

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE CCUNCIL CHAMBER, CITY HALL, ON
THURSDAY, JANUARY 11, 1990.

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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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90-02 The invocation was given by Councilman Joe Webb.

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90-02 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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90-02 The minutes of City Council meeting December 14, 1989 were approved.

CENTRO 21 REPORT

Mr. Randy Harig, Chairman of the Centro 21 Task Force, presented their report on downtown improvements accomplished during 1988 and 1989, a copy of which is made a part of the papers of this meeting.

Mayor Cockrell thanked Mr. Harig for the report and for his term of service as the chairman of Centro 21, and read the following citation:

RANDY HARIG

IN SINCERE APPRECIATION OF HIS EXEMPLARY SERVICE TO THE COMMUNITY AS A MEMBER AND CHAIRMAN OF THE SAN ANTONIO CENTRO 21 TASK FORCE. MR. HARIG HAS SERVED AS CHAIRMAN FOR THE PAST THREE YEARS, HIS LEADERSHIP HAS PLAYED A VITAL ROLE IN THE IMPORTANT OF THIS COMMITTEE IN THE REVITALIZATION AND IMPROVEMENT OF DOWNTOWN SAN ANTONIO.

ON BEHALF OF A GRATEFUL CITIZENRY, THE CITY COUNCIL COMMENDS MR. HARIG FOR A JOB WELL DONE, AND EXTENDS BEST WISHES FOR CONTINUED SUCCESS.

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Mayor Cockrell, accompanied by Ms. Berriozabal, representing the downtown area, jointly presented the Citation to Mr. Harig and congratulated him.

MARTIN LUTHER KING, JR. BIRTHDAY CELEBRATION

Mayor Cockrell introduced Ms. Linda Chavez Thompson, Chairperson of the Martin Luther King, Jr. March, spoke to the many activities involved in the Freedom March and memorial program, and invited Councilmembers to take part. She thanked the Council for making the events possible and cited City staff for its assistance.

90-02 CONSENT AGENDA

Mr. Labatt made a motion to approve Agenda Items 6 through 27, constituting the Consent Agenda, with items 10, 17 and 18 to be pulled for individual consideration and Item 19 which was pulled earlier from consideration by the City Manager. Mrs. Vera 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, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Martinez, Hasslocher.

AN ORDINANCE 70,882

ACCEPTING THE LOW BID OF CHARKATE TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH FIREFIGHTING GLOVES FOR TOTAL OF \$3,866.40.

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AN ORDINANCE 70,883

ACCEPTING THE LOW BID OF HIGHWAY SIGNS AND PAINT, INC., TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH ALUMINUM STREET SIGN BLANKS FOR A TOTAL OF \$58,352.00.

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AN ORDINANCE 70,884 .

ACCEPTING THE LOW BID OF PRODUCT SALES ASSOCIATES TO FURNISH THE CITY OF SAN ANTONIO CONVENTION CENTER WITH FABRIC FOR SEAT COVER REPAIRS FOR A TOTAL OF \$13,950.00.

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AN ORDINANCE 70,885 .

ACCEPTING THE LOW BIDS OF RAINEY ENGINEERING, INC., AND NOLAND COMPANY TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION AND ENVIRONMENTAL MANAGEMENT DEPARTMENTS WITH GATE VALVES AND PLUG VALVES FOR A TOTAL OF \$6,220.78.

* * * *

AN ORDINANCE 70,886 .

CANCELLING THE CONTRACT WITH NBI SOUTH TEXAS FOR THE PURCHASE OF COMPUTER TERMINALS AND PRINTERS AND AWARDING A CONTRACT FOR THE PURCHASE OF SAID ITEMS TO ALAMO DATA SYSTEMS, INC., FOR AN ESTIMATED AMOUNT OF \$30,000.00.

* * * *

AN ORDINANCE 70,887 .

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 3. IN THE AMOUNT OF \$3,077.00 TO THE CONTRACT WITH D & M PUMP SERVICE OF SAN ANTONIO, INC., TO PROVIDE ADDITIONAL PAVING AND THE INSTALLATION OF TOTAL CONTAINMENT FOR RISERS AND PUMPS IN CONNECTION WITH THE MODERNIZATION OF THE AUTOMOTIVE FUELING FACILITY AT THE DOWNTOWN POLICE STATION; AND APPROPRIATING FUNDS IN THE AMOUNT OF \$28,672.00 WITH \$3,077.00 TO PAY FOR SAID FIELD ALTERATION AND \$25,595.00 AUTHORIZED PAYABLE TO D & M PUMP SERVICE AS PAYMENT FOR WORK AUTHORIZED BY THE ORIGINAL CONTRACT.

* * * *

AN ORDINANCE 70,888 .

ACCEPTING THE PROPOSAL OF LOCKWOOD, ANDREWS & NEWNAM IN THE AMOUNT OF \$4,366.90 FOR EMERGENCY ENGINEERING DESIGN SERVICES INVOLVING THE RECONSTRUCTION OF A

BASEMENT WALL AT THE PLAZA DE ARMAS IN CONNECTION WITH THE PLAZA DE ARMAS RETAINING WALL PROJECT, AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 70,889 .

AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$20,572.00 TO MAGRO AIR CONDITIONING & HEATING INVOLVING THE HEATING, VENTILATION AND AIR CONDITIONING REPLACEMENT AT THE SOUTH FLORES PUBLIC HEALTH BRANCH CLINIC, AUTHORIZING AN ADDITIONAL \$4,428.00 FOR THE CONSTRUCTION CONTINGENCY, AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 70,890 .

AUTHORIZING PAYMENT IN THE AMOUNT OF \$8,061.25 TO FLORES ASSOCIATES FOR ARCHITECTURAL SERVICES INVOLVING THE PREPARATION OF THE SCHEMATIC DESIGN PHASE IN CONNECTION WITH THE ELLA AUSTIN COMMUNITY HEALTH CENTER.

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AN ORDINANCE 70,891 .

AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$142,475.00 TO GRECO CONSTRUCTION, INC., FOR WORK INVOLVING STAIRWAY AND SAFETY MODIFICATIONS AND REMODELING OF TOILET/SHOWER ROOMS AT FIRE STATION NOS. 7, 8, AND 9; AUTHORIZING AN ADDITIONAL \$14,247.50 FOR THE CONSTRUCTION CONTINGENCY; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 70,892 .

AUTHORIZING THE EXPENDITURES OF \$4525.00 OUT OF SEWER FUNDS FOR ACQUISITION OF EASEMENTS ON CERTAIN LANDS AND ACCEPTING DEDICATION OF EASEMENTS ON CERTAIN LANDS; ALL IN CONNECTION WITH WASTEWATER PROJECTS; AND APPROPRIATING FUNDS.

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AN ORDINANCE 70,893

NAMING STATE HIGHWAY 151 THE "RAYMOND E. STOTZER, JR. FREEWAY" AND REQUESTING TH STATE TO PREPARE AND ERECT SIGNS DESIGNATING THIS HIGHWAY BY SUCH NAME.

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AN ORDINANCE 70,894

NAMING THE ABSENTEE BALLOT BOARD FOR THE PURPOSE OF PROCESSING ABSENTEE BALLOTS CAST BY PERSONAL APPEARANCE AND BY MAIL FOR SPECIAL ROLLBACK ELECTION OF FEBRUARY 3, 1990.

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AN ORDINANCE 70,895

ESTABLISHING A CENTRAL COUNTING STATION FOR THE PURPOSE OF TABULATING ABSENTEE BALLOTS FOR THE SPECIAL ROLLBACK ELECTION OF FEBRUARY 3, 1990; APPOINTING A CENTRAL COUNTING STATION MANAGER AND TABULATION SUPERVISOR; APPROVING ASSISTANTS TO SAID SUPERVISOR; APPOINTING A PRESIDING JUDGE OF THE CENTRAL COUNTING STATION AND SETTING A RATE OF PAY; IDENTIFYING THE SITE AND ALTERNATE SITE OF THE CENTRAL COUNTING STATION; AND PROVIDING FOR THE TESTING AND PUBLICATION OF NOTICE OF TESTING OF THE AUTOMATIC TABULATION EQUIPMENT.

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AN ORDINANCE 70,896

AUTHORIZING THE APPLICATION FOR AN ACCEPTANCE OF A GRANT OF \$350,000 FROM THE TEXAS REHABILITATION COMMISSION (TRC) ALONG WITH AN ESTIMATED \$10,000 IN CLIENT FEES FOR THE CITY HOMEMAKER PROGRAM TO OPERATE THE PERSONAL ATTENDANT SERVICES PROJECT FROM JANUARY 1, 1990 THROUGH AUGUST 31, 1990; APPROVING A BUDGET; AND APPROVING A PERSONNEL SCHEDULE.

* * * *

AN ORDINANCE 70,897

AUTHORIZING PAYMENT OF MEMBERSHIP DUES FOR THE CITY OF SAN ANTONIO TO THE ALAMO AREA COUNCIL OF GOVERNMENTS FOR THE CALENDAR YEAR 1990 IN THE AMOUNT

OF \$36,867.72.

* * * *

AN ORDINANCE 70,898

APPROVING A PROFESSIONAL SERVICES CONTRACT WITH INFORMATION SYSTEMS & NETWORKS CORPORATION TO PROVIDE CONSULTANT SERVICES FOR UPDATING THE SECURITY ACCESS CONTROL AND COMMUNICATIONS SYSTEM AT SAN ANTONIO INTERNATIONAL AIRPORT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 70,899

CLOSING NEW BRAUNFELS AVE. FROM CROCKETT TO GULF AND EAST HOUSTON FROM ST. JAMES TO POLARIS AT 8:00 A.M. ON SUNDAY, JANUARY 14, 1990, UNTIL 7:00 P.M. ON MONDAY, JANUARY 15, 1990, FOR VARIOUS EVENTS IN CONNECTION WITH THE 1990 MARTIN LUTHER KING, JR. CELEBRATION, AND DECLARING AN EMERGENCY.

* * * *

90-02 Agenda Item 10, being a proposed ordinance accepting the low bids of Challenger Gym Products, Universal Gym Equipment and Mr. Health of Texas to furnish the City of San Antonio Police Department with exercise for the Northwest Police Substation and Police Academy for a total of \$31,628.66, was taken up for consideration at this time.

* * * *

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

In response to a question by Mrs. Dutmer, Assistant City Manager Rolando Bono noted that the newer police substations were built with exercise equipment included in the initial contract for construction and stocking. This ordinance is a part of the effort to equip all police substations with exercise equipment similar to that of the newer substations.

Mr. Archie Titzman, Director of Purchasing and General Services, noted that purchase of exercise equipment has previously been approved in order to equip police substations.

After discussion, and Council's request for further information,

Mrs. Dutmer moved to table the proposed ordinance. Mr. Labatt seconded the motion.

Agenda Item 10 was tabled by the following vote: AYES: Berriozabal, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; Nays: None; ABSENT: Webb, Martinez.

(Note: Agenda Item 10 was untabled and brought back before the Council for further discussion and action later in this meeting. See Page 11.)

90-02 The Clerk read the following Ordinance:

AN ORDINANCE 70,900

AUTHORIZING THE EXECUTION OF CONTRACT AMENDMENT NO. 1 TO THE CATEGORY 5, MANHOLE REHABILITATION, CONTRACT 1, CONSTRUCTION AND POST CONSTRUCTION PHASE DESIGN ENGINEERING SERVICES CONTRACT WITH W. E. SIMPSON CO., IN THE AMOUNT OF \$77,295.00, AND CONTRACT AMENDMENT NO. 1 OF THE CONSTRUCTION MANAGEMENT SERVICES CONTRACT WITH THE JOINT VENTURE OF PAPE-DAWSON, INC., AND VICKREY & ASSOCIATES, INC., IN THE AMOUNT OF \$49,000.00 TO PROVIDE FOR THE EXTENSION OF THE CONTRACT PERIOD TO ALLOW COMPLETION OF ENGINEERING INSPECTION AND POST CONSTRUCTION ACTIVITIES; TRANSFERRING FUNDS AND REVISING THE BUDGET.

* * * *

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

In response to a question by Ms. Berriozabal, Mr. Frank Kiolbassa, Director of Environmental Management, explained that the current levels of inspection on this project must continue, as mandated by the Texas Water Development Board.

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

89-23 The Clerk read the following Ordinance:

AN ORDINANCE 70,901

AUTHORIZING THE EXECUTION OF CONTRACT AMENDMENT NO. 1 TO THE CATEGORY 5, MANHOLE REHABILITATION CONTRACT 3, PHASE A, CONSTRUCTION AND POST CONSTRUCTION PHASE DESIGN ENGINEERING SERVICES CONTRACT WITH W. E. SIMPSON CO., IN THE AMOUNT OF \$23,088.00, AND CONTRACT AMENDMENT NO. 1 TO THE CONSTRUCTION MANAGEMENT SERVICES CONTRACT WITH THE JOINT VENTURE OF PAPE-DAWSON, INC., AND VICKREY & ASSOCIATES, INC., IN THE AMOUNT OF \$14,000.00 FOR THE PURPOSE OF PROVIDING COMPLETE ENGINEERING INSPECTION SERVICES AND POST CONSTRUCTION ACTIVITIES; TRANSFERRING FUNDS AND REVISING PROJECT BUDGET.

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

90-02 The Clerk read the following Ordinance:

AN ORDINANCE 70,902

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. Mrs. 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, Cockrell; ABSENT: Webb, Martinez.

90-02 The Clerk read the following Ordinance:

AN ORDINANCE 70,903

AMENDING CHAPTER 33 ("VEHICLES FOR HIRE") OF THE CITY CODE OF THE CITY OF SAN ANTONIO, AS ADOPTED PER ORDINANCE NO. 70819, SO AS TO PERMIT "ON DEMAND" SHUTTLE SERVICE FROM THE SAN ANTONIO INTERNATIONAL AIRPORT.

* * * *

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

Ms. Anna Deosdade, Transportation Supervisor, Public Utilities Department, briefly explained the details of the Ordinance.

In response to a question by Mr. Wolff, Ms. Deosdade noted that most of the new Ground Transportation Ordinance went into effect when the Ordinance was enacted, effective January 1, 1990. She noted that the staff since then has been working on possible amendments.

Mr. Thompson asked that this particular portion of the Ground Transportation Ordinance be monitored closely for a period of three months, then a report brought to the City Council concerning it. He spoke of the proposed Ordinance as a positive step in providing the best transportation for San Antonio.

After discussion, it was the informal concensus of the City Council members present to ask City staff to comply with Mr. Thompson's request.

In response to a question by Mr. Martinez, Mr. Roger Ibarra, Supervisor of Public Utilities, explained establishment of a framework to provide this service in San Antonio, and noted that, with adoption, the shuttle service becomes a part of the overall Ground Transportation Ordinance.

Mr. Mike Kutchins, Director of Aviation, explained that SuperVan Shuttle has a three-year shuttle service contract with the airport, a pact that has about 1 1/2 years left to run.

In response to a question by Mayor Cockrell, Mr. Ibarra discussed establishment of shuttle services and of the ability of anyone interested in such a service to seek a contract to provide those services to the City.

A discussion then took place concerning the differentiation

between an airport limousine service and an airport shuttle service.

Mr. Kutchins discussed contract terms, including revenues paid to the City, and noted that a single van could be used to fulfill both airport limo and airport shuttle services. He briefly explained how the services would work and where they will be located at International Airport. He noted that this proposed Ordinance will allow the City to capture more revenue than currently being provided.

In response to a question by Mr. Martinez, Mr. Don Rullo, owner of SuperVan Shuttle, explained his concept of operations at the airport, under terms of this proposed Ordinance, and stated his feeling that his two services, the airport limo and the airport shuttle, are not the same and in fact are controlled by separate Ordinances and agreements with the City. He stated his belief that economics makes it necessary that a single vehicle could be used for either service. He further noted that the City, in the future, will be able to receive 10 per cent of SuperVan's total gross revenues.

A discussion then took place concerning economic matters surrounding "pre-arrangement services" in San Antonio, during which Mr. Rullo predicted a diminishing role for this type of service from International Airport.

In response to a question by Mr. Martinez, Mr. Ibarra noted that staff oversight of both the shuttle and taxicab services are similar.

A discussion then took place concerning certain physical improvements to be made for all modes of transportation at International Airport.

Mr. Martinez stated that he wants to be certain that the City is being fair to all involved in this area.

In response to a question by Ms. Vera, Mr. Ibarra discussed the criteria used in amendments that separate taxicab service from shuttle service.

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, Cockrell; NAYS: None; ABSENT: Hasslocher.

90-02 The Clerk read the following Ordinance:

AN ORDINANCE 70,904

AUTHORIZING THE EXECUTION OF AN AGREEMENT AMENDING

THE AGREEMENT WITH SUPERVAN, INC. FOR THE PROVISION OF SHUTTLE SERVICE AT THE SAN ANTONIO INTERNATIONAL AIRPORT IN ORDER TO PROVIDE FOR CITY-WIDE SERVICE AD A FLEXIBLE DEPARTURE SCHEDULE.

* * * *

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

In response to a question by Ms. Berriozabal, Mr. Thompson asked City staff to report back at the end of three months to the Transportation Advisory Board and to secure its input before this matter comes back before the City Council.

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, Cockrell; NAYS: None; ABSENT: Webb, Hasslocher.

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90-02 At this time, a motion was made by Mrs. Dutmer to untable Agenda Item number 10, previously tabled, concerning exercise equipment to be purchased for the Northwest Police Sub-Station and the Police Academy. Ms. Vera seconded the motion.

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

The Clerk then read the following Ordinance:

AN ORDINANCE 70,905

ACCEPTING THE LOW BIDS OF CHALLENGER GYM PRODUCTS, UNIVERSAL GYM EQUIPMENT AND MR. HEALTH OF TEXAS TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH EXERCISE EQUIPMENT FOR THE NORTHWEST POLICE SUBSTATION AND POLICE ACADEMY FOR A TOTAL OF \$31,628.66.

* * * *

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

Mr. Dale Jacobs, San Antonio Police Department, noted that this is the fifth police department facility to be so equipped, and the

department's goal is to have wellness equipment installed in all Police Department facilities, an action which will be accomplished by passage of this Ordinance.

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

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

90-02 The Clerk read the following Ordinance:

AN ORDINANCE 70,906

AUTHORIZING SETTLEMENT OF ALL CLAIMS OF HENRY FRANK MARTINEZ AGAINST THE CITY OF SAN ANTONIO FOR A TOTAL AMOUNT OF \$7,000.00.

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

90-02 The Clerk read the following Ordinance:

AN ORDINANCE 70,907

ALLOCATING \$1,000.00 FROM THE DISTRICT 3 DISCRETIONARY AND IMPROVEMENTS FUND TO BE UTILIZED FOR THE SAN ANTONIO WOMAN'S HALL OF FAME TO RECOGNIZE LEADERSHIP OF OUTSTANDING WOMEN IN SAN ANTONIO.

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Mrs. Dutmer made a motion to approve the proposed Ordinance. Mrs. 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, Labatt, Hasslocher; NAYS: None; ABSENT: Webb, Martinez, Cockrell.

(Item Number 33 was removed earlier from consideration by the City Manager.)

90-02 The Clerk read the following Ordinance:

AN ORDINANCE 70,908

AUTHORIZING A LEASE AGREEMENT WITH THE SAN ANTONIO SPURS FOR AN AREA BOUNDED BY MARKET STREET, BOWIE STREET, THE IH-37 ENTRANCE RAMP AND THE HEMISFAIR PARKING GARAGE EXIT RAMP TO BE USED AS A PARKING LOT, UNTIL THE END OF THE 1989-90 NBA BASKETBALL SEASON INCLUSIVE OF PLAY-OFF GAMES FOR A TOTAL INCOME OF APPROXIMATELY \$750.00 PER GAME; AUTHORIZING THIS AGREEMENT FOR THE 1990-91 NBA BASKETBALL SEASON, UNLESS TERMINATED BY A CITY APPROVED DEVELOPMENT PROJECT TO BE LOCATED ON SAID LAND; AND ESTABLISHING THE EVENT RATES FOR PARKING ON SUCH AREA FOR NON-SPURS EVENTS AS THAT RATE PREVIOUSLY APPROVED BY CITY COUNCIL.

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

In response to a question by Mrs. Dutmer, Mr. Joe Aceves, Director of Public Works, stated that the San Antonio Spurs' professional basketball season, including possible playoffs, would end in May, and that the Jaycees' La Semana Alegre would not be affected by usage of this property for parking. He explained that it would be used to accommodate the overflow parking from HemisFair Parking Garage, and discussed the new topping of asphalt already laid over the area in question. He noted that the area includes 375 new parking spaces for the Spurs, in addition to the more than 1,200 in the parking garage.

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

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

90-02 The Clerk read the following Ordinance:

AN ORDINANCE 70,909

APPOINTING R. DOUGLAS LEONHARD TO SERVE ON THE
CONVENTION AND VISITORS BUREAU ADVISORY COMMITTEE
FOR A TERM TO EXPIRE ON JUNE 30, 1990.

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Mr. Hasslocher made a motion to approve the proposed Ordinance.
Mrs. 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, Labatt, Hasslocher; NAYS: None;
ABSENT: Webb, Martinez, Cockrell.

(By concensus of the Council members present, it was informally
agreed to bypass the next few agenda items and undertake discussion of
agenda item number 43 at this time.)

90-02 The Clerk read the following Ordinance:

AN ORDINANCE 70,910

AUTHORIZING PAYMENT OF ARBITRAGE REBATE IN THE
AMOUNT OF \$435,400.00 PAYABLE TO THE UNITED STATES
DEPARTMENT OF THE TREASURY INTERNAL REVENUE SERVICE
FOR THE \$49,200,000.00 CITY OF SAN ANTONIO, TEXAS
SANITARY SEWER SYSTEM COMMERCIAL PAPER NOTES, SERIES
A ISSUE.

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

In response to a question by Mr. Thompson, Ms. Nora Chavez,
Director of Finance, explained that the law requires the City to pay the
Internal Revenue Service for the excess interest earned on some \$49

million in sewer system commercial paper notes, and that additional payments will be made to IRS in the future as interest accumulates past the maximum allowed by law.

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

ZONING HEARINGS

36. CASE 289194 - to rezone Lots 4, 10, 12 and a 1.340 acre tract out of Lot 25, NCB 3056, 1325 E. Durango Boulevard, from "C" Apartment District and "J" Commercial District to "I-1" Light Industry District and to remove two 5 foot non-access easements imposed by Ordinance No. 38838, dated August 20, 1970, located northwest of the intersection of Mesquite Street and Durango Boulevard also having frontage along the south side of Iowa Street, having 427.86 feet on Durango Boulevard, a total of 276.86 feet on Mesquite Street and a total of 100 feet on Iowa Street.

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

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

Mr. Joe Nix, representing W. F. Castella and Associates, Engineers, explained why the proponent, Mission Pharmacal, wants I-1 on the entire piece of property in order to preserve the integrity of the property usage. He noted that the firm also is purchasing other area properties as they become available on the market.

In response to a question by Mr. Labatt, Mr. Andy Guerrero, Planner III, spoke to other industrial zonings in the area. He noted that City staff opposes I-1 because of the close proximity of residences.

Mr. Labatt and Mrs. Dutmer both spoke in favor of placing B-1 on Lots 4 and 10, and against putting I-1 near to residential areas.

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

AN ORDINANCE 70,911

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 12 AND A 1.340-ACRE TRACT OF LAND OUT OF LOT 25, NCB 3056 FROM "J" COMMERCIAL DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, AND LOTS 4 AND 10, NCB 3056 FROM "C" APARTMENT DISTRICT TO "B-1" BUSINESS DISTRICT; AND TO REMOVE TWO FIVE-FOOT NON-ACCESS EASEMENTS IMPOSED BY ORDINANCE NO. 38838 DATED AUGUST 20, 1970, 1325 EAST DURANGO BOULEVARD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00"

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37. CASE Z89193 - to rezone a 9.36 acre tract of land out of Parcel 2, Parcel 3 and Parcel 103, NCB 14859, from "R-1" ERZD One Family Residence Edwards Recharge Zone District and "R-6" ERZD Townhouse Residence Edwards Recharge Zone District to "B-2" ERZD Business Edwards Recharge Zone District; to rezone a 360.81 acre tract of land out of Parcel 2, Parcel 3 and Parcel 103, NCB 14859 from "R-1" ERZD One Family Residence Edwards Recharge Zone District, "R-6" ERZD Townhouse Residence Edwards Recharge Zone District, "R-3" ERZD Multiple Family Residence Edwards Recharge Zone District and "B-2" ERZD Business Edwards Recharge Zone District to "B-3" ERZD Business District; and a 3.90 acre tract of land out of Parcel 103, NCB 14859 from "B-2" Business District to "B-3" Business District, located southwest of IH-10 and City of San Antonio city limits line having a maximum depth of 5,300 feet, a maximum width of 5,100 feet and a total of 374.07 acres.

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

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

Mr. Doug Leonhard, Senior Vice President, United Services Automobile Association (USAA), in charge of real estate development, provided a brief status report on development of the La Cantera West development and the theme park development, including other support amenities. He urged the Council to approve the rezoning.

Mr. Jim Overby, representing Pappage-Dawson Engineering, described

the area in question and displayed a map of the existing zoning and the proposed rezoning.

Mr. Gene Dawson, Pape-Dawson Engineering, discussed the environmental issues related to the case and referred to the environmental impact report prepared by Raba-Kistner. He also addressed the extensive water pollution abatement plan approved by the Texas Water Commission.

Mr. Wolff addressed City staff's four recommendations for inclusion in the rezoning, and spoke to the careful environmental considerations made by the developers. He noted that a transportation plan for the area now is being worked on.

Ms. Joan Falkenberg, Environmental Protection Officer in the Planning Department, commended Pape-Dawson for the plans for level-three pollution abatement.

Following discussion, the maker and seconder of the main motion accepted a friendly amendment to include in the motion the requirements imposed by the four recommendations of City staff, those being:

1. If additional land uses or modifications are planned for this property, detailed plans shall be submitted to the Water Resources Division.
2. Detailed plans addressing the safe transportation, storage, use and disposal of hydrocarbons and other hazardous materials shall be submitted to the Water Resources Division.
3. Landscaped areas shall be sensitive to minimizing water needs and to fertilizer, herbicide and pesticide applications (for example, use of native plants). Irrigation methodology for these areas shall incorporate the best possible technology for conserving water and eliminating waste (for example, drip irrigation).
4. If any solution openings, caves or sinkholes are discovered on this site during land clearing, excavating or blasting, the developer shall immediately notify the City of San Antonio Department of Water Resources Management at (512) 299-7869 and the Texas Water Commission at (512) 490-3096.

Mr. Hasslocher spoke in support of the rezoning.

Mr. Labatt addressed the necessary steps taken to protect the Edwards Aquifer.

Ms. Berriozabal stated that she would abstain from voting on this matter, and would comment later on tax abatement matters for this firm.

Mrs. Dutmer addressed her concerns for possible pollution of the aquifer.

In response to questions by Mr. Martinez and Mr. Wing, Mr. Guerrero discussed future development of this area.

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

AN ORDINANCE 70,912

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 9.36-ACRE TRACT OF LAND OUT OF PARCEL 2, PARCEL 3 AND PARCEL 103, NCB 14859, FROM "R-1" ERZD ONE-FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT AND "R-6" ERZD TOWNHOUSE RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-2" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT; "R-1" ERZD ONE-FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT, "R-6" ERZD TOWNHOUSE RESIDENCE EDWARDS RECHARGE ZONE DISTRICT, "R-3" ERZD MULTIPLE-FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT, AND "B-2" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT TO "B-3" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT; AND A 3.90-ACRE TRACT OF LAND OUT OF PARCEL 103, NCB 14859 FROM "B-2" BUSINESS DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT THE FOUR (4) RECOMMENDATIONS OF THE PLANNING DEPARTMENT OF THE CITY OF SAN ANTONIO, AS SET OUT IN ATTACHMENT I, ARE ADOPTED. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

38. CASE 289200 - to rezone Lot 318, save and except the east 20 feet, NCB 7851, 6800 Block of South PanAm Expressway from "B-2" Business District to "B-3NA" Non-Alcoholic Sales Business District, located southeast of the intersection of South PanAm (IH-35 S) Expressway and West

Mayfield Boulevard, having 117.7 feet on South PanAm (IH-35 S) Expressway 43.3 feet on West Mayfield Boulevard and 347.1 feet in depth.

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

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

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

AN ORDINANCE 70,913

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 318, SAVE AND EXCEPT THE EAST 20 FEET, NCB 7851, IN THE 6800 BLOCK OF SOUTH PAN AM EXPRESSWAY FROM "B-2" BUSINESS DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT, PROVIDED THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE EAST PROPERTY LINE, AND THAT A ONE-FOOT NON-ACCESS EASEMENT IS IMPOSED ALONG MAYFIELD BLVD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

39. CASE 289201 - to rezone Lot 14, save and except the southwest 100 feet and the northeast 40 feet, NCB 8409, from "B-3NA" Non-Alcoholic Sales District to "I-1" Light Industry District, located 100 feet northeast of Fredericksburg Road, being approximately 570.0 feet southwest of the intersection of Fredericksburg Road and Gardenia Street, having 200.0 feet on width and a maximum depth of 287.0 feet.

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

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

Mrs. Vera addressed the expansion of Meyer Machine Company and the provision of new jobs as a result of that expansion.

Mr. Vernon Rogers, representing the firm, explained the plans for expansion.

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

AN ORDINANCE 70,914

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 14, SAVE AND EXCEPT THE SOUTHWEST 100 FEET AND THE NORTHEAST 40 FEET, NCB 8409 FROM "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

90-02 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE: AMENDMENTS TO GUIDELINES/CRITERIA - TAX ABATEMENT AND REINVESTMENT ZONES

Mr. Stuart Summers, Director of the Department of Economic and Employment Development, provided a brief background of applicable laws dealing with tax abatement, and noted that the guidelines and criteria must be enacted by the City Council and other agencies which grant tax abatement. He spoke to the history of San Antonio's four tax abatement agreements, a copy of which is made a part of the papers of this meeting. He spoke to the advantages to the City of abating taxes, and explained the proposed amendments to the "Guidelines and Criteria", addressing the 're-capture clause' that makes the firm involved pay back a portion of the abated taxes if the firm moves out of the City of San Antonio within a specified period of time.

Mayor Cockrell declared the Public Hearing to be open.

Mr. Jim Reed, Chairman of the Board, Greater San Antonio Chamber of Commerce, noted that four firms, representing some \$150 million in new jobs and construction, expanded in San Antonio last year as a result of tax abatements, and he addressed its advantages to the City.

Ms. Patricia Ozuna, Communities Organized for Public Service and Metro Alliance, voiced her group's concerns for the City's tax abatement strategy in times of fiscal constraint.

Mr. Homer Bain, Petro Alliance, spoke in favor of a public debate on tax abatement issues, and asked for a review of the City's tax abatement strategy and long-term effects of that tax abatement. He spoke to the erosion of public confidence in its city government.

Ms. Stephanie Coleman, President, San Antonio Economic Development Foundation, endorsed the recommended changes in tax abatement ordinances.

Mr. Ernesto Ancira, representing the Texas Department of Commerce, spoke in favor of such incentives to create more jobs and increase the City's tax base.

Mr. Dominic Pisano, North San Antonio Chamber of Commerce, addressed the need for tax abatement in order to create more new jobs.

Mr. Al Aleman, local businessman, spoke to the expected cuts to be experienced in San Antonio because of cutbacks in the Department of Defense, and of the need to create new jobs in the city.

Mr. Joe Krier, Greater San Antonio Chamber of Commerce, spoke in favor of tax abatement and of the new jobs it creates, addressing its need in order to attract new business.

Mayor Cockrell noted that San Antonio needs new jobs and more economic development, and she addressed the City's comparatively small tax base and the need for such a tool as tax abatement in order to attract new industry. She then addressed the need to be competitive with other cities.

Mr. Thompson stated his opinion that San Antonio needs every tool in its arsenal in order to gain more economic development, and noted that tax abatement simply defers taxation.

Mr. Labatt stated that he feels the issue today has become confused, and that this issue of a tax abatement is separate and apart from debate on the property tax rollback issue. He cited figures involving the four tax-abated entities in San Antonio and stated that he fears for the loss of Opryland and its resultant jobs if tax abatement is not granted.

Mrs. Dutmer noted the amount of sales taxes alone that will be produced by the Opryland development.

Mr. Wolff stated that the City must do the things that bring

economic development to San Antonio, for the good of all the Community.

Ms. Vera spoke in support of the amendment and voiced her opinion that every possible tool will be necessary in order to attract new business to San Antonio.

Mr. Wing stated his belief that tax abatement produces economic development and brings in more than just property taxes.

Mr. Webb spoke in support of tax abatement, but acknowledged the concerns that have been expressed by citizens. He noted that tax abatement does not forgive taxes; it simply abates them.

Mr. Martinez spoke of the need for every tool available to attract new industry, and spoke to the details of each of the five proposed amendments and their significance to San Antonio.

A discussion then took place concerning the five amendments.

Mr. Martinez stated that he would be willing to review these guidelines as recommended by COPS, including the matter of a public hearing or a work session to receive public input.

Ms. Berriozabal spoke of her concerns with setting a precedent last week, in abating the taxes for Solo Serve, and how many tax abatements the City might be able to afford, including the provision of City services to that growing area. She stated that she feels it is inconsistent to grant tax abatement to big business, while at the same time asking all businesses to help fight the tax rollback effort. She spoke to several questions that were raised by concerned citizens and stated her belief that the City is changing its guidelines on tax abatement in response to agreements made with Opryland. She stated further her feelings that the recommended new guidelines open up and broaden the tax abatements as an economic development tool, but recommended development of a policy for future economic development. She stated her opinion that the lack of education reduces the competitiveness of San Antonio's jobholders, and also questions the areas being developed under the tax abatement grants. She noted her feeling that the proposed property tax rollback effort is dangerous to San Antonio, and that tax abatement now produces more questions among citizens.

Mr. Hasslocher spoke to the need for new jobs in San Antonio and addressed the City's growth since the 1950s.

Mr. Martinez addressed the attraction of new businesses into older areas of the city.

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

The Clerk read the following Ordinance:

AN ORDINANCE 70,915

APPROVING FIVE AMENDMENTS TO THE CITY OF SAN ANTONIO GUIDELINES AND CRITERIA FOR TAX ABATEMENT AND REINVESTMENT ZONES, ORIGINALLY APPROVED BY THE SAN ANTONIO CITY CCUNCIL ON FEBRUARY 16, 1989, AS RESOLUTION NO. 89-07-12.

* * * *

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

90-02 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE DESIGNATING LAND NEAR HIGHWAYS 1604 AND IH10 AS THE LA CANTERA WEST REINVESTMENT ZONE PURSUANT TO THE PROPERTY REDEVELOPMENT AND TAX ABATEMENT ACT.

Mr. Stuart Summers, Director of DEED explained the designation of "re-investment zone" for La Cantera West for the Opryland project, an noted that the new theme park will occupy one-third of the 600-acre development. He explained the City's commitment to automatic renewal of the reinvestment zone provisions in order to guarantee development of Opryland.

Mr. Steve Moore, Director of the Convention and Visitors Bureau, spoke to the advantages of the Opryland project to San Antonio's Convention and Visitors Bureau.

At this point, Mayor Cockrell declared the Public Hearing to be open.

Mr. Doug Leonhard, representing USAA, spoke to the history of the Opryland development.

Mr. Bill Hoelscher, Manager of special projects for Opryland, addressed his own background of some 35 years with Disney interests, and the requirements of a musical show. He noted that parks such as the one planned for San Antonio will mirror the culture of San Antonio and this area, and he explained the story-line that links the five key areas of San

Antonio's musical heritage in the theme park.

Mr. Charles Buckner, Attorney for Opryland, spoke to the request for creation of a 618-acre reinvestment zone and tax phase-in agreement. He addressed the tax phase-in concept and what it means to the economy of San Antonio, including some \$100 million in construction costs; \$382,000 in property taxes; \$6.3 million in sales taxes to the City; and approximately \$1 billion impact upon San Antonio's economy, generated by the visitors to the theme park.

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

The Clerk read the following Ordinance:

AN ORDINANCE 70,916

DESIGNATING A 618.58 ACRE TRACT OF LAND NEAR HIGHWAYS 1604 AND IH-10 AS THE LA CANTERA WEST REINVESTMENT ZONE PURSUANT TO THE PROPERTY REDEVELOPMENT AND TAX ABATEMENT ACT.

* * * *

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

Mrs. Dutmer spoke in favor of tax abatement for Opryland's development in San Antonio, stating her opinion that it will be good for the citizens as well as the tourists, and will be a great economic boost to the city.

In response to a question by Mr. Martinez, Mr. Summers explained the Ordinance which designates 618 acres as a reinvestment zone. He also described the schedule or time-line for various portions of the project, and noted that the tax abatement will begin in 1991.

A discussion then took place on the re-capture provisions of the Ordinance.

Mr. Martinez asked for assurances that the City can hold some entity, other than the City itself, responsible for the re-capture provisions.

A discussion then took place on the periods of tax abatement and re-investment zone time periods.

Mr. Martinez stated that he would support the reinvestment zone

and tax abatement because they will serve to attract major investments to the community. He urged that the City be assured that the re-capture provisions will not be a hollow provision with no substance, and urged the general public to recognize that this is not a 'tax break' but that during the 10-year period, taxes actually will increase and tax abatement on the remaining land will not trigger until that project actually begins. He then spoke about all the benefits to accrue to the City with approval of the project, and read from a letter pledging Opryland's commitment to the cultural ambience of San Antonio, and commended the employment of local citizens. A copy of the letter is made a part of the papers of this meeting.

Mr. Wolff spoke of his support for Opryland and welcomed them to San Antonio. He also spoke of the many local artists who will benefit from this venture, and addressed certain direct benefits to the City, including user fees and electric fees to be paid by Opryland.

Ms. Berriozabal stated that she would vote against this for the same reasons she expressed during discussions on the previous Ordinance.

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

90-02 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE APPROVING A TAX PHASE-IN AGREEMENT AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAME FOR LA CANTERA DEVELOPMENT COMPANY

Mayor Cockrell declared the Public Hearing to be open.

No citizen appeared to speak on this matter.

Mayor Cockrell declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 70,917

APPROVING A TAX PHASE-IN AGREEMENT AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAME FOR LA CANTERA DEVELOPMENT COMPANY (OR ANY OF ITS AFFILIATES) WHICH WILL REDUCE AD VALOREM TAXES ON REAL AND TANGIBLE PERSONAL PROPERTY IMPROVEMENTS PURSUANT TO THE PROPERTY REDEVELOPMENT AND TAX ABATEMENT ACT.

* * * *

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

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

90-02

CITIZENS TO BE HEARD

PARKING PROBLEMS

R. Michael Berner, President of Hemisfair South/Lavaca Neighborhood Association spoke to the Council expressing their concern with the problems of parking in their neighborhood especially during the Spurs' games. They want to maintain the historic significance of their neighborhood and would like the City Council to assist them in disallowing all the excess traffic and parking encroachment surrounding their homes due to increased activity at the Arena. He congratulated the City for enforcing its present Ordinances as many people were cited for allowing improper parking in this area. He spoke of the many persons who are absent landlords who are making money by allowing illegal parking. He urged the City Council to support the neighborhood and prevent the deterioration of the quality of life in this area.

Mary Jane Alvarado, 120 Camargo Street, stated that the parking which some of the neighbors allow go towards worthy causes. The people are upset that they are being cited and that a suit will be forthcoming against the City for issuing all these citations. She urged the Council to allow this parking and that they are willing to pay parking permit fees.

Mr. Richard M. Caldera, 218 Sadie, spoke in favor of preserving the neighborhood. He stated that he has been a resident of this neighborhood for six years. While he is compassionate of the persons wishing to make money from this parking, he doesn't want their quality of life affected.

Mrs. Berriozabal thanked the citizens who spoke on this issue. She described the problem and that there are two sides to the issue. She

also spoke about the reason that the persons are being cited and the enforceability of Ordinances. She is concerned that the neighborhood is divided and urged the two groups to get together.

Mr. Labatt spoke about parking problems in other areas of the City and how they were resolved.

* * * *

PHILIP M. ROSS

Mr. Ross stated that he objected to item #33 on today's agenda.

Mayor Pro Tem Labatt stated that this item had been pulled from today's agenda.

Mr. Ross stated that Council's previous action violated his constitutional rights. He again spoke against the Applewhite Project. He urged the City Council to reconsider this project.

Tom Culbertson, 511 Westwood, stated that he purchased a piece of property from Mr. Ross and expressed concern that he may be included in the proposed action which was listed as agenda item #33. He also stated that there are other alternatives which are more practical than the Applewhite project.

* * * *

KAY TURNER

Kay Turner, a concerned citizen also expressed concern about the Applewhite Project. She described the reasons why she is of the opinion that this is not a viable project. She urged the Council to have studies made of the Edwards Aquifer before the Applewhite Project is pursued.

* * * *

ANN SCHNAPF

Ann Schnapf, Bexar Audubon Society, also spoke against the Applewhite Reservoir. She reiterated that several reasons for there opposition. She urged the Council to consider other alternatives.

Mrs. Dutmer spoke about her reasons for opposing the Applewhite Project and asked the City Council to evaluate what these people are saying.

In response to Mr. Wolff, Mrs. Schnapf stated that she is in favor of limiting some out takes of water from the Edwards Aquifer.

Mrs. Turner also responded affirmatively.

Mr. Wolff stated that the City Council is in support of Applewhite because there is nothing else presently out there, however they are still researching other possibilities.

Mr. Thompson reiterated comments made by Mr. Wolff.

(Mayor Cockrell returned to the meeting and presided.)

* * * *

MANUEL MARTINEZ, JR.

Mr. Manuel Martinez Jr. presented a petition to the City Council signed by residents of Garden Village Subdivision, requesting the City Council to enforce its zoning ordinance pertaining to the use of a single family dwelling for business purposes. He described the business and the impact to the neighborhood caused by this business. A copy of the petition is on file with the papers of this meeting.

Mayor Cockrell asked that the staff review this issue.

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

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A P P R O V E D

Lila Cockrell

M A Y O R

ATTEST: *Armando J. Rodriguez*
C i t y C l e r k

