

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO, HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, DECEMBER 7, 1989.

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

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89-51 The invocation was given by Reverend Guadalupe Fonseca, South Zarzamora Baptist Church.

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89-51 The members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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89-51 SWEARING-IN OF BOARD/COMMISSION MEMBERS

City Clerk Norma S. Rodriguez administered the Oath of Office to new City board/commission members present in the audience and congratulated them.

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89-51 PANCHO CLAUS

Mr. Ray Reyes, coordinator of the "Pancho Claus" program for the American G. I. Forum, stated that his group hopes to provide some 300 food baskets and 1,000 toys for needy San Antonio families and children this year, through proceeds of the "Pancho Claus" program.

Pancho Claus and his official entourage entered the Council chambers and delivered special posters to each City Council member in commemoration of the holiday season.

Mayor Cockrell then read a proclamation designating "Pancho Claus Week" in San Antonio, and presented it to the delegation.

89-51 By informal concensus, the City Council elected to consider Agenda Item 57 at this time.

A RESOLUTION NO. 89-51-97

REQUESTING THAT THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION NAME STATE HIGHWAY 151 RAYMOND E. STOTZER, JR. FREEWAY.

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

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

Mayor Cockrell then introduced Mary Stotzer, Arnold Oliver, New Director of the State Highway Department, Richard Lockhart, Director of San Antonio Highway Department Office, Don Durdan, Gene Dawson, Marty Wender, and Joe Aceves, Director of Public Works.

Mayor Cockrell presented a copy of the Resolution to Mr. Stotzer's widow, Mrs. Mary Stotzer, expressing the City Council's condolences on the loss of Mr. Stotzer. Representatives of the group thanked the Mayor and Council for the Resolution renaming the highway.

Mayor Cockrell then read an official Proclamation designating the new Director of the State Department of Highways and Public Transportation, Mr. Arnold Oliver, an Alcalde de La Villita, and presented him with the Proclamation and a San Antonio tie.

Mr. Oliver thanked the Mayor and Council for the honor.

89-51 CONSENT AGENDA

Mrs. Dutmer made a motion to approve Agenda Items 8 through 47, constituting the Consent Agenda, with items 15, 17, 26, 30, 33, 34, 37, 38, 39, 40 and 41 to be pulled for individual consideration. Mr. Webb seconded the motion.

After consideration, the motion, carrying with it the passage of

the following Ordinances, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Vera.

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AN ORDINANCE 70,673

ACCEPTING THE LOW QUALIFIED BID OF DUNCAN INDUSTRIES PARKING CONTROL SYSTEMS CORPORATION TO FURNISH THE CITY OF SAN ANTONIO PUELIC WORKS DEPARTMENT WITH PARKING METERS FOR A TOTAL OF \$3,839.00.

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AN ORDINANCE 70,674

ACCEPTING THE LOW BID OF SOUTHLAND PRINTING COMPANY, INC., TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH PARKING TICKETS FOR AIRPORT PARKING OPERATIONS FOR A TOTAL OF \$9,483.40.

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AN ORDINANCE 70,675

AUTHORIZING PAYMENT TO C.J. GENERAL MACHINE SHOP, FOR EMERGENCY REPAIRS TO FLOOD GATE NO. 5 ON THE SAN ANTONIO RIVER FOR A TOTAL OF \$10,169.83.

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AN ORDINANCE 70,676

ACCEPTING THE PROPOSAL OF MOTCROLA COMMUNICATIONS & ELECTRONICS, INC., TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH MOBILE ENCODERS FOR A TOTAL OF \$13,590.00.

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AN ORDINANCE 70,677

ACCEPTING THE LOW BIDS OF VARIOUS VENDORS TO FURNISH

THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES ON AN ANNUAL CONTRACT BASIS.

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AN ORDINANCE 70,678 .

AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$45,000.00 TO QUINNEY ELECTRIC, INC., FOR WORK IN CONNECTION WITH THE FIRE STATION REMODELING PACKAGE NO. 11, INVOLVING REMODELING WORK AT FIRE STATIONS NO. 1, NO. 3, NO. 5, NO. 13 AND NO. 30.

\* \* \* \*

AN ORDINANCE 70,679 .

AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$37,000.00 TO ROSSON BUILDERS, INC. FOR WORK IN CONNECTION WITH THE FIRE STATION REMODELING PACKAGE NO. 12, INVOLVING REMODELING WORK AT FIRE STATIONS NO. 6, NO. 10, NO. 11, NO. 12, NO. 16 AND NO. 21; AUTHORIZING AN ADDITIONAL \$5,550.00 FOR THE CONSTRUCTION CONTINGENCY; AND AUTHORIZING PAYMENT.

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AN ORDINANCE 70,680 .

AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$39,494.00 TO MATRIX BUILDERS, INC., FOR WORK INVOLVING MODIFICATIONS TO THE SHOWERS AND RESTROOMS AT FIRE STATION NO. 1 IN CONNECTION WITH THE TOILET ROOM MODIFICATIONS AT FIRE STATION NO. 1 PROJECT; AUTHORIZING AN ADDITIONAL \$7,900.00 FOR THE CONSTRUCTION CONTINGENCY; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 70,681 .

AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$22,100.00 TO MEYERS CONSTRUCTION COMPANY FOR WORK IN CONNECTION WITH THE BUILDING REHABILITATION AND SAFETY IMPROVEMENT FOR EXISTING FIRE STATIONS PROJECT, INVOLVING THE INSTALLATION OF NEW SUMP PUMPS AND RELATED GROUND GRADING AT FIRE STATIONS NO. 2, NO. 11, AND NO. 36; AUTHORIZING AN ADDITIONAL \$4,500.00 FOR THE CONSTRUCTION CONTINGENCY; AND

PROVIDING FOR PAYMENT.

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AN ORDINANCE 70,682 .

AUTHORIZING AN ADDITIONAL \$50,000.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCIES FOR ADDITIONAL WORK TO FINISH THE RENOVATION OF POLICE HEADQUARTERS, MECHANICAL/ELECTRICAL/SECURITY PACKAGE PROJECT, AND TRANSFERRING FUNDS.

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AN ORDINANCE 70,683 .

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 1 IN THE AMOUNT OF \$72,022.08, PAYABLE TO V.K. KNOWLTON PAVING CONTRACTORS, INC., TO PROVIDE FOR THE RECONSTRUCTION OF ONE BLOCK OF S. PRESA IN CONNECTION WITH THE FAIR AVENUE/S. PRESA STREET RECONSTRUCTION PROJECT.

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AN ORDINANCE 70,684 .

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 7 TO THE DRIFTWOOD DRAINAGE CONTRACT DELETING A TEMPORARY DRIVE APPROACH TO REDUCE THE AMOUNT OF THE CONTRACT BY \$34,428.96 AND AUTHORIZING PAYMENT OF SUCH AMOUNT TO WEST COAST PRODUCE COMPANY WHICH WILL USE THE FUNDS TO PARTIALLY DEFRAY THE COST OF CONSTRUCTING A PERMANENT DRIVE APPROACH, AND APPROVING A CONTRACT WITH SAID COMPANY TO COVER THE WORK.

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AN ORDINANCE 70,685 .

ACCEPTING THE PROPOSAL OF FARAKLAS & ASSOCIATES, INC., IN THE AMOUNT OF \$2,940.00 FOR STRUCTURED ENGINEERING SERVICES TO DESIGN FOUNDATION REPAIRS TO DAWSON COMMUNITY CENTER; ACCEPTING THE BID OF BECK & DUDERSTADT FOUNDATION CO., INC., IN THE AMOUNT OF \$88,683.00 FOR EMERGENCY REPAIR WORK TO THE FOUNDATION AT THE DAWSON COMMUNITY CENTER AND AUTHORIZING AN ADDITIONAL \$8,870.00 FOR THE

CONSTRUCTION CONTINGENCY; TRANSFERRING FUNDS;  
APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 70,686 .

ACCEPTING THE LOW QUALIFIED BID AND AWARDING A  
CONSTRUCTION CONTRACT TO CATO ELECTRIC COMPANY IN  
THE AMOUNT OF \$15,894.00 FOR WORK INVOLVING THE  
INSTALLATION OF ADDITIONAL SECURITY LIGHTING AT  
FARIAS PARK; AUTHORIZING AN ADDITIONAL \$2,000.00 FOR  
THE CONSTRUCTION CONTINGENCY; REVISING THE PROJECT  
BUDGET.

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AN ORDINANCE 70,687 .

AUTHORIZING THE ASSIGNMENT OF A LEASE AGREEMENT FOR  
GROUND SPACE AT SAN ANTONIO INTERNATIONAL AIRPORT  
FROM CHAPARRAL AVIATION, INC. TO HEDRICK  
BEECHCRAFT-HOUSTON, INC.

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AN ORDINANCE 70,688 .

APPROVING AND AUTHORIZING THE EXECUTION OF A LEASE  
AGREEMENT WITH DAVID HARRISON, D/B/A LA VILLITA  
DELI, FOR LEASE OF 2,557.50 SQUARE FEET OF SPACE IN  
LA VILLITA BUILDING 16 (McALLISTER BUILDING) FOR THE  
PURPOSE OF RESTAURANT OPERATIONS.

\* \* \* \*

AN ORDINANCE 70,689 .

APPROVING THE PRICE, TERMS AND CONDITIONS OF SALE BY  
THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO  
OF CERTAIN SINGLE-FAMILY RESIDENTIAL LOTS LOCATED  
WITHIN THE COLONIA SANTA CRUZ COMMUNITY DEVELOPMENT  
PROJECT.

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AN ORDINANCE 70,690 .

ACCEPTING THE BID OF H. E. BUTT GROCERY COMPANY IN  
THE AMOUNT OF \$51,500.00 FOR THE PURCHASE OF 1.121

ACRES OF CERTAIN CITY-OWNED PROPERTY, IN NEW CITY BLOCK 929, INCLUDING THE LAND, THE OLD NAVY BUILDING AND ALL OTHER IMPROVEMENTS LOCATED THEREON, SUBJECT TO THE EXISTING LEASEHOLD INTEREST OF H. E. BUTT GROCERY COMPANY IN THE PROPERTY, PROVIDING FOR THE SALE AND TRANSFER TO H. E. BUTT GROCERY COMPANY OF SAID PROPERTY; AND AUTHORIZING THE CITY MANAGER OR ANY ASSISTANT CITY MANAGER TO EXECUTE A QUITCLAIM IN CONNECTION THEREWITH.

\* \* \* \*

AN ORDINANCE 70,691 .

AUTHORIZING THE DIRECTOR, INFORMATION RESOURCES DEPARTMENT, OR HIS DESIGNATED REPRESENTATIVE TO PROVIDE LIMITED PUBLIC ACCESS TO CERTAIN COMPUTERIZED TAX INFORMATION, SETTING THE CHARGES FOR ACCESS AND THE TERMS AND CONDITIONS OF ACCESS.

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AN ORDINANCE 70,692 .

NAMING THE WOODLAWN LAKE PARK PLAYGROUND FOR ALFRED RODRIGUEZ, JR.

\* \* \* \*

AN ORDINANCE 70,693 .

AMENDING ORDINANCE NO. 70375 SO AS TO REVISE THE FUNDING SOURCES AND PERSONNEL COMPLEMENT FOR THE 1989/90 PHASE OF THE INTERLOCAL AGREEMENT BETWEEN THE EDWARDS UNDERGROUND WATER DISTRICT AND THE CITY OF SAN ANTONIO.

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AN ORDINANCE 70,694 .

AUTHORIZING THE EXECUTION OF AMENDMENT NO. 1 TO EASEMENT NO. DACA 63-2-87-0580 TO PROVIDE FOR ADDITIONAL EASEMENT AREA, AND LICENSE NO. DACA 63-3-89-0537 FOR A TEMPORARY CONSTRUCTION AREA WITH THE DEPARTMENT OF THE ARMY FOR THE CONSTRUCTION AND MAINTENANCE OF SANITARY SEWER PIPELINE ON FORT SAM HOUSTON MILITARY RESERVATION IN CONNECTION WITH THE

BEL MEADE SEWER REHABILITATION PROJECT.

\* \* \* \*

AN ORDINANCE 70,695

AUTHORIZING THE EXECUTION OF A SEWER SERVICE CONTRACT WITH THE NORTHSIDE INDEPENDENT SCHOOL DISTRICT TO PROVIDE SEWER SERVICE TO AN APPROXIMATE 169.74 ACRE TRACT OF LAND LOCATED AT THE SOUTHWEST CORNER OF BANDERA ROAD (FM16) AND LESLIE ROAD.

\* \* \* \*

AN ORDINANCE 70,696

AUTHORIZING AND ALLOWING, UNDER THE ACT GOVERNING THE TEXAS MUNICIPAL RETIREMENT SYSTEM, "UPDATED SERVICE CREDITS" IN SAID SYSTEM FOR SERVICE PERFORMED BY QUALIFYING MEMBERS OF SUCH SYSTEM WHO PRESENTLY ARE IN THE EMPLOYMENT OF THE CITY OF SAN ANTONIO; PROVIDING FOR INCREASED PRIOR AND CURRENT SERVICE ANNUITIES FOR RETIREES AND BENEFICIARIES OF DECEASED RETIREES OF THE CITY; AND ESTABLISHING AN EFFECTIVE DATE FOR SUCH ACTIONS.

\* \* \* \*

AN ORDINANCE 70,697

RENEWING THE CONTRACT WITH LIFE INSURANCE OF NORTH AMERICA TO PROVIDE BASIC AND FLEX LIFE INSURANCE AND ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE TO CITY EMPLOYEES FOR THE PERIOD JANUARY 1, 1990, TO DECEMBER 31, 1990.

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AN ORDINANCE 70,698

AUTHORIZING AN AGREEMENT WITH SOUTHWEST VISION SERVICE PLAN TO OFFER VISION CARE SERVICES TO CITY EMPLOYEES FOR THE PERIOD JANUARY 1, 1990, TO DECEMBER 31, 1990.

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AN ORDINANCE 70,699

RENEWING THE CONTRACT WITH MANAGED HEALTH CARE FOR

THE SECOND YEAR OF A THREE-YEAR PERIOD TO PROVIDE COST CONTAINMENT SERVICES TO THE CITY'S MAJOR MEDICAL PLANS INCLUDING THE FLEXIBLE BENEFITS PLAN, FIRE AND POLICE PLAN, AND THE RETIREE PLAN.

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AN ORDINANCE 70,700

CLOSING A PORTION OF EL PASO STREET ON DECEMBER 10, 1989, SO THAT IT MAY BE USED BY GUADALUPE CHURCH AND THE SAN ANTONIO ARCHDIOCESE FOR A FEAST OF OUR LADY OF GUADALUPE CELEBRATION.

\* \* \* \*

AN ORDINANCE 70,701

CLOSING A PORTION OF ALAMO DRIVE EAST ON DECEMBER 11, 1989, SO THAT IT MAY BE USED BY THE TODAY SHOW FOR ITS KMOL FORTIETH ANNIVERSARY COMMEMORATION BROADCAST.

\* \* \* \*

89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,702

ACCEPTING PROPOSALS FROM MENDOZA & ASSOCIATES A.I.A., FOR ARCHITECTURAL PLANS AND SPECIFICATIONS INVOLVING THE REMOVAL OF CIVIL DEFENSE SIRENS AT 23 LOCATIONS AND REPAVING A PREVIOUS UNDERGROUND TANK SITE AT FIRE STATION NO. 3 IN AN AMOUNT NOT TO EXCEED \$5,900.00 AND FOR REMODELING THE TOILET/SHOWER ROOM AT FIRE STATION NO. 9 IN AN AMOUNT NOT TO EXCEED \$2,400.00.

\* \* \* \*

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

Mrs. Dutmer noted that, in her opinion, the civil defense sirens recommended for removal could be left in place to act as an early-warning for a natural disaster.

Fire Chief Raul Losoya spoke to the deteriorated condition of the

support poles and much of the equipment, and briefly explained the City's disaster-alerting procedures in place and under study for the future.

A discussion then took place concerning the alerting procedures and the proposed deactivation of the old siren system.

Mr. Hasslocher noted that the area 9-1-1 system will soon be seeking funds to enhance the 9-1-1 System for alerting purposes.

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

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89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,703

AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$270,095.00 TO MALITZ CONSTRUCTION, INC., INVOLVING THE UPGRADING OF LIGHTING, FLOOR SAFETY TREATMENTS, INSTALLATION OF VENTILATION REVISION OF THE KENNEL AREAS AND REMODELING OF THE LOBBY AND PUBLIC RESTROOMS IN CONNECTION WITH THE ANIMAL CONTROL FACILITIES RENOVATIONS PROJECT; AUTHORIZING AN ADDITIONAL \$23,413.00 FOR THE CONSTRUCTION CONTINGENCY; TRANSFERRING FUNDS; AND PROVIDING FOR PAYMENT.

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

In response to a question by Mrs. Dutmer, Mr. Joe Aceves, Director of Public Works, addressed her concern that structural improvements needed to be made to Kennel #3 at the Animal Control Facility, and he briefly discussed work to be done upon approval of the pending ordinance.

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

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89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,704

APPROVING AND AUTHORIZING THE EXECUTION OF A FIVE-YEAR LEASE AGREEMENT WITH RAY ELLISON INDUSTRIES, INC., FOR A LEASE OF VALLEY HI PARK LOCATED OFF MEDINA BASE ROAD AND SOUTHWEST LOOP 410; AND AMENDING SECTIONS 22-1(b) AND 22-3 OF THE CITY CODE BY PREVENTING ALCOHOLIC BEVERAGES AND GLASS CONTAINERS AT VALLEY HI PARK AND PROVIDING FOR A FINE OF NOT MORE THAN FIVE HUNDRED DOLLARS FOR EACH VIOLATION.

\* \* \* \*

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

Mr. Thompson briefly explained the dividends to be realized from this project.

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

89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,705

AUTHORIZING PAYMENT IN THE AMOUNT OF \$14,582.00 OUT OF THE GENERAL FUND FOR THE MEMBERSHIP DUES TO THE NATIONAL LEAGUE OF CITIES FOR THE PERIOD OCTOBER 1, 1989, THROUGH SEPTEMBER 30, 1990.

\* \* \* \*

Mr. Thompson questioned the reasons for the delay in paying this bill for membership dues, stating his opinion that such bills should be paid promptly, upon receipt.

City Clerk Norma S. Rodriguez stated that the City traditionally pays such membership dues contingent upon the availability of sufficient funds in the line item budget for such payment, often being carried over into the next fiscal year, as a result.

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

89-51 The Clerk read the following proposed Ordinance:

AN ORDINANCE 70,706

AUTHORIZING THE CITY WATER BOARD TO OVERSIZE APPROXIMATELY 450 FEET OF TWELVE (12) INCH BORDER MAIN TO SIXTEEN (16) INCHES ALONG FM 1604 WITHIN THE CHEVRON-NACOGDOCHES SUBDIVISION.

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Mrs. Dutmer voiced her concern for oversizing water mains in outlying areas when City Water Board does not provide water services to citizens, some in her southside district, who are within the city limits.

Mayor Cockrell stated that her comments would be carried to the trustees of City Water Board.

Ms. Rebecca Q. Cedillo, Director of Planning, spoke to proposed changes to City Water Board bulk water delivery procedures and policies, to be considered by City Council next week.

Mr. Thompson stated his belief that something should be done to provide water to the citizens of San Antonio, and asked that City Water Board respond.

Mayor Cockrell asked that the Council's Plans and Policies Committee arrange for a City Water Board briefing of City Council on this matter in the near future.

Mrs. Dutmer questioned how City Water Board can afford to oversize water mains in outlying areas of the north side, when it says it has no funds to extend affordable water service to some citizens of the south side.

Mayor Cockrell explained the procedures in place, whereby developers of these outlying areas pay the City Water Board for its costs in oversizing such water mains.

Mr. Hasslocher noted that sewer problems also exist in some areas of the city, as well.

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

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89-51 The Clerk read the following proposed Ordinance:

AN ORDINANCE 70,707

AUTHORIZING THE CITY WATER BOARD TO OVERSIZE APPROXIMATELY 1,320 FEET OF BORDER MAIN FROM TWELVE (12) INCHES TO TWENTY (20) INCHES ALONG NACOGDOCHES ROAD AT THE ROLLING OAKS CROSSING SUBDIVISION.

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

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

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89-51 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE AMENDING AND CLOSING A PORTION OF A FIFTEEN (15') FOOT WIDE ALLEY BETWEEN WEST GUENTHER AND RISCHÉ STREETS.

Mayor Cockrell declared the Public Hearing to be open.

No citizen was signed to speak on this matter.

Mayor Cockrell declared the Public Hearing to be closed.

Mr. Bill Toudouze, Real Estate Division, Public Works Department, explained that this is an unimproved street, and a Council ordinance allows the City to sell unimproved streets for \$1.00.

The Clerk read the following Ordinance:

AN ORDINANCE 70,708

ABANDONING AND CLOSING A PORTION OF A FIFTEEN (15') FOOT WIDE ALLEY BETWEEN WEST GUENTHER AND RISCHÉ STREETS, SPECIFICALLY LOCATED BETWEEN LOT 6 AND LOTS

10, 11 AND 12, NEW CITY BLOCK 2973, SAN ANTONIO, BEXAR COUNTY, TEXAS AND AUTHORIZING THE CITY MANAGER OR ANY ASSISTANT CITY MANAGER TO EXECUTE QUITCLAIMS TO: JAMES A. COBB, MR. AND MRS. JOHN TRACY AND MRS. MARY BENAVIDES FOR A MINIMUM CONSIDERATION OF ONE DOLLAR.

\* \* \* \*

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

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

89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,709

AUTHORIZING THE ACCEPTANCE OF \$22,274.00 FROM THE STATE COMPTROLLER FOR UNCLAIMED FUNDS IN THE EODC - HEAD START FULL DAY PROGRAM.

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

In response to a question by Ms. Berriozabal, Mr. Kevin Moriarty, Director of the Department of Human Resources and Services, explained the ordinance and provided the current status of a similar Lincoln Courts project funding.

Mrs. Blanche Russ, representing Parent Child, Inc., a child-care provider, noted that the Lincoln Courts' daycare project now is fully funded by a grant. She noted that a waiting list exists now with the names of some 350 infants requiring day care, city-wide, and she addressed plans for the use of these funds by PCI.

Ms. Berriozabal addressed the use of JTPA funds for day care needs.

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

NAYS: None; ABSENT: Wing.

89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,710

AUTHORIZING THE EXECUTION OF A CONTRACT WITH TOWERS, PERRIN, FORSTER & CROSBY, INC., TO PROVIDE EMPLOYEE BENEFITS CONSULTING SERVICES TO THE CITY'S MAJOR MEDICAL PLANS INCLUDING THE FLEXIBLE BENEFITS PLAN, FIRE AND POLICE PLAN, AND THE RETIREE PLAN FOR THE FISCAL YEAR 1989-1990 AT A TOTAL COST OF \$44,859.00.

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

Mrs. Dutmer questioned the need to hire outside consultants when it has such competent services in-house.

Ms. Nora Chavez, Director of Finance, explained the many studies and other functions to be performed by the consulting firm.

Mr. Louis J. Fox, City Manager, noted that City staff does not, in his opinion, have the necessary expertise in-house for this. He also noted that workers' compensation claims are now diminishing, even though the severity of the claims is up.

Mr. Hasslocher stated his hope that an effective workers' compensation legislation will come out of the current Special Session of the State Legislature.

Ms. Chavez addressed the City's loss-control program, now in force.

Mr. Wolff spoke to the current legislative study on workers' compensation.

In response to questions by Mr. Thompson, Ms. Chavez and Mr. Scott Wyatt, Risk Manager, explained the current workers' compensation and loss-control procedures and future plans.

A discussion then took place concerning San Antonio's standing in workplace safety, both in the state and in the nation.

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

Mr. Labatt stated his opinion that workers' compensation claims in Texas currently are exorbitant, and that benefits to workers are being diluted by 'middlemen.' He addressed the need to set limits on workers' compensation awards.

Mr. Thompson noted that Texas is the most dangerous state in the nation in relation to workplace injuries, and he stated his opinion that no outlandish workers' compensation awards have been made in the state. He noted the divergent views on the entire issue of workplace safety.

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

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89-51 The Clerk read the following proposed Ordinance:

AN ORDINANCE 70,711

ACCEPTING THE PROPOSAL OF ALEXANDER & ALEXANDER OF TEXAS, INC., TO PROVIDE CONSULTANT SERVICES FOR THE CITY'S RISK MANAGEMENT PROGRAM IN ALL THE CITY'S GOVERNMENTAL, PROPRIETARY AND ASSOCIATED OPERATIONS FOR THE FISCAL YEAR 1989-1990 AT A COST NOT TO EXCEED \$36,500.00.

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

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

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89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,712

RENEWING THE AGREEMENT WITH PRUCARE OF SAN ANTONIO HEALTH MAINTENANCE ORGANIZATION TO OFFER GROUP HEALTH CARE SERVICES TO CITY EMPLOYEES FOR THE PERIOD JANUARY 1, 1990, TO DECEMBER 31, 1990.

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

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

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89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,713

RENEWING THE AGREEMENT WITH HUMANA HEALTH CARE, INC., A HEALTH MAINTENANCE ORGANIZATION, TO OFFER GROUP HEALTH CARE SERVICES TO CITY EMPLOYEES FOR THE PERIOD JANUARY 1, 1990, TO DECEMBER 31, 1990.

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

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

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89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70, 714

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

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

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

DISQUALIFIED: Labatt; ABSENT: Webb, Martinez, Cockrell.

(It was the informal concensus of the City Council to temporarily bypass agenda items 49 and 64, and to consider them at the end of the regular agenda to as to accommodate speakers who wished to appear on these two items.)

89-51

SECOND AND FINAL READING  
ANNEXATION OF WESTLAKES

The Clerk read the following Ordinance:

AN ORDINANCE 70,435

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 475 ACRES OF LAND KNOWN AS THE WESTLAKES AREA AND APPROVING A SERVICE PLAN FOR THE AREA.

\* \* \* \*

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

Mr. Scott Worthen, attorney representing a landowner in the affected Westlakes area, stated that his client opposes annexation of the Westlakes property because he owns a substantial portion of the undeveloped land in the area to be annexed. He noted that his client pays considerable taxes already, and raising them by adding City of San Antonio taxes may prejudice the land's future development.

Mr. Hasslocher, chairman of the Council's Annexation Committee, spoke in opposition to any delay in annexing the Westlakes area.

In response to a question by Mr. Labatt, Ms. Rebecca Q. Cedillo, Director of Planning, stated that the ad valorem taxes to the City on this particular property in question would be about \$32,000 a year, not the estimated \$70,000 as suggested by Mr. Worthen.

In response to a question by Mr. Wolff, Ms. Cedillo explained the rational for annexing the Westlakes area property.

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

ABSENT: Webb, Cockrell.

89-51

SECOND AND FINAL READING  
ANNEXATION OF HORAL/LOOP 410

The Clerk read the following Ordinance:

AN ORDINANCE 70,436

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 60 ACRES OF LAND KNOWN AS THE HORAL/LOOP 410 PROPERTY AND APPROVING A SERVICE PLAN FOR THE AREA.

\* \* \* \*

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

In response to a question by Mr. Martinez, Ms. Rebecca Q. Cedillo, Director of Planning, noted that the area has no population, but the City needs to annex the area for land-use protection purposes.

Mr. Thompson added that the City needs to annex the property in order to improve the quality of life for residents in the area, in order to prevent any further deterioration.

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

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

89-41

SECOND AND FINAL READING  
ANNEXATION OF US 90/LOOP 410

The Clerk read the following Ordinance:

AN ORDINANCE 70,437

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 55 ACRES OF LAND KNOWN AS THE U.S. 90/LOOP 410 PROPERTY AND

APPROVING A SERVICE PLAN FOR THE AREA.

\* \* \* \*

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

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

89-51

SECOND AND FINAL READING  
ANNEXATION OF MONTGOMERY ROAD

The Clerk read the following Ordinance:

AN ORDINANCE 70,438

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 26 ACRES OF LAND KNOWN AS THE MONTGOMERY ROAD PROPERTY AND APPROVING A SERVICE PLAN FOR THE AREA.

\* \* \* \*

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

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

89-51

The Clerk read the following Resolution:

A RESOLUTION NO. 89-51-98

DIRECTING CITY STAFF TO ENTER INTO A WRITTEN AGREEMENT WITH CBI NA-CON, INC., REGARDING THE WAIVER OF STATUTE OF LIMITATIONS FOR THE SALADO CREEK ADVANCE SECONDARY TREATMENT PLANT UNITS CATEGORY 2 PROJECT.

\* \* \* \*

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

Mr. Frank Kiolbassa, Director of the Department of Environmental Management, explained the need for the Resolution in relation to the Salado Creek wastewater treatment plant improvements in order to avoid a lawsuit and to settle a claim issue by negotiation with the contractor. He addressed details of the claim and the need to negotiate it.

Mr. Thompson stated his desire that the City receive something of value through the negotiations, in return for a one-year waiver of the statute of limitations matter.

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

-  
89-51

-  
DISCUSSION OF "CENSUS DAY"  
FEE WAIVER

-  
Dr. Susan Korbel, Director of Marketing for KENS-TV, explained plans for holding a "Census Day" celebration at the Convention Center, in which the City is being asked to waive the cost of facilities.

Mayor Cockrell spoke in support of the effort in order to facilitate a full census count in San Antonio during the 1990 census.

Ms. Berriozabal spoke of the need to target the hard-to-reach citizens, and spoke of the many federal grants that are awarded, based upon census counts of cities.

Ms. Berriozabal made a motion to place this matter on the regular Council agenda next week. Mr. Labatt seconded the motion.

Mr. Martinez spoke in favor of City co-sponsorship of this event.

After consideration, the motion to place the matter on the regular Council agenda next week, prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Webb, Hasslocher.

-

89-51 The Clerk read the following Resolution:

A RESOLUTION NO. 89-51-99

REQUESTING CITY PUBLIC SERVICE TO INCLUDE A BILINGUAL INSERT IN THE MARCH, 1990, MAILING OF UTILITY BILLS THAT EMPHASIZES THE CONFIDENTIALITY OF THE 1990 CENSUS AND THE NEED FOR ALL RESIDENTS TO PARTICIPATE, REGARDLESS OF LEGAL STATUS.

\* \* \* \*

Mr. Martinez made a motion to approve the proposed Resolution. Ms. Berriczabal seconded the motion.

Ms. Berriozabal explained the need for including a City Public Service bill-insert and approval of the Resolution as outlined and recommended by the National Association of Latin Elected Officials (NALEO).

In response to a question by Mrs. Dutmer, Mayor Cockrell stated that she feels that CPS will honor the Council's wishes for a bill-insert, if the Council feels that it is important to do so.

Ms. Berriozabal spoke to the budget being drafted now by the Complete Count Committee, with an eye toward possible City participation and private-sector funding.

Mr. Martinez spoke of the need for rapid action on this matter, in view of the time element involved, and spoke to the need to reach every citizen in both English and Spanish with the message on the census.

Mr. Thompson asked to be kept informed concerning the exact message to be used on the CPS bill-insert.

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

89-51

DISCUSSION ON SELECTION OF CONSULTING  
SEARCH FIRM FOR NEW CITY MANAGER

Mr. George K. Noe, Director of Personnel, spoke to the three recommended short-list firms selected by the initial screening committee, and noted that Mrs. Dutmer has submitted a minority report (a copy of which is made a part of the papers of this meeting).

Mr. Thompson, Chairman of the Council Personnel Committee, spoke to his group's study of all proposals received and the process of elimination used to reach the short-list of three firms being recommended today. He then addressed the strong points of the three firms being recommended.

Mrs. Dutmer noted that she read all the proposals, and spoke to her own personal rating system, including the giving of strong consideration to in-state firms and the costs involved. She took exception to newspaper comments expressed by former Mayor Henry Cisneros relative to the recommending of a particular Assistant City Manager for the post of City Manager and rejecting the need for a national search firm. She spoke in favor of the proposal submitted by Ralph Andersen and Associates.

Mr. Wing noted the Council Personnel Committee did not select a local firm because of the greater experience of other firms in the field. He also stated his opinion that former City officials have every right to express their comments on anything the City does.

Mr. Wolff commented on the comments made by the former mayor, including the reservations of the City Manager's ability to run the City, now that he is a 'lame duck'.

Ms. Vera stated that while she disagrees with comments made by former Mayor Cisneros, she will defend his right to make them.

Mayor Cockrell addressed the serious nature of the search process for a new city manager for San Antonio, and noted that City Public Service employed a national search firm to seek applicants for the new General Manager of CPS.

The three consultant groups were then asked to make their presentation.

Mr. David Donaldson, representing Ralph Andersen and Associates, provided the Council with a handout concerning his firm, and spoke to plans to use a two-person team to handle the search for a new city manager for San Antonio, if his firm is selected for the job. He noted that, of the 90 U. S. cities with city managers, about one-half are in either Texas or California; thus, his firm maintains offices in each state. He spoke of his firm's focus upon locating qualified minority applicants for the job and briefly summarized his concept of their firm's strong points.

Mr. Paul Reaume, representing the PAR Group, provided a brief background of his firm and spoke to its track record in Texas and across the nation. He then spoke to the planned steps to be followed if his firm is selected for the job of searching for applicants for city manager for San Antonio, highlighted by selection of the final eight or 10 individuals to be singled out for interviews by the City Council.

Mr. Norman Roberts, representing Roberts and Associates, spoke to the points that differentiate his firm from the other two finalists for the search, and noted that he has recruited some 150 city managers, around the nation, since 1969. He spoke to his own success in recruiting and placing women and minorities in jobs, and stated that he plans to do the interview work himself, personally, if his firm is selected for the job.

Mr. Labatt, Mr. Wolff and Mr. Thompson all questioned each individual firm's representative about the firm's experience in seeking out city managers for major cities, including the search for qualified minorities and the potential talent pool available for City Manager for San Antonio.

Mrs. Dutmer urged the Council to hire the person or firm with an intimate knowledge of San Antonio's problems.

Mr. Martinez questioned each firm about its work with City Council and the Personnel Department in the city manager search process.

Ms. Vera questioned representatives of each firm concerning the size of their search staff.

Mrs. Dutmer made a motion to bring back next week for Council action an ordinance selecting the firm of Ralph Andersen and Associates to perform the national search for a new city manager for San Antonio. Ms. Vera seconded the motion.

Mrs. Dutmer spoke to the rationale for her motion.

Mr. Thompson made a substitute motion to bring back next week for Council action an ordinance selecting the firm of Roberts and Associates to perform the national search for a new city manager for San Antonio. Mr. Wolff seconded the motion.

Mr. Thompson addressed the rationale for his motion, stating that he was impressed by Mr. Norman Roberts' track record in minority placement.

Mr. Labatt spoke in support of the Roberts firm and addressed the rationale for his comments, noting that the firm was instrumental in selection of Mr. Peter Uberroth as General Manager of the successful Olympic games in Los Angeles.

Mr. Martinez spoke in support of Arthur Andersen and Associates and cited the previous work that the firm has performed for the City of San Antonio.

Mr. Wolff spoke in support of the Roberts firm, stating that he was impressed by its minority recruitment record and professional involvement in national associations.

Ms. Berriozabal spoke in support of the Roberts firm, stating that she favors a close relationship between the search firm and the City Council.

Mayor Cockrell noted that all three firms are outstanding, and voiced her support for Arthur Andersen and Associates.

After discussion, the substitute motion to hire the firm of Norman Roberts and Associates failed by the following vote: AYES: Berriczabal, Thompson, Wolff, Labatt; NAYS: Webb, Dutmer, Wing, Martinez, Vera, Cockrell; ABSENT: Hasslocher.

The main motion to hire Ralph Andersen and Associates then prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Hasslocher.

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

89-51 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE  
CLOSING TWO STREETS; BEING CHINABERRY COURT AND ASHWOOD COURT.

Mayor Pro Tem Dutmer declared the Public Hearing to be open.

No citizens were registered to speak on this matter.

Mayor Pro Tem Dutmer declared the Public Hearing to be closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 70,715

ABANDONING AND CLOSING TWO IMPROVED STREETS BEING;  
CHINABERRY COURT AND ASHWOOD COURT WITHIN BLOCK 1,  
NEW CITY BLOCK 9019, SAN ANTONIO, BEXAR COUNTY,  
TEXAS AND AUTHORIZING THE CITY MANAGER OR ANY  
ASSISTANT CITY MANAGER TO EXECUTE A QUITCLAIM TO:  
RAUL C. GARCIA FOR A TOTAL CONSIDERATION OF  
\$3,900.00 DOLLARS.

\* \* \* \*

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

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

- - -  
89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,716 .

.  
ALLOCATING \$246.50 FROM THE DISTRICT 2 DISCRETIONARY AND IMPROVEMENTS FUND TO PAY CATERING BY ROSEMARY FOR FOOD PROVIDED DURING A CONFERENCE ON AIDS PREVENTION.

\* \* \* \*

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

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

- - -  
89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,717 .

.  
ALLOCATING AN AMOUNT NOT TO EXCEED \$10,000.00 FROM THE DISTRICT 7 DISCRETIONARY AND IMPROVEMENTS FUND FOR CONSULTANT WORK INVOLVING THE PRE-APPLICATION TO THE U. S. DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT ADMINISTRATION FOR GRANT MONIES FOR PUBLIC INFRASTRUCTURE IMPROVEMENTS AND AUTHORIZING A CONTRACT FOR SAID SERVICES.

\* \* \* \*

Ms. Vera explained the proposal to use bond funds from a specific project in District 7 in order to leverage federal economic development funds, and the need to utilize Discretionary Funds of District 7 at this time in order to meet the requirements to get the grant application completed and into the federal government by the end of the year. She stated her feeling that these Discretionary Funds would be reimbursed from the proceeding grant funds. She noted that this grant would be used to

revitalize an older business district in District 7, much as Mr. Martinez did in District 5.

Ms. Berriozabal spoke in support of the project in the Jefferson area, and stated her opinion that the City should make it official policy to use such funds for this type of use, if necessary. She asked the Council Plans and Policies Committee, chaired by Ms. Vera, to set up a briefing for City Council to further discuss this issue.

Mr. Martinez spoke to the revitalization of older business corridors and the need for City staff to identify future potential revitalization areas.

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

- - -

89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,718

AUTHORIZING THE CITY MANAGER TO EXECUTE PROFESSIONAL SERVICE CONTRACTS COVERING VARIOUS EXPERT SERVICES TO BE PERFORMED IN CONJUNCTION WITH THE LAWSUIT GUADALUPE BLANCO RIVER AUTHORITY VS. CITY OF LYTLE, ET AL. CIVIL NO. A-89-CA-771; AND AMENDING THE 1989-1990 CITY BUDGET TO APPROPRIATE AN ADDITIONAL \$500,000 TO COVER FEES AND EXPENSES INCURRED FOR SERVICES PERFORMED IN CONJUNCTION WITH SUCH LAWSUIT. (LLOYD, GOSSELINK, RYAN & FOWLER, P.C.)

\* \* \* \*

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

Mr. Labatt noted that the City has no choice but to defend itself in this lawsuit, or face the possible loss of water rights from the Edwards Aquifer.

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

- - -



89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,719

AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH THE LAW FIRM OF LLOYD, GOSSELINK, RYAN AND FOWLER, P.C. FOR AN AMOUNT NOT TO EXCEED \$850,000 FOR REPRESENTING THE CITY IN THE LAWSUIT GUADALUPE BLANCO RIVER AUTHORITY VS. CITY OF LYTLE, ET AL. CIVIL NO. A-89-CA-771; AMENDING THE 1989-1990 CITY BUDGET TO APPROPRIATE AN ADDITIONAL \$500,000 FROM THE GENERAL FUND BALANCE TO COVER FEES AND EXPENSES INCURRED BY SUCH FIRM; AND AUTHORIZING PAYMENT OF UP TO \$850,000 TO SUCH FIRM.

\* \* \* \*

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

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

89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,720

AUTHORIZING THE CITY MANAGER AND THE CHIEF OF POLICE TO EXECUTE LEASES AND CONTRACTS FOR THE RENTAL OF REAL PROPERTY WHICH REQUIRE APPROPRIATION AND EXPENDITURE OF FUNDS AND PROCEEDS REALIZED AS A RESULT OF DRUG FORFEITURES PURSUANT TO THE AUTHORITY GRANTED BY CHAPTER 5 OF THE CONTROLLED SUBSTANCES ACT; APPROVING IN ADVANCE CERTAIN LEASES AND CONTRACTS; ESTABLISHING LIMITS TO THE DELEGATED AUTHORITY; PROVIDING FOR RATIFICATION OF CERTAIN LEASES AND CONTRACTS ENTERED INTO PRIOR TO THE EFFECTIVE DATE OF THE ORDINANCE; ESTABLISHING PROCEDURES FOR REVIEW AND APPROPRIATING FUNDS.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of

the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Labatt, Hasslocher; NAYS: None; ABSENT: Thompson, Vera, Wolff, Cockrell.

89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,721

ACCEPTING THE LOW QUALIFIED BID AND AWARDING A CONSTRUCTION CONTRACT TO PAUL SWORD CONSTRUCTION, INC., IN THE AMOUNT OF \$588,630.00 FOR THE CONSTRUCTION AND REPAIRS TO HEMISFAIR PARK HISTORIC STRUCTURES WITH ALTERNATE NO. 1 FOR WORK ON THE EAGER HOUSE REAR PORCH, ALTERNATE NO. 2 FOR WORK ON THE TYNAN HOUSE ROOF, ALTERNATE NO. 3 FOR NEW ROOFS ON KAMPMANN AND HALFF HOUSES, ALTERNATE NO. 4 TO RESTORE THE KAMPMANN HOUSE REAR PORCH, AND ALTERNATE NO. 5 FOR ADDITIONAL RENOVATIONS TO HOUSES ON THE EAST END; AUTHORIZING AN ADDITIONAL \$147,157.00 FOR THE CONSTRUCTION CONTINGENCY AND \$250.00 FOR BID ADVERTISING; AUTHORIZING A CONTRACT AMENDMENT WITH REHLER, VAUGHN, BEATY & KOONE, INC., IN THE AMOUNT OF \$45,000.00 FOR ADDITIONAL ARCHITECTURAL DESIGN AND CONSTRUCTION ADMINISTRATION FEES; AUTHORIZING A CONTRACT AMENDMENT WITH DAY & ZIMMERMANN, INC., IN THE AMOUNT OF \$15,000.00 FOR ADDITIONAL PROJECT MANAGEMENT SERVICES; AUTHORIZING A CONTRACT AMENDMENT WITH RABA-KISTNER CONSULTANTS, INC., IN THE AMOUNT OF \$3,000.00 FOR ADDITIONAL MATERIALS TESTING SERVICES; TRANSFERRING FUNDS; AND PROVIDING FOR PAYMENT.

\* \* \* \*

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

In response to a question by Mr. Labatt, Mr. Ron Darner, Director of Parks & Recreation, noted that this ordinance calls for primarily external work on historic structures in HemisFair Park, and noted that it will require an additional \$300-400,000 to do full restoration.

A discussion then took place concerning the role of the Historic Review Board in historic preservation.

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

ABSENT: Thompson, Cockrell.

- - -  
89-51 By earlier informal concensus, agenda item 64 was delayed for consideration until the end of the agenda.

- - -  
89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,722 .

.  
APPROVING THE FINAL RULES AND REGULATIONS FOR THE OPERATION OF THE CITY OF SAN ANTONIO HOUSING TRUST.

\* \* \* \*

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

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

- - -  
89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,723 .

.  
AMENDING ORDINANCE 57217 TO INCREASE THE MEMBERSHIP OF THE CONVENTION AND VISITORS BUREAU ADVISORY COMMITTEE FROM TWENTY-ONE (21) MEMBERS TO TWENTY-THREE (23) MEMBERS.

\* \* \* \*

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

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

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

At the conclusion of the vote approving this ordinance, Mr. Wolff

moved that the name of Mr. Ron Agron be submitted for consideration of appointment to this committee at next week's Council meeting. Mr. Hasslocher seconded the motion. The motion was approved by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: None.

- - -  
89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,724

APPOINTING BRIAN J. ERICKSON TO SERVE ON THE AIRPORT  
ADVISORY COMMITTEE FOR A TERM TO EXPIRE ON DECEMBER  
15, 1991.

\* \* \* \*

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

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

- - -  
89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,725

APPOINTING BETTY GUDAT TO SERVE ON THE CABLE  
TELEVISION ADVISORY COMMITTEE FOR A TERM TO EXPIRE  
ON DECEMBER 31, 1991.

\* \* \* \*

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

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

89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,726

APPOINTING ELISA BASS TO SERVE ON THE KEEP SAN ANTONIO/BEXAR COUNTY BEAUTIFUL COMMITTEE FOR A TERM TO EXPIRE ON DECEMBER 22, 1991.

\* \* \* \*

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

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

By informal concensus, the City Council agreed to temporarily bypass agenda item 67-D until later in this meeting.

89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,727

APPOINTING RAY OTTE TO SERVE AS A MEMBER AND THE CHAIRMAN OF THIS CITIZENS ADVISORY COMMITTEE ON THE BUDGET.

\* \* \* \*

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

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

89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,728

CREATING A HOUSING MASTER PLAN TASK FORCE, AND

DESIGNATING ITS FUNCTION AND DUTIES.

\* \* \* \*

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

Assistant City Manager J. Rolando Bono briefly explained the proposed ordinance.

Ms. Virginia Ramirez, Communities Organized for Public Service (COPS), spoke in favor of the creation of this committee and noted that COPS is ready to work with the committee to assure affordable housing for San Antonio.

Mr. Labatt thanked COPS for their support and stated his opinion that this is one of the major issues that faces this community. He noted his support of this ordinance.

Mrs. Dutmer spoke to a tape of a speech given in Atlanta at the National League of Cities Conference by Mr. Jack Kemp that addressed this issue. She added that the tape was available in the City Clerk's office.

Ms. Berriozabal spoke to those entities that need to become involved in this committee and thanked those who had worked on the formation of this committee thus far.

Mr. Webb spoke to the proposed visit of Jack Kemp to San Antonio and to the blighted conditions on the eastside of San Antonio. He added that the eastside of San Antonio also needs housing assistance as well as the westside.

Ms. Vera noted that she would support this ordinance but requested that the committee also have good, strong representatives from the northside. She stated that housing needs are not only applicable to the west or east sides of the City but her district has a dire need for good rehabilitation programs as well.

Mr. Wing spoke to COPS long-time pursuit of affordable housing for San Antonio.

Mayor Cockrell spoke to meetings she had with COPS since her election in which housing and the formation of this committee were discussed.

Ms. Berriozabal spoke to the need for the housing plan to be comprehensive and that if be addressed as a city-wide issue.

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

Dutmer, Wing, Martinez, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None;  
ABSENT: Thompson, Vera.

89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,729

APPOINTING MEMBERS TO SERVE ON THE HCUSING MASTER  
PLAN TASK FORCE.

\* \* \* \*

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

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

89-51 The Clerk read the following Resolution:

A RESOLUTION NO. 89-51-100

CONGRATULATING CONGRESSMAN HENRY B. GONZALEZ ON THE  
FIRST ANNIVERSARY OF HIS CHAIRMANSHIP OF THE HOUSE  
BANKING, FINANCE, AND URBAN AFFAIRS COMMITTEE.

\* \* \* \*

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

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

89-51 The Clerk read the following Ordinance:

AN ORDINANCE 70,730

AMENDING THE DECLARATION OF TRUST OF THE CITY OF SAN

ANTONIO HOUSING TRUST TO ALLOW THE TRUST TO SPONSOR  
A LOCAL INITIATIVE FOCUSED RATE MORTGAGE PROGRAM  
THROUGH THE TEXAS HOUSING AGENCY AND TO PROVIDE FOR  
PRINCIPAL AND ADMINISTRATIVE OFFICES.

\* \* \* \*

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

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

Ms. Berriozabal commended Mr. Fox and his staff for their work on  
this issue.

City Manager Louis J. Fox thanked Ms. Berriozabal for her  
comments and noted that Assistant City Manager Rolando Bono brought a lot  
of expertise in addressing this issue.

- - -  
ZCNING HEARINGS

68. CASE Z89181 - to rezone the south 75' of Lot 64, NCB 8239 from  
"C" Apartment District to "E-2" Business District and Lot 64, NCE 8239  
save and except the south 75' from "C" Apartment District to "B-3"  
Business District, 5600 Block of Monterey, being located on the southside  
of Monterey Street being 253.0 feet west of the intersection of Monterey  
Street and San Joaquin Avenue, having 120.0 feet on Monterey Street with a  
depth of 335.0 feet.

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

Mr. Phil Garay, representing the proponent, spoke to the  
requested zoning, the zoning of area properties and proposed use of  
subject property.

Ms. Magdalena Villarreal, 230 S. San Joaquin, spoke in opposition  
of this requested rezoning. She expressed concern that the proposed use  
of this property would increase traffic to the neighborhood.

Mr. Melesio Villarreal, pastor of an area church, also spoke in  
opposition of the requested rezoning and against the sale of alcohol on  
the premises.

Mr. Joe Oliveres reiterated comments made by the two previous

speakers and stated his opposition.

Mr. Phil Garay stated that the VFW Post is sensitive to the residents of the area and added that the Post had a reputation of maintaining its facilities.

Mr. Thompson noted that he had attended meetings in the neighborhood regarding this requested rezoning and that a large number of the residents did not support this rezoning. He added that B-3 zoning would have a negative impact on the neighborhood and therefore could not support it. He added that he could support a "B-2" zoning.

Mr. Thompson then made a motion to approve "B-3NA" zoning in lieu of "B-3" and approval of the "B-2" as posted. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 70,731

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE SOUTH 75' OF LOT 64, NCB 8239, FROM "C" APARTMENT DISTRICT TO "B-2" BUSINESS DISTRICT, AND LOT 65, NCB 8239, SAVE AND EXCEPT THE SOUTH 75' FROM "C" APARTMENT DISTRICT TO "B-3NA" BUSINESS DISTRICT, 5600 BLOCK OF MONTEREY. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

\* \* \* \*

69. CASE Z89176 - to rezone Lots 6 and 7, Block 23, NCB 8486 from "R-1" Single Family Residence District to "B-3NA" Non-alcoholic Sales District, and Lot 5, Block 23, NCB 8486 from "B" Residence District to "R-2" Two Family Residence District, located southwest of the intersection of Santa Monica Street and West Avenue, having 150.0 feet on Santa Monica Street and 125.0 feet on West Avenue, 1902 Santa Monica Street.

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

In response to a question by Ms. Vera, Ms. Patricia Dugosh,

stated that the proposed zoning will allow for commercial business on subject property.

Ms. Vera made a motion to approve the recommendation of the Zoning Commission. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 70,732

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 6 AND 7, BLOCK 23, NCB 8486 FROM "R-1" SINGLE-FAMILY RESIDENCE DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT AND LOT 5, BLOCK 23, NCB 8486, 1902 SANTA MONICA STREET FROM "B" RESIDENCE DISTRICT TO "R-2" TWO-FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

70. CASE Z89184 - to rezone Lots 17 and 18, NCB 610, 332 South Hackberry Street, from "D" Apartment District to "B-2NA" Non-Alcoholic Sales Business District, located northeast of the intersection of South Hackberry Street and Wyoming Street, having 104.16 feet on South Hackberry Street and 138.9 feet on Wyoming Street.

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

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

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

AN ORDINANCE 70,733

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 17 AND 18, NCB 610, FROM "D" APARTMENT DISTRICT TO "P-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT, 332 SOUTH HACKBERRY STREET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

89-51

INTRODUCTION OF FORMER COUNCILMEMBER

Mayor Cockrell noted the presence in the audience of Reverend Claude Black, former member of the City Council.

ZONING HEARINGS (Continued)

71. CASE Z89161 - to rezone Parcel 4 (4.17 acres), NCB 17638, 10208 Culebra Road, from Temporary "R-1" Single Family Residence District to "B-3" Business District, located on the south side of Culebra Road, approximately 120.0 feet west of Easterling Drive, having 450.0 feet on Culebra Road and a depth of 430.0 feet.

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

Ms. Lillie Rodriguez, representing the applicant, Security National Bank, stated that the bank had acquired subject property through foreclosure and presently had it up for sale. She spoke to the reasons for requesting "I-1" Light Industry District rezoning.

Ms. Vera made a motion for "B-3NA" zoning on the subject property. Mr. Hasslocher seconded the motion.

After a brief discussion, Ms. Vera made a substitute motion for "B-3R" zoning. Mrs. Dutmer seconded the motion.

After discussion, the substitute motion, asking for "B-3R", and carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 70,734

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS PARCEL 4 (4.17 ACRES), NCB 17638, FROM TEMPORARY "R-1" SINGLE-FAMILY RESIDENCE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, 10208 CULEBRA ROAD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

72. CASE Z89180 - to rezone a 0.095 acre tract of land out of NCB 10777, being further described by field notes filed in the Department of Planning, from "B-3 Business District to "R-4" Manufactured Home Residence District, located 247.72 feet east of South W. W. White Road approximately 463.0 feet south of the intersection of South W. W. White Road and Paula Drive, having 47.33 feet in width and 87.56 feet in length, 2334 South W. White Road.

The case was withdrawn by applicant.

Withdrawal was approved by City Council.

73. CASE Z89183 - to rezone Lot 31, Block "B", NCB 8695, 1441 Austin Highway, from "F" Local Retail District to "B-3" Business District, being located on the northside of Austin Highway being approximately 296.5 feet Southwest of the cutback at Austin Highway and Harry Wurzbach Highway, having 50.0 feet on Austin Highway with a depth of 220.0 feet.

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

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

Mr. Erwin Soyars, 650 Cave Lane, spoke to the zoning request.

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

AN ORDINANCE 70,735

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 31, BLOCK "B", NCB 8695, 1441 AUSTIN HIGHWAY, FROM "F" LOCAL RETAIL DISTRICT TO "B-3" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

74. CASE Z89185 - to rezone Lot 29, NCB 6872, 363 Calles Street, from "C" Apartment District to "B-2" Business District, located northeast of the intersection of Calles Street and South of Calaveras Street, having 40.0 feet on Calles Street and 868.25 feet south of Calaveras Street.

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

Mr. Martinez made a motion to approve the recommendation of the Zoning Commission. Mr. Webb seconded the motion.

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

AN ORDINANCE 70,736

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 29, NCB 6872, FROM "C" APARTMENT DISTRICT TO "B-2" BUSINESS DISTRICT, 363 CALLES STREET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

75. CASE Z88111-6 P.P. - to rezone Lots 1 and 2, Block 8, NCB 6179, 2510 Fredericksburg Road, from "B-2NA" S.U.P. Non-Alcoholic Sales Business District, Special Use Permit for retail sales of motorcycles only to

"B-3NA" Non-Alcoholic Sales District, located southeast of the intersection of Pasadena Street and Fredericksburg Road, having 125 feet on Fredericksburg Road and 75 feet on Pasadena Street.

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

Ms. Vera noted that this was an appeal case and noted that all the parties involved in this case had been working on it.

Mr. Alan Polunsky, representing Mr. Jorge Valdez, operator of the motorcycle sales business at this location, spoke to the proposed compromise. He noted that the rezoning of the subject portion would allow him to service motorcycles in that area.

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

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

AN ORDINANCE 70,737

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE SOUTHEAST 53.91 FEET OF THE NORTHWEST 78.91 FEET OF THE SOUTHWEST 24.5 FEET OF THE NORTHEAST 38.3 FEET OF LCT 2, BLOCK 8, NCB 6179, 2510 FREDERICKSBURG ROAD, FROM "B-2NA" S.U.P. NON-ALCOHOLIC SALES BUSINESS DISTRICT WITH SPECIAL USE PERMIT FOR RETAIL SALES OF MOTORCYCLES TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

76. CASE 289130 C.C. P.P. - to rezone a 21.0409 acre tract of land out of NCB 11298 from "R-4" Mobile Home Residence District, and "B-2" Business District to "I-1" Light Industry District and to rezone the north 631.88 feet of Parcel 102, NCB 11298, 8510 U. S. Highway 81 South, from "I-1" Light Industry to "I-2" C.C., Heavy Industry District with City Council approval for a salvage yard operation.

Mr. Andy Guerrero, Planner III, stated that the attorney for the proponent had requested that this case be postponed.

Mr. Wing spoke to the objections for rezoning this property.

Mr. Wing then made a motion to deny the requested rezoning. Mr. Wolff seconded the motion.

In response to a question by Mayor Cockrell on the applicant's request for a postponement, Lloyd Garza, City Attorney, stated that postponements for zoning cases are granted at the discretion of the City Council. He added that it would be appropriate to consider Mr. Wing's motion.

Following the discussion, the motion to deny the proposed ordinance prevailed by the following vote: AYES: Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Berriozabal, Hasslocher.

Zoning Case Z89130 C.C. P.P. was denied.

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89-51

AGENDA ITEMS 60 AND 61

In response to questions by Ms. Berriozabal, City Attorney Lloyd Garza spoke to the monies involved in the Guadalupe Blanco River Authority suit.

- - -  
89-51

NEWSPAPER ARTICLE

Mr. Wolff noted that he had received a copy of a letter that had appeared on the editorial page of a Michigan newspaper in which an individual had commented on the hospitality of San Antonians, in particular, a trailer repair company that had fixed his trailer when it broke down in our City.

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89-51

CITIZENS TO BE HEARD

ALBERT RICHTER

Mr. Albert Richter, 1424 S. Presa, spoke to the need to have the original ordinance amended to allow him to place a chainlink fence in front of his property.

Ms. Berriozabal stated that she was aware of Mr. Richter's problem and noted that he had been authorized in 1977 to construct the fence but that since so much time had elapsed since this was granted and since he had not taken any action to construct the fence, he would have to go back to the Board of Adjustment to begin the process again.

Mr. Gene Camargo, Director of the Building Inspections Department, reiterated Ms. Berriozabal's comments that Mr. Richter would have to go before the Board of Adjustment.

\* \* \* \*

EVELYN SIEVERS

Ms. Evelyn Sievers, 4119 William Green, noted that she had spoken to the Council previously about a roofing contractor who, in her opinion, had violated building code regulations when constructing her roof. She spoke to events that had happened recently with regard to this issue.

Mr. Hasslocher noted that he had been in touch with Mr. Camargo and they were both dealing with the case.

Mr. Camargo stated that he had received Ms. Sievers' recent letter and had sent her his response and proposed action.

A brief discussion following among Ms. Sievers, Mr. Wing and Mr. Camargo on future action regarding the roofing contractor.

Mayor Cockrell briefly summarized the options available to Ms. Sievers.

Mr. Wolff noted that the only way Ms. Sievers could get compensated would be to file a civil suit against the contractor.

Mayor Cockrell requested that staff follow up on this request.

\* \* \* \*

MARION CHELKOWSKI

Mr. Marion Chelkowski, 7810 Callaghan, spoke to his personal knowledge of Mrs. Sievers' problem with the contractor and with the City.

At 6:41 P.M. the City Council adjourned the Regular Session to convene a "B" Session on the Comprehensive Ground Transportation Ordinance and the 1990 Census Committee Briefing.

A P P R O V E D

*Lula Cockell*

M A Y O R

ATTEST

*Anna D. Rodriguez*  
City Clerk