

CEREMONIAL ITEMS

AMBASSADOR FROM LUXEMBOURG

Mayor Peak introduced Ambassador Arlette Conzemius, Ambassador to the United States from Luxembourg, and noted that she is visiting San Antonio to promote trade between the United States, Canada, Mexico and Luxembourg. He presented the Ambassador with a book on San Antonio, then read a formal citation proclaiming her an Alcalde de La Villita, and presented it to her.

Ambassador Conzemius thanked the Mayor and City Council for the honor and noted that this is her first visit to San Antonio. She spoke to details of her trade development trip and provided an in-depth description of her native country.

Mayor Peak spoke to San Antonio's critical location in the multi-national trade.

Individual City Council members welcomed the Ambassador and congratulated her on her visit to San Antonio.

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CHRISTMAS IN APRIL

Mayor Peak noted that the Christmas In April program is having its home rehabilitation program in City Council District 4 on March 27, 1999, and introduced Mr. George Cooper, President of the Board of Directors. Mayor Peak then read a formal proclamation designating "Christmas In April" in San Antonio, and presented it to Mr. Cooper and his delegation.

Mr. Cooper briefly described the event and its impact, including the use of some 1,000 volunteers in the voluntary work rehabilitating homes at no cost to the homeowner. He also noted that his volunteers this year will work at rehabilitating some 36 homes in Council District 4.

Individual Council members stressed the importance of the voluntary effort, as Mr. Cooper introduced the organization's executive director and volunteer director for this event.

Mr. Prado, Councilman from District 4, recognized a number of City employees involved in this effort, and spoke to the rehabilitation work to be performed in his district.

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REPORT ON TRADE MISSION TO MEXICO CITY

Ms. Rita Elizondo, President of the Hispanic Chamber of Commerce, presented a brief report on the recent trade mission to Mexico City involving Mayor Peak, and the group's meeting with President Zedillo of Mexico. She then spoke to the prime objectives of the trade mission.

Mayor Peak spoke to the need to facilitate more such trade agreements with Mexico.

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CONSENT AGENDA - CITIZEN COMMENTS
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Ms. Janet Ahmad, representing Homeowners For Better Building, spoke to the Council's earlier "B" Session presentation on a review of development, code compliance and business assistance services, and of her desire to speak to this issue. She noted that she was instructed by Mayor Peak to come to Citizens to be Heard this afternoon in order to make her comments on the matter. She then spoke to the various venues through which citizens can speak to City Council.

Mr. Faris Hodge, Jr., 140 Dora, spoke to each Consent Agenda item and expressed his opinions on several.

Mr. Ernani Falcone and Mr. Jody Sherrill, representing Northwest Neighborhood Alliance, addressed Agenda Item 19 involving creation of New Territories Park and its status as an asset to the community.

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

Mr. Jack Finger, P.O. Box 12048, addressed his concerns with Agenda Items 14 and 19, and the fact that neither contained the Financial Disclosure Statement; Agenda Item 13, and his request that the Council members who received political contributions from representatives of the firm involved abstain from voting on this matter; and the same for Agenda Item 22.

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99-12 CONSENT AGENDA

Mr. Webster made a motion to approve Agenda Items 6 through 31i, constituting the Consent Agenda, with Agenda Item 8 having been removed from consideration earlier by the City Manager, and Agenda Items 9, 15 and 19 having been pulled for individual consideration. Ms. Guerrero seconded the motion.

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

AN ORDINANCE 89456

AUTHORIZING THE ACQUISITION OF MATERNAL AND CHILD CARE PHARMACEUTICAL DRUGS FROM VENDORS THROUGH THE COOPERATIVE PURCHASING PROGRAM OF THE TEXAS GENERAL SERVICES COMMISSION FOR AN ESTIMATED AMOUNT OF \$221,000.00.

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AN ORDINANCE 89457

AUTHORIZING THE ACQUISITION OF NETWORKING PRODUCTS AND SERVICES FROM VENDORS THROUGH THE COOPERATIVE PURCHASING PROGRAM OF THE TEXAS DEPARTMENT OF INFORMATION RESOURCES, FOR AN ESTIMATED AMOUNT OF \$300,000.00, FOR THE CITY OF SAN ANTONIO INFORMATION SERVICES DEPARTMENT.

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AN ORDINANCE 89458

ACCEPTING THE LOW, QUALIFIED BIDS FROM SANTEX INTERNATIONAL TRUCKS, INC. ITEMS 1, 2A, 2B, 3A-3E, 4A, 4B, 5, 7 AND 8 IN THE AMOUNT OF \$1,761,725.00 AND GRANDE TRUCK CENTER, ITEM 6 IN THE AMOUNT OF \$239,571.00 TO PROVIDE THE CITY OF SAN ANTONIO WITH MEDIUM AND HEAVY DUTY TRUCKS FOR A TOTAL OF \$2,001,296.00.

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AN ORDINANCE 89459

AMENDING A PROFESSIONAL SERVICES CONTRACT AND AUTHORIZING ADDITIONAL MPO/CITY MATCH FUNDS IN AN AMOUNT NOT TO EXCEED \$20,000.00 TO MAESTAS & BAILEY (MBE) FOR ADDITIONAL ENGINEERING SERVICES AND RIGHT OF WAY PLATS AND FIELD NOTES, IN CONNECTION WITH THE EVERS AT WURZBACH PROJECT LOCATED IN COUNCIL DISTRICT 8. (AMENDS ORDINANCE NO. 87455 DATED MARCH 5, 1998.)

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AN ORDINANCE 89460

SELECTING GE REAVES ENGINEERING TO PROVIDE PROFESSIONAL SERVICES IN CONNECTION WITH THE PREPARATION OF THE LORENCE CREEK AND TRIBUTARIES DRAINAGE STUDY LOCATED IN COUNCIL DISTRICT 9; AUTHORIZING THE NEGOTIATION OF A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$13,000.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89461

AMENDING ORDINANCE NO. 60887 DATED JUNE 20, 1985 AND ACCEPTING A 1987 GENERAL OBLIGATION (G.O.) DRAINAGE BOND FUNDED PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$78,800.00 TO PAPE-DAWSON ENGINEERS, INC.; AUTHORIZING \$15,000.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES, AND CANCELING THE ENCUMBRANCE IN THE AMOUNT OF \$75,666.76 PAYABLE TO WEYMAN AND ASSOCIATES, IN CONNECTION WITH THE HI LIONS DRAINAGE PROJECT NO. 80, PHASE III AND IV PROJECT LOCATED IN COUNCIL DISTRICT 3.

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AN ORDINANCE 89462

AMENDING A PROFESSIONAL SERVICES CONTRACT WITH FORD ENGINEERING, INC. FOR PROVIDING ENGINEERING SERVICES IN AN AMOUNT NOT TO EXCEED \$51,917.00 IN CONNECTION WITH W. W. WHITE ROAD - RIGSBY TO LORD ROAD PROJECT, LOCATED IN COUNCIL DISTRICT 2; AUTHORIZING \$10,000.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 81871 MARCH 16, 1995.)

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AN ORDINANCE 89463

AMENDING A LEASE AGREEMENT WITH CHELSER HOLDING CORPORATION D/B/A "COLLIERS AT THE TEXAS THEATER," AUTHORIZED BY ORDINANCE NO. 82303, PASSED AND APPROVED ON MAY 31, 1995, TO DELETE APPROXIMATELY 43.75 SQUARE FEET OF RIVER WALK OUTDOOR DINING AREA ADJACENT TO 175 EAST HOUSTON; AND AMENDING THE ANNUAL RENTAL FEES FROM \$1,440.60 PER YEAR TO \$705.60 PER YEAR, ANNUALLY ADJUSTED FOR ANY INCREASE IN THE CONSUMER PRICE INDEX.

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AN ORDINANCE 89464

AUTHORIZING A FIVE (5) YEAR LEASE AGREEMENT WITH THE ALAMO CITY CHAMBER OF COMMERCE (ACCC) FOR USE OF THE CITY'S HEMISFAIR PARK BUILDING NO. 406, KNOWN AS THE OK BAR AND STORAGE BUILDING, FOR USE AS OFFICE SPACE AND FOR TRAINING PURPOSES FOR \$1,200.00 PER YEAR AND OTHER CONSIDERATION.

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AN ORDINANCE 89465

AUTHORIZING THE EXECUTION OF A SIXTH LEASE RENEWAL AGREEMENT WITH THE ESTATE OF MS. BESSIE F. WALSH FOR USE BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT OF APPROXIMATELY 10,500 SQUARE FEET OF CLINIC AND OFFICE SPACE AT 345 WEST COMMERCE STREET FOR THE PERIOD APRIL 1, 1999 THROUGH MARCH 31, 2000 AT A RATE OF \$2,060.00 PER MONTH IN CONNECTION WITH THE CHILDHOOD IMMUNIZATION PROJECT; AND APPROVING PAYMENTS TO THE LESSOR IN CONNECTION THEREWITH.

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AN ORDINANCE 89466

AUTHORIZING ACQUISITION OF FEE SIMPLE TITLE TO ONE PARCEL OF LAND FOR THE AMOUNT OF \$100,000.00 PAYABLE TO TICOR TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR RICKY FAYE STOKES AND WIFE, ELIZABETH ANN STOKES AND THE AMOUNT OF \$1,750.00 PAYABLE TO DUGGER, CANADAY, GRAFE & WOELFEL, INC. FOR APPRAISAL SERVICES, FOR A TOTAL SUM OF \$101,750.00, IN CONNECTION WITH THE HOLLYHOCK FLOOD AREA PROJECT.

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AN ORDINANCE 89467

APPROPRIATING THE AMOUNT OF \$1,431.00 PAYABLE TO GERRY RICKHOFF, COUNTY CLERK, FOR THE DEFENDANTS IN CONDEMNATION CAUSE NO. 98-ED-0035, CITY OF SAN ANTONIO VS. JOSEF ZYSKIND, ET. AL., FOR A PERMANENT EASEMENT (\$500.00) AND COURT COSTS (\$931.00) IN CONNECTION WITH THE LEONHARDT AT LOW WATER CROSSING PROJECT.

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AN ORDINANCE 89468

AUTHORIZING PAYMENT IN THE AMOUNT OF \$4,395.77 TO VICKREY & ASSOCIATES, INC. FOR A PROPERTY SURVEY IN CONNECTION WITH THE HILDEBRAND AVENUE - I.H. 10 TO BREEDEN PROJECT.

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AN ORDINANCE 89469

APPROPRIATING THE AMOUNT OF \$4,000.00 FOR FEE SIMPLE TITLE TO ONE PARCEL PAYABLE TO GERRY RICKHOFF, COUNTY CLERK, FOR THE DEFENDANTS IN CONDEMNATION CAUSE NO. 98-ED-0030, CITY OF SAN ANTONIO VS. MARVIN MILLER, ET. AL., IN CONNECTION WITH THE HILDEBRAND AVENUE - I.H. 10 TO BREEDEN PROJECT.

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AN ORDINANCE 89470

AUTHORIZING ACQUISITION OF FEE SIMPLE TITLE TO THREE (3) PARCELS OF LAND FOR THE AMOUNT OF \$459,250.00 PAYABLE TO TICOR TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR CARSON O. CARLISLE AND WIFE, BARBARA CARLISLE (\$230,000.00), A. KEITH JONES AND WIFE, MARY ANNE JONES (\$77,000.00) AND RUSSELL DANE PETTYJOHN AND WIFE, MARY E. PETTYJOHN (\$152,250.00) AND THE AMOUNT OF \$700.00 PAYABLE TO DUGGER, CANADAY, GRAFE & WOELFEL, INC., FOR A TOTAL SUM OF \$459,950.00, IN CONNECTION WITH THE PIPESTONE FLOOD AREA PROJECT.

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AN ORDINANCE 89471

AUTHORIZING THE CITY MANAGER, ASSISTANT CITY MANAGER OR ASSISTANT TO THE CITY MANAGER TO EXECUTE A TWENTY (20) YEAR LEASE OF A 0.3 ACRE TRACT OF LAND IN NCB A-17, CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS WITH THE SAN ANTONIO RIVER AUTHORITY FOR USE AS EQUIPMENT STORAGE AND MAINTENANCE FACILITY BY THE CITY FOR THE CONSIDERATION OF ONE (\$1.00) DOLLAR AND CERTAIN IMPROVEMENTS TO THE LEASED AREA.

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AN ORDINANCE 89472

AUTHORIZING A TEN (10) YEAR LICENSE AGREEMENT BETWEEN ANJELINA CADENA AND THE CITY OF SAN ANTONIO FOR USE OF A PORTION OF THE PUBLIC ALLEY RIGHT OF WAY LOCATED DIRECTLY BEHIND AND ADJACENT TO 110 PRODUCE ROW, FOR A TOTAL CONSIDERATION OF \$5,000.00, FOR THE PURPOSE OF INSTALLING A METAL STAIRWAY FIRE EXIT FOR MS. CADENA'S BUSINESS.

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AN ORDINANCE 89473

AUTHORIZING THE EXECUTION OF A CERTAIN SAN ANTONIO INTERNATIONAL AIRPORT LEASE AGREEMENT WITH OGDEN AVIATION FUELING COMPANY OF TEXAS, INC. FOR LEASE OF 180,735 SQUARE FEET OF GROUND SPACE, A 9,746 SQUARE FOOT PIPELINE EASEMENT FOR A TEN (10) YEAR TERM ENDING DECEMBER 31, 2009, FOR A TOTAL ANNUAL RENTAL OF \$60,757.33, AND PROVIDING FOR A ONE-TIME RENT CREDIT OF \$5,877.30.

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AN ORDINANCE 89474

AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE HARLANDALE INDEPENDENT SCHOOL DISTRICT TO PROVIDE CHILD CARE MANAGEMENT SERVICES FOR PRE-KINDERGARTEN PARTICIPANTS AND AMENDING THE CCMS BUDGET TO ACCEPT PAYMENT FOR SERVICE IN AN AMOUNT NOT TO EXCEED \$34,821.00 IN ORDER TO DRAW DOWN FEDERAL CHILD CARE FUNDS AND AMENDING THE BUDGE AND PERSONNEL COMPLEMENT.

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AN ORDINANCE 89475

AUTHORIZING THE ACCEPTANCE OF \$241,884.14 FROM THE PATRICIAN MOVEMENT AND AUTHORIZING THE EXECUTION OF A CONTRACT WITH PATRICIAN MOVEMENT FOR SAID AMOUNT FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO ADMINISTER THE ONGOING SAN ANTONIO REGIONAL DETOXIFICATION PROGRAM FOR THE PERIOD

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SEPTEMBER 1, 1998 THROUGH AUGUST 31, 1999; ESTABLISHING A FUND; ADOPTING A BUDGET; APPROVING A PERSONNEL COMPLEMENT; AND AUTHORIZING CONTRACTUAL SERVICES.

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AN ORDINANCE 89476

AUTHORIZING THE TEMPORARY CLOSURE OF W. SALINAS STREET BETWEEN N. CALAVERAS STREET AND N. ROSILLO STREET ON SATURDAY, APRIL 10, 1999 BEGINNING AT 10:00 A.M. UNTIL 7:00 P.M., IN CONNECTION WITH THE HOUSE OF NEIGHBORLY SERVICE CENTER'S NEIGHBORHOOD FESTIVAL, AS REQUESTED BY THE HOUSE OF NEIGHBORLY SERVICE CENTER LOCATED IN CITY COUNCIL DISTRICT 5.

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AN ORDINANCE 89477

APPOINTING HENRY RODRIGUEZ (DISTRICT 5) TO THE AFFIRMATIVE ACTION ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON JANUARY 31, 2001.

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AN ORDINANCE 89478

APPOINTING CHARLES L. GOTTSMAN (DISTRICT 5) TO THE BOARD OF ADJUSTMENT FOR A TERM OF OFFICE TO EXPIRE ON FEBRUARY 22, 2001.

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AN ORDINANCE 89479

APPOINTING DOMINGO G. QUINTERO (DISTRICT 5) TO THE CABLE TELEVISION ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 31, 2000.

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AN ORDINANCE 89480

APPOINTING HENRY HALL (DISTRICT 10) TO THE HOUSING AUTHORITY OF THE CITY OF SAN ANTONIO FOR A TERM OF OFFICE TO EXPIRE ON APRIL 6, 2001.

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AN ORDINANCE 89481

REAPPOINTING ARTHUR CLAY (DISTRICT 3) TO THE MECHANICAL BOARD OF APPEALS FOR A TERM OF OFFICE TO EXPIRE ON MARCH 20, 2001.

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AN ORDINANCE 89482

REAPPOINTING COL. ETHEL NELSON (DISTRICT 3) TO THE PARKS AND RECREATION BOARD FOR A TERM OF OFFICE TO EXPIRE ON MARCH 31, 2001.

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AN ORDINANCE 89483

REAPPOINTING ROBERT JALNOS (DISTRICT 7) TO THE PLUMBING APPEALS AND ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON MARCH 20, 2001.

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AN ORDINANCE 89484

APPOINTING RICK COCKERHAM (DISTRICT 3) TO THE BOND STEERING COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON MAY 2, 1999.

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AN ORDINANCE 89485

APPOINTING DR. PRENZA L. WOODS (DISTRICT 2) AND ISRZEL AGUILAR (DISTRICT 5) TO THE ETHICS REVIEW COMMISSION FOR TERMS OF OFFICE TO EXPIRE ON FEBRUARY 21, 2001 AND FEBRUARY 21, 2000, RESPECTIVELY.

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99-12 The Clerk read the following Ordinance:

AN ORDINANCE 89486

ACCEPTING THE LOW QUALIFIED BID FROM HOYT BREATHING AIR PRODUCTS TO PROVIDE THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH THERMAL IMAGING CAMERAS FOR A TOTAL OF \$171,743.00.

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Fire Chief Robert Ojeda narrated a video presentation on the new thermal imaging cameras and their advantages during fires, including a demonstration of how the cameras work by detecting heat sources in fire situations.

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

Mr. Bannwolf asked Chief Ojeda for a response to his recent query relative to Emergency Medical Services response times to the Stone Oak area.

Several Council members congratulated the Fire Department for the thermal imaging cameras.

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

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Mr. Marbut thanked several City departments and neighborhood organizations for their part in bringing to fruition the New Territories Park.

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

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99-12 ITEMS FOR INDIVIDUAL CONSIDERATION-CITIZEN
COMMENTS

Mr. Jack Finger, P.O. Box 12048, spoke to his concern with Agenda Item 43 and the proposed use of tax funds to support the bids of Texas cities, including San Antonio, relating to the Pan American Games and the Olympic Games. He also spoke against the City's support for legislation that would result in the charging of certain property owners for untimely removal of graffiti from their structures. Finally, he spoke against an arts grant from the National Endowment for the Arts.

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99-12 The Clerk read the following Ordinance:

AN ORDINANCE 89489

CREATING AN EARLY VOTING BALLOT BOARD TO PROCESS EARLY VOTING RESULTS FOR THE JOINT AND BOND ELECTION TO BE HELD ON MAY 1, 1999.

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

City Clerk Norma S. Rodriguez spoke to the necessity for the Early Voting Ballot Board as part of the May elections process.

The following citizen(s) appeared to speak:

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Mr. Faris Hodge, Jr., 140 Dora, noted that there is little controversy this far in the City elections, and he urged citizen to vote. He then spoke in support for City Council members having the right to serve two four-year terms in office.

Mr. Genaro Solis, 5130 Roosevelt, commended Council Salas for his work on the City Council, and spoke against term limits. He addressed his concern for the city's homeless population, and spoke to his intent to run for City Council next time.

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

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99-12 The Clerk read the following Ordinance:

AN ORDINANCE 89490

ESTABLISHING A CENTRAL COUNTING STATION FOR THE PURPOSE OF TABULATING EARLY VOTING BALLOTS FOR THE JOINT AND BOND ELECTION OF MAY 1, 1999, AND VOTES CAST ON ELECTION DAY; APPOINTING A CENTRAL COUNTING STATION MANAGER AND TABULATION SUPERVISOR; APPROVING ASSISTANTS TO SAID SUPERVISOR; APPOINTING A PRESIDING JUDGE OF THE CENTRAL COUNTING STATION, PROVIDING FOR NOTICE OF ACCURACY TESTING OF THE AUTOMATIC TABULATION EQUIPMENT TO BE CONDUCTED ON APRIL 28, 1999, AT 3:00 P.M. IN THE COMPUTER ROOM, 203 W. NUEVA, SUITE 140, SAN ANTONIO, TEXAS, AND PROVIDING FOR COMPENSATION FOR THE COUNTING STATION MANAGER, TABULATION SUPERVISOR, AND ASSISTANTS TO THE TABULATION SUPERVISOR.

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

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

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99-12 The Clerk read the following Ordinance:

AN ORDINANCE 89491

APPOINTING JEFF PIERCY, CHAIRMAN AND RUFINO FLORES, CO-CHAIRMAN AND APPOINTING MEMBERS OF THE SIGNATURE VERIFICATION COMMITTEE FOR THE JOINT AND BOND ELECTION TO BE HELD ON SATURDAY, MAY 1, 1999.

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

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

99-12 **ZONING HEARINGS - CITIZEN COMMENTS**

Faris Hodge, Jr., 140 Dora, spoke to each rezoning case and expressed his opinions on each. He also spoke in favor of school zone speed limits being placed at each daycare center.

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

99-12 **ZONING HEARINGS:**

4A. CASE #99037- The request of Du Mor Enterprises, Inc. (owner: Bobby Hargroder, Pres.), to rezone and reclassify 2.6 acres out of NCB 15004 and "B-3NA" Non-Alcoholic Sales Business District on 5.8 acres out of NCB 15004, located North of the intersection of Low Bid Lane and Clyde Dent Drive from "R-A" Residence Agriculture District to "B-1" Business District. The properties are located north of the intersection of Clyde Dent Drive and Low Bid Lane. Staff's recommendation was for denial.

The Zoning Commission recommendation was for approval.

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

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The following citizen(s) appeared to speak:

Mr. Ken Brown, attorney representing the proponent, asked to amend his client's request, seeking B-1 zoning on Tract B, and postponing any action on Tract A in order to further discuss that issue.

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Mr. Garza made a motion to deny the recommendation of the Zoning Commission and to grant the requested "B-1" zoning on Tract B, consisting of 2.6 acres; and to continue the rezoning request on Tract A, consisting of 5.8 acres, until the City Council meeting of April 22, 1999. Mr. Webster seconded the motion.

After consideration, the motion to continue a portion of this case and approve the "B-1" zoning on Tract B, consisting of 2.6 acres prevailed by the following vote: **AYES:** Salas, Prado, Vásquez, Menéndez, Garza, Marbut, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Guerrero, Bannwolf.

AN ORDINANCE 89492

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 2.6 ACRES OUT OF NCB 15004, LOW BID LANE AND CLYDE DENT DRIVE FROM "R-A" RESIDENCE AGRICULTURE DISTRICT TO "B-1" BUSINESS DISTRICT.

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The rezoning request for Tract A was continued to the Council meeting of April 22, 1999.

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4B. CASE #039- The request of Mary Astorga (owner: Mary Astorga & Rodolfo B. Astorga), to rezone and reclassify Lot 6, Block 4, NCB 15512, 2922 Observation from "B-2" Business District to "R-1" Single Family Residence District. The property is located on the east side of Observation Drive, 291.6 feet north of the intersection of Observation Drive and Spiral Avenue, having 90 feet on Observation Drive and a depth of 165.87 feet. Staff's recommendation was for approval.

The Zoning Commission has recommended approval.

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

Mr. Menéndez made a motion to approve the proposed Zoning change. Mr. Prado seconded the motion.

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

AN ORDINANCE 89493

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 6, BLOCK 4, NCB 15512, 2922 OBSERVATION FROM "B-2" BUSINESS DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT.

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4C. CASE #99027- The request of Koontz/McComb, 1, Ltd. (owner), to rezone and reclassify 7.27 acres and 8.47 acres out of NCB 14938, Southridge Drive and Cinema Ridge from "B-3NA" Non-Alcoholic Sales Business District to "B-3" Business District. The properties are located southwest and southeast of the intersection of Cinema Ridge and Southridge Drive. Staff's recommendation was for approval.

The Zoning Commission has recommended approval.

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

Mr. Menéndez made a motion to approve the proposed Zoning change. Mr. Salas seconded the motion.

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

AN ORDINANCE 89494

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 7.27 ACRES AND 8.47 ACRES OUT OF NCB 14938, SOUTHRIDGE DRIVE AND CINEMA RIDGE FROM "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT TO "B-3" BUSINESS DISTRICT.

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4D. CASE # Z99045-: The request of Hector Padilla (owner), to rezone and reclassify the east 214.29 feet of the north 87.83 feet of Lot 87, NCB 7895, 1113 Pleasanton Road from "B-3NA" Non-Alcoholic Sales Business District and "R-1" Single Family Residence District to "B-3" Business District. The property is located on the west side of Pleasanton Road, 140.18 feet north of the intersection of Pleasanton Road and Harlan Avenue, having 87.83 feet on Pleasanton Road and a depth of 214.29 feet. Staff's recommendation was for denial as requested and approval of "O-1" on the rear 54 feet and "B-3" on the front part of the property.

The Zoning Commission recommendation was for approval.

Discussion took place as to whether or not the proponent would accept a B-2 zoning on this property in question.

Mr. Raymond Lozano, Land Development Services, noted that a B-3 zoning would be required in order to allow for on-premises consumption of alcoholic beverages, and spoke to the applicant's rationale for requesting same. He noted that, if a B-2 is to be considered instead, the case needs to be referred back to Zoning Commission, since it would constitute a more restrictive zoning.

After discussion, Mr. Prado made a motion to continue this rezoning case to the City Council meeting of April 8, 1999, and asked City staff in the meantime to meet with the applicant relative to a possible B-2 zoning on the property. Mr. Bannwolf seconded the motion.

After consideration, the motion to continue this case prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Flores, Marbut, Webster.

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Zoning Case Z99045 was continued to the Council meeting of April 8, 1999.

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4E. CASE #Z98051- The City of San Antonio has under consideration the rezoning of Lots 1 & 2, NCB 7224 and the south 38 feet of the west 30 feet of Lot 17, Block 7, NCB 6774, 1325 Frio City Road from "F" Local Retail District to "R-1" Single Family Residence District. The property fronting on Frio City Road being 95 feet southwest of the intersection of Zarzamora Street and Frio City Road having 570 feet on Frio City Road and a depth of 574 feet. Staff's recommendation was for approval.

The Zoning Commission has recommended approval.

Mr. Raymond Lozano, Land Development Services, noted that nine affirmative votes of City Council would be required for approval of this zoning case, inasmuch as the property owner is in opposition to the rezoning.

Mr. Vásquez made a motion to approve the proposed Zoning change. Mr. Prado seconded the motion.

The following citizen(s) appeared to speak:

Mr. Andrew Guerrero, representing the property owner, noted that his client has occupied this property since 1975, and explained the uses of the property to date. He spoke in favor of a B-3NA SUP Non-Alcoholic Sales Business District zoning, with a Special Use Permit for outside storage, or, barring that, he asked that the rezoning case be referred back to the Zoning Commission.

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

AN ORDINANCE 89495

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 1 & 2, NCB 7224 AND THE SOUTH 38 FEET OF THE WEST 30 FEET OF LOT 17, BLOCK 7, NCB 6774, 1325 FRIO CITY ROAD FROM "F" LOCAL RETAIL DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT.

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4F. CASE #99051 CC- The request of Robert R. Martinez (owner), to rezone and reclassify Lot 45, Block 18, NCB 3461, 531 Malone Street from "R-1" CC Single Family Residence District with special City Council approval for a group day care home to "R-1" CC Single Family Residence District with special City Council approval for a day care center. The property is located between Theo Street and Malone Street, 180 feet east of the intersection of Theo Street and Malone Street with I.H. 35 South, having 50 feet on Theo Street and Malone Street. Staff's recommendation was for denial.

The Zoning Commission has recommended approval.

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

Mr. Vásquez made a motion to approve the proposed Zoning change. Mr. Prado seconded the motion.

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

AN ORDINANCE 89496

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 45, BLOCK 18, NCB 3461, 531 MALONE STREET FROM "R-1" CC SINGLE FAMILY RESIDENCE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR A GROUP DAY CARE HOME TO "R-1" CC SINGLE FAMILY RESIDENCE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR A DAY CARE CENTER.

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4G. CASE #Z99050- The City of San Antonio has under consideration the rezoning and reclassification of the north irregular 189.3 feet of 7B, NCB 10928, 7810 S. Presa from "B-3" Business District and "I-1" Light Industry District to "R-1" Single Family Residence District. The property is located between South Presa Street and Old Corpus Christi Road, 695.92 feet northwest of the intersection of South Presa Street and Dans Court. Staff's recommendation was for denial. Zoning Commission has recommended approval.

Ms. Guerrero made a motion to approve the proposed Zoning change. Mr. Prado seconded the motion.

The following citizen(s) appeared to speak:

Mr. Rafael C. Rivera, 7830 South Presa, stated that the proposed rezoning would affect nearby property values.

Mr. O. Kilman, 7708 South Presa, stated his belief that it would be hazardous to have residences in the area because of drainage problems and heavy truck traffic.

Mr. Jack Goodman, 7827 Old Corpus Christi Highway, spoke to the drainage problems coming from nearby Brooks Air Force Base, and stated his belief that this request constitutes spot-zoning.

* * * *

After discussion, the maker and seconder of the pending motion agreed to withdraw that motion from the floor.

Ms. Guerrero then made a motion to continue this rezoning case to the City Council meeting of April 8, 1999. Mr. Bannwolf seconded the motion.

After consideration, the motion to continue this case prevailed by the following vote: **AYES:** Salas, Guerrero, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Prado, Vásquez, Menéndez, Garza.

Zoning Case Z99050 was continued to the Council meeting of April 8, 1999.

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4H. CASE #Z99031- The request of John M. Ramirez/Civil Design Services, Inc. (owner: Alamo Community College), to rezone and reclassify Lots 1, 2, 3, 4, 6, 10, 11, 12, 13, 16, through 26 and the south 43 feet of Lots 14 and 15, Block 20, NCB 1456, Montana Street and Mittman Street from "R-2" Two Family Residence District to "R-2" CC Two Family Residence District with Special City Council approval for a child day care center. The properties are located between Montana Street to the north, Gevers Street to the west, Wyoming Street to the south and Mittman Street to the east. Staff's recommendation was for approval.

The Zoning Commission has recommended approval.

Mr. Salas made a motion to approve the proposed Zoning change. Mr. Prado seconded the motion.

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

AN ORDINANCE 89497

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 1, 2, 3, 4, 6, 10, 11, 12, 13, 16, THROUGH 26 AND THE SOUTH 43 FEET OF LOTS 14 AND 15, BLOCK 20, NCB 1456, MONTANA STREET AND MITTMAN STREET FROM "R-2" TWO FAMILY RESIDENCE

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DISTRICT TO "R-2" CC TWO FAMILY RESIDENCE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR A CHILD DAY CARE CENTER.

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99-12 It was the consensus of City Council members present at this time to undertake consideration of Agenda Item 36, inasmuch as Agenda Item 35 requires eight affirmative votes to approve it.

The Clerk read the following Ordinance:

AN ORDINANCE 89498

ORDINANCE AUTHORIZING ACQUISITION OF FEE SIMPLE TITLE TO FIVE (5) PARCELS OF LAND FOR THE AMOUNT OF \$203,079.00 PAYABLE TO TICOR TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR HAROLD CLAY (\$39,600.00), HARVEY G. JACKSON AND WIFE, ADA L. JACKSON (\$37,000.00), ALBERT HILL, JR. AND WIFE, MARCIA A. HILL (\$48,379.00), LOUISE D. JONES, CHARLES EDWARD JONES AND WIFE, HELEN JONES, VIRGINIA DARE JONES NAPPER, JIMMIE LEE JONES, KENNETH NEAL JONES, DAVID WAYNE JONES AND WIFE, PAM JONES, KAREN RENEE JONES WALKER AND HUSBAND, MANUEL WALKER AND DAISY YVONNE JONES DUNCAN AND HUSBAND, CHARLES DUNCAN (\$44,000.00) AND BEATRICE MAE WILLIAMS AND KENNETH W. IRVIN (\$34,100.00) AND APPROPRIATING THE AMOUNT OF \$5,000.00 FOR ADVERTISING FEES IN CONNECTION WITH THE WHEATLEY HEIGHTS FLOOD AREA PROJECT, LOCATED IN COUNCIL DISTRICT 2; FOR A TOTAL SUM OF \$208,079.00.

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

Mr. John German, Director of Public Works, narrated a video presentation on the purchase of five parcels of land in the Wheatley Heights Flood Area Project, a copy of which presentation is made a part of the papers of this meeting. He noted that, citywide, the City already has purchased 87 of the 99 properties being acquired. He stated his belief that the final cost to purchase all the properties identified in the flood areas will be between \$6-7 million, and he spoke to the City's hopes for reimbursement by the Federal Emergency Management Agency.

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Ms. Cynthia Marmolejo, representing the Neighborhood Action Department, spoke to the status of counseling of homeowners in flood-prone areas who have decided to re-locate from those flood-prone areas.

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

— — —
99-12 The Clerk read the following Ordinance:

AN ORDINANCE 89499

APPROVING A FIRE WORKS DISPLAY PERMIT TO ALLOW ST. MARY'S UNIVERSITY ALUMNI ASSOCIATION AND ZAMBELLI FIREWORKS TO HOLD A FIRE WORKS DISPLAY ON SATURDAY, MARCH 27, 1999 AT APPROXIMATELY 8:00 P.M. IN CONNECTION WITH THE 1999 ST. MARY'S UNIVERSITY HOMECOMING WEEKEND AND GROUND BREAKING FOR THE ATHLETICS AND CONVOCATION CENTER; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT AFFIRMATIVE VOTES.

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

Fire Chief Robert Ojeda spoke briefly in explanation of the fireworks request, and his staff's recommendation for approval.

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

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99-12

The Clerk read the following Resolution:

A RESOLUTION
NO. 99-12-10

EXPRESSING THE CITY OF SAN ANTONIO'S SUPPORT FOR THE ALAMO AREA CLEAN CITIES COALITION APPLICATION SUBMITTED TO THE U.S. DEPARTMENT OF ENERGY; AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO SIGN THE MEMORANDUM OF UNDERSTANDING WHICH REPRESENTS THE CITY'S COMMITMENT TO THE PROGRAM'S INTEREST OF IMPROVING AIR QUALITY, PROMOTING FUEL DIVERSITY, AND ENCOURAGING ECONOMIC GROWTH THROUGH THE USE OF ALTERNATIVE FUELS AND ALTERNATIVE FUEL VEHICLES.

* * * *

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

Mr. Dan Cardenas, Assistant Director of Public Works for Solid Waste, narrated a video presentation, a copy of which presentation is made a part of the papers of this meeting. He explained the proposed Memorandum of Understanding to accelerate the use of alternative funds in order to improve air quality in San Antonio. He noted that many entities such as the City already have begun using alternative fuels in their vehicle fleets.

Mayor Peak stated that he is pleased with the City's aggressive efforts in this matter.

In response to a question by Mayor Peak, Mr. Cardenas explained the "airport project".

Mr. Bannwolf noted that three of the four major fuels suppliers in San Antonio have agreed to look into the use of alternative fuels.

Mayor Peak noted that Exxon has said that it is not interested in participating.

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

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Mr. Emil Moncivais, Director of Planning, narrated a video presentation on the proposed transportation planning projects, a copy of which presentation is made a part of the papers of this meeting. He spoke to the proposed projects and plans for their implementation.

In response to a question by Mayor Peak, Mr. John German, Director of Public Works spoke to more details on the signal system re-timing study.

Mr. Bannwolf spoke to the need to time the signals in such a manner as to curtail the amount of time that cars have to sit at red lights, idling exhausts into the air.

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

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99-12 Agenda Item 41, being a proposed ordinance authorizing the execution of a contract with a consultant to facilitate the 1999 City Council Goals & Objectives Work Session, scheduled for June 17 and 18, 1999, was earlier removed from consideration by the City Manager.

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99-12 The Clerk read the following Ordinance:

AN ORDINANCE 89503

RATIFYING WORK PERFORMED AND APPROVING FIELD ALTERNATION NO. 25 IN THE AMOUNT OF \$181,048.00 PAYABLE TO CLARK/JT CONSTRUCTION, A JOINT VENTURE IN CONNECTION WITH THE CONVENTION CENTER EXPANSION PROJECT; AND PROVIDING FOR PAYMENT.(AMENDS ORDINANCE NO. 86015 DATED MAY 8, 1997.)

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

Ms. Jelynn Burley, Director of the Convention Center Expansion Office, addressed the series of field alterations and their impacts on the contingency funds set aside for this project.

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In response to a question by Mr. Vásquez, Ms. Burley spoke to the status of contingency-fund work and the percentage of the total amount of that funding attributed to 'unforeseen changes' and 'architectural omissions', noting that some 52 per cent of the contingency-fund work is attributed to 'unplanned omissions or errors'. She then spoke to how architectural participants in this project were selected by Requests for Proposal.

Mr. Vásquez expressed his opinion that those who planned this project should be paying for this contingency work, not the City, and also expressed his belief that someone should be held accountable for 'errors and omissions'.

Ms. Burley spoke to the timelines on the remaining segments of construction on the project.

Mr. Bannwolf stated his desire to further discuss this project with the Convention Center Expansion Office.

In response to a question by Mr. Vásquez, Ms. Burley stated her belief that no way exists to adequately compare the change orders in this project and in the Alamodome project, because of the way those change orders on the Alamodome were characterized.

Discussion took place concerning a comparison of the Alamodome's actual change orders, which totaled some 6.7 per cent of the project cost, with the Convention Center Expansion Project, which has totaled some 6.0 per cent, thus far.

Mayor Peak spoke to his hopes that City staff will maintain the percentage of change orders, in the future, as a useful tool.

Mr. German stated that he would look at the public works projects, and expressed his belief that this would be a good idea.

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

— — —

99-12 The City Clerk read a proposed Resolution expressing the City's support for HB 3605 by Representative Carlos Uresti relating to graffiti; HB 247 by Representative Robert Puente relating to the use of neighborhood associations for code enforcement; SB 790 by Senator Mike Moncrief relating to convention center hotels; SB 465 and 1646 by Senator Frank Madla and HB 140 and HB 3135 by Representative Arthur Reyna relating to the Pan American Games and Olympic Games; and the City's opposition to HB 1704 and SB 679 relating to reinstatement of the vesting statute.

Mr. Webster made a motion to approve the Resolution. Mr. Prado seconded the motion.

Mr. James Campbell, Director of Intergovernmental Relations, narrated a video presentation on the proposed Resolution, a copy of which presentation is made a part of the papers of this meeting. He noted that the City's Legislative Program involves some 30 items, with five more being proposed today, and he outlined the five. He then spoke to the vested-rights statute, repealed some years ago and now being proposed for reinstatement as a state law, and the reasons why staff is recommending opposition to that bill. He also noted that Texas Municipal League and all major Texas cities oppose it.

In response to a question by Mayor Peak, Mr. Campbell discussed the bill to allow neighborhood associations to participate in code enforcement, and the vested-rights statute.

Mayor Peak spoke to his concern with the erosion of local authority.

In response to a question by Mr. Webster, Mr. Campbell discussed the legislation to provide state funding support to Texas cities' requests to host the Pan-American Games and the Olympic Games.

Mr. Webster spoke in opposition to restoring the vested-rights statute, to maintain local control.

Mr. Marbut stated that he would be abstaining from this vote today.

Mr. Vásquez noted that the vested-rights issue is one of economic development in San Antonio, and stated that he would vote against that issue. He also asked that that particular segment be separated out from other issues today.

Mr. Garza spoke to the need to oppose the vested-rights issue, yet spoke to the need to continue working on it in the legislative process. He then spoke to the importance of the graffiti bill.

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Ms. Guerrero spoke in support for the legislation on graffiti.

Mr. Prado asked City staff for periodic briefings on legislative actions.

Mr. Webster noted that the Council's State Affairs Committee receives weekly briefings on legislation.

At this point, Mr. Webster offered a substitute motion to consider each of the five proposed legislative stances individually. Mr. Vásquez seconded the motion.

After discussion, the substitute motion prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Marbut, Webster, Peak; **NAYS:** None. **ABSENT:** Flores, Bannwolf.

Mr. Webster made a motion to approve support for HB 3605 by Carlos Uresti, relating to graffiti. Ms. Guerrero seconded the motion.

After consideration, the motion prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

Mr. Bannwolf made a motion to approve support for HB 247 by Robert Puente, the code compliance legislation. Mr. Webster seconded the motion.

After consideration, the motion prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

Mr. Prado made a motion to approve support for SB 790 by Mike Moncrief, the convention center hotels legislation. Ms. Guerrero seconded the motion.

After consideration, the motion prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

Mr. Webster made a motion to approve support for HB 140 and HB 3135 by Arthur Reyna and SB 456 and SB 1646 by Frank Madla, for state support for Pan American and Olympic Games. Ms. Guerrero seconded the motion.

After consideration, the motion prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None; **ABSTAIN:** Marbut.

Mr. Webster made a motion that the City of San Antonio opposes HB 1704 by Edmund Kuempel and SB 679 by Florence Shapiro relating to vested rights legislation. Ms. Guerrero seconded the motion.

After consideration, the motions carrying with it the following Resolution, prevailed by the following vote: **AYES:** Salas, Guerrero, Menéndez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** Prado, Vásquez; **ABSENT:** Flores.

The Clerk read the following Resolution:

A RESOLUTION
NO. 99-12-11

EXPRESSING THE CITY'S SUPPORT FOR HB 3605 BY REPRESENTATIVE CARLOS URESTI RELATING TO GRAFFITI; HB 247 BY REPRESENTATIVE ROBERT PUENTE RELATING TO THE USE OF NEIGHBORHOOD ASSOCIATIONS FOR CODE ENFORCEMENT; SB 790 BY SENATOR MIKE MONCRIEF RELATING TO CONVENTION CENTER HOTELS; SB 465 AND 1646 BY SENATOR FRANK MADLA AND HB 140 AND HB 3135 BY REPRESENTATIVE ARTHUR REYNA RELATING TO THE PAN AMERICAN GAMES AND OLYMIC GAMES; AND THE CITY'S OPPOSITION TO HB 1704 AND SB 679 RELATING TO REINSTATEMENT OF THE VESTING STATUTE.

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99-12 The Clerk read the following Ordinance:

AN ORDINANCE 89506

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 9 BUDGET ACCOUNT IN THE TOTAL AMOUNT OF \$900.00 TO COUNCILMAN TIM BANNWOLF FOR AN ADMINISTRATIVE SERVICES CONTRACT WITH RICHARD RHODES III (\$300.00 PER MONTH) FROM MARCH 1, 1999 THROUGH MAY 31, 1999; AS REQUESTED BY COUNCILMAN TIM BANNWOLF.

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

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

99-12 **CITY MANAGER'S REPORT**

POLICE ACCREDITATION

Police Chief Al A. Philippus narrated a video presentation on the recent accreditation of the San Antonio Police Department, a first for the local department. He spoke to details of the process involved and how accreditation was judged, and the advantages of being an accredited police department. He also noted that, among the major police departments of the nation, only Phoenix also is accredited.

Mayor Peak and members of City Council congratulated the police department on the accomplishment.

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NEW DIRECTOR OF INTERNATIONAL AFFAIRS

Mr. Alexander E. Briseño, City Manager, introduced Mr. Henry Sauvignet, newly-appointment as the director of the International Affairs Department. He spoke to his long background of work for the City of San Antonio prior to a recent stint with the State of Texas.

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Mr. Sauvignet spoke to his eagerness to begin his new work for the City.

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NEW ASST. DIRECTOR OF COMMUNITY INITIATIVES

Mr. Alexander E. Briseño, City Manager, introduced Mr. Henry Ross, newly-appointed Assistant Director of the Community Initiatives Department, and spoke to his background of work for the City in other departments.

Mr. Ross thanked the City Manager, and noted that he will take over his new duties on April 12, 1999.

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NEW ASST. DIRECTOR OF PUBLIC WORKS

Mr. Alexander E. Briseño, City Manager, announced the appointment of Mr. Thomas Wendorf as a new Assistant Director of Public Works.

Mayor Peak and City Council members congratulated each of the new appointees.

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CITIZENS TO BE HEARD

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MR. PAULINO GALVAN, JR.

Mr. Paulino Galvan, Jr. spoke to his concern with various railroad crossings and the need to repair them.

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MR. JOHN GONZALEZ

Mr. John Gonzalez, P.O. Box 5483, spoke to an herbal cure for cancer.

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MR. NAZARITE RUBEN FLORES PEREZ

Mr. Nazarite Ruben Flores Perez, 627 Hearne, stated his belief that Market Square is a proper place to be renamed for Cesar Chavez. He also spoke to a religious freedom bill.

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CESAR CHAVEZ COMMITTEE DELEGATION

Mr. Jaime Martinez, lead spokesman for a group of individuals present in the audience, appeared to speak to the City Council regarding their original petition requesting that the City Council rename Commerce Street in honor of Cesar Chavez. He spoke to his legacy, the impact he had on all peoples and his place in history as recognized not only nationally but internationally. He asked that the City Council give him the proper recognition due to his human rights efforts as well as the betterment of the state of all the working classes. Mr. Martinez stated that his group was not interested in having the San Antonio International Airport named after Cesar Chavez, but urged the City Council to favorably consider the renaming of Commerce Street. He also urged that Councilman Salas support their request and that he consider naming another street in the East Side after Medgar Evans, another human rights activist.

The following individuals also spoke reiterating the statements made by Mr. Martinez:

- Judge Albert Peña
- Gabriel Velasquez, Jr.
- Henry Rodriguez, LULAC
- Martha Ellen Rieder, Coodinadora 2000
- Grace Hernandez
- Roberto Anguiano, AFL/CIO
- Rey Rios, M.E.S.A.
- Alberto Moreno, AFGE Local 1617
- Jose Trevino
- Samuel Andrade, Jr.
- Pedro "Pete" Garza, 10th District, AFGE
- Tony R. Garza, presented a book of poems written by students from Thomas Jefferson;
- Genaro "G" Solis;
- Rosa Rosales, Coodinadora/LULAC

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CARLINE SHANNON GUNTER

Ms. Gunter spoke to the City Council about several concerns regarding a map from the Hemisfair 68 era which is flawed. She then made references to the topics she planned to address which she listed on the citizens to be heard sheet, as "Attorneys; fraud; Pemex; oil/repo./history of Texas; Hemisfair, '68; world exposition; April 6 - October 6, 1968 - San Antonio, Cotton, BBQ; and stated that she will cover subjects at next week's meeting.

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FARIS HODGE, JR.

Mr. Faris Hodge, Jr., spoke to the City Council about the need to have citizens reconcile with each other and to support the efforts of those persons appearing at today's Citizens to be Heard Session. He urged Councilman Salas to work with the citizens and to rename the street as requested by the majority of its citizens.

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COMMERCE STREET RENAMING

The following persons then spoke in favor of the renaming of Commerce Street to Cesar Chavez Street:

- Antonio Diaz, Mestizos En Marcha
- Eduardo C. Garza, 5022 Blessing
- Johnny Zepeda, 607 N. Hamilton
- Delia A. Guajardo, 107 Sutton
- Hector Hernandez, 102 Erskine
- Arlene J. Esparza
- Jerry Cortes, San Antonio Hispanic Firefighters

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99-12 There being no further business to come before the Council, the meeting was adjourned at 6:26 p.m.

A P P R O V E D



HOWARD W. PEAK
M A Y O R

Attest:



NORMA S. RODRIGUEZ, CMC/AAE
City Clerk