

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO, HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, MAY 24, 1990.

\* \* \* \*

90-22 The meeting was called to order by the Presiding Officer, Mayor Lila Cockrell, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, MARTINEZ, THOMPSON, VERA, WOLFF, LABATT, HASSLOCHER, COCKRELL.

90-22 The invocaton was given by Reverend Joe Webb, Councilman for District 2, in lieu of Rev. Keith Johnson, who was unable to be with us due to a strep infection.

90-22 The members of the City Council and audience joined in the Pledge of Allegiance to the flag of the United States.

90-22 The minutes of the City Council meeting of April 19, 1990 were approved.

90-22 RESOLUTION OF RESPECT  
MARY GUTHRIE

Mayor Cockrell read the following Resolution of Respect:

RESOLUTION NO. 90-22-27

WHEREAS, a life of service to her fellow man and woman came to a close on April 1, 1990 for Mary Guthrie; and

WHEREAS, in her more than six decades of life upon the earth, she was able to see that every issue has two sides, two concerns, two values, two needs; and

WHEREAS, though her life's work centered upon the medical aspects of humanity, her real drive was in counseling those in need; and

WHEREAS, it was during her nursing service during World War II that Dr. Guthrie saw firsthand man's

inhumanity to man, leading her to a commitment of help and counseling for victims of rape and assault for more than a decade; and

WHEREAS, from that victim's perspective, she gained closer insight into the needs of those accused or convicted of crimes, and her life in later years centered upon her volunteerism and counseling at Bexar County Jail; and

WHEREAS, for her lifetime of concern and action in helping others she was honored as "Woman of the Year" in San Antonio just months before her death;  
NOW THEREFORE:

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

SECTION 1. that with the passing of Dr. Mary Guthrie, the City of San Antonio has lost a true friend and a valuable asset to its past, present and future.

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

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

PASSED AND APPROVED this 24th day of May, 1990.

\* \* \* \*

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

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

Mayor Cockrell introduced Dr. Guthrie's sister, Margaret Crim, and presented the Resolution of Respect to her. Representatives of the various organizations Dr. Guthrie was associated with were recognized by the Mayor, Bexar County Jail Ministry, U. T. Health Science Center, YWCA & Friends, stating a copy of the Resolution would be filed with the

minutes of this meeting.

Council members then spoke of having worked at different times with Dr. Guthrie through the years, and commended her on her benevolence and the lifestyle she led.

- - -  
90-22

"MONTERREY WEEK"

Mayor Cockrell read the Proclamation on "Monterrey Week" and recognized recipients of the Proclamation that are visiting San Antonio. She then asked that Rosita Almaguer accept the Proclamation on behalf of our Sister City, Monterrey.

Ms. Beth Costello, Director of International Relations, spoke of those individuals who have contributed their dedicated energy and time to make the Monterrey Sister Cities Week a great success.

- - -  
90-22

TOM J. GOODWIN

Mayor Cockrell presented a Citation to Tom J. Goodwin, a native San Antonian presently working for KRUG International at the Johnson Space Center in Houston, for his significant achievements in cancer research.

Mr. Tom Goodwin then thanked the City of San Antonio for his good background, education and upbringing in such a wonderful City that allows him the knowledge for working in the NASA Johnson Space program.

- - -  
90-22

EUROPEAN DELEGATION

Mayor Cockrell recognized the European Delegation present under the auspices of the Visitor Program Service of Meridian House International, here to study trends and issues in American politics, and had them each identify their homeland and introduce themselves.

- - -  
90-22

"CENTER FOR HEALTH CARE SERVICES DAY"

Mayor Cockrell read and presented the Proclamation to the representatives from the Center for Health Care Services.

Dr. Damasco Oliba stated there are three institutions of higher learning to provide us service.

The Mayor and City Council were then invited to the official opening to take place the next day.

Mr. Martinez, who is on the Board of Health Care, recognized Dr. Oliba for the number of hours he dedicates to work.

Ms. Dutmer, who sits on the Board of Nominations, noted the importance of mental health work.

Ms. Berriozabal congratulated Dr. Oliba on his networking with many churches.

- - -  
90-22

PORTLAND TEE-SHIRT

Mayor Cockrell stated that before going to last presentation, and in the spirit of the Spurs/Portland playoff, she had to now honor her bet with Mayor Bud Clark. The bet was that the Mayor of the losing team would good-naturedly wear the tee-shirt of the opposing team in public. At that point, the Mayor then removed her suit jacket to sport the Portland Trail-blazers tee shirt given to her by Portland's Mayor.

- - -  
90-22

AMERICAN ASSOCIATION OF RETIRED PERSONS

(AARP)

Mayor Cockrell then called on Mr. Francisco Carranco, National Board Member of AARP, who presented awards to Kevin Moriarty, Director of Human Resources and Services, Mrs. Ida Kenney, Housekeeping, and Thomas Dawson, Nutrition Program, in Supplemental Security Income (SSI) Outreach Project conducted by the City of San Antonio in co-sponsorship with the American Association of Retired Persons (AARP).

Mr. Carranco, recognized Mrs. Kenney as having saved two elderly people from abuse. He then read a statement which has been made a part of the minutes of this meeting.

- - -  
90-22

PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF CITY OF SAN ANTONIO, TEXAS, PRIOR LIEN WATER SYSTEM REVENUE BONDS, SERIES 1990.

Mayor Cockrell declared the Public Hearing open.

No citizens were registered to speak on the matter.

Mayor Cockrell declared the Public Hearing closed.

The Clerk read the following Ordinance:

AN ORDINANCE 71,576

AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF CITY OF SAN ANTONIO, TEXAS, PRIOR LIEN WATER SYSTEM REVENUE BONDS, SERIES 1990; AND APPROVING AND AUTHORIZING INSTRUMENTS AND PROCEDURES RELATING THERETO.

\* \* \* \*

Mr. Ralph Huber, Comptroller, City Water Board, explained the sale of the Bonds, their use, the interest rates involved and filed a summary which is filed with the minutes of this meeting.

Mayor Cockrell then clarified that the combined 7.71% for Improvement and 7.36% for Refunding make a combined interest of 7.58%.

Mrs. Dutmer stated she will not vote for this item because \$16 million is for the Applewhite project.

Mr. Huber, in response to a question asked by Ms. Berriozabal, clarified amounts discussed.

Ms. Nelda Weatherly, Chairperson, City Water Board, explained projects completed as being 59 out of 69 projects, with \$500,000 going into areas where there is not water.

Mr. Lowell Roberts, Assistant General Manager, City Water Board, noted that 10 projects not completed are not part of this package. There are 59 planned projects covered in this money, and \$17 million is for the surface water project.

Ms. Nelda Weatherly, spoke of the lawsuit decided in City's favor.

Mr. Lloyd Garza, City Attorney, stated that a language safety net is necessary which allows Water Board to use funding for other projects as listed.

Ms. Berriozabal stated she will vote against this until it is proven cost effective and that Applewhite has too little water.

Mr. Hassloch expressed concern at not receiving the informational packet earlier.

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

Webb seconded the motion.

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

90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,577

AUTHORIZING THE ISSUANCE, SALE, AND DELIVERY OF CITY OF SAN ANTONIO, TEXAS, PRIOR LIEN WATER SYSTEM REVENUE REFUNDING BONDS, SERIES 1990A; AND APPROVING AND AUTHORIZING INSTRUMENTS AND PROCEDURES RELATING THERETO.

\* \* \* \*

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

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

90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,578

ENDORING THE CONCEPT PROPOSED BY THE DOME ADVISORY COMMITTEE TO DEPRESS MONTANA STREET AND CONSTRUCT RELATED IMPROVEMENTS IN CONNECTION WITH THE MULTI-PURPOSE DOME FACILITY AND ESTABLISHING AN AD HOC COUNCIL COMMITTEE TO NEGOTIATE A FUNDING MECHANISM FOR SAID IMPROVEMENTS WITH VIA METROPOLITAN TRANSIT AUTHORITY.

\* \* \* \*

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

Mayor Cockrell asked that staff brief City Council on the depression of Montana Street.

Spur Walker then presented overheads, explaining in detail the concepts involved with the agreement for depression of Montana Street, which is the key issue, between IH-37 and Cherry Street, which discussed all responsibilities and issues as they relate to the design and construction of this undertaking, along with different methods of raising revenues to fund the total cost of this project. The discussion covered such items as parking, stadium traffic demand, limitations of present area, and looking at demographics.

Mr. Roland Lozano, Director of Office of Dome Development, discussed the finances involved, stating this agreement will not impact the General Fund, as all costs associated with the Multipurpose Dome Facility will be funded from the 1/2 cent sales tax collections, paid under Fund 29, Miscellaneous Special Revenue Funds.

Mayor Cockrell suggested a traffic study relative to St. Pauls' Square pedestrian traffic on East Commerce, considering improved sidewalks.

Mrs. Dutmer stated she will be unable to vote for this as VIA will own the dome, but City of San Antonio residents will pay for it, being bound to the year 2050. She then suggested we do a comparison study of the jobs we have already lost /vs/ the number of permanent jobs created by the Dome. Mrs. Dutmer also found problems with the fact that we have created a monopoly and created business for VIA.

Ms. Berriozabal spoke to the unrealistic plan on parking that was presented by Mr. Walker, stating that people will park as closely as they can to the Dome.

In response, Mr. Lozano stated that Traffic Management issues include signage off IH37 and IH35 to get into the downtown area.

Ms. Berriozabal stated parking destroys neighborhoods and that VIA should pay for depressing Montana Street.

Dominick Pisano, President of North San Antonio Chamber of Commerce, stated that his organization approved depression of Montana Street.

Dr. Michael Zaccaria, representative of St. Paul Square Association, supports proceeding with Dome as this can be an Economic generator.

Mr. T. C. Calvert stated the depression of Montana will create safety for pedestrians and will be a good access route also for emergency vehicles.

Mr. Bob Coleman, representative of the Dome Advisory Committee,

stated delay will only buy us another year of experience, and suggested we get project moving as we are not taking a risk of going into the General Fund.

Mr. Clifton Hodge, former President of the Alamo City Chamber, had concerns of traffic and parking patterns, stating that people will park as near the Dome as they can get.

Mr. Tommy Adkisson, representative of the Southside Chamber, spoke in support of the Montana Street depression.

Ms. Vicky Waddy, of the Greater San Antonio Chamber, spoke in favor of the depression of Montana Street.

In response to Mr. Wolff's question, Mr. Walker estimates that 60% of dome traffic will come from the north.

Mr. Wolff spoke to education of citizens about dome parking, and use of alternate routes, both in and out, and Montana Street depression is a No. 1 priority in development of domed stadium. Mr. Wolff also feels there will be no need to use money from the General Fund of City on domed stadium, as promised. Instead it would be necessary to see what else might be cut from the dome, if necessary. Mr. Wolff is going to vote for, but must find other ways to cut later.

Mr. Labatt insisted that General Fund money not be spent and, in fact, asked that we pass an amendment today.

Mayor Cockrell explained we cannot have an amendment about the General Fund, but that we can direct staff to come back next Spring and we cut back on dome stadium amenities.

Mr. Briseno interjected that City Council can give direction that no General funds will be used. We could attach a provision "Will not cover shortfalls with General Funds." We have Failsafe Plan that if, in one year, we do not like estimates we can say make a \$2.8 million reduction and modification.

Mayor Cockrell asked City Attorney Garza what language we could use.

Mr. Garza explained that the Ordinance is in our control with expression of intent. The Agreement is negotiated and can be re-negotiated.

Mr. Labatt made an amended motion that the Council expresses and manifests its committment that no General Fund City monies will be used to fund the Domed Stadium Project. Mr. Wolff seconded the motion.

Mayor Cockrell asked for editorial of Amendment if necessary, but

Mr. Garza responded that it was worded correctly.

Discussion followed on the proposed Amendment.

Ms. Vera stated that the motion does not help resolve problem of funding in front of us now.

Ms. Berriozabal stated that the agreement between the City and VIA is operating document that we will absorb costs.

After consideration, the amended motion failed to carry by the following vote: AYES: Webb, Wolff, Labatt, Cockrell; NAYS: Berriozabal, Dutmer, Martinez, Vera; ABSENT: Wing, Thompson, Hasslocher.

Mr. Webb, in going back to Main Motion, stated proponent of Montana Street was a vital link to Dome's success and is also good for the area around Cherry Street and bringing a few jobs into the area. He also stated it will also provide another access at the the railroad other than overpasses such as New Braunfels bridge and the Durango bridge. Mr. Daly, past Director of Budget, made projections last year of 9.3 million. If projections are wrong, we will have to cut back in other areas. The needed depression of Montana Street will provide ingress and egress.

Ms. Vera stated that VIA needs to participate in this as they have everything to gain and nothing to lose and she will vote against this.

Mayor Cockrell stated that Montana Street depression is critical to operating efficiency of the Dome and is voting for this. Mayor pledged to watch and to cut other items out rather than cut Montana depression.

Mr. Martinez unequivocally supports the Montana depression; however, he had two questions: (1) Is there anything that would prohibit VIA from using 1/2 cent sales tax for them? (2) Is there a firm commitment from VIA to not use other funds?

In answer to Mr. Martinez, City Attorney Garza stated that project use of scope of original agreement. It acts as an amendment which is a legal activity.

Mr. Martinez then stated that VIA has the funds to be more cooperative.

Mr. Martinez then made a substitute motion to approve the ordinance and continue planning the Montana Street Depression and appoint a committee of three headed by Mayor Cockrell. Mrs. Dutmer seconded the motion.

A discussion ensued in which Mrs. Dutmer urged that promises of the City to its citizens be kept regarding money for funding and stated

that although the City wants it, VIA needs it. Therefore, VIA should fund it since it is more critical to VIA. She stated that Federal Guidelines state in order to use their money, VIA has to be using it for transportation purposes. Mrs. Dutmer then said she will support the Montana Street Depression.

Ms. Vera also said she will support the Montana Street Depression.

Mr. Labatt stated he is in favor of the project, but that funding is his problem.

Mr. Wolff continues to give direction to the design team.

Mr. Webb stated he feels every stumbling block has been used.

Ms. Berriozabal expressed concern for the people of the neighborhood who all want the depression of Montana Street and the estimates given.

Mr. Martinez suggested hard ball negotiation with VIA.

In response to Mr. Hasslocher's questions, Mr. Roland Lozano, Director of the Dome Facilities, explained who will be using the depression, and who the primary users are.

Mayor Cockrell then asked for Roll Call on the Substitute Motion to have City Council approve the design of the Montana Street Depression and to head up a committee of three with Mayor Cockrell as the head. The Substitute motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Vera, Wolff, Labatt, Cockrell; NAYS: Hasslocher; ABSENT: Thompson.

The Main Motion, as substituted, carried by the following vote: AYES: Berriozabal, Webb, Wing, Martinez, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Dutmer, Thompson.

Mr. Alex Briseno, City Manager, urged Council to not lose sight of the fact that Montana was never part of the project. He then reiterated all the things we are doing with 5.7 million dollars left over.

-

-

-

90-22      PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE AUTHORIZING THE REPROGRAMMING OF \$9,000.00 FROM THE CDBG DISTRICT 4 CONTINGENCY ACCOUNT.

Mayor Cockrell declared the Public Hearing open.

No citizens were registered to speak on the matter.

Mayor Cockrell declared the Public Hearing closed.

90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,579

AUTHORIZING THE REPROGRAMMING OF \$9,000.00 FROM THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) DISTRICT 4 CONTINGENCY FUND TO THE NEWLY-CREATED DEPAUL DAY CARE CENTER PROJECT; AND AUTHORIZING THE EXECUTION OF THE REQUIRED PROJECT CONTRACT.

\* \* \* \*

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

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

90-22 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE AMENDING THE MAJOR THOROUGHFARE PLAN TO REDESIGNATE WEST COMMERCE STREET TO A SECONDARY ARTERIAL, TYPE A.

Mayor Cockrell declared the Public Hearing open.

No citizens were registered to speak on the matter.

Mayor Cockrell declared the Public Hearing closed.

90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,580

AMENDING THE MAJOR THOROUGHFARE PLAN SO AS TO REDESIGNATE WEST COMMERCE STREET FROM GENERAL MCMULLEN TO MILITARY DRIVE WEST FROM A PRIMARY ARTERIAL, TYPE A, TO A SECONDARY ARTERIAL, TYPE A.

\* \* \* \*

Ms. Rebecca Q. Cedillo, Director of Planning, answered questions by Councilmembers.

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

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

90-21      CONSENT AGENDA

Mr. Hasslocher made a motion to approve Agenda Items 10 through 34, constituting the Consent Agenda, with items 18, 24, 25, 28 and 29 to be pulled for individual consideration and Items 19 and 31 which were pulled earlier from consideration by the City Manager. Mr. Labatt seconded the motion.

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

AN ORDINANCE 71,581

ACCEPTING THE LOW BID OF SOUTHERN SAFETY SALES TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH TRACHEAL INTUBATION INDICATING DEVICES FOR A TOTAL OF \$8,000.00.

\* \* \* \*

AN ORDINANCE 71,582

ACCEPTING THE LOW BID OF TEXAS EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO HUMAN RESOURCES DEPARTMENT WITH TWO HYDRAULIC LIFTS FOR THE HANDICAPPED FOR A TOTAL OF \$3,320.00.

\* \* \* \*

AN ORDINANCE 71,583

ACCEPTING THE PROPOSAL OF LANDMARK SYSTEMS CORPORATION TO RENEW THE USE OF COMPUTER SOFTWARE USED IN MANAGING AND MONITORING THE ONLINE TELEPROCESSING SYSTEM FOR THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT FOR A TOTAL COST OF \$3,600.00.

\* \* \* \*

AN ORDINANCE 71,584 .

ACCEPTING THE PROPOSAL OF SAS INSTITUTE, INC., TO RENEW A SOFTWARE MAINTENANCE AGREEMENT PROVIDING COMPUTER SOFTWARE TO UPDATE STATISTICAL ANALYSIS AND REPORTING :FOR THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT AT :AN ANNUAL COST OF \$5,800.00.

\* \* \* \*

AN ORDINANCE 71,585 .

ACCEPTING THE LOW QUALIFIED BID OF CANION COMMUNICATIONS TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH AN ANNUAL CONTRACT FOR CABLE PULLING AND INSTALLATION FOR AN ESTIMATED TOTAL OF \$14,000.00.

\* \* \* \*

AN ORDINANCE 71,586 .

ACCEPTING THE LOW BID OF HOLT COMPANY OF TEXAS TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH A RIPPER FOR A CRAWLER TRACTOR FOR A TOTAL OF \$17,176.00.

\* \* \* \*

AN ORDINANCE 71,587 .

ACCEPTING THE LOW BID OF SOUTHWEST PUBLIC SAFETY TO FURNISH THE POLICE AND AVIATION DEPARTMENTS WITH VEHICLE WARNING LIGHTS FOR A TOTAL OF \$26,887.35.

\* \* \* \*

AN ORDINANCE 71,588 .

ACCEPTING THE LOW BID OF OFFICE PAVILION TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH AN OPEN OFFICE SYSTEM FOR THE I. O. MARTINEZ ADMINISTRATION BUILDING FOR A TOTAL OF \$39,698.00.

\* \* \* \*

AN ORDINANCE 71,589 .

ACCEPTING THE LOW BID OF JOE HARRISON HONDA TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH AN ANNUAL CONTRACT FOR MOTORCYCLE PARTS AND SERVICE FOR AN ESTIMATED TOTAL OF \$50,000.00.

\* \* \* \*

AN ORDINANCE 71,590 .

APPROPRIATING \$141,200.00 FOR THE PURCHASE OF A COMMUNICATIONS SYSTEM FOR THE I. O. MARTINEZ ADMINISTRATION BUILDING.

\* \* \* \*

AN ORDINANCE 71,591 .

ACCEPTING THE LOW, QUALIFIED BID OF DACOM, INC. IN THE AMOUNT OF \$23,792.52 IN CONNECTION WITH THE ACME PARK IMPROVEMENTS PROJECT; ESTABLISHING A CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$5,501.90; AUTHORIZING A CONTRACT; PROVIDING FOR PAYMENT; AND REVISING THE PROJECT BUDGET.

\* \* \* \*

AN ORDINANCE 71,592 .

ACCEPTING THE LOW, QUALIFIED BID OF S. A. WINCO, INC. IN THE AMOUNT OF \$92,112.82 IN CONNECTION WITH THE MARYLAND STREET (WALTERS TO GRIMES) RECONSTRUCTION PROJECT; AUTHORIZING \$9,211.28 FOR CONSTRUCTION CONTINGENCIES; AUTHORIZING \$3,762.90 FOR PROJECT OVERSIGHT COSTS; AUTHORIZING A CONTRACT; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 71,593 .

AUTHORIZING AND DIRECTING THE CITY MANAGER OR ASSISTANT CITY MANAGER TO EXECUTE A RELEASE OF THE FLOOD EASEMENT APPEARING OF RECORD IN VOLUME 823 AND PAGES 87 AND 88, DEED RECORDS OF BEXAR COUNTY, TEXAS AS IT RELATES TO A 4.074 ACRE TRACT OF LAND IN ORIGINAL CITY LOT 19, RANGE 4, DISTRICT 3, 3.464 ACRES OF WHICH ARE PRESENTLY IDENTIFIED AS LOT 15, NEW CITY BLOCK 10114 IN THE CITY OF SAN ANTONIO,

BEXAR COUNTY, TEXAS.

\* \* \* \*

AN ORDINANCE 71,594

AMENDING ORDINANCE NO. 64259 PASSED AND APPROVED ON 23 DECEMBER 1986 RELATING TO SUNSET OFFICE PARK SUBDIVISION, UNIT 1 BY EXTENDING THE TIME LIMIT PROVIDED IN SECTION 3 THEREOF FROM 2 JANUARY 1990 TO 4 OCTOBER 1992.

\* \* \* \*

AN ORDINANCE 71,595

DESIGNATING JOE A. ACEVES, ACTING DIRECTOR, WASTEWATER MANAGEMENT, OR HIS SUCCESSOR, AS THE SIGNATORY AGENT FOR THE CITY OF SAN ANTONIO FOR GRANT APPLICATIONS, GRANT REIMBURSEMENTS, THE ACCEPTANCE OF GRANTS, AND ANY OTHER DOCUMENTS REQUIRED UNDER THE FEDERAL WATER POLLUTION CONTROL ACT OR THE STATE OF TEXAS.

\* \* \* \*

AN ORDINANCE 71,596

CLOSING A PORTION OF S. SAN AUGUSTINE ST. ON JULY 8, 1990, SO THAT IT MAY BE USED BY ST. JUDE'S CATHOLIC CHURCH FOR ITS ANNUAL SUMMER FESTIVAL.

\* \* \* \*

AN ORDINANCE 71,597

CLOSING A PORTION OF W. ASHBY ON JULY 7, 1990, SO THAT IT MAY BE USED BY ST. ANN'S CATHOLIC CHURCH FOR ITS PARISH FESTIVAL.

\* \* \* \*

90-21 The Clerk read the following Ordinance:

AN ORDINANCE 71,598

ACCEPTING THE LOW QUALIFIED BID OF AQUAMED BIOMONITORING LABORATORY TO FURNISH THE CITY OF SAN

ANTONIO ENVIRONMENTAL MANAGEMENT DEPARTMENT WITH AN ANNUAL CONTRACT FOR BIOMONITORING ANALYSES FOR AN ESTIMATED TOTAL OF \$17,440.00.

\* \* \* \*

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

Mr. Joe Aceves, Director of Public Works, in answer to Mrs. Dutmer's question, stated that we are making headway in the hiring of a lab technician.

(Mayor Cockrell was obliged to leave the meeting and Mayor Pro Tem Berriozabal presided.)

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

90-21 The Clerk read a proposed ordinance accepting the low bid of A. Sanchez Heating & Air Conditioning in the amount of \$64,696.00 to provide the Eastside Health Branch Clinic located at 210 North Rio Grande with HVAC replacement mechanical upgrades and roof replacement.

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

Mr. Webb asked how much money was being spent on air conditioning.

In answer, Mr. Joe Aceves, Director of Public Works, explained the need for repair and what it covered such as the roof and air conditioning.

Mr. Webb expressed concern that the building is too small and that it would be better if it were gutted and build a new one. He then asked if it were CDBG eligible?

Mr. Aceves stated that he felt certain that was true and suggested a postponement in order for him to look into the matter.

Mr. Webb then moved to postpone the matter for one week. Mr. Hasslocher seconded the motion.

The motion to postpone for one week carried by the following

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

90-21 The Clerk read the following Ordinance:

AN ORDINANCE 71,599

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF ELECTRICAL TRANSMISSION AND DISTRIBUTION LINE EASEMENTS OVER, ACROSS, UNDER AND UPON CERTAIN PRIVATELY OWNED REAL PROPERTY BETWEEN THE CAGNON ROAD SUBSTATION AND THE J. K. SPRUCE PLANT FOR THE CITY OF SAN ANTONIO ELECTRIC SYSTEM, FOR THE PUBLIC PURPOSE OF CONSTRUCTION, OPERATION AND MAINTENANCE OF ELECTRICAL TRANSMISSION AND DISTRIBUTION LINES; AUTHORIZING ALL APPROPRIATE ACTION OF THE CITY PUBLIC SERVICE BOARD OF SAN ANTONIO IN THE INSTITUTION AND PROSECUTION OF CONDEMNATION PROCEEDINGS TO ACQUIRE ANY SUCH NEEDED EASEMENTS AND RELATED RIGHTS OF INGRESS AND EGRESS THAT CANNOT BE ACQUIRED THROUGH NEGOTIATION; RATIFYING AND AFFIRMING ALL ACTS AND PROCEEDINGS HERETOFORE DONE OR INITIATED BY ATTORNEYS, AGENTS AND EMPLOYEES OF THE CITY PUBLIC SERVICE BOARD TO ACQUIRE SUCH EASEMENTS; AUTHORIZING ALL OTHER LAWFUL ACTION NECESSARY AND INCIDENTAL TO SUCH ACQUISITIONS OR EMINENT DOMAIN PROCEEDINGS TO SURVEY, SPECIFY, DEFINE AND SECURE THE NECESSARY EASEMENT RIGHTS; DECLARING THE SECTIONS OF THE ORDINANCE TO BE SEVERABLE ONE FROM THE OTHER IN THE EVENT ANY SECTION OF THIS ORDINANCE IS DETERMINED TO BE INVALID; AND DECLARING AN EMERGENCY.

\* \* \* \*

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

(Mayor Cockrell returned to the meeting and presided.)

Mr. Gene Duke, City Public Service, showed the overheads and explained each one in turn.

Ms. Berriozabal questioned City Attorney, Lloyd Garza regarding the wording in Section 4.

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

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

90-21 The Clerk read the following Ordinance:

AN ORDINANCE 71,600

RATIFYING THE SUBMISSION OF A GRANT FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR \$1,248,763.00 WITH \$155,215.00 FOR RENOVATION OF THE TRANSITIONAL HOUSING PORTION OF THE DWYER CENTER, FEDERAL BUILDING 7-G-TX-985, AND \$1,093,548.00 FOR OPERATIONS, SUPPORTIVE SERVICES AND EMPLOYMENT SERVICES FOR TRANSITIONAL HOUSING ACTIVITIES FOR A FIVE YEAR PERIOD; AND AUTHORIZING THE ACCEPTANCE OF SAID GRANT; AUTHORIZING A CASE MATCH OF \$155,216.00 FROM OTHER PROJECTS TO BE IDENTIFIED, \$105,850.00 FROM IN-KIND CLIENT RENTAL, CONTRIBUTION, AND A \$766,260.00 IN-KIND MATCH FOR A TOTAL OF \$1,027,326.00; APPROVING A PERSONNEL COMPLEMENT; AND APPROVING A BUDGET.

\* \* \* \*

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

In response to a question by Ms. Berriozabal, Mr. Kevin Moriarty explained the types of Grants applied for.

Ms. Berriozabal expressed concern with the transitional housing, stating the cubicles are very small but are intended to serve up to 8 people.

Ms. Berriozabal then asked City Manager Alex Briseno for a way to serve families with children, working closely with Kevin Moriarty on transitional housing with Council.

Mr. Moriarty stated he wants to stimulate citizens and communities to participate and wants each church to adopt one family.

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

90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,601

GRANTING A PERMIT TO THE SAN ANTONIO FESTIVAL TO STAGE A FIREWORKS DISPLAY AT HEMISFAIR PARK ON JUNE 1, 1990, IN CONJUNCTION WITH THE PERFORMANCE OF HANDEL'S "MUSICK FOR THE ROYAL FIREWORKS".

\* \* \* \*

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

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

90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,602

ACCEPTING THE PROPOSAL OF ARTHUR ANDERSON COMPANY TO CONDUCT A FEASIBILITY STUDY ON THE EXPANSION OF THE SAN ANTONIO CONVENTION FACILITIES; AUTHORIZING THE EXECUTION OF A CONTRACT; PROVIDING \$85,750.00 FOR FUNDING OF PHASES I AND II; AND PROVIDING FOR PAYMENT.

\* \* \* \*

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

Mr. Joe Madison, Director of Convention Facilities, clarified what would be accomplished with studies in next ten years and space needs.

Mrs. Dutmer posed the question of the possibility of the Dome taking care of the space needs for the next twenty years.

Mr. Alex Briseno, City Manager, stated that the Dome will be complimentary to the Convention Facilities.

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

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

90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,603

CLOSING ALAMO PLAZA EAST AND ALAMO PLAZA WEST FROM EAST HOUSTON TO EAST COMMERCE AND EAST CROCKETT FROM LOSOYA TO BONHAM FROM 2:00 P.M. THURSDAY, SEPTEMBER 6, 1990, UNTIL 9:00 A.M. SATURDAY, SEPTEMBER 8, 1990, TO ENABLE THE AMERICAN CANCER SOCIETY TO HOLD ITS ANNUAL CATTLE BARON'S GALA; AND TRANSFERRING UP TO \$900 FROM THE DISTRICT 6 DISCRETIONARY & IMPROVEMENTS FUND FOR PAYMENT OF STREET CLOSURE FEES.

\* \* \* \*

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

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

90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,604

DECLARING THE RIGHT, TITLE AND INTEREST OF THE CITY OF SAN ANTONIO IN AND TO APPROXIMATELY 275,923 SQUARE FEET (6.33 ACRES) OF REAL PROPERTY LOCATED IN THE VISTA VERDE SOUTH UDAG PROJECT AREA, KNOWN AS A PORTION OF LOT 34, BLOCK 90, NEW CITY BLOCK 268, VISTA VERDE SOUTH UNIT 4B, AND THE LEASED FEE ESTATE OF THE CITY IN THE ADJOINING TRACT KNOWN AS LOT 35, BLOCK 90, NEW CITY BLOCK 268, VISTA VERDE SOUTH UNIT 5A, SURPLUS TO THE NEEDS OF THE CITY OF SAN ANTONIO AND AUTHORIZING THE CITY STAFF TO ADVERTISE THE PROPERTY FOR SALE BY PUBLIC BID PURSUANT TO EXISTING LAW, WITH BOTH SAID LOTS TO BE REPLATTED, PRIOR TO SALE, AS LOT 36, BLOCK 90, NEW CITY BLOCK 268, VISTA VERDE SOUTH UNIT 5B.

\* \* \* \*

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

City Manager Alex Briseno answered questions of the Council.

Mr. Wing expressed concern with developing in this area of beer distributing recycling company, which is like a salvage yard, when we are trying to upgrade.

Mr. Martinez stated that Vista Verde eliminated deteriorated structures, and that GLI Distribution has made an investment in this area and employed over 200 people. He further stated that though this is a salvage process, this is not a processing yard with surplus land available because of changes in industry. An established company, GLI, (Old Williams Distributing Company) wants to bid.

Mr. Oscar Perez, Special Projects Officer, DEED, clarified the lease agreement and areas affected.

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

Mayor Cockrell called for items 37, 40 and 42 that have citizens signed to speak.

90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,605

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE GRANT AGREEMENT WITH THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR THE URBAN DEVELOPMENT ACTION GRANT FOR THE VISTA VERDE SOUTH.

\* \* \* \*

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

Ms. Virginia Ramirez, Citizen, COPS, spoke about her hopes to have more housing in Vista Verde Housing made more affordable. She felt the property should be sold for residential rather than business.

Mr. Oscar Perez, Special Projects Officer, DEED, stated the City has 2.3 million of UDAG in Vista Verde South, and that staff is recommending usage in Single-Family Housing Development, Historic

Structure Stabilization, Acquisition of Non-Rehab Buildings, Site Improvements, Environmental Issues, and Administration.

Mr. Martinez spoke of the June 30th deadline to meet with HUD to garner 2.3 million. Mr. Martinez then read a statement relative to the plan, a copy of which is filed with the papers of this meeting.

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

90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,606

AUTHORIZING AWARDS OF ASSISTANCE FROM THE CITY OF SAN ANTONIO HOUSING TRUST TO CERTAIN AFFORDABLE HOUSING PROJECTS APPROVED BY THE BOARD OF TRUSTEES; AUTHORIZING THE SAN ANTONIO HOUSING TRUST FOUNDATION, INC. TO BE THE FINANCIAL CONTRACTOR FOR THE DISBURSEMENT OF TRUST ASSISTANCE; AND AUTHORIZING THE TRANSFER OF \$1,101,327.00 TO THE SAN ANTONIO HOUSING TRUST FOUNDATION, INC.

\* \* \* \*

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

Ms. Virginia Ramirez, representing COPS as Co-Chair, read a statement and spoke of need of affordable housing. She stated that some money should be dedicated to high-risk lending fund.

Mr. Tim Hathaway, Chair of City of San Antonio Housing Trust Board of Trustees, then read a statement, a copy of which is filed with these papers.

Ms. Berriozabal stated this was a monumental task and commended the staff for their hard work.

Mr. Bill Davis commended Habitat for Humanity and Unitarian Universalist Housing Corporation. He stated there were three important issues: 1.) high risk lending-in order to get them new homes; 2.) Master Plan needs policy or plan to prioritize money usage; and 3.) Provisions for homeless and transitional housing.

He then recognized the COPS Organization for their help in Housing Trust Fund, which is the only one in Texas, and recognized Mayor

Cockrell for her leadership in this.

Mr. Wing recognized COPS as always in forefront of Vista Verde South project.

Mr. Wolff applauded innovative ideas, good use of public funds, and six good projects.

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

- - -  
90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,607 .

.  
AUTHORIZING SAN ANTONIO METROPOLITAN HEALTH DISTRICT  
AND THE SAN ANTONIO NAMES PROJECT TO HOST THE NAMES  
PROJECT DISPLAY ON JUNE 16-18, 1990, AT THE HENRY B.  
GONZALEZ CONVENTION CENTER, NORTH EXHIBIT HALL.

\* \* \* \*

Ms. Carolyn Warmbold, representative of San Antonio AIDS Project, asked City to waive the Security fee of \$3,359.00 for the AIDS March on June 16-18, 1990. The AIDS services will include a showing of the AIDS Memorial Quilt of over 14,000 panels, with 2,000 panels being shown here, to raise \$20,000.00.

Ms. Berriozabal agreed to donate \$500.00 from District 1 Discretionary Fund, stating that when she was in Washington, she saw the quilt of panels coming from worldwide. She stated this was most powerful, feeling the incredible love coming from loved ones, priests, servicemen, and many others. She urged the City to participate and go to the Convention Center Father's Day weekend.

Mr. Wolf stated he had helped raise \$20,000 at a fund raiser, and would donate \$1,000.00 from District 8 Discretionary Funds to help.

Ms. Vera then donated \$1,000.00 from District 7 Discretionary Funds for this worthwhile purpose.

Mrs. Dutmer stated the City is co-sponsor and she then donated \$1,000.00 from District 3 Discretionary Funds.

Mayor Cockrell then donated \$500 from the Mayor's Discretionary Fund.

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

ZONING HEARINGS

44. CASE 290020 - to rezone the west 100 feet of Tract 2, NCB 18044 from Temporary "R-1" One Family Residence District to "B-3" Business District; and the east 460.48 feet of Tract 2, NCB 18044 from Temporary "R-1" One Family Residence District to "I-1" Light Industry District, located on the eastside of Covell Road, being approximately 425.83 feet north of the intersection of Covell Road and San Antonio city limits line, having 155.54 feet on Covell Road and a maximum depth of 560.48 feet, 8320 Covell Road.

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

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

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

45. CASE 290056 - to rezone the southeast 174.04 feet of the north 352.56 feet of Lot 38 and all of Lot 39, NCB A-20, 694 and 700 Steves Avenue, from (H) "B-2" Historic Business District to (H) "I-1" Historic Light Industry District, located between Steves Avenue and Mitchell Road, having 538.46 feet on Steves Avenue, 342.54 feet on Mitchell Road and a distance of 455.19 feet between Steves Avenue and Mitchell Road.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council only as I-1 pertains to existing buildings only and a 10 ft. landscaped buffer along Mission Road and a 1-foot non-access easement along Mitchell Road.

Mrs. Dutmer made a motion to approve the recommendation of the Zoning Commission to screen outside storage, and if business fails property will revert. Mr. Webb seconded the motion.

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

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

AN ORDINANCE 71,608

AMENDING CHAPTER 35 OF THE CITY CODE THAT  
CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF  
THE CITY OF SAN ANTONIO BY CHANGING THE  
CLASSIFICATION AND REZONING OF CERTAIN PROPERTY  
DESCRIBED HEREIN AS THE SOUTHEAST 174.04 FEET OF THE  
NORTH 352.56 FEET OF LOT 38 AND ALL OF LOT 39, NCB  
A-20, 694 AND 700 STEVES AVENUE FROM (H) "B-2"  
HISTORIC BUSINESS DISTRICT TO (H) "I-1" HISTORIC  
LIGHT INDUSTRY DISTRICT. "THE PENALTY FOR VIOLATION  
IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

44. At this time Ms. Vera made a motion to reconsider Item 44, Zoning case Z90020. Mr. Labatt seconded the motion.

The motion to reconsider Item 44 carried by the following vote:  
AYES: Webb, Dutmer, Wing, Martinez, Vera, Wolff, Labatt; NAYS: None;  
ABSENT: Berriozabal, Thompson, Hasslocher.

Ms. Vera made a motion to approve the proposed Ordinance with a "B-3NA" Non-Alcoholic Sales Business District. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 71,609

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 WEST 100 FEET OF TRACT 2,  
NCB 18044, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE  
DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS  
DISTRICT; AND THE EAST 460.48 FEET OF TRACT 2, NCB  
18044, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE  
DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, 8320  
COVEL ROAD. "THE PENALTY FOR VIOLATION IS A FINE

NOT TO EXCEED \$1,000.00."

\* \* \* \*

46. CASE Z90061 - to rezone Lots 21, 22 and 23, NCB 10379, 5811 N. W. Interstate Expressway (I.H.10), from "O-1" Office District to "B-2NA" Non-Alcoholic Sales District, located northeast of the intersection of N.W. Interstate Expressway (I.H.10) and Scales Street, having 211.13 feet on N.W. Interstate Expressway (I.H.10) and 60.11 feet on Scales Street.

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

Mr. Labatt questioned if the fence would be moved east.

Mr. William Schmidt, Trustee, in answer to Mr. Labatt, stated they would need to add fence to extend the full length of the alley.

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

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

AN ORDINANCE 71,610

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 21, 22 AND 23, NCB 10379, FROM "O-1" OFFICE DISTRICT TO "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT, 5811 N.W. INTERSTATE EXPRESSWAY (IH10). "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

47. CASE Z90062 - to rezone Lot 15, Block 5, NCB 9305, from "C" Apartment District to "B-2NA" Non-Alcoholic Sales Business District; Lots 4A, 5A, and 6A, Block 5, NCB 9305, from "C" Apartment District to "B-1" Business District, located northeast of the intersection of Logwood Avenue and Grosvenor Street, having 330.0 feet on Logwood Avenue and 345.0 feet on Grosvenor Street.

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

Mr. Wing requested non-access easement on Grosvenor.

Mr. Wing made a motion to approve the recommendation of the Zoning Commission with non-access easement on Grosvenor. Mr. Martinez seconded the motion.

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

AN ORDINANCE 71,611

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 15, BLOCK 5, NCB 9305, FROM "C" APARTMENT DISTRICT TO "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT; AND LOTS 4A, 5A, AND 6A, BLOCK 5, NCB 9305, LOGWOOD AVENUE FROM "C" APARTMENT DISTRICT TO "B-1" BUSINESS DISTRICT PROVIDED THAT A ONE-FOOT NON-ACCESS EASEMENT IS IMPOSED ALONG GROSVENOR AVENUE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

48. CASE Z90065 - to rezone Lot 1, Block 31, NCB 18620 from Temporary "R-1" One Family Residence District to "B-3R" Restrictive Business District, 5402 Grissom Road, located southeast of the intersection of Timberhill Drive and Grissom Road, having 120' on Timberhill Drive and 130' on Grissom Road.

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

Mr. Wolff made a motion to approve the recommendation of the Zoning Commission. Mr. Labatt seconded the motion.

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

AN ORDINANCE 71,612

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, BLOCK 31, NCB 18620, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, 5402 GRISSOM ROAD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

\* \* \* \*

90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,613

APPROPRIATING \$1,000.00 FROM THE DISTRICT 3 DISCRETIONARY AND IMPROVEMENTS FUND TO PAY THE CATERING :BILL FOR THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN'S 20TH ANNIVERSARY BANQUET.

\* \* \* \*

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

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

90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,614

AUTHORIZING AND APPROVING A SETTLEMENT AGREEMENT AND RELEASE WITH EASTERN INDEMNITY COMPANY OF MARYLAND REGARDING CAUSE NO. 448,527 AND CAUSE NO. 454,539, BOTH STYLED CITY OF SAN ANTONIO TEXAS VS. STEPHEN S. DURISH, ANCILLARY RECEIVER FOR EASTERN INDEMNITY COMPANY OF MARYLAND, IN RECEIVERSHIP IN THE 299TH JUDICIAL DISTRICT COURT, BEXAR COUNTY, TEXAS, SO AS TO RECEIVE \$18,500.00 PURSUANT TO SAID AGREEMENT.

\* \* \* \*

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

In answer to questions, City Attorney Lloyd Garza explained State Receivership.

Mr. Labatt stated the opinion that "Offshore Bonding Company" is completely inequitable.

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

- - -  
90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,615

APPROPRIATING FUNDS IN THE AMOUNT OF \$500,000.00, \$457,133.75 FOR CONSTRUCTION AND \$42,866.25 FOR THE CONSTRUCTION CONTINGENCY, PAYABLE TO THE SAN ANTONIO RIVER AUTHORITY TO BE PLACED IN ESCROW WITH THE U.S. ARMY CORPS OF ENGINEERS TO PROVIDE THE CITY'S SHARE OF THE CONSTRUCTION OF A LOW-FLOW DIVERSION AND WATER CIRCULATION SYSTEM FOR THE SAN PEDRO CREEK TUNNEL.

\* \* \* \*

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

Mr. Labatt questioned whether we could approve this and defer payment.

Mr. Joe Aceves, Director of Public Works, stated we were 8 to 9 months behind schedule.

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

90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,616

AUTHORIZING THE EXECUTION OF A QUITCLAIM OR DEED WITHOUT WARRANTY CONVEYING ALL RIGHT, TITLE OR INTEREST OF THE CITY IN NEW CITY BLOCKS 614, 679 AND 681 TO SOUTHERN PACIFIC TRANSPORTATION COMPANY FOR THE PURPOSE OF REMOVING CLOUD ON TITLE AND FACILITATING CONVEYANCE OF TITLE FROM SOUTHERN PACIFIC TRANSPORTATION COMPANY TO VIA METROPOLITAN TRANSIT FOR THE TRAFFIC TERMINAL/MULTI-PURPOSE DOME FACILITY.

\* \* \* \*

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

Mr. Jackson C. Hubbard, Chief Real Estate Attorney, spoke to the proposed Ordinance authorizing quitclaim of any right, title or interest of the City in and to New City Blocks 679 and 681. He gave background information, policy considerations and financial impact.

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

90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,617

APPOINTING MEMBERS TO SERVE ON THE STREET MAINTENANCE TASK FORCE.

\* \* \* \*

In answer to a question from Mr. Martinez, Mr. Joe Aceves, Director of Public Works, submitted names for appointment to the Streets Maintenance Task Force, including COPS, MCA, and Alamo City Chamber.

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

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

ABSENT: Berriozabal, Wing, Thompson.

- - -  
90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,618 .

.  
: APPOINTING RUBY NELDA PEREZ TO SERVE ON THE ARTS &  
: CULTURAL ADVISORY COMMITTEE FOR A TERM OF OFFICE TO  
: EXPIRE ON NOVEMBER 15, 1990.

\* \* \* \*

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

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

- - -  
90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,619 .

.  
: APPOINTING MEMBERS TO SERVE ON THE CABLE TELEVISION  
: ADVISORY COMMITTEE FOR TERMS OF OFFICE TO EXPIRE ON  
: DECEMBER 31, 1990.

\* \* \* \*

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

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

- - -  
90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,620 .

.  
: APPOINTING RUBEN P. GARCIA TO SERVE ON THE

ELECTRICAL EXAMINING AND SUPERVISING BOARD FOR A  
TERM OF OFFICE TO EXPIRE ON JULY 31, 1990.

\* \* \* \*

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

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

- - -  
90-22 The Clerk read the following Ordinance:

AN ORDINANCE 71,621

REAPPOINTING DR. CHARLES ROGERS TO SERVE ON THE  
HIGHER EDUCATION AUTHORITY FOR A TERM OF OFFICE TO  
EXPIRE ON DECEMBER 15, 1991.

\* \* \* \*

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

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

- - -  
At 6:35 P.M. the Regular Meeting was recessed and a Special  
Meeting was convened at 6:36 P.M.

The Special Meeting was adjourned at 6:55 P.M. and the Regular  
City Council meeting reconvened.

- - -  
90-22

CITIZENS TO BE HEARD

MR. RICKY R. JOHNSON

Mr. Ricky R. Johnson, 4423 Jamestown Drive, spoke of having had  
problems with his health since a March 1978 military auto accident at Fort  
Gordon, Georgia, and feels that he has been wronged, since he has no

disability from the Veterans Administration. He asked for any help that the City can give him.

Mr. Alex Briseno, City Manager, stated that he can contact the City's Department of Human Resources and Services, who will talk with him about any assistance they may be able to give in this matter.

\* \* \* \*

MS. IDA KENNY

Ms. Ida Kenny, 7058 McCullough Avenue, voiced the concerns of her neighborhood association with comments made last week during discussion of airport noise problems, specifically that only eight per cent of the aircraft departures from International Airport fly over her area. She stated that this actually is 16 per cent, not eight per cent, and spoke to the many schools underneath this traffic pattern which are affected by this aircraft traffic. She distributed to Council members copies of a prepared fact-sheet dealing with possible rerouting of air traffic, a possible solution to the problems, and a brief summary of objections to increased usage of Runway 3-21. A copy of these remarks are made a part of the papers of this meeting. She noted further that she has gathered signatures of some 2,000 area residents who oppose any such change in air traffic patterns at International Airport, and spoke to Federal Aviation Administration proposals to alleviate the problem.

\* \* \* \*

MR. CHARLES HUDSPETH

Mr. Charles Hudspeth, 1031 Gibbs Street, noted that he is a past President of the San Antonio chapter, National Association for the Advancement of Colored People and also the Alamo City Chamber of Commerce, and voiced his concern for the firing of Assistant City Manager William Donahue and the makeup of the screening committee for applicants seeking the open position of City Manager of San Antonio. He noted that both Mr. Donahue and Mr. Stuart Summers, former Director of the Department of Economic and Employment Development, were highly-qualified individuals, and he feels their firing constitutes a vendetta and is unfair. He stated further that he feels that the Council came to the defense of City Manager Alex Briseno when he was an Assistant City Manager and threatened with loss of his job in the past. He stated, however, that he understands that the City Manager was acting within the scope of his authority in removing both men from their jobs, but feels that Mr. Donahue should have been placed into another position, rather than dismissed. He also stated his opinion that he feels a resurgence of racism, since five highly-qualified blacks have left City employ in recent years.

\* \* \* \*

MR. JESSE E. WRIGHT

Mr. Jesse E. Wright, 4403 Chesapeake Drive, stated that his younger brother, who is accompanying him before the Council today, is mentally retarded, and he feels that his brother has been abused by VIA Metropolitan Transit and Yellow Cab Company because VIA did not pick him up at his home as it should have done, and a taxicab then took him miles from home and left him. Mr. Wright stated that he feels that he is being manipulated by the City and has been hurt by both officers of the Sheriff's Office and City police. He noted that he has no job or home, and spoke of his opinion that the leaders have no respect for human life and laws, and that attorneys have been of no assistance, either, since he has received no help from anyone.

Mr. Alex Briseno, City Manager, stated that City staff would follow-up on Mr. Wright's complaints and asked him to give details to Assistant to the City Manager Travis Bishop.

\* \* \* \*

MR. JOSEPH V. LUKER

Mr. Joseph V. Luker, 833 Aransas Avenue, asked why Assistant City Manager William Donahue was fired, since no reason was publicly given, and he feels that taxpayers have the right to know. He spoke to Mr. Donahue's background and work enroute to becoming Assistant City Manager, and voiced his concern that his firing may be a matter of racism or bad judgement.

\* \* \* \*

MR. GAYLORD STEVENS

Mr. Gaylord Stevens, representing the Vietnam War Museum, spoke of plans to build a "Veterans Walk" in San Antonio, and addressed plans for a meeting on this with the River Corridor Committee. He spoke to his desire to work with all concerned on this matter, and passed around a model and sketches of the proposed "Veterans Walk".

Ms. Berriozabal referred Mr. Stevens to the River Corridor Committee.

(The Regular City Council meeting was recessed at 7:29 P.M. and convened "B" Session on the budget. The "B" Session was recessed at 8:24 P.M. and reconvened in Regular City Council meeting.

There being no further business to come before the Council, the meeting was adjourned at 8:25 P.M.

A P P R O V E D

*Lila Cockell*

M A Y O R

ATTEST:

*George J. Rodriguez*  
C i t y C l e r k