

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, FEBRUARY 13, 1997.

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97-06 The City Council convened in an informal "B" Session at 10:00 a.m., Municipal Plaza Building, "B" Room, to consider the following items(s):

Presentation of the Leon Creek Watershed Master Plan - City Council accepted the recommendation of City staff and moved to hold a public hearing on February 27, 1997 to formally adopt the proposed plan (boundaries and maps to be forwarded to FEMA after passage for their approval.

The "B" Session adjourned at 10:58 A.M.

The Council members present were: Flores, Lott, Avila, Herrera, Ross, Marbut, Peak, Webster and Thornton. ABSENT: Billa Burke. (Mr. Solis had tendered his formal resignation from City Council effective at the close of business on Wednesday, February 12, 1997).

97-06 The regular meeting was called to order at 1:00 p.m. by the Presiding Officer, Mayor William E. Thornton, with the following members present: Flores, Lott, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster and Thornton. **Absent:** None. (Mr. Solis had tendered his formal resignation from City Council effective at the close of business on Wednesday, February 12, 1997.)

97-06 Invocation - Chaplain Omar Shakir, Texas Department of Criminal Justice.

97-06 Pledge of Allegiance to the flag of the United States.

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CEREMONIAL ITEMS

MONGOLIAN TELEVISION CREW

Mayor Thornton introduced members of a Mongolian television crew, present in the audience, and noted that they are in San Antonio to make a documentary video production.

COLISEUM PARK DEVELOPMENT HUD AWARD

Mayor Thornton introduced Mr. Bo Garcia, Special Projects Officer, and Ms. Irene Mendiola, Chief of the Production Branch, Department of Housing and Urban Development, San Antonio office, and noted that they are present to present the City, San Antonio Housing Trust, and San Antonio Development Agency with a plaque in recognition of the Coliseum Oaks development. He then spoke to the significance of that project, which is being honored by award and recognition by the National Partners in Homeownership as a "Build Innovation for Homeownership" project.

Ms. Frances Gonzales, Director, Special Projects Office, of the City Manager, noted that this is the first public/private partnership in this type of development, and also the first Parade of Homes south of Hildebrand Avenue.

Mr. Garcia then presented the plaque to the Mayor and Ms. Gonzalez, on behalf of the National Partners in Homeownership.

Ms. Mendiola then presented a second plaque to Ms. Wray Hood, representing the Coliseum Park Neighborhood Association.

Representatives of the Housing Trust joined Mr. Doug Aloise, San Antonio Development Agency, in thanking HUD and the Partnership for the award, as well as the Mayor and City Council, and City staff, for the Coliseum Park project.

AT YOUR SERVICE' AWARD - MR. ALEX ALEJANDRO & MR. SALVADOR MONTEZ, SAN ANTONIO CONVENTION CENTER

Mr. Alexander E. Briseno, City Manager, introduced Mr. Alex Alejandro, painter, and Mr. Salvador Montez, carpenter, both with the San Antonio Convention Center, and stated that they are this month's "At Your Service" recipients, both being recognized because they invented a machine that puts paper glue on wallpaper.

A brief videotape outlined their job responsibilities and details of their invention.

Mayor Thornton congratulated the two men and presented each with a Certificate of Recognition.

City Manager Briseno also congratulated each man, and presented each with a check for \$200.00

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THE EMPIRE THEATER

Mayor Thornton spoke to the background history of the renovations of both the Majestic and Empire Theaters, and thanked the Las Casas Foundation and Ms. Josie Strauss for that work.

Ms. Strauss spoke to details of the gift of \$1 million from Charline and Red McCombs, which will fund the final renovation work on the Empire Theater.

Ms. Charline McCombs spoke to the need for the completion of that renovation.

Mayor Thornton stated that the City Council will be considering a proposed ordinance to add the name of Charline McCombs to the name of the theater.

Ms. Billa Burke and Mr. Flores both thanked the McCombs for the gift, and spoke to the contributions of both Ms. Strauss and the McCombs to the renovation project, and the proposed name-change on the Empire Theater.

Mr. Flores then read the full text of the proposed Ordinance:

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AN ORDINANCE 85573

AUTHORIZING THE ADDITION OF THE NAME OF CHARLINE MCCOMBS TO THE EMPIRE THEATER; AND AUTHORIZING THE CITY MANAGER TO NEGOTIATE AN AGREEMENT WITH LAS CASAS FOUNDATION FOR THE USE OF \$1 MILLION CONTRIBUTION BY CHARLINE AND RED MCCOMBS FOR COMPLETION OF THE EMPIRE THEATER RENOVATION PROJECT, AS REQUESTED BY COUNCILMEMBERS ROGER FLORES, II AND LYNDA BILLA BURKE.

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

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None

Mayor Thornton noted that this is but one of many generous gifts to San Antonio by the McCombs family.

CHINESE CULTURAL UNIVERSITY STUDENTS

Mayor Thornton welcomed to City Hall and today's City Council meeting a group of graduate students from the Chinese Cultural University, currently in San Antonio for studies at the University of the Incarnate Word.

A representative of the delegation spoke briefly to the reasons for the group's visit to San Antonio.

Individual members of the delegation then came forward to introduce themselves.

DEFENSE LANGUAGE INSTITUTE STUDENTS

Mayor Thornton welcomed to City Hall a group of students from the Defense Language Institute, Lackland Air Force Base, here in Council chambers today to observe the City Council meeting.

Individual members of the student class then came forward to introduced themselves and to identify their nations of origin.

97-06 Mayor Thornton announced that former City Councilman Juan F. Solis III would be present in Council chambers at about 2:00 P.M., at which time the Council would consider formal acceptance of his resignation from City Council.

TEJANO BREAKFAST AT MARKET SQUARE

At the request of Councilman Flores, Mr. Raul Ramirez, Market Square Association, tendered official invitations to City Council members to attend the annual Tejano Breakfast in Market Square February 22, 1997 at 7:00 A.M.

Other representatives of the event spoke to its details.

A young performer then sang a song in honor of the occasion.

97-06 CONSENT AGENDA

Mr. Flores made a motion to approve Agenda Items 6 through 18, constituting the Consent Agenda, with items 6, 8, and 14 having been removed for individual consideration. Mr. Avila seconded the motion.

After consideration, the motion carrying with it the passage of the following Ordinances, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None

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AN ORDINANCE 85574

ACCEPTING THE LOW, QUALIFIED BID OF THE WENGER CORPORATION TO PROVIDE THE CITY OF SAN ANTONIO CONVENTION FACILITIES DEPARTMENT WITH STAGE/ORCHESTRA RISERS AND ACCESSORIES FOR A TOTAL OF \$38,476.00.

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AN ORDINANCE 85575

ACCEPTING THE LOW, QUALIFIED BASE BID OF CENTRAL ELECTRIC ENTERPRISES & CO. IN THE TOTAL AMOUNT OF \$13,045.00 FOR LIGHTING IMPROVEMENTS TO VAN DE WALLE PARK; AUTHORIZING A CONSTRUCTION CONTRACT; ESTABLISHING THE VAN DE WALLE PARK IMPROVEMENT PROJECT BUDGET; AUTHORIZING THE ALLOCATION OF 1994 PARKS GENERAL OBLIGATION BOND FUNDS INTO THIS PROJECT BUDGET; AUTHORIZING \$3,261.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$2,000.00 FOR LIGHTING CONSULTANT FEES; AUTHORIZING \$1,694.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 85576

ACCEPTING THE LOW, QUALIFIED BASE BID OF QUINNEY ELECTRIC, INC. IN THE TOTAL AMOUNT OF \$40,990.00 FOR LIGHTING IMPROVEMENTS TO PYTEL PARK; AUTHORIZING A CONSTRUCTION CONTRACT; AMENDING THE SOUTH NEW BRAUNFELS (PYTEL) PARK BUDGET; AUTHORIZING \$8,198.00 FOR CONSTRUCTION CONTINGENCY EXPENSES AND \$1,500.00 FOR PROJECT RELATED BID ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 85577

APPROVING FIELD ALTERATION - FINAL IN THE AMOUNT OF \$28,876.43 PAYABLE TO R.L. JONES COMPANY, INC. IN CONNECTION WITH THE FORTUNA: PARKSIDE - ACME, PHASE II COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 84184 DATED MAY 30, 1996)

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AN ORDINANCE 85578

RATIFYING SERVICES AND APPROPRIATING ADDITIONAL FUNDS IN THE AMOUNT OF \$2,700.00 PAYABLE TO LOUIS CRUZ ARCHITECTS, INC. IN CONNECTION WITH THE ALAMEDA/CASA DE MEXICO INTERNATIONAL BUILDING PROJECT; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 82946 DATED OCT. 05, 1995)

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AN ORDINANCE 85579

ACCEPTING THE LOW, QUALIFIED BID OF R.W. ENVIRONMENTAL SERVICES, INC. IN THE AMOUNT OF \$8,750.00 IN CONNECTION WITH THE FIRE STATION 13 ENVIRONMENTAL LEAD-BASED, PAINT, AND ASBESTOS ABATEMENT PROJECT; AUTHORIZING A CONSTRUCTION CONTRACT; AUTHORIZING \$2,187.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 85580

APPROPRIATING THE SUM OF \$6,530.00 PAYABLE TO ARICE C. MOORE, ET. AL. FOR FEE SIMPLE TITLE AND THE SUM OF \$3,026.80 PAYABLE TO GERRY RICKHOFF, COUNTY CLERK FOR COURT COSTS INCURRED IN THE ACQUISITION OF THIS PARCEL IN THE HI-LIONS DRAINAGE PROJECT #80, FOR A TOTAL SUM OF \$9,556.80.

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AN ORDINANCE 85581

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE TO ARBITRARY TRACT 6B, BLOCK 24, NEW CITY BLOCK 11740, BEXAR COUNTY, TEXAS FOR PUBLIC PURPOSES, NAMELY THE CONSTRUCTION OF THE LARKSPUR DRIVE DRAINAGE PROJECT.

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AN ORDINANCE 85582

AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,183.00 TO STEWART TITLE COMPANY FOR TITLE SERVICES IN CONNECTION WITH THE WURZBACH PARKWAY PROJECT AND THE FRENCH CREEK PARK SITE ACQUISITION PROJECT; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 85583

AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,257.00 FOR TITLE SERVICES TO COMMERCE LAND TITLE OF SAN ANTONIO, INC. ON THE PINN ROAD PROJECT - U.S. HIGHWAY 90 TO COMMERCE STREET, THE O'CONNOR ROAD AT F.M. 2252 (NACOGDOCHES ROAD)

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METROPOLITAN PLANNING ORGANIZATION PROJECT AND THE
FREDERICKSBURG ROAD RECONSTRUCTION PROJECT, PHASE II -
SANDOVAL TO WOODLAWN.

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97-06 The Clerk read the following Ordinance:

AN ORDINANCE 85584

ACCEPTING THE LOW BID OF TEXAS STATE DISTRIBUTORS, INC. TO
PROVIDE THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH
LEATHER ACCESSORIES ON AN ANNUAL CONTRACT BASIS FOR A
TOTAL OF APPROXIMATELY \$34,000.00 ANNUALLY.

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

Mayor Thornton noted that Agenda Item 6 was pulled for individual consideration
inasmuch as a citizen, Mr. Fred Reynolds, had asked to speak to this item. He then
noted that Mr. Reynolds is not presently in City Council chambers to speak to the
issue.

After consideration, the motion carrying with it the passage of the Ordinance,
prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera,
Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None

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97-06 The Clerk read the following Ordinance:

AN ORDINANCE 85585

ACCEPTING THE LOW, QUALIFIED BID OF AMERICAN PRESSURE WASH & MAINTENANCE, INC. TO PROVIDE THE CITY OF SAN ANTONIO INTERNATIONAL AIRPORT WITH PAINT REMOVAL AND STRIPING ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF APPROXIMATELY \$40,000.00 ANNUALLY.

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Mr. Herrera made a motion to delay consideration of this agenda item for a period of 30 days. Mr. Avila seconded the motion.

Mr. Ross spoke to the time element involved.

Ms. Janie Cantu, Director of Purchasing & General Services, narrated a brief video presentation of the three bids received for this work and the process used for selection of the recommended contractor.

In response to a question by Mr. Herrera, Mr. Sterling Johnson, President, American pressure Wash & Maintenance, Inc., the recommended contractor, spoke to the use of water under high pressure to clean the International airport runways, and how his system worked. He provided a handout explaining the process, a copy of which is made a part of the papers of this meeting.

Mr. Herrera questioned the disposal of the water used in this process, and addressed the differences between the several bids received, noting that the recommended bidder utilizes a water-processor that cleans and re-uses the water.

Ms. Cantu reviewed the several bid responses and specifications of the bid, and addressed the differences between the several processes.

Mr. Herrera stated that a constituent has expressed concern that perhaps an error was made in this matter.

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Mr. Peak noted that by using the recommended bidder, the City is saving both money and water, and spoke in support for City staff recommendation.

Mr. Ross noted that San Antonio Water System is in favor of the recommended system.

The maker and seconded of the pending main motion then formally withdrew their motion and second.

Mr. Herrera then made a new main motion to approve the recommendation of City staff. Mr. Avila seconded the new main motion.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Solis, Herrera, Ross, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Marbut.

97-06 The Clerk read the following Ordinance:

AN ORDINANCE 85586

RATIFYING AND APPROVING A 1987 GENERAL OBLIGATION BONDS AND A 1994 CERTIFICATE OF OBLIGATION FUNDED PROFESSIONAL SERVICES CONTRACT WITH CLEAN ENVIRONMENTS, INC., IN THE AMOUNT OF \$6,725.00; AUTHORIZING ADDITIONAL FUNDS IN THE AMOUNT OF \$42,615 FOR ADDITIONAL PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH ENVIRONMENTAL CONSULTANT SERVICES FOR FIRE STATIONS 1,2,6,10,13,24, AND 30.

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

Mayor Thornton stated that Agenda Item 14 was removed from the Consent Agenda for individual consideration inasmuch as a citizen, Mr. Fred Reynolds, had signed to speak to the matter. He further noted that Mr. Reynolds is not presently in the City Council chambers to speak to the matter.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Marbut.

97-06 **RESIGNATION OF COUNCILMAN SOLIS**

City Clerk Norma S. Rodriguez stated that on Tuesday, February 11, 1997, her office was in receipt of a letter of resignation from Councilman Juan F. Solis III, signifying his intention to resign as Councilmember for District 5 effective at the close of business on Wednesday, February 12, 1997.

Mr. Webster made a motion to accept the resignation of Mr. Juan F. Solis III from City Council as representative of Council District 5. Ms. Billa Burke seconded the motion.

Mayor Thornton presented Mr. Solis with his brass nameplate from City Council chambers and read from, then presented, a plaque outlining Councilman Solis' service to the City of San Antonio as Councilman and Mayor Pro Tem. He then spoke to Mr. Solis' outstanding contributions to the City during his terms of service.

Mr. Solis thanked his family for their support, as well as other members of City Council and City staff. He then presented gifts to his former staff members, present in the audience..

The Mayor and members of City Council, City Manager Alexander E. Briseno, and several citizens and representatives of a number of organizations then spoke to their remembrances of Councilman Solis and his service to the city of San Antonio, over the years.

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After consideration, the motion accepting the resignation prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Marbut, Webster, Thornton; **NAYS:** None; **ABSENT:** Peak.

97-06 **CITY COUNCIL COMMITTEE APPOINTMENTS**

Mayor Thornton at this time named other Council members to serve on various Council subcommittees, ad hoc committees, boards and commissions, and military liaison appointments in place of former Councilman Juan F. Solis III, who has resigned. A copy of those appointments is made a part of the papers of this meeting.

Mr. Webster made a motion to place these proposed appointments on the agenda of next week's City Council meeting. Mr. Flores seconded the motion.

After consideration, the motion prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Herrera, Marbut, Webster, Thornton. **NAYS:** None. **ABSENT:** Avila, Ross, Peak.

97-06 **ZONING HEARINGS**

2A. CASE #Z96229 (CC) - to rezone and reclassify Lot 35, Block 8, NCB 12234, 4103 Wild Oak Drive, from "A" Single Family Residence District to "R-1" CC Single Family Residence District with special City Council approval for a group day care home. Property is located on the east side of Manhattan Drive, between Gemblor Road and Wild Oak Drive, having 110 feet on Manhattan Drive, 48.5 feet on Gemblor Road and 48.5 feet on Wild Oak Drive.

Mr. Andy Guerrero, Land Development Services, explained the proposed rezoning request.

The following persons appeared to speak:

Ms. Elverlene W. Johnson, 5814 Lake Lucerne, the proponent, spoke to the reason for her requested rezoning.

Mr. Manuel Wilson, 815 Manhattan, spoke to the need for a child-care facility in this area.

Ms. Christina Mitchell, 8770 Ridge Moon, also spoke in support for the child-care center.

Speak in opposition:

Ms. Grace B. Hill, 715 Manhattan, spoke to her concern with deterioration of the neighborhood, and noted that many residents are leaving this area.

Mr. William Sahn, 4106 King Krest Drive, representing the neighborhood association, presented petitions against the requested rezoning, and spoke against a residence being remodeled into a business place. He asked that the area remain single-family residential in nature.

Ms. Alice Tomasello, 4255 King Krest Drive, and Mr. Robert Salinas, 4319 Silver Lake, both spoke in opposition to the rezoning.

Speaking in rebuttal, Ms. Johnson spoke in refutation to several of the points made by opponents to the rezoning, and stated that she would agree to a drive-thru, if necessary, to alleviate concerns of the neighbors.

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Ms. Lott stated that she once lived next door to a day-care center, and had no problems with it.

Ms. Lott made a motion to approve the recommendation of the Zoning Commission. Mr. Webster seconded the motion.

After consideration, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Lott, Billa Burke, Avila,

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Herrera, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Flores, Ross.

AN ORDINANCE 85587

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 35, BLOCK 8, NCB 12234, 4103 WILD OAK DRIVE, FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "R-1" CC SINGLE FAMILY RESIDENCE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR A GROUP DAY CARE HOME.

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2B. CASE #Z96261 - to rezone and reclassify Lots 19 and 20, NCB 610, 314 Hackberry Street, from "R-2" Two Family Residence District to "B-2NA" Non-Alcoholic Sales Business District. Property is located on the east side of Hackberry Street, 138.9 feet north of the intersection of Wyoming Street and Hackberry Street, having 111.2 feet on Hackberry Street and a depth of 194 feet.

Mr. Andy Guerrero, Land Development Services, explained the proposed rezoning request.

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

After consideration, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Ross.

AN ORDINANCE 85588

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 19 AND 20, NCB 610, 314 HACKBERRY STREET FROM "R-2" TWO FAMILY RESIDENCE DISTRICT TO "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT.

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2C. CASE #Z96247 - to rezone and reclassify Lot 23, Block 4, NCB 3055, 235 Fair Avenue, from "B" Residence District to "R-3" Multiple Family Residence District. Property is located on the northside of Fair Avenue, 150.49 feet west of the intersection of Fair Avenue and Hackberry Street, having 50 feet on Fair Avenue and a depth of 151.5 feet.

Mr. Andy Guerrero, Land Development Services, explained the proposed rezoning request.

Ms. Billa Burke made a motion to approve R-1 SUP for a special use permit on this property, to see if the rezoning will work, with a re-evaluation to take place in one year. Mr. Avila seconded the motion.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None

AN ORDINANCE 85589

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 23, BLOCK 4, NCB 3055, 235 FAIR AVENUE, FROM "B" RESIDENCE DISTRICT TO "R-1" SUP SINGLE

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FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A PERSONAL CARE FACILITY CARING FOR FIVE INDIVIDUAL FOR ONE YEAR TIME LIMITATION.

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2D. CASE #Z97007 - to rezone and reclassify the north 34 feet of the south 134 feet, except the west 23.10 feet and the east 25 feet of the north 34 feet of Lot 15, NCB 10841, At the rear of 218 Jo Marie, from "A" Single Family Residence District to "R-4" Manufactured Home Residence District. Property is located 640 feet west of the intersection of S.W. W. White Road and Jo Marie Drive, being 235 feet south of Jo Marie Drive, having a width of 34 feet and length of 80 feet.

Mr. Andy Guerrero, Land Development Services, explained the proposed rezoning request.

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

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None;

AN ORDINANCE 85590

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS NORTH 34 FEET OF THE SOUTH 134 FEET, EXCEPT THE WEST 23.10 FEET AND THE EAST 25 FEET OF THE NORTH 34 FEET OF LOT 15, NCB 10841, REAR OF JO MARIE FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "R-4" MANUFACTURED HOME RESIDENCE DISTRICT.

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2E. CASE #Z97009 - to rezone and reclassify 29.72 acres out of NCB's 17676 and 10838, from Southcross and S.W.W. White Road from "F" Local Retail District to "P-1(R-5)" Planned Unit Development Single Family Residence District. Property is located 148.28 feet west and 290.00 feet south of the intersection of Southcross Boulevard and W.W. White Road, having 759.04 feet on Southcross Boulevard and 540.88 feet on S.W.W. White Road.

Mr. Andy Guerrero, Land Development Services, explained the proposed rezoning request.

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

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None.

AN ORDINANCE 85591

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 29.72 ACRES OUT OF NCB'S 17676 AND 10838, SOUTHCROSS AND S.W.W. WHITE ROAD, FROM "F" LOCAL RETAIL DISTRICT TO "P-1(R-5)" PLANNED UNIT DEVELOPMENT UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE DISTRICT.

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2F. CASE #Z97011 - to rezone and reclassify the northeast irregular 334 feet of Lot 18E, NCB 7902, from 745 Chambers Avenue, from "R-3" Multiple Family Residence District to "B-2" Business District. Property is located on the north side of Chalmers Avenue and on the southeast side of I.H. 35 South, being 43.15 feet east and 134.65 feet northeast of the intersection of I.H. 35 South and

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Chalmers Avenue, having 100.2 feet on Chalmers Avenue and 206.98 feet on I.H. 35 South.

Mr. Andy Guerrero, Land Development Services, explained the proposed rezoning request.

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

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None

AN ORDINANCE 85592

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS THE NORTHEAST IRREGULAR 334 FEET OF LOT 18E, NCB 7902, 645 CHALMERS AVENUE, FROM "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT.

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2G. CASE #Z96246 (SUP) - to rezone and reclassify The north 70 feet of Lots 9 and 10, Block 16 NCB 2785, at the rear of 231 Hosack Avenue, from "B-2NA" Non-Alcoholic Sales Business District to "B-3NA" Non-Alcoholic Sales Business District with a special use permit for a wholesale produce company. Property is located 96.04 feet northeast of the intersection of South Zarzamora Street and Hosack Avenue, having 70 feet on South Zarzamora Street and a depth of 100 feet.

Mr. Andy Guerrero, Land Development Services, explained the proposed rezoning request.

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Mr. Flores made a motion to continue this case to the Council meeting of March 13, 1997. Mr. Avila seconded the motion.

After consideration, the motion prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None

2H. CASE #Z97004 - to rezone and reclassify A 0.1998 acre tract out of P-3, NCB 14614, Located 120 feet north of Brae Moss, from "R-1" Single Family Residence District to "P-1(R-1)" Planned Unit Development Single Family Residence District. Property is located 120 feet north Brae Moss, having a width of 44.79 feet and length of 219.27 feet.

Mr. Andy Guerrero, Land Development Services, explained the proposed rezoning request.

Mr. Marbut made a motion to approve the proposed Ordinance. Mr. Herrera seconded the motion.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None

AN ORDINANCE 85593

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 0.1998 ACRES OUT OF P-3, NCB 14614, 120 FEET NORTH OF BRACE MOSS, FROM "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "P-1(R-1)" PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE DISTRICT.

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2I. CASE #Z97014 - to rezone and reclassify Lot 28, NCB 13663, 4803 Sid Katz Drive, from Temporary "A" Single Family Residence District to "B-2" Business District. Property is located northwest of the intersection of Ewing Halsell Drive and Sid Katz Drive, having 260.6 feet on Ewing Halsell Drive and 449.06 feet on Side Katz Drive.

Mr. Andy Guerrero, Land Development Services, explained the proposed rezoning request.

Mr. Marbut made a motion to approve the proposed Ordinance. Mr. Avila seconded the motion.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None

AN ORDINANCE 85594

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 28, NCB 13663, 4803 SID KATZ DRIVE FROM TEMPORARY "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT.

* * * *

2J. CASE #Z97005 (CC) to rezone and reclassify A 0.166 acre tract out of Lot 1, NCB 13868, 8520 Starcrest Drive, from "B-3" CC Business District to "B-3" CC Business District with special City Council approval for a helistop. Property is located northeast of the intersection of S.E. Loop 410 Expressway and Starcrest Drive, being 202 feet east of Starcrest Drive, having a width of 85 feet.

Mr. Andy Guerrero, Land Development Services, explained the proposed rezoning request.

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Mr. Gene Dawson, Jr., representing the applicant, spoke to details of the need to relocate the helistop for Northeast Baptist Hospital, and spoke of the facility's hopes to use the Loop 410 nearby for arrivals and departures.

Mr. J.M. Wilkes, 403 Ledge Sage, spoke in support for the request.

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

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None

AN ORDINANCE 85595

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 0.166 ACRES TRACT OUT OF LOT 1, NCB 13868, 8520 STARCREST DRIVE, FROM "B-3" CC BUSINESS DISTRICT TO "B-3" CC BUSINESS DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR A HELISTOP.

* * * *

2K. CASE #Z97015 - to rezone and reclassify 11.26 acres out of NCB 17973, Westchase Drive and Woodchase Drive, from Temporary "R-1" Single Family Residence District to "P-1(R-5)" Planned Unit Development Single Family Residence District. Property is located south of the intersection of Westchase Drive and Woodchase Drive, having 577.92 feet on Westchase Drive, 485.72 feet on Woodchase Drive and a depth of 828.32 feet.

Mr. Andy Guerrero, Land Development Services, explained the proposed rezoning request.

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

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Solis, Herrera, Ross, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Marbut.

AN ORDINANCE 85596

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 11.26 ACRES OUT OF NCB 17973, WESTCHASE DRIVE AND WOODCHASE DRIVE, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "P-1(R-5)" PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE DISTRICT.

* * * *

2L. CASE #Z97026 - to rezone and reclassify Lot 3, Block 1, NCB 14347, 5550 N.W. Loop 410, from "I-1" Light Industry District to "B-3NA" Non-Alcoholic Sales Business District. Property is located west of Ever Road, between N.W. Loop 410 and Daughtry Road, having 172.46 feet on N.W. Loop 410, 425 feet on Ever Road and 445 feet on Daughtry Road.

Mr. Andy Guerrero, Land Development Services, explained the proposed rezoning request.

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

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Marbut.

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AN ORDINANCE 85597

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 3, BLOCK 1, NCB 14347, 5550 N.W. LOOP 410, FROM "I-1" LIGHT INDUSTRY DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT.

* * * *

2M. CASE #Z96260 - to rezone and reclassify 51.745 acres out of NCB 17635, from Temporary "R-1" Single Family Residence District and "B-2" Business District to "B-3" Business District and 71.11 acres out of NCB 17635, F.M. 471, F.M. 1560 and F.M. 1604, Temporary "R-1" Single Family Residence District and "B-2" Business District to "R-4" Manufactured Home Residence District. Properties are located on the northeast side of F.M. 471, between F.M. 1560 and F.M. 1604.

Mr. Andy Guerrero, Land Development Services, explained the proposed rezoning request.

Mr. Herrera made a motion to approve the proposed Ordinance. Mr. Avila seconded the motion.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None

AN ORDINANCE 85598

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 51.745 ACRES OUT OF NCB 17635,

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FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT AND "B-2" BUSINESS DISTRICT TO "B-3" BUSINESS DISTRICT AND 71.11 ACRE OUT OF NCB 17635, NORTHEAST SIDE OF F.M. 471, BETWEEN F.M. 1560 AND F.M. 1604, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT AND "B-2" BUSINESS DISTRICT TO "R-4" MANUFACTURED HOME RESIDENCE DISTRICT.

* * * *

2N. CASE #Z97003 - to rezone and reclassify Lot 7, NCB 8669, Castroville Road, from "B-1" Business District and "B-3R" Restrictive Business District to "I-1" Light Industry District. Property is located on the southeast side of Castroville Road, 234.63 feet northeast of the intersection of Castroville Road and Jasmine Lane, having 187.18 feet on Castroville Road and a depth of 246.98 feet.

Mr. Andy Guerrero, Land Development Services, explained the proposed rezoning request.

Mr. Herrera made a motion to continue this case to the Council meeting of March 13, 1997. Mr. Avila seconded the motion.

After consideration, the motion prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Marbut.

2O. CASE #Z97010 - to rezone and reclassify Lot 21, Block 14, NCB 15505, 2808 S.W. Loop 410 Expressway, from Temporary "R-1" Single Family Residence District to "B-3NA" Non-Alcoholic Sales Business District. Property is located 120 feet south of the intersection of Landing Avenue and S.W. Loop 410 Expressway, having 120 feet on S.W. Loop 410 Expressway and a depth of 162.50 feet.

Mr. Andy Guerrero, Land Development Services, explained the proposed rezoning request.

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Mr. Herrera made a motion to approve the proposed Ordinance. Mr. Avila seconded the motion.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Marbut.

AN ORDINANCE 85599

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 21, BLOCK 14, NCB 15505, 2808 S.W. LOOP 410 EXPRESSWAY FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT.

* * * *

2P. CASE #Z97012 - to rezone and reclassify 3.495 acres tract, NCB 18083, from Temporary "R-1" Single Family Residence District and "B-3" Business District to "B-2" Business District and 4.282 acres tract, NCB 18083, 6894 Ingram Road, from Temporary "R-1" Single Family Residence District and "B-3" Business District to "B-3NA" Non-Alcoholic Sales Business District. Property is located on the northwest side of Ingram Road, 350.75 feet southwest of the intersection of Ingram Road and Northwestern Avenue, having 349.60 feet on Ingram Road and a depth of 971.31 feet.

Mr. Andy Guerrero, Land Development Services, explained the proposed rezoning request.

Mr. Herrera made a motion to approve the proposed Ordinance. Mr. Avila seconded the motion.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Marbut.

AN ORDINANCE 85600

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 4.282 ACRES OUT OF NCB 18083, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT AND "B-3" BUSINESS DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT AND 3.495 ACRES OUT OF NCB 18083, 6894 INGRAM ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT AND "B-3" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT.

* * * *

2Q. CASE #Z97019 - to rezone and reclassify 7.059 acres out of NCB 18170, from Temporary "R-1" Single Family Residence District to "O-1" Office District; 15.30 acres out of NCB 18170, from Temporary "R-1" Single Family Residence District to "B-3R" Restrictive Business District and 98.01 acres out of NCB 18170, Westover Hills Boulevard and Wiseman Boulevard, from Temporary "R-1" Single Family Residence District to "I-1" Light Industry District.

Mr. Andy Guerrero, Land Development Services, explained the proposed rezoning request.

Mr. Herrera made a motion to approve the proposed Ordinance. Mr. Aila seconded the motion.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, , Avila, Herrera, Ross, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Billa Burke, Marbut.

AN ORDINANCE 85601

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 7.059 ACRES OUT OF NCB 18170, TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT; 15.30 ACRES OUT OF NCB 18170, TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT AND 98.01 ACRES OUT OF NCB 18170 FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT.

* * * *

2R. CASE #Z97006 (CC) - to rezone and reclassify P-15, NCB 18048, 8403 Grissom Road, from "B-3NA" Non-Alcoholic Sales Business District to "I-2" CC Heavy Industry District with City Council approval for a salvage yard. Property is located on the northwest side of Old Grissom Road, 460 feet northeast of the intersection of Culebra Road and Old Grissom Road, having 400 feet on Old Grissom Road and a depth of 200 feet.

Mr. Herrera made a motion to deny this zoning case. Mr. Peak seconded the motion.

After consideration, the motion to deny the zoning case, prevailed by the following vote: **AYES:** Flores, Lott, Avila, Herrera, Ross, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Billa Burke, Marbut.

Zoning Case Z97006 CC was denied.

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BOARD APPOINTMENTS

Ms. Yolanda Ledesma, Office of the City Clerk, explained that two regular members and two alternate members are to be selected from among the four nominees named by Council members to the Board of Adjustments.

Mr. Peak made a motion to appoint Mr. Bill Davis and Dr. Prenza Woods to be regular members, and Mr. Henry Rodriguez and Ms. Terri Claytor to be alternate members. Mr. Avila seconded the motion.

The City Clerk then read the following Ordinance:

AN ORDINANCE 85602

APPOINTING REGULAR AND ALTERNATE MEMBERS OF THE BOARD OF ADJUSTMENT FOR TERMS OF OFFICE TO EXPIRE ON FEBRUARY 22, 1999.

* * * *

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Herrera.

Ms. Yolanda Ledesma, Office of the City Clerk, explained that two appointments are to be made by Council from the seven nominees from City Council members to the Board of Adjustments.

The following persons appeared to speak:

Mr. Fred Reynolds, 1202 Waverly, spoke to his concerns for certain actions by the Firemen's and Policemens' Civil Service Commission, including one instance in which a police officer was fired four times, but reinstated by the commission each time. He also stated his opinion that ordinary citizens are not represented on the commission.

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Ms. Mary Elizabeth Harrell, Mr. Jimmy J. Casiano, Ms. Sharon B. Thomas, and Mr. William B. Johnson were nominated by City Council members. Mr. Casiano and Mr. Johnson were selected for appointment by virtue of having attained seven and six votes, respectively, being a majority of City Council.

* * * *

Mr. Avila made a motion to name Mr. Jimmy J. Casiano and Mr. William B. Johnson to the Firemen's and Policemen's Civil Service Commission. Mr. Herrera seconded the motion.

* * * *

The City Clerk then read the following Ordinance:

AN ORDINANCE 85603

APPOINTING MEMBERS TO THE FIREMEN'S AND POLICEMEN'S CIVIL SERVICE COMMISSION.

* * * *

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None

Ms. Yolanda Ledesma, Office of the City Clerk, explained that two members of the Housing Authority of the City of San Antonio are to be named from among the three nominees of City Council members, those being Mr. Henry Hall, Ms. Lupita Gutierrez, and Mr. Ben Alexander.

Mr. Hall and Ms. Gutierrez were selected for appointment by virtue of having attained seven and eight votes, respectively, being a majority of City Council.

Mr. Flores made a motion to appoint Mr. Henry Hall and Ms. Lupita Gutierrez to the Housing Authority of the City of San Antonio. Mr. Webster seconded the motion.

The City Clerk then read the following Ordinance:

AN ORDINANCE 85604

APPOINTING MEMBERS TO THE HOUSING AUTHORITY OF THE CITY OF SAN ANTONIO.

* * * *

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None

Ms. Yolanda Ledesma, Office of the City Clerk, explained that eight appointments are to be made from among the eight nominees of City Council members to fill certain categories to the Board of Adjustments.

Mr. Peak made a motion to appoint the eight nominees to the categories noted beside each name. Mr. Avila seconded the motion.

The City Clerk then read the following Ordinance:

AN ORDINANCE 85605

APPOINTING MEMBERS TO THE SOUTH FORT SAM HOUSTON DEVELOPMENT ADVISORY BOARD.

* * * *

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Lott, Billa Burke, Avila, Solis, Herrera, , Peak, Thornton; **NAYS:** None; **ABSENT:** Flores, Ross, Marbut, Webster.

97-06 INTERVIEWS FOR THE VACANT DISTRICT FIVE COUNCIL POSITION

Mayor Thornton briefly explained details of the vacancy created by the resignation of former City Councilman Juan F. Solis III, and noted that Council would interview those interested in appointment to the vacant position today, then vote next week for the actual appointment.

Mr. Jose Ricardo Garcia, Rick Vasquez, Jose Gallegos Jr., and Javier Pena Martinez were interviewed.

Mr. Webster made a motion to move all 4 names to next week's Council Agenda, for a 1:30 P.M. time certain.

After consideration, the motion prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None.

City Clerk Norma S. Rodriguez spoke to the process to be followed on the appointment and seating of the selected nominee.

97-06 CLARIFICATION OF APPOINTMENTS TO POSITIONS ON THE FIREMEN'S AND POLICEMENS' CIVIL SERVICE COMMISSION

City Clerk Norma S. Rodriguez spoke in clarification of the selections by City Council earlier in this meeting of members to serve on the Firemen's and Policemen's Civil Service Commission, noting that Mr. Casiano is appointed for a term to expire December 19, 1999, while Mr. Johnson is appointed to replace Mr. Joel Williams whose unexpired term runs through December 19, 1997.

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It was the concensus of City Council members present to accede to the clarification stated above, inasmuch as the highest vote-getter in the selection process will receive the longest term.

97-06 The Clerk read the following Resolution:

A RESOLUTION NO: 97-06-07

EXPRESSING CITY COUNCIL'S SUPPORT OF SAN ANTONIO WORKERS
IN THE PUBLIC AND PRIVATE SECTOR.

* * * *

Mayor Thornton spoke to the ramifications of tax phase-ins and the follow-up of companies granted such phase-ins in order to check compliance with promises made. He noted that City staff does a good job of such monitoring at the present time, but spoke in favor of citizen involvement in the process, as well.

Mr. Clint Bolden, Director of Economic Development, narrated a video presentation of the three items before City Council, including this proposed Resolution dealing with support for San Antonio workers in the public and private sectors, an ordinance emphasizing the City's requirement that companies granted tax phase-ins agree to comply with all laws and are encouraged to participate in the Education Parnership program, and creation of a Tax Phase-In program Advisory Committee. A copy of his presentation is made a part of the papers of this meeting.

The following persons appeared to speak:

Mr. Peter Vallecillo, representing the Lawyers' Committee For Civil Rights and the San Antonio Immigrant and Refugee Rights Coalition, stated that this is the culmination of a long process by a coalition of interested groups, and he introduced their representatives present in the audience. He spoke to the group process, led by Councilman Solis, and stated that the proposed Resolution and ordinances are a step forward for San Antonio's workers.

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Mr. John Anderson, representing San Antonio Professional Firefighters, spoke in support for workers' rights.

Mr. Jaime P. Martinez, representing the International Union of Electrical Workers, AFL-CIO, provided a background of the workers' rights movement, and spoke in support for the proposed actions today.

* * * *

Mayor Thornton spoke in support for the proposed Resolution, and of the need to start saying "bring good jobs to San Antonio". He noted that the proposed Resolution reinforces federal and state laws already on the books.

Mr. Avila spoke in support for the recommendations.

Mr. Ross noted that there exists a conflict between federal and state regulations dealing with the matter of a 'closed shop' versus and 'open shop'.

Mr. Frank Garza, Assistant City Attorney, noted that, in case of such conflict, the federal law prevails.

Mr. Bolden stated that any firm that is given a tax phase-in, and found to be in violation of the law, will have its tax phase-in agreement cancelled.

Mr. Ross spoke to his concern with sending the wrong message to firms contemplating a move to San Antonio, and spoke to the appeals process to be followed if the City cancels such an agreement with a firm.

Ms. Veronica Zertuche, Assistant City Attorney, addressed details of that appeals process.

Mr. Peak spoke in clarification of the Resolution's wording.

Mr. Solis explained the work involved by the coalition concerned that San Antonio supports low-wage jobs, and stressed the importance of workers and having the right jobs.

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

After consideration, the motion carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Flores, Lott, Avila, Herrera, Ross, Marbut, Peak, Thornton; **NAYS:** None; **ABSENT:** Billa Burke, Webster.

97-06 The City Clerk read a proposed ordinance emphasizing the City of San Antonio's requirement that companies granted a Tax Phase-In Agreement comply with Federal, State and Local Laws and encouraging such companies to participate in the San Antonio Education Partnership.

AN ORDINANCE 85606

EMPHASIZING THE CITY OF SAN ANTONIO'S REQUIREMENT THAT COMPANIES GRANTED A TAX PHASE-IN COMPLY WITH FEDERAL STATE AND LOCAL LAWS AND ENCOURAGING SUCH COMPANIES TO PARTICIPATE IN THE SAN ANTONIO EDUCATION PARTNERSHIP (SAEP) PROGRAM OR A LIKE PROGRAM.

* * * *

Mr. Solis addressed the importance of the San Antonio Education Partnership in training people for good jobs, and noted that the proposed ordinance asks firms seeking tax phase-ins to consider participation in the program as an investment in our community.

The following persons appeared speak:

Mr. Peter Vallecillo, Lawyers' Committee For Civil Rights and San Antonio Immigration and Refugee Rights Coalition, spoke to the need to educate our community on the need for better jobs.

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Mr. Doug Leonhard, representing the Real Estate Council of San Antonio, spoke in support for the principle, but expressed certain concerns with the message that could be sent to firms considering moving to San Antonio.

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Mr. Mario Hernandez, representing the Economic Development Foundation, stated that San Antonio is a model of the use of tax phase-ins which allows the city to compete for the relocation of firms to San Antonio. He spoke in support for the proposed ordinance.

* * * *

In response to a question by Mr. Peak, Mr. Mike Belden stated that this is part of the process of revising San Antonio's guidelines for tax phase-ins.

Mr. Marbut addressed his concern with the propriety of recommending a single program, and asked that the Ordinance also contain the phrase "or similar program".

Mr. Flores stated that the proposed Ordinance is needed to promote education.

Ms. Lott spoke in support for tax phase-ins if the City and the citizens both benefit from good jobs, but spoke to her fears that simply 'encouraging' firms to participate is not strong enough.'

Mr. Avila spoke in defense of the educational levels of the present Kelly Air Force workforce, and noted that the proposed Ordinance 'encourages' firms to participate, but does not mandate that participation.

Mayor Thornton spoke in support for the proposed Ordinance, stating that the City needs to push for education and better jobs.

Mr. Marbut made a motion to approve the proposed Ordinance, but adding the phrase "or like program". Mr. Flores seconded the motion.

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After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Avila, Herrera, Ross, Marbut, Peak, Thornton; **NAYS:** None; **ABSENT:** Billa Burke, Webster.

97-06 The Clerk read the following Ordinance:

AN ORDINANCE 85607

CREATING THE TAX PHASE-IN ADVISORY COMMITTEE TO REVIEW COMPLIANCE REPORTS RELATED TO TAX PHASE-IN AGREEMENTS.

* * * *

Mr. Solis stated that the public's perception of tax phase-ins is important, and further noted that the proposed new committee provides checks and balances to the process. He then spoke briefly to how the committee would work.

The following persons appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, stated his opinion that the Council is playing games with the people, and stated his belief that what is important is jobs, regardless of the pay level. He spoke to the need to encourage any firm to relocate to San Antonio, noting that everyone should have to pay taxes, as well.

Mr. Peter Vallecillo, Lawyers' Committee For Civil Rights and San Antonio Immigrant and Refugee Rights Coalition, spoke to the types of firms the City seeks, and spoke in favor of the oversight aspect of the committee.

Mr. Jesse Gonzalez stated the importance of having citizens oversee tax phase-ins.

Mr. Doug Leonhardt, representing the Real Estate Council of San Antonio, and Mr. Mario Hernandez, representing the Economic Development Foundation, both spoke in support for the proposed ordinance.

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In response to a question by Mr. Ross, Mr. Clint Bolden, Economic Development Department, spoke to the committee's role and parameters.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Lott, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Thornton; **NAYS:** None; **ABSENT:** Webster.

97-06 At this point, Mayor Thornton was obliged to leave the meeting. Ms. Lott presided in the temporary absence of the Mayor Pro Tem.

97-06 The Clerk read the following Ordinance:

AN ORDINANCE 85608

ACCEPTING AN AIRPORT IMPROVEMENT PROGRAM GRANT, IN THE AMOUNT OF \$3,146,441.00 FROM THE FEDERAL AVIATION ADMINISTRATION IN SUPPORT OF THE NORTHBOUND US 281/AIRPORT CONNECTOR PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT.

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

Mr. Carl Baber, Aviation Department, explained the construction of the proposed new direct connection from northbound IH37 to the International Airport terminals.

Mr. Peak spoke in support, calling it the answer to longstanding problems.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Lott, Billa Burke, Herrera, Ross, Marbut, Peak, Webster, **NAYS:** None; **ABSENT:** Flores, Avila, Thornton.

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97-06 The Clerk read the following Ordinance:

AN ORDINANCE 85609

AMENDING ORDINANCE NO. 38888 REGULATING MOBILE HOME PARK OPERATIONS, CODIFIED AS CITY CODE CHAPTER 18; RENAMING CITY CODE CHAPTER 18 AS "MOBLIE LIVING PARKS" AND CHANGING OTHER TERMINOLOGY; ESTABLISHING AN ADMINISTRATIVE LICENSING APPEAL BOARD; APPROVING A LATE APPLICATION PROCESSING CHARGE; DELETING LICENSE FEE ON UNUSEABLE SITES; ELIMINATING 200 FEET DISTANCE REQUIREMENT BETWEEN MOBILE LIVING UNIT SITES AND COMFORT STATIONS; REQUIRING PARK OWNER TO REGISTER MANAGER/OPERATOR; AND MAKING THE VIOLATION OF THIS ORDINANCE A MISDEMEANOR CRIME PUNISHABLE UPON CONVICTION BY A FINE OF NOT MORE THAN \$500.00.

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

Mr. Frank Blaylock, Metropolitan Health District, explained the impact of the proposed changes to the City's mobile home park ordinance, including the updating of terminology. He spoke to the series of meetings held with all concerned in this issue.

The following person spoke:

Mr. Fred Reynolds, 1202 Waverly, spoke to his concern with a lack of information on these proposed changes and the need for public meetings.

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In response to a question by Mr. Ross, Mr. Blaylock stated that City staff sent a letter to all mobile home parks in the city back in November 1996 concerning the proposed new ordinance.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Lott, Billa Burke, Herrera, Ross, Marbut, Peak, Webster, **NAYS:** None; **ABSENT:** Flores, Avila, Thornton.

97-06 The Clerk read the following Ordinance:

AN ORDINANCE 85610

AUTHORIZING THE EXECUTION OF A CONTRACT WITH J.D. WILSON & ASSOCIATES FOR TECHNICAL WRITING ASSISTANCE IN CONNECTION WITH SAN ANTONIO'S MASTER PLAN POLICY DOCUMENT IN THE AMOUNT OF \$15,000.00; AND PROVIDING FOR PAYMENT AND A CONTINGENCY FUND IN THE AMOUNT OF \$1,500.00.

* * * *

Ms. Rebecca Waldmann, Acting Director of Planning, briefly explained the proposed contract.

Mr. Peak spoke in support for rewriting the Master Plan Policy Document of the City in order to make it both shorter and easier to understand by the general public.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Lott, Billa Burke, Herrera, Ross, Marbut, Peak, Webster, **NAYS:** None; **ABSENT:** Flores, Avila, Thornton.

97-06 TRAVEL AUTHORIZATION - Granted:

Travel Authorization for Mayor William E. Thornton, and Councilmembers Robert A. Herrera, Dolores Lott, Bob Ross, Roger Flores II, and Linda Billa Burke to

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travel to Austin, Texas on February 17, 1997, to attend a meeting with Senator J.E. (Buster) Brown, to discuss Water Issues.

Mayor Thornton stated that the Travel Authorization deletes the name of former Councilman Juan F. Solis III and substitutes Councilwoman Lynda Billa Burke in his place.

* * * *

The Following person spoke:

Mr. Faris Hodge, Jr., 140 Dora, asked that the local group also speak to Senator Brown about the possibility of a new pipeline linking San Antonio to the Gulf Coast. He also spoke to his suggestion that the City purchase Camp Bullis from the federal government and turn it into a lake, and addressed the need for more lakes over the Edwards Aquifer.

At this point, Mayor Thornton returned to the meeting to preside.

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CITIZENS TO BE HEARD

MR. FARIS HODGE

Mr. Hodge read a prepared statement to the City Council expressing his concern with the Consent Agenda format of the City Council Agenda proceedings. He asked that the Council direct the City Clerk to read all the ordinances not just those pulled for individual action or listed separately on the Agenda. (A copy of his statement is on file with the papers of this meeting.)

Mayor Thornton asked Mr. Frank Garza, Assistant City Attorney, to meet with Mr. Hodge on these concerns.

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MR. PAT JOHNSON

Mr. Johnson distributed to the City Council a paper entitled, "Rights of Owner of Stored Vehicle Transportation Code Chapter 685" and stated that he wanted to speak to the City Council about this issue as well as the issue of the Towing Ordinance which is being proposed for adoption in the near future.

Mr. Johnson was advised that the Staff is still working on this issue and would be pleased to meet with him about his concerns.

97-06 City Council Executive Session items (a) attorney/client consultation regarding African American Firefighters' allegations of discrimination, and (b) briefing on preliminary audit findings regarding the Alamo Concessions Contracts, were earlier cancelled by the City Manager.

97-06 There being no further business to come before the Council, the meeting was adjourned at 6:25 P.M.

A P P R O V E D



WILLIAM E. THORNTON
M A Y O R

Attest:



NORMA S. RODRIGUEZ, CMC/AAE
City Clerk

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