

CEREMONIAL ITEMS

RESOLUTION OF RESPECT - JUDGE MIKE MACHADO

Mayor Peak spoke to the recent passing of Judge Mike Machado, then read the following Resolution of Respect:

Whereas, on Wednesday, July 29, 1998, death brought to a close the life of Mike Machado, a State District Court Judge and respected citizen of our city; and

Whereas, Judge Machado was a native San Antonian who served his country with distinction in the military during World War II; and

Whereas, in civilian life he worked tirelessly to assure the progress of San Antonio; and

Whereas, he served as Assistant City Attorney, Municipal Court Judge and State District Court Judge for more than forty-two years; and

Whereas, Judge Machado will long be remembered for his dedication to San Antonio, to his friends, and, most importantly, to his family; he truly earned the respect and admiration of all those who were fortunate enough to know him; NOW, THEREFORE:

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

SECTION 1. that with the death of Judge Mike Machado the City of San Antonio has lost a valuable asset to its past, present, and future.

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

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

PASSED AND APPROVED this 12th day of November, 1998.

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Mr. Flores made a motion to approve the proposed Resolution. Mr. Salas seconded the motion.

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

Mr. Michael Machado, son of the late Judge Machado, and other members of the immediate family thanked the Mayor and City Council for the recognition for the late Judge Machado, and spoke to his priorities in life.

Mayor Peak and each member of City Council then recounted their personal memories and recollections of the late Judge Machado, his life, his work, and his impact upon the San Antonio community.

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NEW MUNICIPAL COURT JUDGE

City Clerk Norma S. Rodriguez administered the formal Oath of Office to Mr. Joe D. Gonzales, incoming appointee as a part-time Municipal Court Judge.

Mayor Peak and individual members of City Council congratulated Judge Gonzales.

Judge Gonzales then introduced his wife and other family members present in the audience.

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NATIONAL CHILDREN'S BOOK WEEK

Mayor Peak introduced Ms. June Garcia, Public Library Director, and spoke briefly to the observance of National Children's Book Week. He then read the proclamation designating the week in San Antonio, and presented it to Ms. Garcia and other members of her staff.

Ms. June Garcia introduced other members of the Public Library staff present in the audience and in her delegation, and explained the many events of the National Children's Book Week and the Library's partnership with Solo Serve in a special project for that week.

Mr. Prado then introduced members of the Harlandale Independent School District community, who came forward to read and present to Mayor Peak a special plaque honoring his support for education.

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98-41 The Clerk read the following Ordinance:

AN ORDINANCE 88780

BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS AUTHORIZING THE ISSUANCE OF \$785,515,000.00 "CITY OF SAN ANTONIO, TEXAS ELECTRIC AND GAS SYSTEMS REVENUE REFUNDING BONDS, NEW SERIES 1998A" AND \$99,615,000 "CITY OF SAN ANTONIO, TEXAS ELECTRIC AND GAS SYSTEMS REVENUE REFUNDING BONDS, TAXABLE NEW SERIES 1998B"; PROVIDING THE TERMS, CONDITIONS AND SPECIFICATIONS FOR SUCH BONDS, INCLUDING THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT PERTAINING THERETO; MAKING PROVISIONS FOR THE PAYMENT AND SECURITY THEREOF ON A PARITY WITH CERTAIN CURRENTLY OUTSTANDING OBLIGATIONS; STIPULATING THE TERMS AND CONDITIONS FOR THE ISSUANCE OF ADDITIONAL REVENUE BONDS ON A PARITY THEREWITH; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT, AN ESCROW AND TRUST AGREEMENT, AND A BOND PURCHASE AGREEMENT; COMPLYING WITH THE REQUIREMENTS OF THE DEPOSITORY TRUST COMPANY; ENACTING OTHER PROVISIONS INCIDENT AND RELATED TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT AFFIRMATIVE VOTES.

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

Mr. Octavio Peña, Director of Finance, introduced Ms. Jamie Rochelle, Assistant General Manager, City Public Service, who narrated a video presentation on the proposed Revenue Refunding Bonds, defeasance of certain Revenue Obligations, and a Resolution of Reimbursement. She noted that CPS will become more competitive under utility

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98-41 The Clerk read the following Resolution:

A RESOLUTION
NO. 98-41-44

RELATING TO ESTABLISHING THE CITY'S INTENTION TO REIMBURSE ITSELF FOR THE PRIOR LAWFUL EXPENDITURE OF FUNDS RELATING TO CONSTRUCTING VARIOUS CAPITAL INFRASTRUCTURE IMPROVEMENTS TO THE CITY'S ELECTRIC AND GAS SYSTEMS FROM THE PROCEEDS OF TAX-EXEMPT OR TAXABLE OBLIGATIONS NOT TO EXCEED \$200,000,000.00 TO BE ISSUED BY THE CITY FOR AUTHORIZED PURPOSES; AND AUTHORIZING OTHER MATTERS INCIDENT AND RELATED THERETO.

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

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

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98-41 It was the consensus of City Council members present to consider agenda items 26 and 27 at this time.

The Clerk read the following Resolution:

A RESOLUTION
NO. 98-41-45

EXPRESSING THE CITY OF SAN ANTONIO'S INTENT TO CREATE A TAX INCREMENT FINANCING REINVESTMENT ZONE TO SUPPORT INNER-CITY REVITALIZATION ACTIVITIES FOR THE ROSEDALE PROJECTS; (ii) AUTHORIZING AND DIRECTING DISTRIBUTION OF A WRITTEN NOTICE OF THE CITY COUNCIL'S INTENTION TO CREATE A TAX INCREMENT FINANCING REINVESTMENT ZONE TO EACH TAXING UNIT THAT LEVIES A TAX IN THE PROPOSED ZONE; (iii) AUTHORIZING A REQUEST TO EACH TAXING UNIT TO WAIVE THE 60-DAY PERIOD PRECEDING THE PUBLIC HEARING FOR THE CREATION OF THE REINVESTMENT ZONE; (iv) AUTHORIZING A REQUEST TO MAKE PRESENTATIONS TO THE GOVERNING

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BODIES OF EACH TAXING UNIT THAT LEVIES A TAX IN THE PROPOSED ZONE; (v) AUTHORIZING A REQUEST TO EACH TAXING UNIT FOR THE APPOINTMENT OF A REPRESENTATIVE TO MEET WITH THE CITY TO DISCUSS THE PROJECT; (vi) DELEGATING AUTHORITY TO CALL AND HOLD MEETINGS WITH REPRESENTATIVES OF EACH TAXING UNIT.

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

Mr. Manuel Longoria, Acting Director, Economic Development Department, narrated a video presentation, a copy of which is made a part of the papers of this meeting. He explained the proposed tax increment financing reinvestment zone for the Rosedale Projects as well as the Blanco/Pasadena Area Projects, the subject of the next proposed Resolution, to follow.

The following citizen(s) appeared to speak:

Mr. Michael Idrogo, 317 Rosewood, spoke in support for more tax increment financing reinvestment zones for the inner city, but spoke against any such zone granted for a new Spurs basketball arena. He also addressed his desire to see financial disclosure statements required on more agenda items.

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Mayor Peak spoke to these actions as the initial step for the process involved.

Mr. Garza noted that this is a good reinvestment tool for underdeveloped areas.

Mr. Menéndez also noted that school districts will be benefited by these projects.

Mr. Flores stated that underutilized areas are being redeveloped in this test to see if the process works.

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

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The Clerk read the following Resolution:

A RESOLUTION
NO. 98-41-46

EXPRESSING THE CITY OF SAN ANTONIO'S INTENT TO CREATE A TAX INCREMENT FINANCING REINVESTMENT ZONE TO SUPPORT INNER-CITY REVITALIZATION ACTIVITIES FOR THE BLANCO/PASADENA AREA PROJECTS; (ii) AUTHORIZING AND DIRECTING DISTRIBUTION OF A WRITTEN NOTICE OF THE CITY COUNCIL'S INTENTION TO CREATE A TAX INCREMENT FINANCING REINVESTMENT ZONE TO EACH TAXING UNIT THAT LEVIES A TAX IN THE PROPOSED ZONE; (iii) AUTHORIZING A REQUEST TO EACH TAXING UNIT TO WAIVE THE 60-DAY PERIOD PRECEDING THE PUBLIC HEARING FOR THE CREATION OF THE REINVESTMENT ZONE; (iv) AUTHORIZING A REQUEST TO MAKE PRESENTATIONS TO THE GOVERNING BODIES OF EACH TAXING UNIT THAT LEVIES A TAX IN THE PROPOSED ZONE; (v) AUTHORIZING A REQUEST TO EACH TAXING UNIT FOR THE APPOINTMENT OF A REPRESENTATIVE TO MEET WITH THE CITY TO DISCUSS THE PROJECT; (vi) DELEGATING AUTHORITY TO CALL AND HOLD MEETINGS WITH REPRESENTATIVES OF EACH TAXING UNIT.

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

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

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(PLEASE NOTE: ORDINANCE NUMBERS 88782 AND 88783 ARE VOIDED AND NOT USED.)

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98-41 **ZONING HEARINGS - CITIZEN COMMENTS**

Mr. Faris Hodge, Jr., 140 Dora, spoke to each rezoning case, and spoke against building residences close to rock quarries.

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Mr. Michael Idrogo, 317 Rosewood, spoke in opposition to all rezoning cases, citing the absence of financial disclosure statements.

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98-41 ZONING HEARINGS:

4A. CASE #Z98212 CC- The request of Alamo Park, Inc., Lloyd A. Denton, Jr. (owner: Alamo Park, Inc.) to rezone and reclassify 50.90 acre tract, 13.86 acre tract and 12.47 acre tract out of NCB 14945, Schertz Road from “R-A” Residence Agriculture District; “R-A” CC Residence Agriculture District and “I-2” CC Heavy Industry District to “R-A” CC Residence Agriculture District with special City Council approval for a golf course. Properties are located on the north and south sides of Schertz Road, southeast of the intersection of Schertz Road and Casa Alto. Staff’s recommendation is for approval.

The Zoning Commission has recommended approval.

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

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

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

AN ORDINANCE 88784

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 50.90 ACRE TRACT, 13.86 ACRE TRACT AND 12.47 ACRE TRACT OUT OF NCB 14945, SCHERTZ ROAD FROM “R-A” RESIDENCE AGRICULTURE DISTRICT; “R-A” CC RESIDENCE AGRICULTURE DISTRICT AND “I-2” CC HEAVY INDUSTRY DISTRICT TO “R-A” CC RESIDENCE AGRICULTURE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR A GOLF COURSE.

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4B. CASE #Z98144 CC- The City of San Antonio has under consideration rezoning and reclassifying 3077.34 acres out of CB 4916, 4961, 4915, 4962, 4960, 4963, 4958, 4959, 5018, 5017 and 4914, known as the Alamo Cement Quarry located at the intersection of FM 1604 and the Missouri Pacific Railroad from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District and Temporary "R-1" Single Family Residence District to "QD" ERZD (CC) Quarry Edwards Recharge Zone District with City Council approval for blasting and asphaltic concrete and "QD" CC Quarry District with City Council approval for blasting and asphaltic concrete. Staff's recommendation is for approval.

The Zoning Commission has recommended approval.

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

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

AN ORDINANCE 88785

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 3077.34 ACRES OUT OF CB 4916, 4961, 4915, 4962, 4960, 4963, 4958, 4959, 5018, 5017 AND 4914, KNOWN AS THE ALAMO CEMENT QUARRY LOCATED AT THE INTERSECTION OF FM 1604 AND THE MISSOURI PACIFIC RAILROAD FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT AND TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "QD" ERZD (CC) QUARRY EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR BLASTING AND ASPHALTIC CONCRETE AND "QD" CC QUARRY DISTRICT WITH CITY COUNCIL APPROVAL FOR BLASTING AND ASPHALTIC CONCRETE.

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4C. CASE #Z98145 CC- The City of San Antonio has under consideration the rezoning and reclassifying 495.45 acres out of CB 4917, 4915 and 4958, known as the Redland Stone Products Company from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "QD" ERZD (CC) Quarry Edwards Recharge Zone District with City Council approval for blasting and asphaltic concrete. The property is located at Midwestern Quarry, at the intersection on Judson Road approximately 8000 feet north of FM 1604. Staff's recommendation is for approval.

The Zoning Commission has recommended approval.

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

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

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

AN ORDINANCE 88786

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 495.45 ACRES OUT OF CB 4917, 4915 AND 4958, KNOWN AS THE REDLAND STONE PRODUCTS COMPANY FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "QD" ERZD (CC) QUARRY EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR BLASTING AND ASPHALTIC CONCRETE.

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4D. CASE #Z98148 CC- The City of San Antonio has under consideration rezoning and reclassifying 1190.07 acres and 10.4 acres out of CB 4955, 4956, 4022, 4920, 4921, 4910, 4957 and 4965, plus P-1G, P-5, P-5A and P-1K out of NCB 17728, known as the Steubing Quarry, located near the intersection of Bulverde Road and FM 1604, from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District and Temporary "R-1" Single Family Residence District to "QD" ERZD (CC) Quarry Edwards Recharge Zone District with City Council approval for blasting and asphaltic concrete on 1190.07 acres and 10.4 acres out of CB 4955, 4956, 4022, 4920, 4921, 4910, 4957 and 4965, plus P-1G, P-5, P-5A and P-1K out of NCB 17728, known

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as the Steubing Quarry, located near the intersection of Bulverde Road and FM 1604. Staff's recommendation is for approval.

The Zoning Commission has recommended approval.

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

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

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

AN ORDINANCE 88787

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 1190.07 ACRES AND 10.4 ACRES OUT OF CB 4955, 4956, 4022, 4920, 4921, 4910, 4957 AND 4965, PLUS P-1G, P-5, P-5A AND P-1K OUT OF NCB 17728, KNOWN AS THE STEUBING QUARRY, LOCATED NEAR THE INTERSECTION OF BULVERDE ROAD AND FM 1604, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT AND TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "QD" ERZD (CC) QUARRY EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR BLASTING AND ASPHALTIC CONCRETE ON 1190.07 ACRES AND 10.4 ACRES OUT OF CB 4955, 4956, 4022, 4920, 4921, 4910, 4957 AND 4965, PLUS P-1G, P-5, P-5A AND P-1K OUT OF NCB 17728, KNOWN AS THE STEUBING QUARRY.

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4E. CASE #Z98147 CC- The City of San Antonio has under consideration the rezoning and reclassifying of 241.1 acres out of CB 4937, 4938 and 4949 from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District and "R-A" ERZD Residence-Agriculture Edwards Recharge Zone District to "QD" ERZD (CC) Quarry Edwards Recharge Zone District with special City Council approval for blasting. The property known as the Redland Stone Products: San Pedro Quarry, is

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located on US 281 North approximately 3424 feet north of FM 1604. Staff's recommendation is for approval.

The Zoning Commission has recommended approval.

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

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

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

AN ORDINANCE 88788

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 241.1 ACRES OUT OF CB 4937, 4938 AND 4949 FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT AND "R-A" ERZD RESIDENCE-AGRICULTURE EDWARDS RECHARGE ZONE DISTRICT TO "QD" ERZD (CC) QUARRY EDWARDS RECHARGE ZONE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR BLASTING.

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4F. CASE #Z98172- The request of Ronald A. Ramos (owner), to rezone and reclassify Lots 3 and 4, Block 1, NCB 11713, 7930 Blanco Road from "A" Single Family Residence District to "R-2" Two Family Residence District. The property is located northeast of the intersection of Blanco Road and President Drive, having 115 feet on Blanco Road and 210.40 feet on President Drive. Staff's recommendation is for approval.

The Zoning Commission has recommended approval.

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

Mr. Bannwolf made a motion to continue this rezoning case to the City Council meeting of January 14, 1999. Mr. Webster seconded the motion.

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

Zoning Case Z97172 was continued to the Council meeting of January 14, 1999.

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4G. CASE #Z98174- The request of Time for Christ, Inc. (owner: Shirley Lee), to rezone and reclassify 3.48 acres out of NCB 15671, Redland Road from Temporary “R-1” ERZD Single Family Residence Edwards Recharge Zone District to “B-3NA” ERZD Non-Alcoholic Sales Business Edwards Recharge Zone District. The property is located on the southwest side of Redland Road, north of the intersection of Redland Road and Gold Canyon Road, having 30.15 feet on Redland road and a depth of 1,116.87 feet. Staff’s recommendation is for approval.

The Zoning Commission has recommended approval.

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

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

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

AN ORDINANCE 88789

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 3.48 ACRES OUT OF NCB 15671, REDLAND ROAD FROM TEMPORARY “R-1” ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO “B-3NA” ERZD NON-ALCOHOLIC SALES BUSINESS EDWARDS RECHARGE ZONE DISTRICT.

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4H. CASE #Z98204- The request of Linda Pilar Otri (owner: Ronald & Patricia Travis), to rezone and reclassify the northeast 63 feet of Lot 17, Block 32, NCB 11748, 11305 West Avenue from "B-2" Business District to "B-3NA" Non-Alcoholic Sales Business District. Staff's recommendation is for approval.

The Zoning Commission has recommended approval.

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

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

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

AN ORDINANCE 88790

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 NORTHEAST 63 FEET OF LOT 17, BLOCK 32, NCB 11748, 11305 WEST AVENUE FROM "B-2" BUSINESS DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT.

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4I. CASE #Z98206- The request of Trinity Baptist Church of San Antonio (owner: J.W. Fortner), to rezone and reclassify Lot 32, NCB 6885, 319 E. Mulberry Avenue from "A" Historic Single Family Residence District to "R-1" Historic Single Family Residence District. The property is located northwest of the intersection of E. Mulberry Avenue and Shook Street, having 703.87 feet on E. Mulberry Avenue, 301.26 feet on Shook Street and 279.51 feet on Carleton Avenue. Staff's recommendation is for approval.

The Zoning Commission has recommended approval.

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

Mr. Bannwolf and Mayor Peak thanked Trinity Baptist Church and the Monte Vista Historical Association for working out the issues of this rezoning request, and spoke to details of the rezoning matter.

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

The following citizen(s) appeared to speak:

Ms. Kathleen Viesca, 334 East Summit Avenue, owner of the home immediately behind the subject property, spoke to her concerns for heavy traffic and parking problems in the area. She noted that persons using the Senior Center often walk beside her home to get from the parking area to the Center, and asked for denial of this rezoning request, or at least the provision of no parking on one side of the street.

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Mr. Bannwolf stated that he would be following-up on the no-parking issue on the street concerned.

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

AN ORDINANCE 88791

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 32, NCB 6885, 319 E. MULBERRY AVENUE FROM "A" HISTORIC SINGLE FAMILY RESIDENCE DISTRICT TO "R-1" HISTORIC SINGLE FAMILY RESIDENCE DISTRICT.

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4J. CASE #Z98146CC- The request of the City of San Antonio has under consideration the rezoning and reclassifying of 1445.23 acres out of CB 4782, 4777, 4763, 4778, 4779 and 4776, known as the Redland Quarry, located at the intersection of FM 1604 and N. W. Military Drive from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District and Temporary "R-1" Single Family Residence District and "B-3" ERZD Business Edwards Recharge Zone District and "I-1"

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ERZD Light Industry Edwards Recharge Zone District to "QD" ERZD (CC) Quarry Edwards Recharge Zone District with City Council approval for blasting and asphaltic concrete and "QD" CC Quarry District with City Council approval for blasting and asphaltic concrete. Staff's recommendation is for approval.

The Zoning Commission has recommended approval.

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

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

After discussion, Mr. Marbut made a motion to exclude from the proposed rezoning a 54.4-acre tract (Tract A)(Schoenfeld Property); a 26.7-acre tract (Tract B)(Schoenfeld Property; and a 36-acre property (Rogers Tract); those areas annexed into the City of San Antonio November 1, 1998; and to designate the above-stated tracts to be permanent R-1. Ms. Guerrero seconded the motion.

The following citizen(s) appeared to speak:

Mr. David Earl, attorney for Redland Stone, spoke in agreement with the proposed amendment, noting that quarry operations are important. He addressed the history of the development of the "QD" Quarry District zoning, including the extension of the quarry annexation in order to allow all sides to work out a compromise on quarry area development. He noted that the three tracts in question were inadvertently left out of the annexation and put on a 'fast track' annexation action which was completed November 1, 1998. He stated that more than 15 public hearings were held on the quarry annexation issue, yet some persons now object to the rezoning of the three areas to "QD" designation. He further noted that the quarry operations on the tracts enjoy non-conforming use rights. He stated that he would prefer to have "QD" CC zoning on the entire area, but will accept the amendment as proposed. He further asked for B-3 on those tracts when they are rezoned in the future.

Mr. Emil Moncivais, Director of Planning, expressed his opinion that the entire area should be permanently rezoned, not left in a temporary zoning status.

Mr. Allan Smith, 7550 IH 10 West, representing the Schoenfeld interests, asked that their two tracts be included in the "QD" zoning.

Mr. Bruce Vaio, 717 IH 10 West, stated that the quarry interests need to be protected, as well as the environmental interests and the residential uses in the areas. He expressed his concern that two areas used as quarry operations are being stripped out of the rezoning case, and spoke to the work to diminish quarry blasting work.

Speaking in opposition to the rezoning:

Mr. Ray Hamilton, 2523 Wilderness Hill, spoke in opposition to the "QD" rezoning on the tracts, and stated his opinion that the annexation of these areas should have been subject to public hearings.

Mr. Thomas Peyton, 121 Shavano Drive, Mayor of Shavano Park, spoke to the damages to homes because of quarry rock blasting and addressed his concern for large blasts, dust, and heavy traffic in the area. He stated his belief that the quarry work is moving closer to Shavano Park, and spoke in support for the proposed amendment.

Mr. Michael Cernech, 530 Dawnridge, City Manager of Shavano Park, spoke to the need to protect neighborhoods, and addressed complaints of the effects of rock quarry blasting.

Mr. Frank Burney, attorney, 300 Convent Street, Suite 2500, representing the City of Shavano Park, spoke against the process, not the quarry itself, stating his belief that the City's Zoning Commission did not have all the information when it acted to make a decision in this matter. He spoke in support for the proposed amendment.

Speaking in rebuttal, Mr. Earl spoke of the working relationship between the quarry operations and Shavano Park in the past, and stated his belief that the quarry operations work hard to control blasting.

Ms. Debbie Voino, resident of Shavano Park, stated that her property and its value is being destroyed as a result of the quarry blasting, and spoke to examples of alleged blast damage.

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Mr. Marbut spoke to complaints arising from the blasting operations, and the need for real buffer zones against the effects of the blasting.

Mr. Earl pledged that Redland would not quarry within 500 feet of Loop 1604 or Northwest Military Highway.

Mr. Marbut noted that some 92 per cent of the entire area remains to be quarried.

Mr. Menéndez addressed his concern that some quarry workers feel that they would be laid off their jobs if this rezoning did not prevail.

Mr. Vaio refuted this contention, but noted that his firm needs the entire tract for its quarry operations. He further stated his belief that his firm has worked in good faith for a year on development of the "QD" quarry classification.

In response to a question by Mr. Prado, Mr. Moncivais discussed certain lost field notes, and noted that the field notes on the three tracts in question were reviewed at the time of the original annexation only.

Mayor Peak recited the history of two separate quarry annexations and plans for their rezoning.

Mr. Moncivais spoke to the importance of rezoning these quarry area properties, and the downside of not rezoning the entire area today. He stated that he cannot envision any other use for the three properties concerned except for quarrying operations.

Mr. Steve Arronge, Assistant City Attorney, noted that all tracts in question, except for a very small area in the southeast corner, qualify for non-conforming rights.

Mayor Peak stated that public policy is the important issue here, not special interests, and spoke in support for rezoning the entire tract.

Discussion ensued concerning the possibility of 'spot-zoning'.

Mr. Marbut at this time clarified the intent of his amendment to call for a permanent R-1 zoning on the three small tracts in question. The clarification was approved by the seconder of the amendment.

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

The main motion, as amended, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Marbut, Peak. **NAYS:** None. **ABSENT:** None. **ABSTAIN:** Bannwolf, Webster.

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

AN ORDINANCE 88792

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 1445.23 ACRES OUT OF CB 4782, 4777, 4763, 4778, 4779 AND 4776, KNOWN AS THE REDLAND QUARRY, LOCATED AT THE INTERSECTION OF FM 1604 AND N. W. MILITARY DRIVE FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT AND TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT AND "B-3" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT AND "I-1" ERZD LIGHT INDUSTRY EDWARDS RECHARGE ZONE DISTRICT TO "QD" ERZD (CC) QUARRY EDWARDS RECHARGE ZONE DISTRICT WITH CITY COUNCIL APPROVAL FOR BLASTING AND ASPHALTIC CONCRETE AND "QD" CC QUARRY DISTRICT WITH CITY COUNCIL APPROVAL FOR BLASTING AND ASPHALTIC CONCRETE AND EXCLUDING 117.1 ACRES BEING IDENTIFIED AS THE: "SCHOENFELD PROPERTY (TRACT A) TOTAL 54.4 AC."; "SCHOENFELD PROPERTY (TRACT B) TOTAL 29.7 AC."; AND "ROGERS TRACT TOTAL 36 AC." FROM TEMPORARY "R-1" ERZD, TO PERMANENT "R-1" ERZD.

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3K. #169. The request of Thomas Flores (owner: Jorge Gamboa Et al), for a change in zoning from "R-6" Townhouse Residence District to "P-1(R-6)" Planned Unit Development Townhouse Residence District on 4.659 acre tract of land out of NCB 11608 and NCB 11609 and 0.468 acre tract of land out of NCB 11608, Wurzbach Road. Staff's recommendation is for approval.

The Zoning Commission has recommended approval.

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

Mr. Marbut made a motion to continue this rezoning case to the City Council meeting of December 10, 1998. Mr. Garza seconded the motion.

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

Zoning Case Z98169 was continued to the Council meeting of December 10, 1998.

3L. CASE #Z98188- The request of Chesley Swann (owner: Utilities Consolidated, Inc.), to rezone and reclassify 35.37 acres out of NCB 18049, Grissom Road from Temporary "R-1" Single Family Residence District to "P-1(R-5)" Planned Unit Development Single Family Residence District. The property is located south of the intersection of Grissom Road and Oakfield, having 1,196.31 feet on Grissom Road and a depth of 2,479.04 feet. Staff's recommendation is for approval.

The Zoning Commission has recommended approval.

Mr. Raymond Lozano, Land Development Services, stated that the applicant in this rezoning case wishes to indefinitely postpone consideration of the case by the City Council.

Mr. Menéndez noted that a number of persons in opposition to the rezoning request took time off from their jobs today to come to Council meeting to speak in opposition.

Mayor Peak stated that everyone who wishes to speak to this matter today may do so, regardless of the request for postponement.

The following citizen(s) appeared to speak:

Mr. Chris Bendele, President, Misty Oaks Neighborhood Association, addressed his group's concerns with the planned development, and narrated a series of photographs taken in the area in question, addressing traffic counts and density issues, and their impacts.

Mr. Edgar L. Zepeda, Vice-Chairman, Great Northwest Community Improvement Association, addressed traffic concerns, the density of the proposed development, and encroachment of R-5 zoning into R-1 areas.

Mr. Jody Sherrill, representing the Northwest Neighborhood Alliance, stated his group's belief that the density of the proposed development is too heavy for the area involved, and spoke to its impact upon area schools in an area which is predominantly R-1 in nature.

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Mr. Edward F. Rush, Misty Oaks Neighborhood Association, asked that the case be denied.

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After consideration, Mr. Menéndez made a motion to continue this rezoning case to the City Council meeting of January 14, 1999. Mr. Garza seconded the motion.

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

Zoning Case Z98188 was continued to the Council meeting of January 14, 1999.

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4M. CASE #Z98201 The request of Carlos Balido (owner: Frances Turley), to rezone and reclassify Lots 7, 8, 9 and 10, Block 6, NCB 7448 and Lot 16 and P-100, Block 1, NCB 8242, W. Commerce Street and Hortencia Street from "C" Apartment District to "R-7" Small Lot Home Residence District. The properties are located northeast of West Commerce and Hortencia Street, having 687.06 feet on West Commerce, 574.50 feet on Hortencia Street and a depth of 718 feet. Staff's recommendation is for approval.

The Zoning Commission has recommended approval.

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

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

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

AN ORDINANCE 88793

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 7, 8, 9 AND 10, BLOCK 6, NCB 7448 AND LOT 16 AND P-100, BLOCK 1, NCB 8242, W. COMMERCE STREET AND HORTENCIA

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STREET FROM "C" APARTMENT DISTRICT TO "R-7" SMALL LOT HOME RESIDENCE DISTRICT.

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4N. CASE #Z98214- The request of Andrew C. Guerrero (owner: Fred Anderson-Lackland Plaza, Inc.), to rezone and reclassify Lot 1, save and except the northwest 569.06 feet, Block 2, NCB 18562, in rear of 7100 Block of Bandera Road from "B-3NA" Non-Alcoholic Sales Business District and "I-1" Light Industry District to "R-4" Manufactured Home Residence District. The property is located 915.93 feet northwest of the intersection of Huebner Road and Bandera Road, being 814.68 feet off of Bandera Road, having a width of 270.59 feet and depth of 912.24 feet. Staff's recommendation is for approval.

The Zoning Commission has recommended approval.

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

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

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

AN ORDINANCE 88794

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 1, SAVE AND EXCEPT THE NORTHWEST 569.06 FEET, BLOCK 2, NCB 18562, IN REAR OF 7100 BLOCK OF BANDERA ROAD FROM "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT AND "I-1" LIGHT INDUSTRY DISTRICT TO "R-4" MANUFACTURED HOME RESIDENCE DISTRICT.

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4-O. CASE #Z98200- The City of San Antonio has under consideration the rezoning and reclassifying of the following properties: Lots 1 through 26, Block 7, NCB 6237, 200 Block of Nancy Place, Lots 27 through 52, Block 7, NCB 6237; All Lots under Block 9, NCB 6239: All Lots under Block 9, NCB 6252, 200 Block of Wingate Avenue and 400 - 500 Block of Oriental Street, All of Lots under Block 8, NCB 6251, All of Lots under Block 10, NCB 6253, 200 Block of Wingate Avenue and 600 Block of Oriental Street from "C" Apartment District, "J" Commercial District and "L" First Manufacturing District to "R-5" Single Family Residence District. Staff's recommendation is for approval.

The Zoning Commission has recommended approval.

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

Mr. Vásquez made a motion to approve the recommendation of the Zoning Commission except for the proposed rezoning of all lots in Block 10, NCB 6253, whose consideration for rezoning is to be continued until the City Council meeting of December 10, 1998. Mr. Prado seconded the motion.

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

AN ORDINANCE 88795

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 1 THROUGH 26, BLOCK 7, NCB 6237, 200 BLOCK OF NANCY PLACE, LOTS 27 THROUGH 52, BLOCK 7, NCB 6237; ALL LOTS UNDER BLOCK 9, NCB 6239: ALL LOTS UNDER BLOCK 9, NCB 6252, 200 BLOCK OF WINGATE AVENUE AND 400 - 500 BLOCK OF ORIENTAL STREET, ALL OF LOTS UNDER BLOCK 8, NCB 6251, ALL OF LOTS UNDER BLOCK 10, NCB 6253, 200 BLOCK OF WINGATE AVENUE AND 600 BLOCK OF ORIENTAL STREET FROM "C" APARTMENT DISTRICT, "J" COMMERCIAL DISTRICT AND "L" FIRST MANUFACTURING DISTRICT TO "R-5" SINGLE FAMILY RESIDENCE DISTRICT.

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4P. CASE #Z98216- The request of Robert N. Ray (owner: Whitewood Oaks, Inc.), to rezone and reclassify P-13A and P-13D, NCB 15655, 200 Whitewood Drive from Temporary "R-1" Single Family Residence District to "R-3" Multiple Family Residence District. Properties are located on the east side of Whitewood Drive, 200 feet south of the intersection of S.W. Military Drive and Whitewood Drive, having 779.19 feet on Whitewood Drive and a depth of 390 feet. Staff's recommendation is for approval.

The Zoning Commission has recommended approval.

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

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

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

AN ORDINANCE 88796

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 P-13A AND P-13D, NCB 15655, 200 WHITEWOOD DRIVE FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT.

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4Q. CASE #Z98202- The request of David and Mary Wasicek (owners), to rezone and reclassify Lot 32, Block 11, NCB 10893, 223 Sligo Street from "B" Residence District to "R-4" Manufactured Home Residence District. The property is located on the north side of Sligo Street, 400 feet west of the intersection of Palos Street and Sligo Street, having 50 feet on Sligo Street and a depth of 125 feet. Staff's recommendation is for denial.

The Zoning Commission has recommended approval.

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

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

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

AN ORDINANCE 88797

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 32, BLOCK 11, NCB 10893, 223 SLIGO STREET FROM "B" RESIDENCE DISTRICT TO "R-4" MANUFACTURED HOME RESIDENCE DISTRICT.

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4R. CASE #Z98208- The request of Christensen Farms and Salvage Company (owner: Eric & Wanita Christensen), to rezone and reclassify Lot 38, save and except the west 150 feet and P-45, save and except the west 150 feet, Block 18, NCB 15647, 10606 Roosevelt Avenue from "R-A" Residence Agriculture District to "I-1" Light Industry District. The property is located 465.9 feet southeast of the intersection of Roosevelt Avenue and Estancia Street, being 150 feet east of Roosevelt Avenue, having a width of 337 feet and depth of 927 feet. Staff's recommendation is for denial.

The Zoning Commission has recommended approval.

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

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

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

AN ORDINANCE 88798

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 38, SAVE AND EXCEPT THE WEST 150 FEET AND P-45, SAVE AND EXCEPT THE WEST 150 FEET, BLOCK 18, NCB 15647, 10606 ROOSEVELT AVENUE FROM "R-A" RESIDENCE AGRICULTURE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT.

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4S. CASE #Z98215- The request of Andrew C. Guerrero (owner: John A. Colglazier), to rezone and reclassify Lots 1 through 4, save and except the north 30 feet, and the north 9.7 feet of the west 205.08 feet of alley, NCB 493, 1426 I.H. 35 North Expressway from "B-3" Business District to "I-1" Light Industry District. The properties are located southeast of the intersection of I.H. 35 North and Mesquite Street, having 205 feet on I.H. 35 North and 159.7 feet on Mesquite Street. Staff's recommendation was for denial.

The Zoning Commission has recommended approval.

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

Mr. Salas made a motion to continue this rezoning case to the City Council meeting of December 10, 1998. Mr. Prado seconded the motion.

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

Zoning Case Z98215 was continued to the Council meeting of December 10, 1998.

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4T. CASE #Z98193- The City of San Antonio has under consideration the rezoning and reclassifying of the northeast 38.54 feet of Lot 30 and part of Lot 29, Block 4, NCB 926, 521 Labor Street from "R-2" Two Family Residence District to "B-2" Business District. The property is located on the northeast 38.54 feet of Lot 30 and part of Lot 29, Block 4, NCB 926 at 521 Labor Street. Staff's recommendation was for denial of "B-2" and approval of "B-1".

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The Zoning Commission has recommended approval of "B-1".

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

Mr. Flores made a motion to deny the recommendation of the Zoning Commission and to grant "B-1" zoning on the property in question. Mr. Webster seconded the motion.

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

AN ORDINANCE 88799

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 NORTHEAST 38.54 FEET OF LOT 30 AND PART OF LOT 29, BLOCK 4, NCB 926, 521 LABOR STREET FROM "R-2" TWO FAMILY RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT.

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4U. CASE #Z98197 CC- The request of James F. Nelson (owner), to rezone and reclassify Lot 29, Block 1, NCB 943, 321 Stieren Street from "R-2" Two Family Residence District to "R-2" CC Two Family Residence District with special City Council approval for a bed and breakfast. The property is located northwest of the intersection of Mission Street and Stieren Street, having 91.10 feet on Mission Street and 50.40 feet on Stieren Street. Staff's recommendation was for approval.

The Zoning Commission has recommended approval.

Mr. Flores made a motion to approve the proposed Zoning change. Mr. Webster seconded the motion.

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

AN ORDINANCE 88800

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, BLOCK 1, NCB 943, 321 STIEREN STREET FROM "R-2" TWO FAMILY RESIDENCE DISTRICT TO "R-2" CC TWO FAMILY RESIDENCE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR A BED AND BREAKFAST.

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4V. CASE #Z98198 CC- The request of Alan T. Cash (owner), to rezone and reclassify Lot 28, NCB 943, 319 Stieren Street from "R-2" Two Family Residence District to "R-2" CC Two Family Residence District with special City Council approval for a bed and breakfast. Staff's recommendation was for approval.

The Zoning Commission has recommended approval.

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

Mr. Flores made a motion to approve the proposed Zoning change. Mr. Webster seconded the motion.

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

AN ORDINANCE 88801

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 28, NCB 943, 319 STIEREN STREET FROM "R-2" TWO FAMILY RESIDENCE DISTRICT TO "R-2" CC TWO FAMILY RESIDENCE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR A BED AND BREAKFAST.

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4W. CASE #Z98203- The request of Joe G. Tijerina (owner), to rezone and reclassify Lot 12, Block 8, NCB 9121, 302 West Mandalay Drive from “B” Residence District to “O-1” Office District. The property is located southwest of the intersection of West Mandalay Drive and San Pedro Avenue, having 130 feet on San Pedro Avenue and 72.64 feet on West Mandalay Drive. Staff’s recommendation was for denial.

The Zoning Commission has recommended denial.

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

Mr. Flores made a motion to approve the proposed Zoning change. Mr. Webster seconded the motion.

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

AN ORDINANCE 88802

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, BLOCK 8, NCB 9121, 302 WEST MANDALAY DRIVE FROM “B” RESIDENCE DISTRICT TO “O-1” OFFICE DISTRICT.

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4X. CASE #98211- The request of Solomon Abdo/Dave Triplett (owner: Solomon Abdo), to rezone and reclassify Lots 13, 14, 33 and 34, Block 2, NCB 2086, 1312-1314 Culebra Avenue from “F” Local Retail District to “B-3” Business District. The properties are located between Culebra Road and McLeod Street, 199.98 feet northwest of the intersection of Culebra Road and Hamilton Avenue, having 66.66 feet on Culebra Road and a depth of 150 feet. Staff’s recommendation was for denial and approval of “B-3NA” and “B-2” on the south 50 feet.

The Zoning Commission has recommended denial and approval of “B-3NA” and “B-2NA”.

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

Mr. Flores made a motion to deny the recommendation of the Zoning Commission, and to grant "B-3" zoning on the property in question, with the exception of the south 50 feet of the property, which is to be rezoned to "B-2". Mr. Webster seconded the motion.

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

AN ORDINANCE 88803

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 13, 14, AND THE NORTH 25 FEET OF LOTS 33, AND 34, BLOCK 2, NCB 2086, FROM "F" LOCAL RETAIL DISTRICT TO "B-3" BUSINESS DISTRICT AND THE SOUTH 50 OF LOTS 33 AND 34, BLOCK 2, NCB 2086, 1312-1314 CULEBRA ROAD FROM "F" LOCAL RETAIL DISTRICT TO "B-2" BUSINESS DISTRICT.

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4Y. CASE #Z98217- The request of Koontz/McCombs, LLC (owner: Rene R. Barrientos), to rezone and reclassify Lots 16, 17, 33 and 35, Block 6, NCB 3090, U.S. Hwy 281 North Expressway/E. Mulberry Avenue from "O-1" Historic Office District to "B-2" Historic Business District. The properties are located on the west side of U.S. 281 North, between Huisache Avenue and Mulberry Avenue, having 338 feet on U.S. Highway 281 North, 84.95 feet on Huisache Avenue and 102.20 feet on Mulberry Avenue. Staff's recommendation was for denial.

The Zoning Commission has recommended approval.

Mr. Flores made a motion to approve the recommendation of the Zoning Commission, with the exception of the recommendation for a non-access easement, which is not granted. Mr. Prado seconded the motion.

The following citizen(s) appeared to speak:

Ms. Esther Contreras, 551 East Huisache Avenue, stated that she had several concerns with plans for the property in question, but now supports it following meetings with the proponents. She stated that she planned to seek rezoning for her own property in the future.

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Mr. Gene Dawson, Jr., Pape-Dawson Engineers, stated that the bank desires to have the rezoning granted without the non-access easement onto East Huisache Avenue.

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

AN ORDINANCE 88804

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 16, 17, 33 AND 35, BLOCK 6, NCB 3090, U.S. HWY 281 NORTH EXPRESSWAY/E. MULBERRY AVENUE FROM "O-1" HISTORIC OFFICE DISTRICT TO "B-2" HISTORIC BUSINESS DISTRICT.

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4Z. CASE #Z98218- The request of Maria T. Brito (owner: Anthony Nasher), to rezone and reclassify Lots 8 and 9, Block 2, NCB 2074, 935-937 Culebra Road from "B" Residence District to "B-1" Business District. The property is located on the north side of Culebra Road, 205.12 feet east of the intersection of Culebra Road and Calaveras, having 102.56 feet on Culebra Road and a depth of 157.66 feet. Staff's recommendation was for denial as requested and approval of "O-1" on Lot 8 and denial on Lot 9.

The Zoning Commission has recommended denial.

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

Mr. Flores made a motion to continue this rezoning request to the City Council meeting of December 10, 1998. Mr. Prado seconded the motion.

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

Zoning Case Z98218 was continued to the Council meeting of December 10, 1998.

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4AA. CASE #Z98217-The City of San Antonio has under consideration designating Lot 5 and the west half of Lot 6, NCB 1752, 411 E. Park Avenue, the property owned by Manuel Mendoza, to a Historic Significant Landmark. The properties are located on the north side of Park Avenue, northwest of the intersection of Gillespie Street and Park Avenue, having 75 feet on Park Avenue and a depth of 130 feet. Staff's recommendation was for approval.

The Zoning Commission has recommended approval.

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

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

AN ORDINANCE 88805

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 DESIGNATING LOT 5 AND THE WEST HALF OF LOT 6, NCB 1752, 411 E. PARK AVENUE, THE PROPERTY OWNED BY MANUEL MENDOZA, TO A HISTORIC SIGNIFICANT LANDMARK.

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98-41 CONSENT AGENDA CITIZEN COMMENTS

Mr. Faris Hodge, Jr., 140 Dora, spoke to each item on the Consent Agenda.

— — —
98-41 CONSENT AGENDA

Mr. Bannwolf made a motion to approve Agenda Items 8 through 21, constituting the Consent Agenda, with item 13 having been pulled for individual consideration. Ms. Guerrero seconded the motion.

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

AN ORDINANCE 88806

ACCEPTING THE LOW, QUALIFIED BID FROM SAI COMPUTERS TO PROVIDE THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH SIX (6) LARGE FORMAT PRINTERS TO BE USED TO PREPARE CRIME TREND MAPS TO DEVELOP STRATEGIES FOR CRIME INTERVENTION IN THEIR RESPECTIVE SERVICE AREAS FOR AN AMOUNT OF \$30,600.00.

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AN ORDINANCE 88807

RATIFYING SERVICES AND APPROVING FIELD ALTERATIONS NO. 6 AND 7 IN THE DECREASED AMOUNT OF \$20,337.82 WITH M&M CONTRACTING OF TEXAS, INC. FOR MODIFICATIONS OF WORK PERFORMED IN CONNECTION WITH THE IMPROVEMENTS AT THE PEARSALL ROAD LANDFILL PROJECT, LOCATED IN COUNCIL DISTRICT 4. (AMENDS ORDINANCE NO. 87121 DATED DEC. 18, 1997.)

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AN ORDINANCE 88808

RATIFYING SERVICES AND APPROVING FIELD ALTERATION NO. 2 IN THE DECREASED AMOUNT OF \$55,180.25 IN CONNECTION WITH THE JANDA SUSAN/RIDGECREST, KENTWOOD MANOR (SPRINGHILL AT PIPESTONE), SHADY OAKS-ENCINO GRANDE IMPROVEMENTS PROJECT, LOCATED IN COUNCIL DISTRICT 9. (AMENDS ORDINANCE NO. 87889 DATED JUNE 4, 1998.)

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AN ORDINANCE 88809

AMENDING THE PROFESSIONAL SERVICES CONTRACT WITH ALAMO CONSULTING ENGINEERING AND SURVEYING, INC. BY PROVIDING ADDITIONAL FUNDS IN THE AMOUNT OF \$14,000.00 IN CONNECTION WITH THE FULTON - BLANCO TO N. FLORES COMMUNITY DEVELOPMENT BLOCK

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GRANT (CDBG) PROJECT; AUTHORIZING \$1,440.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; SELECTING ALAMO CONSULTING ENGINEERING AND SURVEYING, INC. FOR DESIGN SERVICES RELATED TO THE ELSMERE/GRAMERCY #57 PROJECT AND AUTHORIZING THE NEGOTIATION OF A PROFESSIONAL SERVICES CONTRACT IN AN AMOUNT NOT TO EXCEED \$6,190.00 FOR MISCELLANEOUS CONTINGENCY EXPENSES; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 79077 DTD. NOV. 10, 1993.)

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AN ORDINANCE 88810

ACCEPTING THE LOW, QUALIFIED BASE BID, AND ADDITIVE ALTERNATES ONE, FOUR, FIVE AND SIX OF WINTERS CONSTRUCTION, INC. IN THE TOTAL AMOUNT OF \$711,667.00 FOR IMPROVEMENTS TO O.P. SCHNABEL PARK; AUTHORIZING A CONSTRUCTION CONTRACT; REVISING THE PROJECTS BUDGET AND AUTHORIZING THE TRANSFER OF 1994 PARK GENERAL OBLIGATION BOND ISSUE FUNDS INTO THIS PROJECTS BUDGET; AUTHORIZING \$41,670.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$573.00 FOR PROJECT RELATED BID ADVERTISING AND PRINTING FEES; AUTHORIZING \$5,100.00 FOR STORM WATER FEES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 88811

APPROPRIATING THE SUM OF \$46,761.94 PAYABLE TO JOHN MCCLISH, TRUSTEE FOR EDWARD KOPLOW, CAROL KOPLOW, PIERCE MCGRATH AND BEATRICE MCGRATH IN CONDEMNATION CAUSE NO. 97-ED-0020, CITY OF SAN ANTONIO VS. EDWARD K. KOPLOW AND PIERCE MCGRATH, ET. AL., FOR FEE SIMPLE TITLE TO ONE PARCEL (\$42,895.00), COURT COSTS (\$683.05) AND INTEREST (\$3,183.89) IN CONNECTION WITH THE NACOGDOCHES ROAD - BROADWAY TO NEW BRAUNFELS METROPOLITAN PLANNING ORGANIZATION PROJECT.

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AN ORDINANCE 88812

AUTHORIZING THE EXECUTION OF A 10-YEAR LICENSE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND PASS & SEYMOUR LEGRAND, INC. TO USE PUBLIC RIGHT OF WAY WITHIN APACHE CREEK FOR THE CONSTRUCTION OF A FIRE LANE BEHIND ITS NEW PLANT AT 4343 WEST COMMERCE STREET, FOR A TOTAL CONSIDERATION OF \$5,000.00.

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AN ORDINANCE 88813

AUTHORIZING THE ACCEPTANCE AND EXECUTION OF A CASH GRANT AWARD IN THE AMOUNT OF \$10,550.00 FROM THE TEXAS DEPARTMENT OF HEALTH TO AUGMENT FUNDING OF THE AIDS SURVEILLANCE PROJECT OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT AND REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 1998/99 ESTABLISHED IN ORDINANCE NO. 87527, PASSED AND APPROVED MARCH 19, 1998.

* * * *

AN ORDINANCE 88814

AUTHORIZING THE ACCEPTANCE OF A CASH GRANT AWARD IN THE AMOUNT OF \$274,269.00 FROM THE TEXAS COMMISSION ON ALCOHOL AND DRUG ABUSE TO CONTINUE FUNDING THE MATERNAL RESIDENTIAL TREATMENT PROJECT IN THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR THE PERIOD SEPTEMBER 30, 1998 THROUGH SEPTEMBER 29, 1999; ESTABLISHING A FUND; ADOPTING A BUDGET; AUTHORIZING PERSONNEL POSITIONS AND AUTHORIZING SUB-CONTRACTS UNDER THIS AWARD.

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AN ORDINANCE 88815

AUTHORIZING THE EXECUTION OF AN AGREEMENT IN THE AMOUNT OF \$52,472.40 WITH COMMUNITY CLINIC, INC. TO SUPPORT THE ONGOING PROGRAM ENTITLED "PROJECT SAVE" OF SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR THE PERIOD SEPTEMBER 1, 1998 THROUGH AUGUST

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31, 1999; RATIFYING THE ACCEPTANCE OF \$41,736.01 THAT WAS OBTAINED FOR PROJECT COSTS OVER THE PERIOD SEPTEMBER 1, 1997 THROUGH AUGUST 31, 1998; ESTABLISHING A PROJECT FUNDS AND BUDGET FOR THE PERIOD SEPTEMBER 1, 1998 THROUGH AUGUST 31, 1999; AND APPROVING A PERSONNEL COMPLEMENT.

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AN ORDINANCE 88816

AUTHORIZING THE USE OF TWO (2) FACSIMILE SIGNATURES ON CHECKS WRITTEN FOR AMOUNTS LESS THAN \$3,000.00 ON THE CITY'S CONTROLLED DISBURSEMENT DEPOSITORY ACCOUNT; REVISING THE TITLE OF AN AUTHORIZED SIGNATORY; AND AMENDING ORDINANCE NOS. 88015 AND 87337 IN ACCORDANCE THEREWITH.

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AN ORDINANCE 88817

AUTHORIZING THE IMPLEMENTATION OF THE CULTURAL TOURISM PARTNERSHIP PROGRAM ROUND 2 INCLUDING: CONTRACTS WITH FOUR LOCAL ARTS ORGANIZATIONS (SAN ANTONIO MUSEUM OF ART FOR \$20,000.00 - GEMINI INK FOR \$12,000.00 - WITTE MUSEUM FOR \$20,000.00 - ARTS SAN ANTONIO FOR \$19,000.00); \$52,000 FOR A CULTURAL TOURISM ADVERTISING CAMPAIGN FOR 1999-2000; \$7,400.00 TO PURCHASE A ONE-PAGE AD FOR CULTURAL ORGANIZATIONS IN THE PREMIERE ISSUE OF THE VISITORS GUIDE TO SAN ANTONIO; AND \$3,755.27 FOR THREE (3) WORKSHOPS ON CULTURAL TOURISM PRODUCT DEVELOPMENT AND PACKAGING FOR ARTS AND CULTURAL AGENCIES.

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AN ORDINANCE 88818

AUTHORIZING THE TEMPORARY CLOSURE OF ALAMO STREET BETWEEN HOUSTON AND CROCKETT FROM 5:00 P.M. UNTIL 8:00 P.M. ON FRIDAY, NOVEMBER 27, 1998, IN CONNECTION WITH THE ANNUAL CHRISTMAS TREE LIGHTING CEREMONY IN ALAMO PLAZA BY THE CITY OF SAN ANTONIO AND HEB.

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98-41 The Clerk read the following Ordinance:

AN ORDINANCE 88819

AUTHORIZING PAYMENT IN THE AMOUNT OF \$9,966.21 TO STRASBURGER & PRICE, L.L.P. FOR LEGAL SERVICES IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT #80 (\$1,358.23); THE WURZBACH PARKWAY PROJECT (\$4,640.83); THE BLANCO ROAD AT JACKSON-KELLER PROJECT (\$1,804.15); THE BASSE ROAD AT SAN PEDRO INTERSECTION PROJECT (\$1,090.50); THE CALLAGHAN ROAD - OLD U.S. HWY 90 TO COMMERCE PROJECT (\$285.00) AND THE HILDEBRAND AVENUE - I.H. 10 TO BREEDEN PROJECT (\$787.50); APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

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

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

— — —

98-41 ITEMS FOR INDIVIDUAL CONSIDERATION - CITIZEN COMMENTS

There were no citizens present and signed to speak on Items for Individual Consideration.

— — —

98-41 It was the consensus of City Council members present to temporarily bypass consideration of Agenda Item 22 at this time.

— — —

98-41

The Clerk read the following Ordinance:

AN ORDINANCE 88820

ADOPTING GUIDELINES THAT GOVERN THE USE OF DISTRICT BUDGET FUNDS, CONSTITUENT OFFICE FUNDS AND THE REIMBURSEMENT OF MAYOR & COUNCIL EXPENSES.(AMENDS ORD. NO. 82674 OF AUG. 17, 1995 AND ORD. NO. 88485 OF SEPT. 17, 1998.)

* * * *

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

Ms. Terry Brechtel, Director of Budget and Employee Services, narrated a video presentation on this matter, a copy of which presentation is made a part of the papers of this meeting. She explained the three separate budgets impacting Mayor and City Council, and their district expenditures.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke in support for the proposed Ordinance but questioned some expenditures involved. He spoke to the need to publicize City Council expenditures.

Mr. Bannwolf thanked City staff for responding to a City Council six-signature memorandum on this subject.

Discussion then ensued concerning requirements for City Council reimbursement of expenditures.

Mr. Bannwolf then offered an amendment to, on Page 3, Section 6, "Documentation Required to Qualify for Expense Reimbursement", replace the word 'recommended' with the word 'required', relative to copies of receipts, paid bills or similar records of expenses of \$75 or more. Mr. Vásquez seconded the motion.

Mr. Marbut noted that he, like Mr. Bannwolf, maintains a small log of auto-related expenses in his car, and spoke in support for the proposed amendment.

Mr. Menéndez also spoke in support for the proposed amendment.

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

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

— — — — —
98-41 It was the consensus of City Council members present to at this time undertake consideration of Agenda Item 22.

The Clerk read the following Ordinance:

AN ORDINANCE 88821

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH INFRASTRUCTURE MANAGEMENT GROUP, INC. TO REVIEW AND VALIDATE AVIATION BENCHMARK DATA FOR AN AMOUNT NOT TO EXCEED \$24,890.00.

* * * *

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

Ms. Terry Brechtel, Director of Budget and Personnel Services, narrated a video presentation explaining the need for review and validation of aviation benchmark data, the four firms interviewed for the job, and the staff committee's recommendation of Infrastructure Management Group, Inc.

Mr. Bannwolf spoke in support, noting that International Airport is a unique economic generator that can produce more jobs for the city. He expressed his hope that the study will be of benefit.

In response to a question by Mr. Garza, Mr. Steve A. Stekler, President, IMG Inc., addressed his firm's experience doing benchmarking measures and managed-competition. He also noted that the incumbent staff wins in managed-competition matters some 60 per cent of the time, in his judgement.

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Mr. Garza asked that all the assembled data come to City Council at the same time in this matter.

Mr. Flores also spoke in support.

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

— — —
98-41 The Clerk read the following Ordinance:

AN ORDINANCE 88822

AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE COUNCIL DISTRICT 1 BUDGET (CONTINGENCY FUND) TO ASSIST THE FRANK GARRETT CENTER WITH THEIR ANNUAL CHRISTMAS PARTY, SCHEDULED FOR DECEMBER 21, 1998 BEING HELD FOR UNDER PRIVILEGED CHILDREN; AS REQUESTED BY COUNCILMAN ROGER FLORES, II.

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

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

— — —
98-41 The Clerk read the following Ordinance:

AN ORDINANCE 88823

APPROVING THE TEMPORARY ERECTION OF GATES AT BOTH ENDS OF BROWN ALLEY AND BROWN STREET (BOTH 14 FEET IN WIDTH), LOCATED BETWEEN MESQUITE AND HACKBERRY STREETS, TO BE CONSTRUCTED AT THE EXPENSE OF THE PROPERTY OWNERS ADJACENT TO BOTH THE ALLEY AND STREET; AS REQUESTED BY COUNCILMAN MARIO M. SALAS.

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

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

— — —
98-41 City Council recessed its regular session at 5:20 P.M. to convene in Executive Session for the purpose of:

- A) Attorney/Client consultation regarding terms of proposed leases at the International Center and the River Walk.
- B) A briefing from staff and RCC Consultants, Inc. regarding the status of evaluation of the proposals received from prospective vendors to acquire an 800 MHz Trunked Radio System.
- C) Attorney/Client consultation regarding possible litigation regarding the obstruction of Salado Creek by private property owners.
- D) Attorney/Client consultation regarding litigation case styled Dora Trevino v. City of San Antonio.

The Executive Session was adjourned and the Council's regular session reconvened at 7:15 P.M., at which time Mayor Peak announced that City Council had been briefed on the above-styled matters and had given staff direction, but had taken no official action.

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98-41 **FIRST READING - ANNEXATION OF IH-10 WEST AREA**

The City Clerk read the following proposed Ordinance:

AN ORDINANCE 88824

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 4,904 ACRES OF LAND KNOWN AS THE IH 10 WEST AREA AND APPROVING A SERVICE PLAN FOR SUCH AREA.

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Mr. Emil Moncivais, Director of Planning, narrated a video presentation on the proposed annexation matters, explaining the five Public Hearings held on the proposed annexation.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, addressed his concern for the possible dilution of City services due to this annexation, and stated his opinion that there are not sufficient fire or police services already.

Mr. Nazarite Ruben Flores Perez, 627 Hearne, asked that the proposed annexation be delayed for a year, stating that he wants equality.

Mr. Harry M. Durkin, 25323 Lynda Sue, Leon Springs, stated that San Antonio would receive only some \$25,000 per year in new taxes from Leon Springs Villa, and expressed his opinion that it will cost more to fund fire and police services to that area, in addition to street repair work. He asked that the proposed annexation of Leon Springs Villa be stopped.

Mr. Gale Garrett, Leon Springs Villa, asked that his area be removed from the proposed annexation, and addressed reasons for that request. He spoke to his concern for fire and police coverage, sewer service and street repair.

Mr. Frank Burney, attorney representing The Dominion, addressed his concern with the City of San Antonio's responses to requests regarding City services, voiced by citizens of the proposed annexed areas. He also spoke to the need for a crossover across IH 10 West in the area, and stated his willingness to sit down and talk with City Council and City staff to negotiate the issue. He asked that the Second and Final Reading of the proposed annexation ordinance, scheduled for December 10, 1998, be held at 7:00 P.M. on that date.

Mr. Brent Daugherty, representing the Crownridge Homeowners Association, spoke to his group's concerns with paying City taxes for too little municipal emergency service coverage, as outlined in the Service Plan. He spoke to the need for at least two permanently-assigned police officers in his area, and better Fire Department response-times. He asked to meet with appropriate officials to discuss the matter.

Mr. Dean Bibles, also representing the Crownridge Homeowners Association, stated that the Service Plan makes no commitment, and he spoke to the need for more specifics.

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

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

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98-41 At this point, Mayor Peak was obliged to leave the meeting. Mayor Pro Tem Marbut presided.)

— — —
98-41 **CITIZENS TO BE HEARD**

MR. FARIS HODGE, JR.

Mr. Faris Hodge, Jr., 140 Dora, spoke against light-rail service to Austin; in favor of the closing of topless clubs; and addressed recent flooding problems, including the need to dig out the new underground storm-drainage tunnel. He spoke against higher cable TV rates; the need for a new surface reservoir; a lighting system for the outdoor kiosk on which City Council agendas are posted at City Hall; and the need for the City to construct a 20-story new City office building/parking garage.

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MR. JESSE DAVIS

Mr. Jesse Davis, 2011 West Martin Street, owner of Davis Pallet Company, noted that the City had demolished his building and his inability to address the City concerns since he had recently been hospitalized; and stated that he had planned to renovate the building that was destroyed. He spoke to his concern with the City's Code Compliance regulations, and the fact that his building was demolished by the City after only a single neighbor had complained. He noted that other buildings in the immediate area are in worse shape.

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MR. NAZARITE RUBEN FLORES PEREZ

Mr. Nazarite Ruben Flores Perez, 627 Hearne, spoke to no-trespassing laws.

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98-41 There being no further business to come before the Council, the meeting was adjourned at 7:55 P.M.

A P P R O V E D


HOWARD W. PEAK
M A Y O R

Attest:


NORMA S. RODRIGUEZ, CMC/AAE
City Clerk

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