that the City's lawsuit against the landfill may be the citizens' only hope of stopping it.

Ms. Barbara Bean, President, East Central Independent School District board of trustees, noted that three of her schools are within one and one-half miles of the proposed Rosillo Creek landfill site. She noted that the Texas Water Commission's action relative to San Antonio's request for an extension of its Nelson Gardens landfill operations will allow San Antonio to draft a long-term plan and thus avoid privatization of its solid waste operations. She then read for the record the substance of petitions against the Rosillo Creek landfill.

Ms. Deborah Bell, President, East Central Council, Parent-Teachers Association, presented a signed petition against the Rosillo Creek landfill, a copy of which is made a part of the papers of this meeting. She also spoke against privatization of the City's landfill operations.

Ms. Linda Chavez-Thompson, Executive Director, American Federation of State, County and Municipal Employees, spoke in support for the City staff recommendations.

Mr. Valentin G. Mora Jr., representing O.V. Perez & Associates, spoke to his firm's proposal to take some 75 per cent of the City's solid waste stream.

Mr. Bill Kaufman, attorney representing Browning Ferris Industries, stated that BFI is pleased to hear of the landfill permit extension granted by Texas Water Commission, and expressed his firm's readiness to work with City staff and the City Council committee on the solid waste issue.

Ms. Annette Starkweather, representing Global Composting, Inc., stated her belief that the landfill is not the only solution to the City's solid waste problem. She spoke of the need to reduce the solid waste stream and to recycle the remainder. She then spoke to her firm's plan to separate solid waste and compost that which can be so used.

Mr. Lowell "Lee" Mahaffey, board member, Southwest Independent School District, asked the City Council to postpone action on this matter today in order for representatives of his school district to have input into the discussion.

Ms. Cindy Taylor, Executive Director, Southside Chamber of Commerce, thanked the Council for including her organization in the discussions and suggested that a citizens advisory task force could be appointed to study the matter of recycling, landfill permits, etc.

Mr. Mickey Flood, President, Waste Management of Texas, spoke to the need for long-range planning in the area of solid waste management, and spoke in favor of their "Covel Gardens" proposal as being the best long-term proposal made. He stated further that he looked forward to being an active participant in this process.

Dr. Thornton stated that he appreciates the extension granted by TWC, but noted that the time-line is very important. He spoke in support for the four-member City Council committee and recommended that the process be as open as possible. He spoke to the need to act quickly, yet expeditiously.

Dr. Thornton made a motion to approve the proposed Ordinance. Mr. Larson seconded the motion.

Mr. Larson spoke in support for the idea of a regional landfill, and asked to see the relative costs of private-sector versus public-sector landfill operations for San Antonio's solid waste. He also spoke in support for an open process.

Mr. Wing spoke of the need to proceed cautiously, noting that the City Council needs to make a final decision on the future of San Antonio's solid waste issue. He stated his belief that, in 60-90 days, his committee will be able to return with a plan for the City to continue its waste management operations, the costs involved, the matter of permitting, the question of private-sector solid waste disposal for the City, or a combination of the two. He noted that either method will cost the City money, and expressed his belief that the City needs to move expeditiously on this tough political issue.

Ms. Billa Burke urged that a citizens committee be named to assist the four-member City Council committee on this.

In response to a question by Mr. Solis, Mr. Aceves spoke to the five-year process involved in securing a permit for a new landfill.

Mr. Briseno spoke to the recent history of plans to handle the City's solid waste management program, and stated his belief that San Antonio is now back on-track with this issue.

Mr. Labatt stated his belief that the City Council needs to decide within 30 days of the committee's final report on exactly what action to take to achieve a long-term solution to the solid waste issue. He stated his feeling that the final answer involves total city recycling and composting programs, as well.

Ms. Ayala spoke to the need to explore all facets of the issue, and noted that all areas need to be explored for possible new landfill siting. She spoke in favor of City Council opposition to the Rosillo Creek landfill permit.

In response to a question by Ms. Billa Burke, Mr. Aceves noted that it will cost between \$1 million and \$1 1/2 million to close Nelson Gardens landfill, with an additional \$75-100,000 cost per year to monitor the landfill after closing. He further estimated that, should Texas Water Commission allow San Antonio a five-year extension on its Nelson Gardens landfill permit, it will also take the City about that same five years to develop a new landfill to replace Nelson Gardens; therefore, it will be a very close call, at best.

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

Mayor Wolff then spelled out three possible options facing City Council relative to its actions regarding the Rosillo Creek landfill permitting matter.

Ms. Vera made a motion to have City staff seek a postponement of the Rosillo Creek appeal. Ms. Billa Burke seconded the motion. Direction was given to staff by concensus.

After consideration, the primary motion, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Solis, Ayala, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

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92-40

CITY MANAGER'S REPORT

STREET REPAIR BY VIA METROPOLITAN TRANSIT

Mr. Alex Briseno, City Manager, informed the City Council that the VIA Metropolitan Transit board of trustees has approved the final list of City streets to be repaired, using the \$2 million from VIA previously approved. He stated that such street repairs will begin in March of 1993.

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92-40

CITIZENS TO BE HEARD

MR. BILL HAYS, III

Mr. Hays spoke to the problem with a sinking sidewalk in the 2500 block of Martin Luthr King Dr., and asked that it be replaced.

Mr. Pierce noted that he had advised Mr. Hays some four months ago that no sidewalk funds were available, and stated that he would work with Mr. Hays and with the Public Works Department on this. He also plans to speak with Mr. Tom Gaffney of San Antonio Independent School District about the school sidewalk issue.

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MS. BILLY FOGG

Ms. Billy Fogg, 10311 Oasis Drive, spoke to the Council regarding the problems the neighborhood is experiencing with the Boss Kat Club. The club is not only disruptive but they also stay open until

5:00 A.M. She distributed a petition to the Council asking that this matter be investigated.

Mr. Labatt stated that he is familiar with the problems brought out by Ms. Fogg.

Mayor Wolff also expressed concern and asked the police to look into the hours of operation. He also asked Ms. Fogg to visit with the Texas Alcoholic Beverage Commission about any violations of the license. He also asked that the City Council consider solutions as part of the proposed Council legislative package.

Mr. Wing stated that other cities have passed legislation on the limits on the number of drinking establishments per block. He asked that this also be included as part of the legislative package.

- - -
MR. AUGUSTINE RUIZ

Mr. Augustine Ruiz, 307 Marshall, asked that Councilman Perez, the representative of District 1, investigate the placing of a dumpster right next to the bus stop at San Pedro and Warren. He spoke of the offensive odor. He also read a poem to the Council in honor of the senior citizens especially those at 307 Marshall.

- - -
MR. WALT HAGEN

Mr. Walt Hagen, 12019 Rose Blossom, expressed concern about the proposed Animal Control Ordinance especially the definition proposed for "Dangerous Animal".

Mayor Wolff asked Mr. Hagen to share his prepared information with the City Attorney's Office, a copy of which is on file with the papers of this meeting.

- - -
MS. LYNNIE BUNTEN

Ms. Lynn timer Bunten, 4801 Goldfield, stated that more education is necessary to alert the general public about such things as the difference between dog tags and dog licenses. She stated that many people, herself included, were unaware that they were not one and the same.

- - -
MS. SHERRIE SHIRKY

Ms. Sherrie Shirky, 311 W. North Loop, reiterated to



previous statements she had made in other Citizens to be Heard sessions. She also suggested that any license fees go back to the Animal Control Facility instead of the General Fund.

- - -
MR. RON DODSON

Mr. Ron Dodson, 1318 Billings Drive, spoke to a display which will be coming to the San Antonio area, in memory of the more than 100,000 people killed in the Middle East War. He gave a history of the display and asked the City Council to find an appropriate place for the memorial.

- - -
MRS. CAROLYN CASE

Mrs. Carolyn Case, 11200 Perrin Beitel Road, spoke to the problems with the dumpster located in front of her apartment building. She stated that instead of having it removed from the location and cleaned out, it is just sprayed at the spot.

- - -
MR. DON WILKINS CASTILLO

Mr. Don Wilkins Castillo, 1010 N. Frio Street, spoke of the violence in the neighborhoods.

- - -
92-40 Mayor Wolff recessed the regular meeting at 6:35 P.M., in order to convene the Executive Session to consider the following items:

A) Briefing on the payment of legal fees in connection with the case styled Sierra Club v. Lujan, et al.

B) Briefing on the settlement of Cause No. 91-CI-10782, styled Laurie C. Lopez v. Adam Zeldes and the City of San Antonio.

C) Briefing on the settlement of Cause No. 91-CI-14587, styled Helen M. Upshaw v. the City of San Antonio.

D) Briefing on the settlement of a claim brought by Jorge M. Segura against the City of San Antonio.

E) Briefing on the settlement of a claim brought by Gloria Gonzales against the City of San Antonio.

92-40 Mayor Wolff reconvened the Regular meeting at 6:47 P.M. and announced that the Council had been briefed on the above stated items and had given Council direction to proceed.

92-40 There being no further business to come before the Council, the meeting was adjourned at 6:48 P.M.

A P P R O V E D

Nelson W. Wolff
M A Y O R

Attest: *Norma S. Rodriguez*
C i t y C l e r k



September 24, 1992

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

The following petition was received in my office and forwarded to the City Manager for investigation and report to the City Council:

August 31, 1992

Petition submitted by Ms. Alicia Ana Borryo, 118 Carlisle, San Antonio, Texas 78225 and other residents of the Division and Carlisle area, requesting that the City of San Antonio not re-open the alley in back of their homes.

/s/ Norma S. Rodriguez
City Clerk