

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBERS, MUNICIPAL
PLAZA BUILDING, THURSDAY, SEPTEMBER
8, 1994.

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94-43 The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building, "B" Room, to consider the following item(s). The Council members present were: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, WOLFF. Absent: LARSON.

Presentation of the FY 1994-95 Capital Budget and the 1994 Bond Issue Schedule.

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94-43 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Nelson W. Wolff, with the following members present: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, LARSON, WOLFF. Absent: NONE.

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94-43 Invocation - Mrs. Reby Lawler, Children's Minister, Trinity Baptist Church.

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94-43 Pledge of Allegiance to the flag of the United States.

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94-43 Minutes of the July 14 and July 21, 1994 Regular City Council meetings were approved.

94-43 50TH ANNIVERSARY-UNIVERSIDAD NACIONAL AUTONOMA DE MEXICO

Mayor Wolff noted that 50 years ago, the Universidad Nacional Autonoma de Mexico opened a branch of its university in San Antonio, a branch which has served the needs of San Antonians in the areas of language, history and culture. He stated that the City today is honored to have Dr. Jose Sarukhan, Rector of UNAM, and a delegation from Mexico, present in Council chambers today.

Mayor Wolff then read a proclamation commemorating the Extension School's 50th anniversary, and presented it to Dr. Sarukhan.

Dr. Sarukhan thanked San Antonio for its support of UNAM's extension branch and spoke to the close working relationship between the United States and Mexico. He then introduced his wife and other members of the official delegation present in the audience.

Mayor Wolff, accompanied by Ms. Ayala, then exchanged plaques and gifts with Dr. Sarukhan, to mark the occasion.

Members of City Council then spoke to the great history of UNAM and its intellectual and cultural impact upon the world.

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94-43

SMALL BUSINESS SUMMIT DAY

Mayor Wolff stated that a Small Business summit meeting is to be held in San Antonio September 14, 1994, and he read a proclamation designating "Small Business Summit Day" in San Antonio, presenting the proclamation to members of a delegation, present in the audience, including Councilman Solis.

Councilman Solis spoke to details of the coming event and the importance of having a strategic plan for small business in San Antonio.

Mr. Leo Gomez, Hispanic Chamber of Commerce, noted that San Antonio is recognized as the nation's leading city in fostering Hispanic small business, and thanked the City for its support for small business.

Mr. Solis then introduced representatives from various local chambers of commerce, present in the audience for this occasion.

Mr. Tris Casteneda, representing the Greater San Antonio Chamber of Commerce, addressed the importance of the Small Business Summit.

The group then presented the City Council Members with several gifts to mark the occasion.

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94-43

PATRICK MEDIA GROUP SCHOLARSHIP PRESENTATION

Mayor Wolff introduced Dr. Louis Agnese, Jr., President of Incarnate Word College, and Ms. Anita Woodward, Patrick Media Group, noting that both are present today to speak to the academic scholarships that will be presented to students who will be attending IWC. He noted that, this year, some \$88,000.00 worth of scholarships will be presented in the name of the City Council, to qualified students.

Dr. Agnese and Ms. Woodward briefly explained the scholarships.

Each scholarship winner present in the audience then introduced themselves and identified the City Council district that each comes from.

Mayor Wolff and City Council members congratulated the scholarship winners and the Patrick Media Group for donating them.

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94-43 CITATIONS: RED MCCOMBS AND GARY WOODS (NADBANK)

Mayor Wolff stated that both Mr. Red McCombs and Mr. Gary Woods are to be honored today with special Citations recognizing them for their roles in providing office space for the new North American Development Bank (NADBANK). He noted that Mr. McCombs could not be present today, but asked Mr. Woods to come forward to receive the Citations.

Mayor Wolff then read the Citations and presented them to Mr. Woods, who accepted them on behalf of himself and Mr. McCombs.

Mr. Woods thanked the Mayor and City Council for the honor, and stated his desire that the North American Development Bank and its location in San Antonio will have a great impact upon the city.

Mayor Wolff and City Council members lauded both Mr. McCombs and Mr. Woods for their contributions to their community.

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94-43 POLICE ATHLETIC LEAGUE/SPURS/PIZZA HUT MIDNITE BASKETBALL LEAGUE

Mayor Wolff stated that San Antonio 2000 today has recommended recognition for the Midnite Basketball League for its "Find The Good and Praise It" program. He then read the special Certificate of Appreciation and presented it to San Antonio Police Sgt. Orlando Navarro and other police officers present, representing the Police Athletic League.

Sgt. Navarro spoke to the history of the Midnite Basketball League and other PAL activities.

Other PAL representatives addressed a number of success stories in aiding San Antonio's youth.

Mayor Wolff and City Council members offered their congratulations to the endeavor.

94-43 (At this time, Mayor Wolff was obliged to leave the meeting. Mayor Pro Tem Avila presided.)

94-43 CONSENT AGENDA

Mr. Solis made a motion to approve Agenda Items 9 through 24, constituting the Consent Agenda. Mr. Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Perez, Billa Burke, Avila, Solis, Ross, Thornton, Peak, Larson. NAYS: None. ABSENT: McClendon, Ayala, Wolff.

AN ORDINANCE 80,723

ACCEPTING THE LOW BID OF SNOBER CONSTRUCTION COMPANY IN THE AMOUNT OF \$16,155.00 TO PROVIDE MATERIALS, EQUIPMENT AND LABOR TO PAINT THE EXTERIOR METAL TRIM AT THE SAN ANTONIO POLICE TRAINING ACADEMY AND FIVE POLICE SUBSTATIONS.

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AN ORDINANCE 80,724

ACCEPTING THE LOW QUALIFIED BIDS OF SEED RESEARCH OF TEXAS, TURF INDUSTRIES AND TEXAS SEED COMPANY, INC. FOR A COMBINED TOTAL OF \$92,661.85 TO PROVIDE GRASS SEED FOR THE WINTER OVERSEEDING PROGRAM AT THE MUNICIPAL GOLF COURSES AND GOLF DRIVING RANGES.

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AN ORDINANCE 80,725

RATIFYING THE ACTION OF CITY STAFF IN ACCEPTING THE LOW BID OF KESSLER BROTHERS FOR EMERGENCY REPAIRS TO THE LIGHT POLE FOOTING AND MOUNTING CONNECTIONS AT THE KENNEDY SOFTBALL COMPLEX; AND AUTHORIZING THE TRANSFER OF FUNDS IN THE AMOUNT OF \$33,724.00 FOR PAYMENT.

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AN ORDINANCE 80,726

ACCEPTING THE LOW BID OF GENERAL NEON SIGN COMPANY IN THE AMOUNT OF \$18,651.03 TO REFURBISH SEVENTEEN (17) TRAFFIC INFORMATION SIGNS AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

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AN ORDINANCE 80,727 .

ACCEPTING THE LOW, BID OF INDUSTRIAL CONSTRUCTION COMPANY IN THE AMOUNT OF \$26,480.00 TO PROVIDE MATERIALS AND LABOR FOR CONSTRUCTION OF A GREENHOUSE FOR PROPAGATION AND MAINTENANCE OF INDOOR PLANT MATERIALS LOCATED AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

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AN ORDINANCE 80,728 .

ACCEPTING THE LOW BID OF TEXAS BUS CENTER, INC. IN THE AMOUNT OF \$50,145.00 TO PROVIDE THE AVIATION DEPARTMENT WITH A FOURTEEN PASSENGER SHUTTLE BUS FOR USE IN TRANSPORTING PASSENGER AND EMPLOYEES BETWEEN THE PARKING LOTS AND TERMINALS.

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AN ORDINANCE 80,729 .

ACCEPTING THE LOW, QUALIFIED BID OF KAMCO FLOORS IN THE AMOUNT OF \$28,767.00 TO PROVIDE MATERIALS, LABOR AND EQUIPMENT TO REMOVE AND INSTALL CARPET IN THE LOWER LEVEL TO THE MUNICIPAL AUDITORIUM.

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AN ORDINANCE 80,730 .

RATIFYING THE CONTRACT OF COMPAQ COMPUTER CORPORATION FOR PROVIDING THE FIRE DEPARTMENT'S EMERGENCY MANAGEMENT DIVISION WITH COMPUTER HARDWARE FOR THE HURRICANE PREPAREDNESS PROGRAM BETWEEN THE CITY OF SAN ANTONIO AND CITIES ALONG THE TEXAS GULF COAST FOR A TOTAL OF \$9,372.00.

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AN ORDINANCE 80,731 .

RATIFYING THE CONTRACT OF EIS INTERNATIONAL FOR PROVIDING THE FIRE DEPARTMENT'S EMERGENCY MANAGEMENT DIVISION WITH COMPUTER SOFTWARE IDENTIFYING AND COORDINATING DISASTER EVACUATION ROUTES, RELIEF SUPPLIES AND SHELTERS, EMERGENCY MEDICAL PROVIDERS AND PERSONNEL DISSEMINATION ASSIGNMENTS FOR A TOTAL OF \$14,800.00.

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AN ORDINANCE 80,732 .

ACCEPTING THE LOW QUALIFIED BID OF MATRIX BUILDERS, INC., IN THE AMOUNT OF \$58,500.00, TO CONSTRUCT THE RENOVATIONS TO GIFT AND NEWS LEASE SPACES IN TERMINAL 1 AT SAN ANTONIO INTERNATIONAL AIRPORT AND AUTHORIZING EXECUTION OF A CONTRACT; AUTHORIZING AN ADDITIONAL \$5,850.00 FOR A CONTINGENCY ACCOUNT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 80,733 .

AUTHORIZING A THREE YEAR LICENSE AGREEMENT WITH RIVER ART GROUP, INC., A NON-PROFIT CORPORATION, FOR THAT GROUP'S USE OF A PORTION OF THE RIVER WALK AND CERTAIN FACILITIES AND SPACES IN LA VILLITA FOR THEIR ANNUAL RIVER ART SHOW, FOR A CONSIDERATION OF TWO THOUSAND DOLLARS (2,000) FOR EACH YEAR'S SHOW.

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AN ORDINANCE 80,734 .

AMENDING ORDINANCE NO. 80563 BY INCLUDING AURORA SANCHEZ AS A PURCHASER TO THE SALE OF LAND AND IMPROVEMENTS LOCATED AT 559 MORNINGVIEW WITHIN THE EASTSIDE NEIGHBORHOOD HOUSING SERVICES COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT.

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AN ORDINANCE 80,735 .

AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF SAN ANTONIO DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT DEPARTMENT (CDBG FUND), SAN ANTONIO HOUSING AUTHORITY, SAN ANTONIO DEVELOPMENT, AND THE SAN ANTONIO HOUSING TRUST FOR THE PURPOSE OF FUNDING A SENIOR MANAGEMENT COORDINATOR POSITION TO SERVE AS PRIMARY STAFF SUPPORT FOR THE HOUSING AND NEIGHBORHOOD ACTION TEAM (HNAT).

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AN ORDINANCE 80,736 .

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICE CONTRACT WITH MORRIS & MCDANIEL, INC. IN THE AMOUNT OF \$35,000.00 FOR THE PREPARATION AND ADMINISTRATION OF A POLICE CAPTAIN'S ASSESSMENT CENTER EXAMINATION;

AND AUTHORIZING PAYMENT OF LODGING AND RELATED EXPENSES FOR FOUR ASSESSORS AND CONSULTANTS FOR AN AMOUNT NOT TO EXCEED \$10,000.00.

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AN ORDINANCE 80,737

AUTHORIZING CONTINUATION OF THE FAMILY PLANNING PROJECT BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD); AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE TEXAS DEPARTMENT OF HEALTH (TDH) FOR A GRANT TO SUPPORT PROGRAM COSTS UP TO \$181,686.00; ESTABLISHING A FUND; ADOPTING A BUDGET; AUTHORIZING CONTRACTUAL SERVICES AND AUTHORIZING PERSONNEL POSITIONS.

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AN ORDINANCE 80,738

APPOINTING MR. MILTON BABBIT (MAYOR) TO THE HISTORIC AND DESIGN REVIEW COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON OCTOBER 31, 1995.

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

ZONING HEARINGS

94-43 CASE #Z94180 (CC)

Mr. Andy Guerrero, Land Development Services, stated that the applicant in this case has asked to withdraw this rezoning request, until the new regulations governing underground storage tanks over the Edwards Aquifer recharge zone are adopted.

Mr. Allan B. Polunsky, representing the applicant, briefly explained the reasons for withdrawal of the application.

A discussion ensued concerning possible new rules for development over the Edwards Aquifer that might limit or forbid the installation of gasoline service stations over the recharge zone.

Mr. Thornton spoke of his support for a region-wide prohibition of gasoline service stations over the recharge zone.

Discussion then took place concerning the six-month delay required before a new rezoning request on this property could be filed, absent any waiver of that particular restriction.

Ms. McClendon thanked the applicant for withdrawing the rezoning petition, and spoke to her opposition to gasoline service stations over the recharge zone.

Mayor Wolff spoke to the October 20, 1994 date when proposed restrictions governing underground gasoline storage tanks over the recharge zone will come before City Council for consideration.

Mr. Scott Halty, Aquifer Studies Office, San Antonio Water System, noted that on September 20, 1994, the SAWS recommendations on this matter will go from the Water Quality Committee to the Zoning Commission, to ban underground storage tanks over the recharge zone.

A discussion ensued concerning a timetable for consideration of proposed new regulations before the various boards and commissions, and then the City Council.

Mr. Halty noted that this particular rezoning request being withdrawn by the applicant today, was the only rezoning application pending which involved underground storage tanks over the recharge zone.

Zoning Case Z94180 CC was withdrawn from consideration.

CASE Z94175 - To rezone and reclassify Lot F, NCB 13733 Jones Maltsberger Road and Budding Blvd., from "B-2" Business District and "BP" Business Park District to "R-5" Single Family Residence District. Property is located south of the intersection of Jones Maltsberger Road and Budding Boulevard, having 523.45 feet on Jones Maltsberger Road and 430.90 feet on Budding Boulevard.

In response to a question by Mr. Peak, Mr. Tom Garrett, representing the proponent, Garrett Properties, spoke to development plans for the property in question.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Ayala.

AN ORDINANCE 80,739

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 F, NCB 13733 JONES MALTSBERGER ROAD AND BUDDING BLVD., FROM "B-2" BUSINESS DISTRICT AND "BP" BUSINESS PARK DISTRICT TO "R-5" SINGLE FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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CASE #Z94169 - To rezone and reclassify 9.00 acres out of Block 3, NCB 15825. I.H. 10 Expressway and Casa Bella Street, From The removal of 50 feet setback parallel to Casa Bella Street and within that area a 25' feet landscape buffer and one-foot non-access easement, imposed by Ordinance NO. 57273. Property is located on the south side of Casa Bella Street, 95 feet east of the intersection of I.H. 10 Expressway and Casa Bella Street, having 329.96 feet on Casa Bella Street and a depth of 815.12 feet.

Mr. Andy Guerrero, Land Development Services, briefly explained the proposed rezoning request to remove a 50-foot setback imposed by a previous Ordinance.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Ayala.

AN ORDINANCE 80,740

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 9.00 ACRES OUT OF BLOCK 3, NCB 15825. I.H. 10 EXPRESSWAY AND CASA BELLA STREET, FROM THE REMOVAL OF 50 FEET SETBACK PARALLEL TO CASA BELLA STREET AND WITHIN THAT AREA A 25' FEET LANDSCAPE BUFFER AND ONE-FOOT NON-ACCESS EASEMENT, IMPOSED BY ORDINANCE NO. 57273. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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CASE# Z94128 - to rezone and reclassify The north irregular 184.75 feet of Lot 28 and the north irregular 64.46 feet of Lot 29, NCB 7896, 700 Block of Flanders Avenue, from "B" Residence District to "B-3NA" Non Alcoholic Sales Business District. Properties are located southeast of the intersection of Flanders Avenue and I.H. 35 South, having 160 feet on Flanders Avenue and a depth of 184.75 feet.

Mr. Rudy Hettler, representing the proponent, addressed his client's plans to locate an auto storage lot on a long-vacant piece of property.

Mr. Avila made a motion for denial for the proposed ordinance, Mr. Perez seconded the motion.

After consideration, the motion, to deny prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Thornton, Peak, Wolff; NAYS: None; ABSENT: Ayala, Ross, Larson.

Zoning Case Z94128 was denied.

CASE Z94174 - To rezone and reclassify Lots 27, 9 and 10, Block 10, NCB 2950 3503 S. Gevers, from "B" Residence District and "F" Local Retail District to "B-3NA" Non Alcoholic Sales Business District. Properties are located southwest of the intersection of S. Gevers and Minnetonka Street, having 119 feet on S. Gevers and 225 feet on Minnetonka Street.

Mr. Andy Guerrero, Land Development Services, noted that the applicant in this case has indicated a desire to compromise in his original request for rezoning, and now is asking for approval of B-2 zoning only on Lot 9 and the west 25 feet of Lot 10, Block 10, NCB 2950; with B-3NA on Lot 27 and the east 25 feet of Lot 10, Block 10, NCB 2950.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Ross, Thornton, Peak, Wolff; NAYS: None; ABSENT: Solis, Ayala, Larson.

AN ORDINANCE 80,741

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND ZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 27, 9 AND 10, BLOCK 10, NCB 2950 3503 S. GEVERS, FROM "B" RESIDENCE DISTRICT AND "F" LOCAL RETAIL DISTRICT TO "B-3NA" NON

ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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CASE #Z94177 - To rezone and reclassify Lots 1, 2, and 3, Block 11, NCB 18101 and Lots 6 thru 13, Block 8, NCB 18101 and Lots 6 thru 13, Block 8, NCB 18098, Wurzbach Road and Roxbury Drive, from Temporary "R-1" Single Family Residence District to "B-3" Business District. Properties are located on the southeast side of Wurzbach Road, northeast and southwest of the intersection of Roxbury Drive and Wurzbach, having a total of 1010 feet on Wurzbach Road and 320 feet on both sides of Roxbury Drive.

Mr. Ross made a motion to approve the recommendation of the Zoning Commission. Ms. McClendon seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Avila, Ross, Thornton, Peak, Wolff; NAYS: None; ABSENT: Billa Burke, Solis, Ayala, Larson.

AN ORDINANCE 80,742

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, AND 3, BLOCK 11, NCB 18101 AND LOTS 6 THRU 13, BLOCK 8, NCB 18101 AND LOTS 6 THRU 13, BLOCK 8, NCB 18098, WURZBACH ROAD AND ROXBURY DRIVE, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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CASE 294182 - To rezone and reclassify Lots 1, save and except the east 50 feet Block 2, NCB 17145 5250 Rittiman Road, From "B-3" Business District to "I-1" Light Industry District. Property is located on the south side of Rittiman Road, between Trade Center Drive and Thornwood, having 523.41 feet on Rittiman Road, 282 feet on Trade Center Drive and 186 feet on Thornwood.

Mr. Ralph Bender, Bender Associates, explained plans to expand an existing industrial use, within an industrial area.

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Ms. McClendon made a motion to approve the recommendation of the Zoning Commission. Mr. Ross seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: McClendon, Avila, Ross, Thornton, Peak, Wolff; NAYS: None; ABSENT: Perez, Billa Burke, Solis, Ayala, Larson.

AN ORDINANCE 80,743

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, SAVE AND EXCEPT THE EAST 50 FEET BLOCK 2, NCB 17145 5250 RITTIMAN ROAD, FROM "B-3" BUSINESS DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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CASE# Z94183 - To rezone and reclassify Lot 8, Block 4, CNB 18284. Pipers Creek, From Temporary "R-1" Single Family Residence district to "R-3" Multiple Family Residence District. Property is located on the northeast side of Pipers Creek Street, 250 feet southwest of the intersection of Scullery Road and Pipers Creek Street, having 372.32 feet on Pipers Creek Street and a depth of 592.96 feet.

Mr. Avila made a motion to approve the recommendation of the Zoning Commission. Mr. Ross seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Avila, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Solis, Ayala.

AN ORDINANCE 80,744

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 8, BLOCK 4, CNB 18284. PIPERS CREEK, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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CASE# 294179 - to rezone and reclassify 0.8376 acre tract of land out of NCB 8669 2702 Castroville Road, from "B-3R" Restrictive Business District. Property is located on the southeast side of Old Castroville Road, being approximately 2,185.0 feet southwest of the intersection of Old Castroville Road and S.W. 36th Street, having 231.0 feet on Old Castroville Road and a depth of 157.64 feet.

Mr. Ross made a motion to approve the recommendation of the Zoning Commission. Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Avila, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Solis, Ayala.

AN ORDINANCE 80,745

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 0.8376 acre tract of land out of NCB 8669 2702 Castroville Road, From "B-3R" Restrictive Business District. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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94-43 The Clerk read the following Ordinance:

AN ORDINANCE 80,746

APPROVING THE BUDGET OF THE BEXAR METRO 9-1-1 NETWORK DISTRICT CONSISTING OF BEXAR, COMAL, AND GUADALUPE COUNTIES, AND ALL INCORPORATED CITIES WITHIN THOSE COUNTIES FOR FISCAL YEAR OCTOBER 1, 1994 - SEPTEMBER 30, 1995 IN THE AMOUNT OF \$2,911,415.00.

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

Mr. Jerry Marshall, Director, 9-1-1 District, briefly explained budget plans of the District.

Mr. Peak and Ms. McClendon thanked the 9-1-1 District for its support of the Cellular On Patrol Program.

Ms. McClendon spoke to her concerns with a reported 'downsizing' plan for the emergency dispatch office of the Police Department.

Mr. Al Polonis, Captain Of The San Antonio Police Department, spoke to some peak-load delays with emergency calls, at isolated times.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Solis, Ayala.

94-43 The Clerk read the following Ordinance:

AN ORDINANCE 80,747

EXTENDING THE THIRTY DAY PERIOD TO REVIEW A CABLE OPERATOR'S RATE SUBMISSION BY AN ADDITIONAL NINETY DAY PERIOD AS PROVIDED FOR IN THE CABLE TELEVISION CONSUMER PROTECTION AND COMPETITION ACT OF 1992 AND REGULATIONS ISSUED THEREUNDER BY THE FEDERAL COMMUNICATIONS COMMISSION IN ORDER TO COMPLETE A REVIEW OF THE SUBMISSION OF PARAGON CABLE OF SAN ANTONIO OF AUGUST 11, 1994.

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

Mr. Bill Arnette, Supervisor of Public Utilities, explained the request for a 30-day extension of Council action on cable TV basic rates in order for staff to review the cable TV operator's rate submission.

Ms. McClendon stated her desire that the Cable TV Advisory Committee make recommendations in this matter, prior to having this come before City Council. She also stated that she favor rewriting the franchise ordinance involved, if necessary, to achieve this.

Mr. Arnette explained why the committee currently is not involved in this matter, and stated that he plans to brief the committee on this matter next week.

Ms. McClendon stated her feeling that the process could be changed in a 90-day time-frame, to give the committee a review of such actions before the case comes before City Council.

Mr. George K. Noe, Director of Management Services, briefly explained the current process for reviewing cable TV rates.

After further consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Avila, Ayala.

94-43 The Clerk read the following Ordinance:

AN ORDINANCE 80,748

AUTHORIZING THE SAN ANTONIO HOUSING FINANCE CORPORATION TO ISSUE TAX-EXEMPT REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$7,100,000.00 TO PROVIDE FINANCING FOR LOW AND MODERATE INCOME HOUSING THROUGH THE ACQUISITION AND REHABILITATION OF THE BRITTANY APARTMENTS AND THE OAK HILLS VILLAGE APARTMENTS; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON EIGHT AFFIRMATIVE VOTES.

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

Ms. Jelynn Burley, City Manager's Office, addressed the need for these bonds in order to rehabilitate two apartment projects, and spoke to the reasons for that bond approval requirement.

A discussion then took place concerning the occupancy rates of the apartment projects as well as the issuance costs of these projects because of the difficulty in locating housing-bond purchasers.

In response to a question by Mr. Peak, Mr. Jose Gonzalez, real estate representative for the property owner, discussed employment plans for current employees of the apartment projects.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ross, Thornton, Peak, Wolff; NAYS: None; ABSENT: Avila, Ayala, Larson.

94-43 The Clerk read the following Ordinance:

AN ORDINANCE 80,749

AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM DISTRICT 6 DISCRETIONARY FUNDS TO PURCHASE CHILDRENS BOOKS IN THE AMOUNTS OF \$500.00 FOR THE NEW GREAT

NORTHWEST LIBRARY, SCHEDULED TO OPEN IN EARLY OCTOBER, AS REQUESTED BY COUNCILWOMAN HELEN AYALA.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Solis, Ayala, Ross, Thornton, Peak, Wolff; NAYS: None; ABSENT: McClendon, Avila, Larson.

94-43 The Clerk read the following Ordinance:

AN ORDINANCE 80,750

AUTHORIZING THE TEMPORARY CLOSURE OF FRENCH STREET, BETWEEN MCCULLOUGH AND MAIN, FROM 3:30 P.M. TO 9:30 P.M. ON SATURDAY, OCTOBER 15, 1994, IN ORDER THAT THE SAN ANTONIO ACADEMY MAY HOLD ITS FALL FAMILY FAIR.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Solis, Ayala, Ross, Thornton, Peak, Wolff; NAYS: None; ABSENT: McClendon, Avila, Larson.

94-43 The Clerk read the following Ordinance:

AN ORDINANCE 80,751

CLOSING THE 100 BLOCK OF MENCHACA STREET AT 1302 N. ZARZAMORA STREET ON MONDAY SEPTEMBER 12, 1994, FROM 8:00 A.M. UNTIL NOON FOR THE PURPOSE OF HOLDING THE DEDICATION OF THE WILLIE C. VELASQUEZ LEARNING AND LEADERSHIP AND LEADERSHIP DEVELOPMENT CENTER, AS REQUESTED BY COUNCILMAN JUAN F. SOLIS, III; AND PROVIDING FOR AN IMMEDIATE EFFECT UPON PASSAGE BY EIGHT (8) AFFIRMATIVE VOTES.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: McClendon, Avila.

94-43 The Clerk read the following Ordinance:

AN ORDINANCE 80,752

AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH COOK-JOYCE, INC. (CJI) AND APPROPRIATING AN AMOUNT NOT TO EXCEED \$895,105.00 FOR ENGINEERING SERVICES REQUIRED FOR THE ALAMODOME CONTAMINATED SOILS REMEDIATION PROJECT; AND AUTHORIZING FUNDS TO BE TRANSFERRED TO THE ALAMODOME SOILS REMEDIATION PROJECT ACCOUNT.

* * * *

Mr. John German, Director of Public Works, spoke to the additional funding needed for engineering services on the Alamodome Soils Remediation Project, and outlined where these funds will be spent. He then spoke to the City's receipt of a recent communication from the Texas Natural Resources Conservation Commission, relative to soils remediation. He also pointed out the total costs associated with the remediation project.

Mr. Peak stated his belief that it is important to maintain a continuity in this work, through the use of one contractor.

In response to a question by Mr. Solis, Mr. German stated that work thus far performed by Cook-Joyce indicates there are no hazardous materials found at the Alamodome site, although the soils may still be classed as 'contaminated'. He further stated that a 'worst-case' scenario indicates total remediation costs for Alamodome soils to be in the range between \$16-22 million. He noted that TNRCC apparently is satisfied with Cook-Joyce work to date, and stated that the firm's findings will determine whether all contaminated soils must be removed, or whether some can remain in the on-site landfill at the Alamodome.

A discussion ensued concerning the firm's hiring practices on this particular project.

Mr. Mike Sims, representing Cook-Joyce, explained the breakout of employees of his firm between locally-hired personnel and other personnel brought to San Antonio from Austin.

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

Ms. McClendon stated her hope that this work will be concluded by January 1995, as promised.

Mr. Thornton stated his desire that all interested parties in this matter be comfortable with the results of the final report, characterizing the soils in the on-site landfill at the Alamodome.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Solis, Ayala, Thornton, Peak, Larson; NAYS: None; ABSENT: Billa Burke, Avila, Ross, Wolff.

94-43 PUBLIC HEARING - 1994 TAX RATE AND 1994-95 BUDGET

Mr. Perez, presiding in the absence of the Mayor and Mayor Pro Tem, declared the Public Hearing to be open.

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

Mr. George K. Noe, Director of Management Services, briefly explained the Public Hearing topics.

The following persons appeared to speak:

Mr. Joe Ramos, Chairman, Local Government Task Force, Greater San Antonio Chamber of Commerce, congratulated the City for its excellent fiscal condition, then spoke to a number of recommendations by his group and the City's stance on each.

Mr. Ray Hamilton, representing Northside Neighborhoods For Economic Development and a task force of The Crime Council, spoke to his group's concerns that the City has not included within its proposed new budget a position in the Planning Department focusing on neighborhoods. He stated that he would like to see a police storefront operation in the Indian Creek subdivision, and also addressed a number of other police issues.

In response to a question by Mr. Larson, Mr. Hamilton further discussed the need for a Neighborhood Resource Center in the Planning Department.

In response to a question by Mr. Larson, Mr. Alex Briseno, City Manager, spoke to possible plans for a 'neighborhood ombudsman' in the Planning Department at a cost of approximately \$37,000 annually. He stated that he would have a recommendation ready for final budget discussions.

Mr. Peak spoke in support for creation of such a position.

In response to a question by Ms. Ayala, Mr. Briseno spoke to the goals for sale of bonds, over a period of time, with a goal of not raising the tax rate.

Ms. Ayala stated that citizens need to be informed about this, to explain the bond issue sale schedule so as not to have to raise the tax rate. She stated her desire to see this schedule highly-publicized, so that citizens will know when their particular projects are scheduled.

There being no further citizens signed to speak to this matter, Mayor Wolff declared the Public Hearing to be closed, and noted that the City Council would be voting on the budget next Wednesday.

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94-43

LIBRARY BOARD BUDGET PRESENTATION

Mr. Mickey Schott, Chairman, Library Board of Trustees, spoke to details of the proposed budget for the San Antonio Public Library, including contributions from the Library Foundation. He spoke in support for the City Manager's budget recommendations relating to the library system.

Ms. Maria Cossio, Executive Director, Library Foundation, also spoke in support for the City Manager's budget recommendations for the library system.

Mr. Alex Briseno, City Manager, outlined the main portions of the proposed library system budget.

Mayor Wolff spoke to the growth of the library system, in recent years.

Mayor Wolff then presented a special Citation to Mr. Schott for his seven years of service with the Library Board of Trustees.

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94-43

The Clerk read the following Ordinance:

AN ORDINANCE 80,753

ESTABLISHING A MORATORIUM ON ACCEPTING ZONING AND PLATTING APPLICATIONS OVER THE EDWARDS AQUIFER RECHARGE ZONE FOR A FOUR (4) MONTH PERIOD PENDING COMPLETION OF WORK ON NEW DEVELOPMENT REGULATIONS FOR SUCH AREA, AND ESTABLISHING AN APPEAL PROCESS FOR LANDOWNERS ADVERSELY AFFECTED BY THE MORATORIUM.

* * * *

Ms. McClendon made a motion to approve the proposed Ordinance. Mr. Peak seconded the motion.

Mr. Lloyd Garza, City Attorney, outlined the proposed moratorium ordinance provisions, and spoke to the four key elements as outlined in the memorandum attached to the ordinance. He then spoke to the proposed appeals process and its four main factors.

The following persons appeared to speak:

Mr. Hector Pena, 430 Lebanon, spoke to his perceptions on how best to use San Antonio's available water.

Mr. Dan Lindsey, developer, spoke in favor of rejection for the moratorium ordinance, stating his belief that it will harm San Antonio's long-term growth.

Mr. Jose H. Chavez, 133 Hess Street, stated his belief that development can take place in areas other than those over the Edwards Aquifer recharge zone, and noted that water is more important than dollars.

Mr. Lewis Westerman, representing the Real Estate Council, spoke to his opinion relative to the proposed ordinance.

Mr. David McAllister, 116 Katherine, asked that any moratorium be limited to only four months.

Mr. Ray Hamilton, Chairman, Northside Neighborhoods For Economic Development, noted that developers have filed some 267 applications for development over the recharge zone in the past two weeks, and spoke to the need for a moratorium to protect our water supply. He also stated his belief that new plats being filed should comply with proposed new requirements for development over the recharge zone, as well.

Mr. Duane Wilson, President, North San Antonio Chamber of Commerce, stated that his organization endorsed some 33 new rules for development over the recharge zone, but is opposed to a moratorium. He then spoke to several recommendations, should the moratorium be enacted, concerning how development in that area should take place.

Mr. Rick Sedan, 601 Sonterra, spoke in support for a moratorium, although he develops over the Edwards Aquifer. He stated his opinion that the 33 proposals put forth by San Antonio Water System are adequate and should not be expanded in order to be similar to the stringent requirements established by the City of Austin. He spoke to the need for fairness in the overall effort involved, and addressed four recommendations.

Ms. Susan K. Hughes, President, Bexar Audubon Society, spoke in support for the proposed moratorium, until such time as new protective regulations for development over the recharge zone are put

into place. She spoke in favor of a ban on transportation and storage of hazardous materials over the recharge zone, as well.

Ms. Danielle Milam, President, League of Women Voters, spoke in support for pollution prevention regulations over the Edwards Aquifer recharge zone, and also in favor of the proposed moratorium.

Mr. Rajendra K. Kapoor, 5718 Misty Glen, stated his belief that a moratorium sends the wrong signal, and stated his belief that there are alternatives to a moratorium.

Mr. Steve M. Marceau, representing Cedar Hills Publications, stated his belief that demand requires development in the hill country areas, and that development there is no threat to the Edwards Aquifer.

Mr. Bill Kaufman, attorney, 300 Convent, stated that he has two provisos in return for his support for a moratorium ordinance: a four-month limitation on the moratorium, and that plats for development filed over the past two weeks must be 'grandfathered'. He stated that he has asked developers to be patient in their developments in this area.

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

Ms. Bonnie Conner, 3400 River Path, representing the Vance Jackson Neighborhood Association, spoke in support for a moratorium, and the need for balanced growth.

Ms. Virginia Ramirez, Chairperson, Water Committee, Communities Organized For Public Service (COPS), and Rev. Homer Bain, representing Metro Alliance, both spoke in favor of a moratorium over the Edwards Aquifer recharge zone and regulations that will protect water quality.

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

Ms. Annalisa Peace, representing AGUA, spoke in support for a moratorium to protect our water source.

Mr. Tom Culbertson, representing Regional Clean Air & Water, spoke to the geology of the San Antonio area, and in support for new regulations on development over the recharge zone.

Mr. Doug Leonhard, representing La Cantera Development Co., stated his opinion that a moratorium is not needed, and sends the wrong signal, nationwide.

Mr. Leo Perron, 1250 N.E. Loop 410, commercial real estate broker, spoke in support for the proposed ordinance, but stated his belief that it should not obstruct development projects already in process.

Dr. George Veni, George Veni & Associates, spoke in support for the proposed moratorium, noting that studies have found pollutants in the aquifer, albeit not yet hazardous. He stated his belief that such pollution could become hazardous in 20 years.

Mr. Charles Burnright, 16410 Blanco Road, Suite 2, spoke to his concern that there are those who want to halt all development over the recharge zone, and asked that any moratorium be limited to four months.

Mr. Steve Zbranek, President, Greater San Antonio Homebuilders Association, spoke in support for San Antonio Water System's 33 proposals, and noted that demand dictates where development occurs. He noted that homebuyers still prefer to live in the north portion of the city.

Ms. Fay Sinkin, 125 St. Dennis, spoke in support for the moratorium, and spoke to her concern for the Planning Commission's recent approval of some 28 new underground gasoline storage tanks over the recharge zone. She noted that the Edwards Aquifer is a San Antonio asset and needs to be protected, in her opinion. She further stated that a moratorium gives us breathing-room.

Mr. Ernani Falcone, 9322 Beowulf, Chairman, Braun Station Homeowners Association, thanked Mayor Wolff for taking the initiative in the pending moratorium, and stated that we need responsible development for San Antonio.

Mr. Larry diMartino, 115 Armour Place, spoke to his concern with development over the recharge zone, and support for the proposed moratorium. He addressed the need for adequate protective measures for the city's water supply.

Ms. Margaret Kemp spoke in support for protection of the recharge zone, and for an elected board of directors for the Edwards Underground Water District.

Mr. Jerry Morrissey, 19631 Encino Way, asked that the moratorium be enacted and extended, if necessary, until new regulations on development over the recharge zone are in place.

Ms. Mary Kelly, representing the Greater San Antonio Chamber of Commerce, noted that chamber supports protection of San Antonio's economic base, and asked for adoption of new development regulations within four months, if a moratorium is enacted.

Mr. Rene Niera, President, Southside Alliance For Economic Development, stated that the city's water supply needs to be protected, in his opinion, and spoke to the defeat of the Applewhite Reservoir proposal by the voters. He spoke to the need for balanced growth in San Antonio.

Mr. Stuart Hendry, 1st Vice-President, San Antonio Apartment Association, spoke in support for responsible development over the aquifer recharge zone, and stated his organization's request that any moratorium on development over the recharge zone be held to four months in order to avoid the city getting an anti-growth reputation.

Mayor Wolff spoke to the need for a moratorium because some 268 plat applications have been filed in the past two weeks for development over the recharge zone. He spoke to the need for strong regulations on development over that area, and protection of greenspace along Loop 1604, as well. He stated that all this must be done correctly, and addressed next Wednesday's scheduled 4:45 P.M. public hearing on water quality.

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

Ms. McClendon stated her belief that San Antonio needs to protect its water, and spoke in support for the proposed moratorium. She further noted that the Water Quality Task Force voted Monday to ban underground storage tanks over the recharge zone, and addressed the need to negotiate good rules for that area.

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

Mr. Peak spoke in support for the proposed moratorium as just one of a series of improvements being made by the City Council to protect the recharge zone.

Ms. Ayala spoke to the need for implementation of rules over development over the aquifer, but stated that she would not be in favor of a moratorium. She expressed the need for a regional solution, versus just a local response, and stated that responsibility also lies with the Edwards Underground Water District board.

Ms. Billa Burke also expressed her concern that the EUWD board should be involved with a regional approach to this issue.

Mr. Thornton spoke in agreement that the primary importance is protection of our water quality, and addressed the history of the City Council in enacting legislation and rules to control growth. He then expressed concern over the length of time it takes to bring back items for Council consideration. He spoke to the motions passed at "B" Session two weeks ago, where the Council gave direction to staff on the 33 items pending over the recharge zone, and to direction to staff to bring back a Resolution directed to the Texas Natural Resources Development Commission (TNRCC) on expediting action toward a regional approach for protection of the Edwards Aquifer. He then spoke to the need to develop a comprehensive water plan; the upcoming decision of the Base Closure Commission regarding Kelly Air Force Base; the

upcoming state legislative session; and other pending issues before City Council. He then spoke to his reasons for voting in favor of the proposed moratorium.

Mr. Ross spoke to his objections to the use of the word "moratorium", which he feels sends a signal to the rest of the nation. He noted that the United States Supreme Court has ruled that cities have the burden of proof that they are acting in the public interest in prohibiting something such as development. He stated that he is more concerned with regulating the transportation of hazardous materials over the recharge zone, but nevertheless, will support the proposed moratorium to help protect Edwards Aquifer water quality as a symbolic gesture. He spoke to the need to expend an equal amount of energy to help TNRCC get the necessary help to effectively regulate the other 98 per cent of the aquifer which lies outside the City of San Antonio.

In response to a question by Ms. Billa Burke, Ms. Carol Patterson, board member, Edwards Underground Water District, stated that the EUWD's recharge dam study is in its final stages.

Ms. Billa Burke noted that the EUWD recharge dam study was commissioned five years ago. She stated her belief that everyone involved needs to join hands and work together on this matter, including construction of recharge dams.

Mr. Larson spoke to the need for balance to achieve results from the 33 recommendations, including the coming appointments to the San Antonio Water System board. He stated his desire to have new recharge zone development regulations in place before four months' time, but spoke in favor of the proposed moratorium.

Mr. Solis also spoke in support for the moratorium.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Avila.

In response to a question by Mr. Peak, Ms. Rebecca Q. Cedillo, San Antonio Water System, stated that, in view of the 33 SAWS recommendations and the six recommendations of AGUA made to the Water Quality Task Force, the Council will need to allow 30-45 days for the public hearing process as this matter moves through the various affected agencies such as Planning Commission, Zoning Commission, and City Council. She further noted that the Task Force needs to have its work completed by Thanksgiving.

Mr. Peak noted that the group must do its work quickly to achieve a legally-enforcable and legally-defensable action by January 8, 1995. He addressed a proposed timetable for this matter, and asked for Council concurrence for a necessary timeframe to meet the necessary deadlines.

In response to a question by City Council,

Ms. Milam, Co-Chairperson, Water Quality Task Force, stated that her group would work toward this goal.

A discussion ensued concerning Planning Department staff needs and financing in order to do the job.

Mr. Peak made a motion to direct the Water Quality Task Force to proceed with its work, and to bring back recommended new regulations for City Council consideration October 20, 1994, with an eye toward final approval by City Council around Thanksgiving; further directing City staff to provide the Task Force with the necessary resources to do the job well. Mr. Solis seconded the motion.

The direction to the Task Force and City staff then prevailed by the following vote: AYES: Perez, McClendon, Solis, Ayala, Peak, Wolff. NAYS: None. ABSENT: Billa Burke, Avila, Ross, Thornton, Larson.

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

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CITIZENS TO BE HEARD

MS. SUSAN K. HUGHES

Ms. Susan K. Hughes, 825 E. Guenther, President of the Bexar Audubon Society, read a prepared statement to the City Council expressing their concerns over the hiring of Mr. Steven Quarles, a Washington, D.C. lawyer to represent the City in the Sierra Club lawsuit. (A copy of the statement is on file with the papers of this meeting.)

Mr. Lloyd Garza, City Attorney, spoke to Mr. Quarles' qualifications and expertise in this particular area.

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MS. RACHEL ZEPEDA

Ms. Rachel Zepeda, Voice for Animals, commended the City Council on the action it took earlier to approve the four month moratorium over the Edwards Aquifer Recharge Zone. She then addressed the Council on the proposed Spay/Neuter Pilot Program and stated that while it is a step in



the right direction, they are concerned with the narrow focus of it and feels it is doomed to failure. They would prefer that the Council approved the option C which had previously been presented to the City Council.

Councilmembers Larson and Peak both spoke to the Council planning to discuss this issue during the Health Department's Budget presentation.

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MR. HERMAN SCHWARTZ

Mr. Herman Schwartz, Voice for Animals, also urged the City Council to consider Option C over Option A as the more viable program for the City.

- - -
MS. JULIAN RODRIGUEZ

Mr. Julian Rodriguez, appeared to speak to the City Council regarding the closing of SANYO, the San Antonio Neighborhood Youth Organization due to failure of obtaining a contract with the Private Industry Council. He thanked the City Council for their past support and their assistance during the past 29 years of SANYO's existence.

Several Council members spoke to the excellent success of SANYO and the leadership efforts of Mr. Rodriguez, its Executive Director. After discussion, Ms. Ayala made a motion giving direction to staff to prepare a report on the reasons contracts were not awarded to SANYO, and other agencies and what options can be explored, if any and to bring back a report to Council in two weeks. Mr. Solis seconded the motion. After further discussion, the motion prevailed by the following vote: Ayes: Perez, McClendon, Solis, Ayala, Ross, Thornton, Peak, Nays: None; Absent: Billa Burke, Avila, Larson, Wolff.

Assistant City Manager Rolando Bono spoke to the conflicting information which has been received from the State to date and that a report will be forthcoming to the Council on what options are open to the Council, if any.

Mr. Solis spoke of the need for accountability by the Board in this matter.

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MR. JOHN PAULSON

Mr. John Paulson, spoke to the City Council about the recent defeat of

the Applewhite issue on the ballot. He then spoke taking exception to the staff not presenting to the Council alternate methods of financing the Capital projects which will be funded through bonds. He spoke in favor of the pay as you go method versus issuance of bonds to fund these projects.

A discussion then took place on the pay-as-you-go method versus the issuance of bonds to pay for these projects and the time frames involved with both methods.

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MR. JOHN HACKETT

Mr. John Hackett, Voice for Animals, reiterated comments made earlier by members of this same organization, urging the adoption of Option C versus Option A for the Spay/Neuter Pilot Program.

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94-43 City Council recessed its regular session at 7:50 P.M. for dinner, reconvening at 8:30 P.M. for budget presentations by the following departments: Health; City Attorney; and library.

City Council immediately recessed its regular meeting in order to convene in a Budget Work Session on the FY 1994-95 Proposed Budget, reconvening in regular session at 9:39 P.M.

City Council recessed its regular meeting at 9:40 P.M. to convene in Executive Session for a Briefing and discussion of the legal implications arising out of the September 1, 1994 letter from TNRCC (Texas Natural Resources Conservation Commission) regarding Alamodome soil remediation.

City Council adjourned its Executive Session at 10:20 P.M., reconvening in regular session at 10:21 P.M. at which time Mayor Wolff announced that the City Council had been briefed on Executive Session item(s) and took no action.

94-43 There being no further business to come before the Council, the meeting was adjourned at 10:21 P.M.

A P P R O V E D

[Handwritten signature]
M A Y O R

Attest: *[Handwritten signature]*
C I T Y C L E R K

94-43 PETITIONS

September 8, 1994

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

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

August 24, 1994 Petition submitted by Ms. Ruby Mann, P. O. Box 21031, San Antonio, Texas 78221, on behalf of area residents requesting the resurfacing of Petaluma Street and construction of sidewalks and curbs by the City of San Antonio.

/s/ Norma S. Rodriguez
City Clerk