

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, JULY 7, 1988.

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

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88-29 The invocation was given by Major Donald L. Russell, Chaplain, Brooks Air Force Base.

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88-29 The members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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88-29 RESOLUTION OF RESPECT - WILLIE VELASQUEZ

Mayor Cisneros stated that Mr. Willie Velasquez, who passed away recently was close to many in San Antonio and that his passing has had a distinct impact upon the entire nation. He then read the following Resolution of Respect:

A RESOLUTION 88-29-34

- WHEREAS, life came to an untimely close on June 15, 1988 for Willie Velasquez, and
- WHEREAS, he devoted his life to help bring Hispanics into the mainstream of American society, politics and civic participation, and
- WHEREAS, toward this end, he worked tirelessly within the systems of several organizations designed with this purpose in mind: the Mexican American Unity Council, United Farm Workers, Mexican-American Youth Organization, La Raza Unida, National Council of La Raza, and the Southwest Voter Research and Education Project, which he founded in

1972, and

WHEREAS, largely through his tireless efforts and perseverance, Hispanics today enjoy a growing, prospering and contributing place in every facet of life in these United States, and

WHEREAS, these same benefactors of the fruits of his never-ending efforts will insure in years to come that the base he established, and built upon, will not yield or decay, but will grow so that future generations may take their places in American society, places patiently carved by the spirit that was Willie Velasquez.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. That with the passing of Mr. Willie Velasquez, the City of San Antonio has lost a true friend and valuable asset to its past, present and future.

SECTION 2. That this City Council joins with his family and friends in their sorrow over his death, and extends its sincerest sympathy and prayer of comfort to those who were near him.

SECTION 3. And it is hereby directed that a copy of this Resolution be spread upon the minutes of this meeting and a copy thereof presented to his family as a token of our deepest sympathy.

PASSED AND APPROVED this 7th day of July, 1988.

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

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

Mayor Cisneros then introduced members of the Velasquez family in the audience including Mrs. Janie Velasquez, the widow. He then presented the Resolution of Respect to her. Mayor Cisneros spoke of the efforts of

JUL 7 1988

her late husband and others to bring about the growing number of hispanics in government and elected office.

Mr. George Velasquez, brother of the late Willie Velasquez, thanked the City Council for the honors, speaking in behalf of other members of the family, and asked the City Council members to be present at a news conference next week for a special announcement.

Members of the City Council then individually expressed their condolences to members of the family.

Mayor Cisneros introduced Mr. Santiago Jimenez, Jr., present in the audience, and spoke of his upcoming foreign tour. He asked Mr. Jimenez to play several traditional conjunto songs in tribute to Willie Velasquez.

Mayor Cisneros spoke of conjunto music as expressing the aspirations of hispanics.

Several City Council members then spoke of a loss of Mr. Velasquez and recalled their own personal remembrances of him and his gift to the people.

Mayor Cisneros then presented an "Ambassador of Goodwill" proclamation to Mr. Jimenez and thanked him for taking part in the Resolution of Respect to Mr. Willie Velasquez.

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88-29

U.S. MODERN PENTATHLON

Mayor Cisneros noted that participants in the 1988 United States Modern Pentathlon Olympic Trials are present in the audience, and he introduced members of the group.

Mr. Ken Porch, Assistant Coach of the team, thanked the city for hosting the Modern Pentathlon Championships for many years.

Mr. Bob Nieman, the winner of the Modern Pentathlon Trials recently, introduced other members present in the audience and spoke of their plans for the upcoming Olympics.

Mr. Nieman then introduced team members and discussed the Olympics competition and the Modern Pentathlon competition.

Mayor Cisneros presented a San Antonio belt buckle to Mr. Nieman and other members of the Modern Pentathlon team.

Individual City Council members then wished the team members well in their upcoming Olympics competition in Korea.

88-29

MRS. ELIZABETH MOSES

Mayor Cisneros recognized the presence in the audience today of Mrs. Elizabeth Moses, a long time San Antonio resident and outgoing member of the Parks and Recreation Board. He spoke of her many accomplishments in the field of parks and recreation in San Antonio and presented a special citation to her as well as a San Antonio book.

Mrs. Moses thanked the Mayor and Council members for the honor and also thanked Mr. Ron Darner, Director of Parks and Recreation, for his leadership in that field. She noted that she has been in parks and recreation work for some forty-eight years.

Mrs. Dutmer thanked Mrs. Moses for her many years of service to San Antonio and wished her well as she moves to Denver, Colorado.

88-29

BARBERSHOP HARMONY WEEK

Mayor Cisneros designated July 5 - 11, 1988, as Barbershop Harmony Week in San Antonio.

Mr. James Warner, International President of the Society for the Preservation and Encouragement of Barbershop Quartet singing in America, thanked San Antonio for extending its hospitality to his group in convention in San Antonio at this time and he spoke of details of the convention.

Members of the current International Barbershop champions group, The Interstate Rivals, sang several selections for the City Council.

Representatives of the barbershop quartet group then presented the Mayor with a cassette tape of their most recent album.

Mayor Cisneros then presented the proclamation to representatives of the group and also a San Antonio book to Mr. Warner, the International President.

JUL 7 1988

Mr. Webb made a motion to approve Agenda Items #7 - 35, constituting the Consent Agenda, with the exception of items #15, 17, 23, 27, 28, 30 & 31 which were pulled for individual consideration. Mr. Hasslocher seconded the motion.

Agenda Items # 12 & 36, were previously pulled by the City Manager.

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

AN ORDINANCE 67,441

ACCEPTING THE LOW BIDS OF COMPUTERS MADE SIMPLE, COMPUTERLAND, COMPUTRAIN, EGGHEAD DISCOIUNT SOFTWARE, G.T.S.I., IATIA AND SOFTWARE SPECTRUM TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH COMPUTER SOFTWARE FOR A TOTAL OF \$12,121.00.

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AN ORDINANCE 67,442

AUTHORIZING PAYMENT TO DATAPRO RESEARCH CORPORATION TO RENEW A SUBSCRIPTION FOR COMPUTER AND TELECOMMUNICATIONS REPORTS FOR THE CITY OF SAN ANTONIO PUBLIC LIBRARY FOR A TOTAL OF \$3,751.00.

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AN ORDINANCE 67,443

ACCEPTING THE LOW BID OF LEBCO GRAPHICS FOR THE PRINTING OF A 1988 VIDEO CATALOG FOR THE CITY OF SAN ANTONIO PUBLIC LIBRARY FOR A TOTAL OF \$4,680.00.

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AN ORDINANCE 67,444

ACCEPTING THE PROPOSAL OF ROTH PUBLISHING, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH AN INDEX FOR MICROFICHE ON LITERATURE AND POETRY FOR A TOTAL OF \$17,946.30.

JUL 7 1988

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AN ORDINANCE 67,445

ACCEPTING THE LOW BID OF AMA ENTERPRISES TO FURNISH THE CITY OF SAN ANTONIO ENVIRONMENTAL MANAGEMENT DEPARTMENT WITH TRAILER BODY COVERS FOR A TOTAL OF \$9,520.00.

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AN ORDINANCE 67,446

ACCEPTING THE LOW BID OF CLOSNER EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH AN ASPHALT PAVER FOR A TOTAL OF \$16,35.00.

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AN ORDINANCE 67,447

ACCEPTING THE LOW QUALIFIED BIDS OF RIVER CITY MERCHANDISING, ALEX ACOSTA SPORTING GOODS, AND GEAR FOR SPORTS TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH UNIFORM SHIRTS FOR A TOTAL OF \$11,213.85.

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AN ORDINANCE 67,448

AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH PAPE-DAWSON ENGINEERS, TO PROVIDE PLANS AND SPECIFICATIONS FOR THE POLICE TRAINING AND CAREER DEVELOPMENT CENTER OFF-SITE SANITARY SEWER PROJECT IN THE AMOUNT OF \$16,000.00 AND AUTHORIZING AN ADDITIONAL \$1,600.00 FOR THE ENGINEERING CONTINGENCY AND \$250.00 FOR BID ADVERTISING.

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AN ORDINANCE 67,449

AWARDING A \$177,804.18 PUBLIC WORKS CONSTRUCTION CONTRACT TO S.A. WINCO, INC., AUTHORIZING \$17,780.42 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES AND \$3,649.81 FOR ENGINEERING FEES IN CONNECTION WITH THE ILLG STREET RECONSTRUCTION PROJECT.

JUL 7 1988

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AN ORDINANCE 67,450

AUTHORIZING CITY WATER BOARD FIELD ALTERATION NO. 2 IN THE AMOUNT OF \$16,552.50 IN CONNECTION WITH THE 19TH STREET, ET. AL. PROJECTS.

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AN ORDINANCE 67,451

AUTHORIZING ADDITIONAL ENGINEERING FEES IN THE AMOUNT OF \$1,745.84 PAYABLE TO GALBRAITH ENGINEERING CORPORATION, IN CONNECTION WITH THE MISSION ROAD REALIGNMENT, PHASE II PROJECT.

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AN ORDINANCE 67,452

AUTHORIZING FIELD ALTERATION NO. 5 IN THE AMOUNT OF \$20,383.50 IN CONNECTION WITH THE MAYO, JEROME, MCDAVITT & ETC. STREETS PROJECT.

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AN ORDINANCE 67,453

ACCEPTING AN ADDITIONAL CONTRIBUTION OF \$3,500.00 FOR ENGINEERING FEES PAYABLE TO C.A. BOLNER & ASSOCIATES, INC. IN CONNECTION WITH THE WESTERN AVENUE DRAINAGE PROJECT NO. 74.

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AN ORDINANCE 67,454

AUTHORIZING EXECUTION OF A LICENSE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND BERRY EDWARDS, PRESIDENT OF CLASSIC GOLF OF SAN ANTONIO, AUTHORIZING CONSTRUCTION AND MAINTENANCE OF LANDSCAPING AND MINIATURE GOLF APPURTENANCES IN A VARIABLE WIDTH DRAINAGE EASEMENT IN LOT 1, BLOCK 1, N.C.B. 17642.

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JUL 7 1988

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AN ORDINANCE 67,455

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE TITLE TO A RIGHT OF WAY OVER CERTAIN PRIVATELY OWNED REAL PROPERTY AS WELL AS FOR A TEMPORARY CONSTRUCTION EASEMENT ON ADJOINING LAND, SAID PROPERTY BEING SITUATED IN NEW CITY BLOCK 14712, SAN ANTONIO, BEXAR COUNTY, TEXAS, AND BEING NEEDED FOR PUBLIC PRUPOSES, TO WIT: THE WIDENING OF HUEBNER ROAD FROM VANCE JACKSON TO LOCKHILL SELMA.

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AN ORDINANCE 67,456

APPROPRIATING, AUTHORIZING TRANSFER, REAPPROPRIATING, EXPENDITURE AND DISBURSEMENT OF \$477,816.00 FOR PURCHASE OF PARCELS 1-12211, 3-12213 AND 5-12215 FOR HUEBNER ROAD RECONSTRUCTION PROJECT (FREDERICKSBURG ROAD NORTHEAST TO VANCE-JACKSON ROAD).

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AN ORDINANCE 67,457

APPROVING AN AMENDMENT TO THE LICENSE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND MCI TELECOMMUNICATIONS CORPORATION TO ENCROACH UNDER CITY RIGHT-OF-WAY ON ROTARY AVENUE TO INSTALL A FIBER OPTIC CABLE AND AUTHORIZING THE CITY MANAGER OR AN ASSISTANT CITY MANAGER TO EXECUTE SAID AMENDMENT TO LICENSE AGREEMENT FOR A CONSIDERATION OF \$500 IN CONNECTION THEREWITH.

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AN ORDINANCE 67,458

APPROPRIATING AND AUTHORIZING PAYMENT OF \$40,000.00 FROM FUND NO. 45-407301 FOR ACQUISITION OF RIGHT OF WAY OUT OF NEW CITY BLOCK 15324 NECESSARY FOR RELOCATION AND CONSTRUCTION OF MEDINA BASE ROAD TO INTERSECT WITH OLD PEARSALL ROAD (F.M. 2536) NEAR SOUTHWEST MILITARY DRIVE.

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JUL 7 1988

AN ORDINANCE 67,459

AUTHORIZING THE CITY MANAGER TO EXECUTE A SEWER SERVICE CONTRACT FOR THE TEN WEST CENTER PROPERTY LOCATED AT THE INTERSECTION OF I.H. 10 AND BOERNE STAGE ROAD.

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AN ORDINANCE 67,460

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT AGREEMENT WITH THE GREATER SAN ANTONIO CHAMBER OF COMMERCE, FOR A ONE-YEAR PERIOD COMMENCING JULY 1, 1988 AND ENDING JUNE 30, 1989, IN THE AMOUNT OF \$20,000.00 TO PROVIDE FOR THE RECRUITMENT OF AT LEAST 100 BUSINESSES TO PARTICIPATE IN THE PRIVATE SECTOR EDUCATION PARTNERSHIP PROGRAM.

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AN ORDINANCE 67,461

AUTHORIZING THE CITY MANAGER TO APPLY FOR AND ACCEPT GRANT FUNDS FROM THE CRIMINAL JUSTICE DIVISION OF THE OFFICE OF THE GOVERNOR OF THE STATE OF TEXAS TO EXPAND THE EXISTING CITY-FUNDED VICTIM/WITNESS PROGRAM FOR THE PERIOD FROM OCTOBER 1, 1988 TO SEPTEMBER 30, 1989; ESTABLISHING A BUDGET AND PERSONNEL COMPLEMENT; DESIGNATING A FUND; AND AUTHORIZING THE CITY MANAGER TO MAKE MODIFICATIONS IF REQUIRED BY THE OFFICE OF THE GOVERNOR OF THE STATE OF TEXAS.

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88-29 The Clerk read the following Ordinance:

AN ORDINANCE 67,462

ACCEPTING THE LOW BID OF LOUIE SPECIALTY WORKS, INC. TO FURNISH THE CITY OF SAN ANTONIO CONVENTION FACILITIES WITH PARTS AND SERVICE FOR REPAIR OF STAINLESS STEEL CABINETS FOR THE CITY OF SAN ANTONIO CONVENTION CENTER ON A CONTRACT BASIS FOR A TOTAL OF APPROXIMATELY \$7,000.00.

JUL 7 1988

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

In response to a question by Mrs. Dutmer, Mr. John Brooks, Director of Purchasing and General Services, explained the need for repairs to stainless steel cabinets at the Convention Center.

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

88-29 The Clerk read the following Ordinance:

AN ORDINANCE 67,463

AWARDING A CONSTRUCTION CONTRACT TO INSTITUFORM GULF SOUTH, INC., FOR THE INSTITUTE OF TEXAN CULTURES-AREA I, FREDERICKSBURG ROAD/BLANCO/CINCINNATI-AREA II, W. RHAPSODY/SAN PEDRO/SALADO CREEK-AREA III SANITARY SEWER REHABILITATION PROJECT, IN THE AMOUNT OF \$790,203.55 WITH AN ADDITIONAL \$79,020.00 FOR A CONSTRUCTION CONTINGENCY.

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

In response to a question by Mrs. Berriozabal, Mr. Frank Kiolbassa, Director of Environmental Management, explained project plans which will cause, in his opinion, few problems in area streets.

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

88-29 The Clerk read the following Ordinance:

AN ORDINANCE 67,464

PROVIDING FOR \$92,387.23 FOR ADMINISTRATIVE EXPENSES PAYABLE TO THE SAN ANTONIO RIVER AUTHORITY RELATED

TO THE SAN ANTONIO RIVER CHANNEL IMPROVEMENTS
PROJECT.

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

In response to a question by Mr. Labatt, Mr. Joe Aceves, Director of Public Works, explained the matter of administrative expenses to the San Antonio River Authority which were necessitated because of work on this project, and he discussed whether or not these expenses were anticipated in the original contract. Mr. Aceves explained that this is strictly payment of such expenses.

Mr. Labatt expressed his opinion that these costs seem to be applicable to the contractor not to the city.

Mrs. Dutmer stated that she feels San Antonio River Authority and the contractor involved should work out the matter of training expense payments and not ask the city to pay it.

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

88-29 The Clerk read the following Ordinance:

AN ORDINANCE 67,465

DESIGNATING THE PROPERTY AT 354 MCNARNEY STREET AS AN EMERGENCY SELECT HOUSING TARGET AREA AND AUTHORIZING THE SAN ANTONIO DEVELOPMENT AGENCY TO PROCEED WITH THE ACQUISITION AND DEMOLITION OF THE OLD NON-REHABILITABLE STRUCTURE, AND THE COMPLETION OF THE NEW STRUCTURE.

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

In response to a question by Mrs. Dutmer, Mr. Andrew Cameron, Community Development Officer, spoke to reasons why this is an emergency matter though other properties are in the same shape. He noted that the Housing Task Force had approved this ordinance because of fire damage to the home involved.

Mrs. Dutmer stated that she would be submitting several cases such as this that are now are located in District 3. She stated that she will be asking City Council approval for them in the future.

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

88-29 The Clerk read the following Ordinance:

AN ORDINANCE 67,466

AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH THE SAN ANTONIO SPURS PROFESSIONAL BASKETBALL CLUB FOR AN ADDITIONAL 682 SQUARE FEET OF OFFICE SPACE AT THE HEMISFAIR PARKING GARAGE; PROVIDING FOR A FINISH-OUT ALLOWANCE REIMBURSEMENT; AND PROVIDING FOR PAYMENT OF BROKERAGE COMMISSION FEES TO HENRY S. MILLER COMPANY, REALTORS.

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

In response to a question by Mrs. Berriozabal, Mr. Joe Aceves, Director of Public Works, addressed the \$1.25 per square foot per month assessment which he stated is similar to charges made for others in this same area.

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

88-29 The Clerk read the following Ordinance:

AN ORDINANCE 67,467

ABANDONING EIGHT (8) PARCELS OF LAND BEGINNING WITH A PORTION OF AGNES STREET, BETWEEN NEW CITY BLOCKS 7308 AND 8559 (PARCEL R-2E); A PORTION OF ODELL STREET BETWEEN NEW CITY BLOCKS 7308 AND 709 (PARCEL R-2-F); A PORTION OF BELKNAP PLACE, BETWEEN NEW CITY

BLOCKS 7293 AND 7310 (PARCEL R-4); A PORTION OF JOY STREET BOUNDED ON THE SOUTH BY NEW CITY BLOCK 7315 AND ON THE EAST BY THE MO-PAC-RR RIGHT OF WAY (PARCEL R-10A); PORTIONS OF MAIN AVENUE, BETWEEN NEW CITY BLOCKS 7317 AND 7334 (PARCEL R1A), BETWEEN NEW CITY BLOCKS 7317 AND 7334 (PARCEL R-7A), BETWEEN NEW CITY BLOCKS 7314 AND 7337 (PARCEL R-9A), BETWEEN NEW CITY BLOCKS 7314 AND 7337 (PARCEL R-8A) AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE A QUITCLAIM DEED TO THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO, FOR A CONSIDERATION OF \$1.00.

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

In response to a question by Mr. Labatt, Mr. Joe Aceves, Director of Public Works, explained progress being made towards securing traffic signalization of Zilla Street in the Kenwood area, even though barricades are still up. He asked for Mr. Aceves' help in securing the opening of this crossing by the railroad involved.

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

88-29 The Clerk read the following Ordinance:

AN ORDINANCE 67,468

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$71,050.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

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

In response to a question by Mrs. Dutmer, Mr. Bill Toudouze, Real Estate Manager, Public Works Department, spoke of right-of-way acquisition on the Chicago Boulevard project and payment by use of Certificate of Obligation Funds even though General Obligation Funds were enacted earlier to pay for this project.

JUL 7 1988

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In response to a question by Mrs. Dutmer, Mr. Joe Aceves, Director of Public Works, explained damage that had occurred to the Chicago Boulevard area because of shifting soil and the dangers involved to citizens. He noted that the clay soil in the area is part of the problem and stated that he would be investigating this matter further.

Mr. Labatt thanked Mr. Aceves for his work in solving many of the public works problems in the city.

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

- - -
88-29 At this time the City Council temporarily bypassed the Zoning Cases.

- - -
88-29 The Clerk read the following Ordinance:

AN ORDINANCE 67,469

ACCEPTING THE HIGH BIDS RECEIVED IN CONNECTION WITH CITY FUNDS AVAILABLE FOR DEPOSIT IN INTEREST-BEARING CERTIFICATES OF DEPOSIT.

* * * *

Mr. Thompson 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, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Hasslocher, Cisneros; NAYS: None; ABSENT: None; ABSTAIN: Labatt.

- - -
88-29 The Clerk read the following Ordinance:

AN ORDINANCE 67,470

APPROVING THE RENTAL OF THE HEMISFAIR PARKING GARAGE, THE MARINA PARKING GARAGE AND THE FEDERAL PARKING LOTS ON DURANGO STREET TO THE ALAMO GRAND PRIX ASSOCIATION FOR USE DURING THE GRAND PRIX

AUTOMOBILE RACE TO BE CONDUCTED IN DOWNTOWN SAN ANTONIO; AND AUTHORIZING THE EXECUTION OF DOCUMENTS AS NECESSARY IN CONNECTION THEREWITH.

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Mr. Thompson 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, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Cisneros; NAYS: None; ABSENT: Hasslocher.

88-29 The Clerk read the following Ordinance:

AN ORDINANCE 67,471

AMENDING THE PARADE ORDINANCE TO DELTE REGULATIONS PERTAINING TO RUN AND WALK EVENTS; AMENDING THE FILING PERIOD FOR PARADE PERMIT APPLICATIONS; CLARIFYING THE SURETY BOND REQUIREMENT FOR PARADES; ADOPTING ARTICLE XIII OF CHAPTER 19 OF THE CITY CODE REGULATING RUN, WALK AND CYCLING EVENTS; AND PROVIDING A PENALTY FOR VIOLATION BY FINE NOT TO EXCEED \$500.00.

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

Mr. Dee Holler, representing the South Texas Athletic Congress, spoke in question of the penalty provisions that are applicable to infractions applying to running events on city streets and she asked the Council for some relief from this area.

Mrs. Karen Kliever, Assistant to the City Manager, explained the changes proposed in the new ordinance in order to help runners by minimizing costs to organizations sponsoring running events.

Ms. Holler stated that she is against having organizations paying \$1500 to \$2500 for barricades for each event.

A discussion then took place concerning the providing of barricades for running events.

Mr. Thompson stated that he feels the ordinance amendment answers many of the perceived problems with the original parade ordinance.

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

- - -
88-29 The Clerk read the following Ordinance:

AN ORDINANCE 67,472

FOR CO-SPONSORSHIP FOR THE ALAMO BRANCH YMCA FUN FESTIVAL SPONSORED BY THE ALAMO BRANCH YMCA TO BE HELD ON JULY 15-16, 1988. (DISTRICT 2 DISCRETIONARY FUND IN THE AMOUNT OF \$800.00.)

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

Mrs. Dutmer spoke against using of co-sponsorships in order to waive fees.

Mrs. Karen Kliever, Assistant to the City Manager, noted that these costs will be coming from District 2's discretionary fund up to \$800.00.

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

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88-29 Agenda Item #47, being a proposed ordinance providing for co-sponsorship for the Chicano Music Festival sponsored by Centro Cultural Aztlan to be held on July 28 - 30, 1988, was discussed at this time.

Mrs. Karen Kliever, Assistant to the City Manager, noted that the city staff is recommending against the co-sponsorship request and the free usage of Rosedale Park in this area.

Mr. Hasslocher made a motion to deny this request. Mrs. Dutmer seconded the motion.

JUL 7 1988

The proposed ordinance failed to carry by the following vote:
AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff,
Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

- - -
88-29 Agenda Item #49, being a proposed ordinance for co-sponsorship
for the Peace Child Concert sponsored by Peace Child/S.A. to be held on
August 17 - 18, 1988, was discussed at this time.

Mr. Wing made a motion to deny this request. Mr. Hasslocher
seconded the motion.

Ms. Kate Davenport, representing the Peace Child concert
explained the need for city co-sponsorship in order for the city, in her
opinion, to show its support of the concert provisions.

A brief discussion then followed by the City Council concerning
the request for co-sponsorship and its ramifications.

Mrs. Dutmer offered a substitute motion to endorse the concept of
the Peach Child concert but to deny any fee waiver request. Mr. Labatt
seconded the motion.

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

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

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88-29 The City Council temporarily bypassed Agenda Item #51.

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88-29 The Clerk read the following Ordinance:

AN ORDINANCE 67,473

APPROVING AND AUTHORIZING PAYMENT IN THE SETTLEMENT
OF THE CASE OF BRENDA RUSSELL V. CITY OF SAN
ANTONIO, ET AL, FOR A TOTAL OF \$20,000.00.

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Mr. Hasslocher 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, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

88-29 The Clerk read the following Resolution:

A RESOLUTION 88-29-35

RECOGNIZING THE MONTE VISTA NEIGHBORHOOD PLAN AS AN
ADDENDUM TO THE NEIGHBORHOOD PLANNING COMPONENT OF
THE CITY'S MASTER PLAN.

* * * *

Mrs. Dutmer made a motion to approve the proposed Resolution. Mr. Labatt seconded the motion.

Ms. Emily Thuss, former President of the Monte Vista Neighborhood Association, explained the flexibility in the neighborhood plan for future neighborhood development.

Ms. Irene Kissling, current President of the Monte Vista Neighborhood Association, spoke of a new directory which is being published by the group and she presented a copy to the city.

Mr. Homer Love, also representing the group, spoke of the large expenditure of time and effort in preparation on the plan.

Mr. Labatt noted that the Master Plan for the Monte Vista Association was two and half years in preparation and he addressed its many facets. He then spoke of the current negotiations that are underway between the Monte Vista Historical Association and Trinity University on another matter and he urged that the new master plan not be used to damage these negotiations.

Mrs. Berriozabal spoke to the advantages of neighborhood master plans.

Mr. Wolff asked that the Monte Vista group assist the Alamo Farmsteads Association in its master planning process which is now underway.

Mayor Cisneros asked that there be more city staffing made available in this area in the future.

JUL 7 1988

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

88-29 ZONING HEARINGS

37. CASE Z88080 - to rezone Lot 1, Block 3, NCB 14449, 1402 Shelley Drive, from Temporary "R-1" One Family Residence District to "O-1" Office District, located on the northeast of the intersection of Culebra Road and Shelley Drive, having 77.88' on Shelley Drive and 120' on Culebra Road.

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

Ms. Vera made a motion to approve the recommendation of the Zoning Commission provided that a six-foot solid screen is erected and maintained along the northeast property line; that a one-foot non-access easement is imposed along Shelley Drive; and that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Webb seconded the motion.

Ms. Vera provided a brief background of the zoning request.

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

AN ORDINANCE 67,474

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 1, BLOCK 3, NCB 14449, 1402 SHELLEY DRIVE, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT, PROVIDED THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTHEAST PROPERTY LINE; THAT A ONE-FOOT NON-ACCESS EASEMENT IS IMPOSED ALONG SHELLEY DRIVE; AND THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

JUL 7 1988

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38. CASE 288075 P.P. - to rezone Tract 322, Block E, NCB 11538, Bandera Road and Evers Road (Intersection), from "A" Single Family Residence District to "B-3R" Restrictive Business District, located northwest of the intersection of Bandera Road and Evers Road, having 230.41' on Evers Road and 270.24' on Bandera Road and 77' on the cutback between these two roads.

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

Mr. Andy Guerrero, Planner III, informed the City Council that Agenda Item #38 would require nine affirmative votes of the City Council for passage.

Mr. Phil Garay, consultant representing the proponent, briefly explained the plan to locate a Quick-Lube enterprise on this property.

Mr. Jack Zimmerman, 2247 Bandera Road, explained the matter of already heavy traffic in that area and of his opposition to adding even more. He also stated that he feels area taxes will increase as a result of the rezoning of this property.

In response Mr. Garay briefly explained the natural traffic increase in the area through the years and he noted that rezoning will not adversely affect the matter of residential taxes.

Mr. Wolff made a motion to approve "B-2" zoning on the area provided that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Thompson seconded the motion.

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

AN ORDINANCE 67,475

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 TRACT 32, BLOCK E, NCB 11538, BANDERA ROAD AND EVERS ROAD, FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT,

JUL 7 1988

PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

39. CASE Z88018 - to rezone Lot 9, Block 17, NCB 569, In the 200 Block of Brown Alley, from Historic "D" Apartment District to Historic "I-1" Light Industry District, located northeast of the intersection of Brown Alley and N. Mesquite Street, having 57.55' on N. Mesquite Street and 208.34' on Brown Alley.

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

Mr. Webb stated that he is reluctant to increase industrial uses in the downtown area as a general rule.

Mr. Hope Camp, 8200 I.H. 10 West, briefly explained the rezoning request and stated that he has no plans to ask for more expansion of this I-1 use in the future.

Mr. Webb voiced his concern with the depletion of housing stocks in this area but stated that, nevertheless, he would support this action at this time.

Mr. Andy Guerrero, Planner III, noted that the Historic Review Board has now taken a stand in support of this request.

Mr. Webb made a motion to approve the recommendation of the Zoning Commission provided that a six foot solid screen fence is erected and maintained along the north property line; that a six-foot solid screen fence with three strands of barbed wire on top is erected and maintained along Mesquite Street; that a 25-foot landscaped area is established along Mesquite Street until such time as the Board of Adjustment grants a variance to the setback requirement; and that parking requirements are provided and submitted for approval by the Traffic Engineering Division. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 67,476

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 9, BLOCK 17, NCB 569, IN THE 200 BLOCK OF BROWN ALLEY FROM HISTORIC "D" APARTMENT DISTRICT TO HISTORIC "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTH PROPERTY LINE; THAT A SIX-FOOT SOLID SCREEN FENCE WITH THREE STRANDS OF BARBED WIRE ON TOP IS ERECTED AND MAINTAINED ALONG MESQUITE STREET; THAT A 25-FOOT LANDSCAPED AREA IS ESTABLISHED ALONG MESQUITE STREET UNTIL SUCH TIME AS THE BOARD OF ADJUSTMENT GRANTS A VARIANCE TO THE SETBACK REQUIREMENT; AND THAT PARKING REQUIREMENTS ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

40. CASE 287254 to rezone Lot 53, Block 10, NCB 13635, 1034 Fabulous Drive, from "R-3" Multiple Family Residence District to "O-1" Office District, located southeast of the intersection of Fabulous Drive and West Avenue, having 80' on Fabulous Drive and 140' on West Avenue.

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

In response to a question by Mr. Wolff, Mr. Andy Guerrero, Planner III, stated that there is no way to have ingress and egress to this property from West Avenue.

Mr. Ernest Soble, 13310 Vista Arroyo, briefly explained plans for ingress and egress to this property.

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

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

JUL 7 1988

AN ORDINANCE 67,477

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 53, BLOCK 10, NCB 13635, 1034 FABULOUS DRIVE, FROM "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

41. CASE Z88093 S.U.P. - to rezone Lot 1, NCB 17639, 10154 Culebra Road, from Temporary "R-1" One Family Residence District to "B-3R" Restrictive S.U.P. Business District for the management of travel wares, located southeast of the intersection of Culebra Road and Easterling Drive, having 140' on Easterling Drive and 125' on Culebra Road.

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 provided that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 67,478

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 1, NCB 17639, 10154 CULEBRA ROAD, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "B-3R" S.U.P. RESTRICTIVE BUSINESS DISTRICT WITH SPECIAL USE PERMIT FOR THE MANUFACTURING OF TRAVEL WARES WITH OUTSIDE STORAGE, PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC

JUL 7 1988

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ENGINEERING DIVISION. "THE PENALTY FOR VIOLATION IS
A FINE NOT TO EXCEED \$1,000.00."

* * * *

42. CASE Z88101 - to rezone a 26.00 acre tract of land out of NCB 14615, South Hausman Road, from Temporary "R-1" One Family Residence Edwards Recharge Zone district to "R-3" Multiple Family Residence Edwards Recharge Zone District, located on the east side of South Hausman Road, being approximately 320' south of the intersection of South Hausman Road and Loop 1604, having 943.80' on South Hausman Road with a depth of 1200'.

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

Mr. Wolff made a motion to approve the recommendation of the Zoning Commission provided that recommendations of the Environmental Protection Office are complied with; that five-feet of dedication is given along Hausman Road; and that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Wing seconded the motion.

In response to a question by Mr. Wolff, Mr. Andy Guerrero, Planner III, noted that the proponent, will have to use septic tanks for the first few years and then will tie into the city's expanding sewer system when it reaches this property.

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

AN ORDINANCE 67,479

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 26.00 ACRE TRACT OF LAND OUT OF NCB 14615, SOUTH HAUSMAN ROAD, FROM TEMPORARY "R-1" ERZD ONE FAMILY RESIDENCE EDWRDS RECHARGE ZONE DISTRICT TO "R-3" ERZD MULTIPLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT, PROVIDED THAT RECOMMENDATIONS OF THE ENVIRONMENTAL PROTECTION OFFICE ARE COMPILED WITH; THAT FIVE FEET OF DEDICATION IS GIVEN ALONG HAUSMAN ROAD; AND THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND

JUL 7 1988

SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

88-29 The Clerk read the following Ordinance:

AN ORDINANCE 67,480

GRANTING AN ANNUAL PERMIT TO DONALD S. RULLO, DBA SUPERVAN SHUTTLE, FOR OPERATION OF A TWENTY-FIVE (25) VEHICLE SHUTTLE SERVICE.

* * * *

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

Mr. Labatt noted that the Transportation Advisory Board feels that more city transportation inspectors are necessary in order to properly inspect shuttles. He then noted that fact that some ten law suits have been filed against the applicant in this case, Mr. Don Rullo and he voiced his personal concern with granting this annual permit at this time. He then spoke to a listing of the law suits outstanding that have been filed against Mr. Rullo and noted that he would be voting against approval of this case

A substitute motion was offered by Mr. Labatt for a four week postponement to allow staff time to further investigate this matter. Mr. Wolff seconded the motion.

Mayor Cisneros spoke of the identical color schemes between Supervan Shuttle here in San Antonio and a shuttle service of similar nature in the city of Phoenix, Arizona.

Mr. Don Rullo, the applicant, spoke to settlement of the law suit with a California firm over the near identical coloring and lettering of shuttle services in San Antonio and Phoenix. He then explained that a number of law suits have been filed against his firm but he has not been found guilty or has not lost any law suit at this time. He noted that the shuttle business is very likely to achieve law suits. He spoke to the history of his firm and its compliance with the application process for shuttle service in San Antonio.

Mr. Thompson noted that the Transportation Advisory Board had voiced its concern that the city is short of transportation inspectors in order to properly inspect both vans and taxicabs. He then spoke in

JUL 7 1988

support of the ordinance as presented.

Mrs. Dutmer noted that the law suits that have been filed against Supervan Shuttle are civil law suits and she spoke in support of the contracts stating that she feels the shuttle service is needed in San Antonio.

In response to a question by Mr. Martinez, Mr. Roger Ibarra, Supervisor of Public Utilities, noted that city staff is seeking additional transportation inspectors in the upcoming budget process. He further stated that Supervan Shuttle has met the requirements for the shuttle permit.

Mr. Martinez spoke in support of the recommendation to approve the ordinance.

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

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

88-29 The Clerk read the following Ordinance:

AN ORDINANCE 67,481

REGULATING ADULT ARCADES; ADOPTING DEFINITIONS IN CONNECTION THEREWITH; REQUIRING CERTAIN LIGHTING AND CONSTRUCTION REQUIREMENTS FOR ADULT ARCADES; REQUIRING CERTAIN SIGNAGE AND INFORMATIONAL MATERIALS CONCERNING SEXUALLY TRANSMITTED DISEASES; PROHIBITING CERTAIN CONDUCT; PROVIDING A PENALTY FOR VIOLATION HEREOF; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE. (CHAPTER 21: OFFENSES AND MISCELLANEOUS PROVISIONS).

* * * *

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

Mrs. Dutmer spoke to the history of the ordinance, stating that it is styled after a similar ordinance in the city of Austin. She then addressed the alleged health threats of adult arcades and noted that the requested ordinance requires minimal lighting improvements in adult

arcades as well as the opening up of currently closed booths. She spoke in support of the ordinance.

Assistant City Attorney Pat Bernal, who drafted the ordinance addressed specifics of the ordinance to the City Council.

Dr. Fernando Guerra, Director of the Metropolitan Health District, stated that in his opinion, the ordinance is necessary to deter the spread of sexually transmitted diseases and he spoke of the importance of the ordinance to public health in San Antonio.

Mr. Jerry Clancy, San Antonio Police Department and head of security for the City Manager's office, then briefly narrated a short slide presentation depicting present adult arcades in San Antonio. He noted that the San Antonio Police Department is urging passage of the ordinance which he said would remove cubical doors, increase lighting, and provide the arcade manager with a full view of the cubicals.

In response to a question by Mayor Cisneros, Mr. Bernal discussed the basis of litigation in this area and noted one case is now before the U. S. Supreme Court.

Mr. Lloyd Garza, the City Attorney, stated that the city is not attempting to legislate morality through the use of this ordinance but merely to protect public health and safety.

Mr. Richard Von Why, representing Scorpion Research Services, informed the Council that he had performed a recent study of the sex industry in San Antonio and in Bexar County including the matter of adult arcades. He stated further that he feels that his findings support the police contention in these cases as it being a matter of public health. He then read verbatim some seven paragraphs from his study describing his findings.

Mr. Jim Kidwell, briefly described adult arcades and alleged activities therein and spoke in support of the ordinance.

Ms. Teresa Weaver, representing Citizens Against Pornography, spoke of the alleged findings of her group in adult arcades in San Antonio and she spoke in support of her belief that they represent a certain health hazard. She then spoke in support of the ordinance.

Mr. Wolff thanked City Council members and staff for their work on the ordinance.

Mr. Labatt stated that he favors the ordinance and he feels that San Antonio has a legal precedent from other cities to enact such an ordinance.

Mrs. Berriozabal noted that the city through this ordinance is not attempting to legislate morality but rather regulating matters of public health.

Mayor Cisneros noted that San Antonio has been able to control massage parlors and peep shows in the past and now is seeking to do the same thing to adult arcades as far as public health is concerned.

A discussion then took place concerning the impact of the ordinance provisions on the three known adult arcades currently operating in San Antonio.

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

88-29 The Clerk read the following Ordinance:

AN ORDINANCE 67,482

CONCURRING WITH THE ACTION TAKEN BY THE ALAMO SERVICE DELIVERY AREA PRIVATE INDUSTRY COUNCIL (PIC) ON JUNE 15, 1988 TO AMEND THE PIC'S BYLAWS.

* * * *

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

In response to a question by Mr. Labatt, Mr. Stuart Summers, Director of Economic and Employment Development, noted that six City Council signatures on a memorandum are needed to bring to the City Council the matter of perceived conflicts of interest by members of the Private Industry Council Board of Directors.

In response to a question by Mr. Labatt, Mr. Rik McKay, Executive Director of the Private Industry Council, defined "private-sector" and discussed the PIC's oversight of grants.

Mrs. Dutmer spoke against the provision that forbids PIC board service by employees of service providers.

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

JUL 7 1988

88-29 CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY MEETING

The City Council recessed its Regular Session at 4:30 P.M., convening at 4:31 P.M. a meeting of the City Council members sitting as the Board of Directors for the City of San Antonio Industrial Development Authority (CSAIDA).

The meeting was called to order with the following Board members present: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cisneros; ABSENT: None.

The approval of the minutes of the meeting of April 7, 1988 were approved.

Mr. Stuart Summers, Director of Economic and Employment Development, briefly explained provisions of the pending resolution authorizing the modification of the City of San Antonio Industrial Development Bonds (GVD Commercial Properties, Inc. Project); authorizing the execution of a First Supplemental Indenture of Trust; and other matters in connection therewith.

In response to a question by Mr. Labatt, Mr. Summers briefly explained the flow of money in the Industrial Development Authority area.

Mr. Hasslocher made a motion to approve the proposed Resolution. Mr. Labatt seconded the motion.

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

A discussion on the proposed Resolution appointing MTrust Corporation as successor trustee for the City of San Antonio Industrial Development Authority, \$5,100,000 Industrial Development Revenue Bonds, Series 1985 (Pan American Equities, Inc. Project), was held at this time.

Mr. Labatt made a motion to approve the proposed Resolution. Mr. Hasslocher seconded the motion.

Mr. Stuart Summers, Director of Economic and Employment Development, briefly explained provisions of the pending resolution.

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

JUL 7 1988

The meeting of the Board of Directors of the City of San Antonio Industrial Development Authority was adjourned at 4:35 P.M.

88-29 The City Council reconvened in Regular Session at 4:36 P.M.,

88-29 The Clerk then read the following Resolution:

A RESOLUTION 88-29-36

APPROVING ACTION BY THE CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY, RELATING TO THE MODIFICATION OF THE CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY INDUSTRIAL DEVELOPMENT BONDS (GVD COMMRCIAL PROPERTIES, INC. PROJECT); AUTHORIZING THE EXECUTION OF A FIRST SUPPLEMENTAL INDENTURE OF TRUST; AND OTHER MATTERS IN CONNECTION THEREWITH.

* * * *

Mrs. Dutmer made a motion to approve the proposed Resolution. Mr. Thompson seconded the motion.

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

88-29 The Clerk read the following Resolution:

A RESOLUTION 88-29-37

APPROVING APPOINTMENT OF MTRUST CORPORATION AS SUCCESSOR TRUSTEE FOR THE CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY \$5,100,000.00 INDUSTRIAL DEVELOPMENT REVENUE BONDS SERIES 1985 (PAN AMERICAN EQUITIES, INC. PROJECT)

* * * *

Mr. Thompson made a motion to approve the proposed Resolution. Mrs. Dutmer seconded the motion.

JUL 7 1988

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

88-29

WATER MATTERS

Mayor Cisneros stated that the joint committee of the City Council and the Edwards Underground Water District today completed its work on a regional water resources plan. He noted that next Monday the City Council has a public hearing scheduled on the Regional Water Resources Plan and he proposed that the City Council be briefed with a slide presentation perhaps over the weekend for those City Council members who want to see such a presentation before Monday night.

During discussions it was decided that the informal briefing of City Council members would take place at 4:00 P.M. Sunday at the International Conference Center.

Mr. Martinez spoke against moving too rapidly on so critical an issue.

Mrs. Dutmer stated that she feels the City Council should take up a decision on the Applewhite matter before undertaking consideration of the regional water plan which includes the Applewhite matter. She further stated that she feels there are alternatives to the Applewhite Reservoir in a successful Regional Water Resources Plan.

A discussion of the City Council members then took place concerning possible scenarios to follow in these matters. During that discussion it was decided that the informal screening for the City Council members would take place Sunday with the public hearing to take place at the South Banquet Hall of the Convention Center on Monday. The following Thursday which is July 14 the City Council will have a worksession and brief discussions on the water resources plan with a vote scheduled on the Applewhite Reservoir for July 21 and of the full Regional Water Resources Plan on July 28.

88-29 The City Council recessed at 4:53 P.M. for "B" Session, reconvening at 5:00 P.M. for Citizens to be Heard.

88-29

CITIZENS TO BE HEARD

MR. TOM CULBERTSON

Mr. Culbertson, 571 Westwood, presented a prepared statement to the Council on what he considers feasible alternatives to the Applewhite. (A copy of the statement is on file with the papers of this meeting.)

* * * *

88-29 There being no further business to come before the City Council, the meeting was adjourned at 6:45 P.M.

A P P R O V E D

Henry Cisneros

M A Y O R

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

JUL 7 1988