

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, NOVEMBER 2, 1989.

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

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89-47 The invocation was given by Brother Randy Fenter, MacArthur Park Church of Christ.

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89-47 The members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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89-47 SR. ALVARO DOMECCO ROMERO OF SPAIN

Mayor Cockrell introduced Sr. Alvaro Domecq Romero who heads the leading equestrian school in Spain, and declared him to be an Alcalde de La Villita, presenting him with the official Proclamation.

Sr. Domecq Romero thanked the Mayor and City Council for the honors, and in turn presented the City with a special poster. He noted that he has been to San Antonio twice before, and spoke of the Spanish influence on this area, including the introduction of horses to America.

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89-47 DIABETES AWARENESS WEEK

Mayor Cockrell spoke of the importance of Diabetes Awareness Week and read a special Proclamation designating the Week in San Antonio. She presented the Proclamation to the representatives of the YMCA of San Antonio.

A representative of the YMCA addressed the importance of early detection of diabetes to its treatment, and thanked the City and the commercial sponsors of the week for their support to this cause.

89-47

EASTER SEALS' ORNAMENT OF HOPE DAYS

Mayor Cockrell introduced Ms. Linda Bishop, Director of the Easter Seals Rehabilitation Center in San Antonio, and read a Proclamation designating "Ornament of Hope Days" in San Antonio and presented it to Ms. Bishop.

Ms. Bishop thanked the Mayor and Council for the Proclamation and introduced Adam Roundtree, the Easter Seals Poster Child. She then spoke briefly of the sale of a special limited-edition Easter Seals Christmas-tree ornament, and presented one to Mayor Cockrell as a memento.

89-47

WEST GERMAN BANKING APPRENTICES

Mayor Cockrell took note of the presence in the audience today of a group of 16 West German banking apprentices from Lower Saxony who are in San Antonio as guests of Palo Alto College's Banking Department, explaining that the purpose of the visit is to allow the participants to study the ways of life in the host nation and become familiar with the system of university/college and vocational education in banking. Mayor Cockrell also introduced Mr. Thomas Habben, leader of the group.

Mr. Habben spoke to the group's studies in San Antonio and presented the Mayor with information on the exchange program in banking, speaking also of the area of Lower Saxony from which members of the group come.

Each member of the group then introduced themselves and spoke of their own particular banking affiliations. A special plate was presented to the Mayor, who received it on behalf of the City.

89-47

COVER DESIGN AWARD
NEIGHBORHOOD PLANNING ORDINANCE

Mayor Cockrell spoke briefly about the recent competition to design a special cover for the Revised Neighborhood Planning Process ordinance booklet, and introduced Ms. Ruth McClendon, chairperson of the City's Planning Commission.

Ms. McClendon spoke to the background and details of the newest revision to the neighborhood planning ordinance and spoke of the neighborhood groups who participated in the design competition. She then introduced Ms. Emily Thuss, representing the winning design group, the San Antonio Coalition of Neighborhood Associations.

Ms. Thuss thanked the Mayor and Council for the recognition and spoke briefly of the artist who submitted the winning design on behalf of the Association.

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89-47 The Minutes of the City Council meetings of October 5, 1989 and October 12, 1989 were approved. Mr. Thompson abstained from the vote approving the Minutes of October 12, 1989 because of his absence from that particular meeting.

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89-47 Mr. Hasslocher asked that Agenda Item 56 be taken up at this time. The Council concurred informally.

The City Clerk read the following Ordinance:

AN ORDINANCE 70,448

APPROVING THE BEXAR METRO 9-1-1 NETWORK DISTRICT FISCAL YEAR 1990 BUDGET.

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Mr. Jerry Marshall, General Manager of the 9-1-1 District, spoke to details of his new proposed budget and noted that no City tax funds are involved.

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

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89-47 CONSENT AGENDA

Mr. Hasslocher made a motion to approve Agenda Items 7 through 63, (except for Item 56 which already has been considered and enacted) constituting the Consent Agenda, with Items 10, 20, 21, 22, 23, 29, 31, 34, 37, and 41 to be pulled for individual consideration. Ms. Berriozabal seconded the motion.

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

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

AN ORDINANCE 70,449 .

ACCEPTING THE PROPOSAL OF INFORMATION ACCESS COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH BUSINESS INDEX SUBSCRIPTION RENEWAL FOR A TOTAL OF \$10,378.75.

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AN ORDINANCE 70,450 .

ACCEPTING THE PROPOSAL OF UNIVERSITY MICROFILM INTERNATIONAL TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH SUBSCRIPTION RENEWAL FOR NEWSPAPER AND BUSINESS JOURNAL REFERENCE MATERIALS IN MICROFILM FORMAT FOR A TOTAL OF \$3,859.00.

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AN ORDINANCE 70,451 .

ACCEPTING THE LOW BID OF VOLKER STRUBBE, INC., TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH A HIGH PRESSURE REFILL SYSTEM FOR A TOTAL OF \$24,860.00.

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AN ORDINANCE 70,452 .

ACCEPTING THE PROPOSAL OF TRAX SOFTWARES, INC., TO EXTEND THE LICENSE FOR USE OF THE ESS INTEGRATED EDWORD PACKAGE FOR THE INFORMATION RESOURCES DEPARTMENT AT A COST OF \$8,125.00.

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AN ORDINANCE 70,453 .

ACCEPTING THE PROPOSAL OF CODEX CORPORATION TO PROVIDE MAINFRAME COMPUTER SYSTEM DATA COMMUNICATIONS HARDWARE FOR THE TRANSMISSION OF CRIMINAL JUSTICE APPLICATION DATA FOR THE INFORMATION RESOURCES DEPARTMENT AT A COST OF \$5,164.00.

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AN ORDINANCE 70,454

ACCEPTING THE LOW BID OF HEWLETT-PACKARD COMPANY TO PROVIDE THE INFORMATION RESOURCES DEPARTMENT WITH AN ELECTROSTATIC PLOTTER AT A COST OF \$23,262.48.

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AN ORDINANCE 70,455

ACCEPTING THE PROPOSAL OF COMPUWARE CORPORATION TO MAINTAIN A COMPUTER SOFTWARE PACKAGE FOR INFORMATION RESOURCES DEPARTMENT AT A COST OF \$3,120.00.

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AN ORDINANCE 70,456

ACCEPTING THE LOW BID OF COLE PUBLICATIONS TO FURNISH THE CITY OF SAN ANTONIO WITH CRISS CROSS DIRECTORIES FOR A TOTAL OF \$10,787.40.

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AN ORDINANCE 70,457

ACCEPTING THE LOW BID OF STEPHENS OFFICE PRODUCTS, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH DESK AND WALL CALENDARS FOR A TOTAL OF \$5,746.02.

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AN ORDINANCE 70,458

ACCEPTING THE LOW BID OF TORRADO TOWN PARK CHRYSLER PLYMOUTH, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH AUTOMOBILES FOR A TOTAL OF \$370,182.60.

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AN ORDINANCE 70,459

ACCEPTING THE LOW BID OF WIKING DEMOLITION CORPORATION TO FURNISH THE CITY OF SAN ANTONIO WITH REMOVAL OF UNDERGROUND FUEL STORAGE TANKS FOR A TOTAL OF \$8,487.50.

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AN ORDINANCE 70,460 .

ACCEPTING THE LOW BIDS OF VARIOUS VENDORS TO FURNISH THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES ON AN ANNUAL CONTRACT BASIS.

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AN ORDINANCE 70,461 .

APPROVING AND AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 2 IN THE AMOUNT OF \$5,259.00 PAYABLE TO E-Z BEL CONSTRUCTION CO., INC., INVOLVING RENOVATIONS TO RETAINING WALLS AND AN ORNAMENTAL GATE, THE ADDITION OF CONCRETE STEPS, AND THE ADDITION OF A CONCRETE CAP CANTILEVER IN CONNECTION WITH THE PEREZ STREET FROM SAN MARCOS TO RAILROAD PROJECT, AND TRANSFERRING FUNDS.

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AN ORDINANCE 70,462 .

AUTHORIZING AN ADDITIONAL \$13,620.00 PAYABLE TO WEYMAN & ASSOCIATES, INC., FOR ENGINEERING FEES INVOLVING THE PREPARATION OF PLATS AND FIELD NOTES AND REVISIONS TO PLANS AND SPECIFICATIONS IN CONNECTION WITH THE HI-LIONS DRAINAGE #80 PROJECT, PHASE I; AUTHORIZING AN ADDITIONAL \$1,000.00 FOR ADVERTISING EXPENSES; AND APPROPRIATING FUNDS.

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AN ORDINANCE 70,463 .

AUTHORIZING AN ADDITIONAL \$8,000.00 PAYABLE TO OZUNA & ASSOCIATES, INC., FOR ENGINEERING FEES INVOLVING THE PREPARATION OF PLATS AND FIELD NOTES, PROVIDING AN ENGINEERING CONTINGENCY IN CONNECTION WITH THE ELMENDORF DRAINAGE NO. 38 (FREDERICKSBURG ROAD) PROJECT, AND APPROPRIATING FUNDS.

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AN ORDINANCE 70,464 .

APPROVING AND AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 4 IN THE AMOUNT OF \$34,954.79 PAYABLE TO S. A. WINCO, INC., INVOLVING THE DEMOLITION AND THE CONSTRUCTION OF RETAINING WALLS, CONSTRUCTION OF

CONCRETE CURBS, SIDEWALKS, DRIVEWAYS AND END ISLANDS, AND THE INSTALLATION OF ADDITIONAL CONDUIT IN CONNECTION WITH THE VANCE JACKSON-JACKSON KELLER TO WURZBACH ROAD PROJECT, AND APPROPRIATING FUNDS.

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AN ORDINANCE 70,465

APPROVING AND AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 3 IN THE AMOUNT OF \$28,109.40 PAYABLE TO V. K. KNOWLTON PAVING CONTRACTORS, INC., INVOLVING THE ADDITION OF A TRAFFIC BARRIER, RECONSTRUCTION OF A SANITARY SEWER LATERAL, RENOVATION OF A RETAINING WALL AND THE REVISION OF STREET GRADES IN CONNECTION WITH THE WURZBACH FROM VANCE JACKSON TO LOCKHILL SELMA AND WURZBACH BRIDGE AT OLMOS CREEK PROJECT.

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AN ORDINANCE 70,466

APPROPRIATING \$18,799.00 FOR THE PURCHASE OF REPLACEMENT PARTS FOR THE MAIN LIBRARY CHILLER.

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AN ORDINANCE 70,467

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 13 IN THE AMOUNT OF \$18,022.00 PAYABLE TO D.E.W., INC., INVOLVING THE INSTALLATION OF A COMMERCIAL VENTHOOD, SINK AND SPEAKERS FOR THE PAGING SYSTEM IN THE CLUBHOUSE AT THE MISSION DEL LAGO MUNICIPAL GOLF COURSE, AND APPROPRIATING FUNDS.

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AN ORDINANCE 70,468

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH RABA-KISTNER CONSULTANTS, INC., IN AN AMOUNT NOT TO EXCEED \$254,748.00 INVOLVING THE COORDINATION OF PLANNING, TESTING AND ENGINEERING EFFORTS TO DEVELOP A FINAL ENGINEERING PLAN FOR THE MITCHELL LAKE RENOVATION OF THE MITCHELL LAKE-CHAVANEUX GARDENS REHABILITATION PROJECT; AUTHORIZING AN ADDITIONAL \$25,475.00 FOR THE CONTINGENCY; AND APPROPRIATING FUNDS.

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AN ORDINANCE 70,469

AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$1,124,477.92 TO UTILITIES CONSOLIDATED, INC., FOR THE CONSTRUCTION OF APPROXIMATELY 23,784 LINEAR FEET OF SEWER LINE IN CONNECTION WITH THE WOODLAWN AREA SANITARY SEWER REHABILITATION PROJECT, PHASE II; AUTHORIZING AN ADDITIONAL \$168,671.69 FOR CONSTRUCTION CONTINGENCIES; AUTHORIZING \$13,915.41 FOR THE ENGINEERING CONTRACT WORK PAYABLE TO HOWARD GADDIS CONSULTING ENGINEER, INC.; AND APPROPRIATING FUNDS.

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AN ORDINANCE 70,470

AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 1 IN THE AMOUNT OF \$17,801.61 PAYABLE TO MARTIN K. EBY CONSTRUCTION, INC., INVOLVING MODIFICATIONS TO THE ELECTRICAL WIRING AND GRIT SEPARATION CYCLONES, ADDITIONAL CONCRETE REINFORCEMENT AND STRUCTURAL STEEL, AND THE INSTALLATION OF PVC PIPE IN CONNECTION WITH THE SALADO CREEK WASTEWATER TREATMENT PLANT FLOW EQUALIZATION FACILITIES PROJECT; AND TRANSFERRING FUNDS.

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AN ORDINANCE 70,471

AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 3 IN THE AMOUNT OF \$5,771.50 PAYABLE TO S&S CONTRACTORS, INC., TO CORRECT A BID TABULATION ERROR IN CONNECTION WITH THE SAN ANTONIO WASTEWATER FACILITIES IMPROVEMENTS PROGRAM, CATEGORY 4, PACKAGE E-5 PROJECT, AND APPROPRIATING FUNDS.

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AN ORDINANCE 70,472

AWARDING A CONTRACT TO MARTIN K. EBY CONSTRUCTION COMPANY IN THE AMOUNT OF \$15,000.00 TO TRANSPORT 30,000 CUBIC YARDS OF SOIL COVER MATERIAL FROM THE YARDS OF SOIL COVER MATERIAL FROM THE NORTH PACKAGE A, DRIFTWOOD DRAINAGE PROJECT 39 TO THE PEARSALL ROAD LANDFILL.

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AN ORDINANCE 70,473

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$20,238.00

OUT OF VARIOUS FUNDS TO ACQUIRE TITLE TWO (2) PARCELS AND PAYING FOR TITLE CHARGES IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT #80; ACQUIRING TITLE TO A PARCEL IN CONNECTION WITH THE NEW ACCESS STREET PROJECT (W. WOODLAWN AVENUE TO W. MAGNOLIA AVENUE); REVISING THE BUDGET BY TRANSFERRING FUNDS IN CONNECTION WITH THE NEW ACCESS STREET PROJECT; ACQUIRING TITLE TO THREE (3) PARCELS IN CONNECTION WITH THE DRIFTWOOD DRAINAGE PROJECT #39 E-F SOUTH AND ACCEPTING TITLE TO A PARCEL OF LAND IN CONNECTION WITH THE AVENIDA GUADALUPE COMMUNITY DEVELOPMENT PROJECT.

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AN ORDINANCE 70,474

PERMITTING THE ESTABLISHMENT OF THE WILSON COUNTY EMERGENCY SERVICES DISTRICT NO. 1 PARTLY WITHIN THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF SAN ANTONIO.

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AN ORDINANCE 70,475

AUTHORIZING THE EXECUTION OF A TWO YEAR AGREEMENT WITH AMERICA WEST AIRLINES, INC. FOR THE USE AND LEASE OF PREMISES AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

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AN ORDINANCE 70,476

AUTHORIZING THE EXECUTION OF AN AGREEMENT WHICH AMENDS A LEASE WITH DELTA AIR LINES, INC. FOR SPACE IN THE AIR CARGO BUILDING AT THE SAN ANTONIO INTERNATIONAL AIRPORT RESULTING IN A TOTAL ANNUAL RENTAL OF \$36,084.24 AND INCREASING THE REQUIRED PERFORMANCE BOND TO \$18,000.00.

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AN ORDINANCE 70,477

AUTHORIZING THE EXECUTION OF A FIVE YEAR AGREEMENT WITH MISSION CITY DELIVERY, INC. FOR LEASE OF SPACE IN THE AIR CARGO BUILDING AT THE SAN ANTONIO INTERNATIONAL AIRPORT FOR A TOTAL ANNUAL RENTAL OF

\$22,887.15.

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AN ORDINANCE 70,478

AUTHORIZING A SUBSCRIPTION AGREEMENT WITH THE LAW ENFORCEMENT TELEVISION NETWORK TO PROVIDE A VIDEO/SATELLITE LINK WITH THE SAN ANTONIO POLICE TRAINING AND CAREER DEVELOPMENT CENTER FOR A TOTAL MONTHLY RENTAL OF \$588.00.

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AN ORDINANCE 70,479

AUTHORIZING THE ACCEPTANCE OF A \$183,314.00 GRANT FROM THE U. D. DEPARTMENT OF HEALTH AND HUMAN SERVICES, PUBLIC HEALTH SERVICE TO FUND AN INJURY SURVEILLANCE/PREVENTION PROJECT; ESTABLISHING A FUND; ADOPTING A BUDGET; AND AUTHORIZING PERSONNEL POSITIONS.

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AN ORDINANCE 70,480

AUTHORIZING ACCEPTANCE OF A \$277,086.00 GRANT FROM THE U. S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, PUBLIC HEALTH SERVICE, TO CONTINUE FUNDING OF AN IMMUNIZATION INFLUENZA DEMONSTRATION PROJECT; ESTABLISHING A FUND; ADOPTING A BUDGET; AND AUTHORIZING PERSONNEL POSITIONS.

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AN ORDINANCE 70,481

RATIFYING THE SUBMISSION OF A GRANT APPLICATION AND ACCEPTING A GRANT AWARD IN THE AMOUNT OF K\$25,500.00 FOR THE INFANT CARE RECRUITMENT PROJECT; AUTHORIZING A MATCHING FUND OF \$8,333.00; APPROVING PERSONNEL; AND ADOPTING A BUDGET.

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AN ORDINANCE 70,482

AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE TEXAS DEPARTMENT OF HUMAN SERVICES TO SUPPORTIVE SERVICES

FOR THE ELDERLY TO CONTINUE MEDICAL TRANSPORTATION SERVICES FOR THE PERIOD NOVEMBER 1, 1989 TO OCTOBER 31, 1990, TO PERSONS ELIGIBLE UNDER THE STATE'S MEDICAID PROGRAM AT A COST OF \$140,688.00; ESTABLISHING A FUND AND APPROVING A BUDGET AND PERSONNEL POSITIONS.

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AN ORDINANCE 70,483

AUTHORIZING THE ESTABLISHMENT AND ASSESSMENT OF SERVICE FEES FOR THE PROCUREMENT OUTREACH PROGRAM OF THE DEPARTMENT OF ECONOMIC AND EMPLOYMENT DEVELOPMENT.

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AN ORDINANCE 70,484

ADOPTING THE CITY OF SAN ANTONIO COMMUNITY DEVELOPMENT PROGRAM POLICY GUIDE FOR UTILIZATION IN CONNECTION WITH COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND OTHER U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) HOUSING PROGRAMS ADMINISTERED BY THE CITY'S COMMUNITY DEVELOPMENT OFFICE.

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AN ORDINANCE 70,485

APPROVING THE PREPARATION AND SUBMISSION OF A PROPOSAL TO THE TEXAS DEPARTMENT OF COMMERCE FOR JOB TRAINING PARTNERSHIP ACT (JTPA) GRANT FUNDS TO DEVELOP AN ADVANCED MACHINE TOOL TRAINING CENTER; AUTHORIZING PROFESSIONAL SERVICE CONTRACTS WITH DR. ROBERT A. MILNE AND WITH THE LAW FIRM OF WINSTEAD, MCGUIRE, SECHREST & MINICK FOR PARTICULAR TECHNICAL AND LEGAL EXPERTISE, IN AMOUNTS NOT TO EXCEED \$15,000.00 AND \$30,000.00, RESPECTIVELY; AND AUTHORIZING THE CITY MANAGER, ANY ASSISTANT CITY MANAGER AND THE DIRECTOR OF ECONOMIC AND EMPLOYMENT DEVELOPMENT TO TAKE APPROPRIATE ACTIONS TO SECURE THE GRANT.

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AN ORDINANCE 70,486 .

AUTHORIZING THE EXECUTION OF CUSTOMIZED TRAINING AGREEMENTS WITH PC INDUSTRIES, INC. AND CARMUN INTERNATIONAL, INC. IN THE AMOUNTS OF \$57,000.00 AND \$188,400.00, RESPECTIVELY, FOR PROGRAM YEAR 1989-90 UNDER TITLES IIA AND III OF THE JOB TRAINING PARTNERSHIP ACT INVOLVING THE TRAINING OF 80 JTPA PARTICIPANTS.

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AN ORDINANCE 70,487 .

AUTHORIZING ACCEPTANCE OF FUNDS FROM THE JTPA TITLE III ECONOMIC DISLOCATION AND WORKER ADJUSTMENT ASSISTANCE ACT (EDWAAA) PROGRAM IN THE AMOUNT OF \$1,500,000.00 AND IN THE AMOUNT OF \$324,024.00 AND AUTHORIZING THE CREATION OF TWO POSITIONS THEREUNDER TO MANAGE AND OVERSEE SAID FUNDS.

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AN ORDINANCE 70,488 .

AUTHORIZING PAYMENT OF BACKPAY AND BENEFITS IN THE AMOUNT OF \$22,462.50 TO POLICE OFFICER RAMIRO ESCAMILLA PURSUANT TO ARBITRATOR'S AWARD IN CASE NO. 71 390 0020 89; AND DECLARING AN EMERGENCY.

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AN ORDINANCE 70,489 .

AUTHORIZING PAYMENT TO CATERING BY ROSEMARY IN THE AMOUNT OF \$201,091.45 FOR THE TEXAS MUNICIPAL LEAGUE CONFERENCE.

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AN ORDINANCE 70,490 .

CLOSING CANTRELL FROM GARNETT TO ALTURA ON SATURDAY, APRIL 21, 1990, FROM 12:00 NOON TO 12:00 MIDNIGHT FOR A WEDDING CEREMONY AND RECEPTION/DANCE.

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AN ORDINANCE 70,491

CLOSING W. COMMERCE FROM 5358 W. COMMERCE WEST TO THE INTERSECTION WITH S.W. 34TH STREET AND S.W. 34th STREET FROM THE INTERSECTION WITH W. COMMERCE SOUTH TO 607 S.W. 34TH STREET ON SATURDAY, NOVEMBER 4, 1989, FROM 10:00 A.M. TO 12:00 NOON TO ENABLE EDGEWOOD INDEPENDENT SCHOOL DISTRICT TO HOLD A CELEBRATION OF THE DECISION OF THE SUPREME COURT IN EDGEWOOD VS. KIRBY; AND DECLARING AN EMERGENCY.

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AN ORDINANCE 70,492

CLOSING A PORTION OF SANTIAGO STREET ON NOVEMBER 11, 1989, SO THAT IT MAY BE USED BY THE GREATER SAN ANTONIO BUILDERS ASSOCIATION FOR ITS HOUSING FAIR.

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AN ORDINANCE 70,493

CLOSING PORTIONS OF COLIMA, BRAZOS, GUADALUPE, TRINITY, AND COMMERCE, ON SEPTEMBER 15, 1990, SO THAT THEY MAY BE USED BY AVENIDA GUADALUPE ASSOCIATION IN CONNECTION WITH ITS DIEZ Y SEIS GUADALUPE 5K RUN.

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AN ORDINANCE 70,494

CLOSING PORTIONS OF SAN FERNANDO, BRAZOS, GUADALUPE, TRINITY, COMMERCE, SANTA ROSA, HOUSTON, AND CAMARON STREETS ON SEPTEMBER 15, 1990, SO THAT THEY MAY BE USED BY AVENIDA GUADALUPE ASSOCIATION FOR ITS DIEZ Y SEIS PARADE.

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89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,495

ASSIGNING THE MAINTENANCE AGREEMENT ON AN UNINTERRUPTABLE POWER SOURCE FROM POWER SYSTEM SERVICES TO COMPUTER POWER PRODUCTS.

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

Mr. Archie Titzman, Director of Purchasing & General Services, explained the need for assignment of the contract involved.

Mr. Frank Stromboe, Director of Information Resources Department, briefly explained the purpose of an uninterruptable power source.

Mr. Hasslocher noted that this will prevent the City's computers from losing their power source, such as occurred recently without the uninterruptable power source in place.

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

89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,496

AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$390,343.43 TO HANDAR, INC., FOR WORK IN CONNECTION WITH THE EARLY FLOOD WARNING SYSTEM PROJECT INVOLVING THE INSTALLATION AT SIXTY-FOUR LOCATIONS OF SENSORS THAT MONITOR RAINFALL AMOUNTS AND WATER LEVELS; AUTHORIZING AN ADDITIONAL \$39,034.34 FOR CONSTRUCTION CONTINGENCY EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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

Mr. Bill Dunn, representing Remote Operating Systems, spoke to the early flood warning system capabilities and of his four major concerns with the bid, contrasting the City's published specifications with his product's capabilities and submitted bid. He stated that his firm is the

only local firm that can meet the specifications, and was the lowest bidder.

Mr. Joe Aceves, Director of Public Works, stated that state law prevents the City from limiting bids to only local bidders, and noted that the goals of small and minority business enterprise program are goals. He then spoke to the rationale for the City's recommendations in this case.

Mr. Hasslocher questioned several aspects of the bid, including the capabilities of the recommended firm to expand their system, if needed. He spoke of the need for the City to be very sure that the winning bidder can fully perform per the bid specifications, and stated that he cannot vote in favor of the staff recommendation.

In response to a question by Mrs. Dutmer, Mr. Lloyd Garza, City Attorney, addressed whether or not the City can use a point system to enhance local bids.

A discussion then took place about the concerns of Remote Operating Systems with the alleged "over-specification" of certain equipment in the bid.

Mr. Aceves stated that City staff was careful in writing the specifications for this bid, in order to insure open competition.

Mr. Wolff noted that the specifications require the low bidder to be the winner of the bid, and asked staff to be aware of possible "over-specification" in future bids. He stated that he is sympathetic toward keeping the City's funds in San Antonio and spending them with local firms.

Ms. Vera spoke in favor of giving priority to local bidders, and stated that she cannot support staff recommendations in this case.

Mayor Cockrell stated that, in her opinion, the Council must support the integrity of the City's bid process. She stated that she feels that she cannot discriminate in favor of a local firm lest other cities use similar requirements and thus put San Antonio firms at a disadvantage in bidding in those cities.

Mr. Thompson stated that he favors the City holding 'job fairs' on a periodic basis to bring local firms and the City's purchasing forces together to interact and become more familiar with one another.

Mr. Labatt stated his support for the low bid process now in place and noted that the City must obey the law or perhaps wind up in court defending its actions.

Mr. Wing stated that, in his opinion, the City must follow its bid process or make changes in the process, first.

Ms. Berriozabal stated that the City must have the best possible bid, and discussed how the City uses the bid process, though she is sympathetic toward local bidders.

In response to a question by Ms. Berriozabal, Mr. Aceves spoke to Council policy direction on contracting and SMBE goals that have been established.

Ms. Berriozabal asked that the Council's SMBE Committee and City staff meet to take a look at what specifically can be done in cases such as this, if anything. She voiced her hopes that the state legislature will give cities more flexibility in such areas in the future.

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

89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,497

AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$19,922.00 TO SUBURBAN CONSTRUCTION CO. FOR WORK IN CONNECTION WITH THE RENOVATION OF POLICE HEADQUARTERS: SADA BUILDING REPAIR PROJECT INVOLVING THE RECONSTRUCTION OF THE FIRE DAMAGED ROOF, REPLACEMENT OF AN AIR CONDITIONING DUCT AND INTERIOR FINISH WORK; AUTHORIZING AN ADDITIONAL \$2,000.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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

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

89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,498

ACCEPTING THE PROPOSAL OF MIRAMONTES ENGINEERING IN THE AMOUNT OF \$6,258.00 TO PROVIDE ENGINEERING AND DESIGN SERVICES RELATED TO HVAC REPLACEMENT, ELECTRICAL UPGRADING AND ROOF REPLACEMENT AT THE CARVER COMMUNITY CENTER, EASTSIDE BRANCH HEALTH CLINIC, AND S. FLORES BRANCH HEALTH CLINIC; AUTHORIZING AN ADDITIONAL \$250.00 FOR ADVERTISING; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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

89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,499

APPROVING AND AUTHORIZING THE EXECUTION OF FIELD ALTERATIONS NOS. 4, 14, 15, 18 AND 19 IN THE TOTAL AMOUNT OF \$11,922.77 PAYABLE TO D.E.W., INC., INVOLVING ADDITIONAL ASBESTOS ABATEMENT AND VARIOUS RENOVATIONS IN CONNECTION WITH THE RENOVATION OF POLICE HEADQUARTERS, MECHANICAL/ELECTRICAL/SECURITY PACKAGE PROJECT, AND APPROPRIATING FUNDS.

* * * *

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

In response to a question by Mr. Hasslocher, Mr. Joe Aceves, Director of Public Works, discussed progress in asbestos removal from City buildings.

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

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

89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,500

APPROPRIATING \$6,911.25 PAYABLE TO CIVIL ENGINEERING CONSULTANTS FOR ENGINEERING SERVICES INVOLVING THE EVALUATION OF VARIOUS OPTIONS AND THE IMPLEMENTATION OF A STUDY OF THE ENVIRONMENTAL IMPACT OF THE PROJECT ON THE NEIGHBORHOOD IN CONNECTION WITH THE HARRY WURZBACH DRAINAGE 75, PHASE II PROJECT.

* * * *

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

Mr. Hasslocher thanked the City staff for its hard work on this matter.

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

89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,501

APPROPRIATING \$527,000.00 FOR THE FY 1989-90 ANNUAL BUDGET FOR THE TRAFFIC SIGNAL INSTALLATION PROJECT INVOLVING THE INSTALLATION OF TRAFFIC SIGNALS AT APPROXIMATELY 15 LOCATIONS THROUGHOUT THE CITY.

* * * *

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

In response to a question by Mr. Labatt, Mr. Joe Aceves, Director of Public Works, noted that the traffic signals concerned are listed in a priority basis, throughout the city, and stated that six additional traffic signal sites remain to be funded.

Mr. Hasslocher addressed the progress being made in alleviating traffic conditions in several different areas of the city.

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

89-47 City Clerk Norma S. Rodriguez noted that two firms submitted identical bids in this case, and the Mayor must cast lots to determine the successful bidder.

Mayor Cockrell stated that she would be drawing numbered balls for each of the two firms involved, and that the lowest number drawn would be the successful firm. She then drew Number 14 for Hogan Mechanical and Number 43 for Phoenix, declaring Hogan Mechanical to be the successful bidder.

The City Clerk then read the following Ordinance:

AN ORDINANCE 70,502

AWARDING A CONSTRUCTION CONTRACT TO HOGAN MECHANICAL, INC. IN THE AMOUNT OF \$50,000.00 FOR THE CONSTRUCTION OF THE DOS RIOS WASTEWATER TREATMENT PLANT MECHANICAL ENGINEERS ENHANCEMENT PHASE I PROJECT; AND PROVIDING FOR FUNDING IN CONNECTION THEREWITH.

* * * *

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

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

89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,503

AWARDING A CONTRACT TO TECHNO CORPORATION IN THE AMOUNT OF \$7,200 TO FURNISH THE CITY OF SAN ANTONIO ENVIRONMENTAL MANAGEMENT DEPARTMENT WITH CHECK VALVE

REPLACEMENT PARTS FOR THE DOS RIOS AIR COMPRESSORS.

* * * *

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

In response to a question by Mr. Labatt, Mr. Frank Kiolbassa, Director of Environmental Management, briefly discussed the warranty on the equipment and noted that the City, as a result of this proposed ordinance, will receive a new warranty, and that replacement of the equipment will be at the cost of the prime contractor, not the City.

Mr. Hasslocher briefly discussed the costs involved in the construction of the Dos Rios Wastewater Treatment Plant.

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

- - -
89-47 Agenda Item 41, being a proposed ordinance authorizing a Boundary Adjustment Agreement with the City of Kirby involving the transfer of approximately forty-five (45) acres from San Antonio to Kirby by extending the western boundary of Kirby to Springfield Road, and resulting in an annual decrease in tax revenues of approximately \$23,000.00, was taken up for consideration.

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

Ms. Rebecca Quintanilla Cedillo, Director of Planning, explained the request for the release of some 45 acres of land to the City of Kirby and the reasons submitted, noting that much of the area is occupied by a mobile home park and a small shopping center. She also noted that the Council's Annexation Committee favors the release of this land to Kirby.

Mr. Peter F. Gazda, representing Mr. and Mrs. Pat West, owners of a business located in the strip shopping center, noted that the City of Kirby several years ago had sought unsuccessfully to annex this area, and he urged the City Council not to give up any of its revenues from this area to the City of Kirby. He stated his belief that the Council, if it desired, could make certain adjustments to solve the boundary problems, and noted that his clients wish to remain inside the city of San Antonio.

Ms. Cedillo noted that the projected annual loss of some \$23,000 in City taxes was supplied by the Bexar Appraisal District, and addressed major street and drainage problems in this particular area. She then

spoke to the pros and cons of the proposed release of property to Kirby and noted that the majority of property owners in this particular area favor release of the land to the City of Kirby because of the proximity to municipal services.

Mr. Hasslocher addressed the rationale for the Annexation Committee's recommendations.

Mr. Wolff stated that he is reluctant to release the property to Kirby when some persons in the affected area desire to remain inside the city of San Antonio.

Mr. Thompson stated that he cannot support the request.

A discussion then took place with the representative of the owner of the shopping center property concerning his desire that the business remain within the city of San Antonio.

Mrs. Dutmer stated that, after discussion, she favors a release to Kirby of all the property in question that lies south of Old Seguin Road.

Mrs. Dutmer then made a motion to postpone any action in this matter until the Council meeting of November 21, 1989. 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, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Martinez, Thompson.

Agenda Item 41 thereby was postponed until November 21, 1989.

- - -
89-47 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE: ABANDONING AND CLOSING AN IMPROVED PORTION OF BARBE STREET.

Mayor Cockrell declared the Public Hearing to be open.

No citizen appeared to speak on the matter.

Mayor Cockrell declared the Public Hearing to be closed.

The Clerk then read the following Ordinance:

AN ORDINANCE 70,504

ABANDONING AND CLOSING AN IMPROVED PORTION OF BARBE STREET BETWEEN EAST GUENTHER STREET AND THE SAN

ANTONIO RIVER AND BETWEEN LOT 9, BLOCK 7, NCB 2882,
AND LOT 1, BLOCK 6, NCB 2917, SAN ANTONIO, BEXAR
COUNTY, TEXAS AND AUTHORIZING THE CITY MANAGER OR
ANY ASSISTANT CITY MANAGER TO EXECUTE QUITCLAIMS TO:
RICHARD J. CASEY, JR., AND MRS. RICHARD J. BAROHN,
FOR A CONSIDERATION OF \$3,330.00.

* * * *

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

A brief discussion then took place concerning the location of the property concerned.

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

- - -
89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,505 .

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

* * * *

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

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

- - -
89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,506 .

.
ACCEPTING A THREE-YEAR CONTRACT WITH BEXAR COUNTY
HOSPITAL DISTRICT FOR EMERGENCY MEDICAL SERVICES TO
UNINCORPORATED BEXAR COUNTY; AND ACCEPTING A
\$1,962,247.00 PAYMENT FROM THE BEXAR COUNTY HOSPITAL

FOR THE FIRST YEAR.

* * * *

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

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

- - -
89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,507

APPROPRIATING \$4,405.19 IN COSTS FOR FEE TITLE TO A PORTION OF LOT 9, NCB 6850 WHICH IS NEEDED FOR THE CHICAGO/FAIR AVENUE PROJECT AND AUTHORIZING DISBURSEMENT AND DISPOSITION OF SUCH SUMS.

* * * *

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

- - -
89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,508

DESIGNATING THE CITY CLERK OF THE CITY OF SAN ANTONIO AS THE RECORDS MANAGEMENT OFFICER OF THE CITY OF SAN ANTONIO PURSUANT TO THE TEXAS LOCAL GOVERNMENT RECORDS ACT.

* * * *

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

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

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

89-47 The Clerk read the following Resolution:

A RESOLUTION NO. 89-47-85

EXPRESSING THE CITY COUNCIL'S INTENT TO ENTER INTO A TAX ABATEMENT AGREEMENT WITH CHARLES MARTIN WENDER, ET. AL., IF THE 202.5 ACRES OF LAND DESCRIBED IN ATTACHMENT A, IS ANNEXED INTO THE SAN ANTONIO CITY LIMITS.

* * * *

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

Mr. Charles Martin Wender, developer, spoke to reasons for his request for tax abatement on this property and outlined the proposal for construction of a new hotel on the site. He cited the advantages to the City of San Antonio of granting tax abatement on this property for a period of ten years, should it be annexed.

Mayor Cockrell addressed the long-term advantages of a 'tax phase-in' on this property.

Mr. Stuart Summers, Director of the Department of Economic and Employment Development, explained the recommended process that guarantees property tax abatement for a total of ten years, based upon the City's approval of Bexar County's recent action in granting county tax abatement to the property for the next ten years.

Ms. Debra Lauer, DEED, outlined Bexar County's tax abatement with the property owners.

A discussion then took place concerning the proposed hotel's complimentary nature to downtown hotels and the convention center.

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

89-47 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE: SALE OF OLD
NAVY BUILDING TO H.E.B.

Mayor Cockrell declared the Public Hearing to be open.

No citizen appeared to speak on this matter.

Mayor Cockrell declared the Public Hearing to be closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 70,509

MAKING FINDINGS; OFFERING FOR SALE TO THE GENERAL PUBLIC 1.121 ACRES, MORE OR LESS, OF CERTAIN CITY-OWNED PROPERTY IN NEW CITY BLOCK 929, INCLUDING THE LAND, THE OLD NAVY BUILDING, AND ALL OTHER IMPROVEMENTS LOCATED THEREON, SUCH SALE TO BE SUBJECT TO THE EXISTING LEASEHOLD INTEREST OF H. E. BUTT GROCERY COMPANY IN THE PROPERTY; DIRECTING NOTICE OF SUCH SALE BE GIVEN; AND PROVIDING FOR THE PROCEDURES OF SUCH SALE, INCLUDING THE ACCEPTANCE OF SEALED BIDS.

* * * *

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

89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,510

REPEALING ORDINANCE NO. 34899, APPROVED AND ADOPTED OCTOBER 13, 1966, APPROVING THE ADOPTION OF A SCHEDULE OF RATES TO BE CHARGED CUSTOMERS OF THE WATER WORKS BOARD OF TRUSTEES OF SAN ANTONIO FOR CHILLED WATER SERVICE AS CONTAINED IN SCHEDULE "A" ATTACHED HERETO; APPROVING THE ADOPTION OF A SCHEDULE OF RATES TO BE CHARGED CUSTOMERS OF THE WATER WORKS BOARD OF TRUSTEES OF SAN ANTONIO FOR STEAM SERVICE AS CONTAINED IN SCHEDULE "B" ATTACHED HERETO; PROVIDING BILLING PROCEDURES FOR CHILLED

WATER AND STEAM SERVICE, PENALTIES FOR DELINQUENT PAYMENT OF SERVICE CHARGES, AND FEES FOR DISCONNECTION AND RESTORATION OF CHILLED WATER AND STEAM SERVICE AFTER NONPAYMENT OF CHARGES; PROVIDING FOR THE CUSTOMERS' COMPLIANCE WITH THE WATER WORKS BOARD OF TRUSTEES OF SAN ANTONIO REGULATIONS FOR THE FURNISHING OF CHILLED WATER SERVICE AND STEAM SERVICE; PROVIDING FOR COMPLIANCE WITH THE WATER WORKS BOARD OF TRUSTEES OF SAN ANTONIO CRITERIA FOR THE INSTALLATION OF EQUIPMENT AND FACILITIES FOR RECEIVING :CHILLED WATER SERVICE AND STEAM SERVICE; PROHIBITING DAMAGING, TAMPERING WITH, REMOVING, OR CHANGING READINGS OF MEASUREMENT METERS UNLESS AUTHORIZED; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING A PENALTY.

* * * *

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

In response to a question by Ms. Berriozabal, Mr. Ralph Huber, Comptroller, City Water Board, spoke to reasons why chilled water and steam service rates to La Villita are rising, while rates for other area customers, such as the Tower of the Americas, will be going down as a result of the proposed ordinance.

Mr. Ron Darner, Director of Parks & Recreation, noted that the leases in La Villita provide that the City will pay the costs for chilled water and steam service, under current lease provisions, and the same holds true for the National Autonomous University of Mexico and the Texas A&M Extension Service facilities.

(At this point, Mayor Cockrell was obliged to leave the meeting. Mr. Thompson presided.)

Mr. Roger Ibarra, Supervisor of Public Utilities, noted that, under terms of this ordinance, chilled water and steam services will be provided to the City of San Antonio facilities at an annual net reduction of some \$66,000.

Ms. Berriozabal stated her opinion that representatives of City Water Board should meet with affected groups to explain the full effect of the new rates.

Mr. Huber stated that City Water Board would do so, and explained the need to make the rates effective immediately.

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

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

- - -
89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,511

AUTHORIZING THE PAYMENT OF JUDGMENT IN CAUSE NO. 87-CI-05415, STYLED JOSE M. MENCHACA V. JOE R. LOPEZ AND THE CITY OF SAN ANTONIO, IN THE 45TH JUDICIAL DISTRICT COURT BEXAR COUNTY, TEXAS.

* * * *

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

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

- - -
89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,512

ALLOCATING AN AMOUNT NOT TO EXCEED \$11,000.00 FROM THE DISTRICT 4 DISCRETIONARY FUND TO ESTABLISH A NUTRITION SENIOR CENTER AT THE SAN JOSE MISSION.

* * * *

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

Mr. Jack Orbin, representing Stone City Attractions, spoke to the history of his organization and stated his opinion that his shows comply with the City's noise requirements. He further stated that he had no objections to having the City measure noise levels, and spoke against lowering of the 80-decibel level of acceptability.

Mr. Paul A. Walker, Paul A. Walker Ministries, spoke to restrictions placed against gospel preaching along the Riverwalk. He then stated his belief that the City's noise ordinance is unconstitutional.

Mr. Labatt spoke to his availability to assist the Council on noise matters.

Mr. Roy Leslie III, 911 E. Quincy, representing "Tycoon Flats", spoke in favor of the enforcement of current noise regulations and addressed his own controls on noise in connection with his establishment.

Mr. Frank Cortez, 321 East Huisache Avenue, asked the City to enforce its laws governing litter and parking in the North St. Mary's nightclub strip, stating that he feels that the City has a problem in this area.

Mr. Jose A. Chavez, 133 Hess, played a tape-recording of train whistles emanating from trains passing near his home as an example of noises experienced by his neighborhood, and asked the Council to intercede in abating such noises.

Mayor Cockrell asked City staff to look into this matter for comment.

Mr. E. L. Richey, 1118 West Craig Place, objected to noise created by a nearby church during certain outside activities. He also urged regulation of trains, as well.

Mr. Mark Sanchez, Jr. spoke to the need for train whistles, and spoke against any abuses of the noise laws.

Mr. Thompson noted that this is a difficult issue, and spoke in support of the measurement of various noise levels at the property lines involved and not limiting noise controls elsewhere.

Mrs. Dutmer stated that she feels that homeowners have a right to peace and quiet in their own homes, and suggested that the answer might be a down-zoning of properties in order to remove objectionable uses and noise levels.

Ms. Vera spoke in favor of the noise ordinance but against regulating types of music to be allowed under it. She then addressed the

need to enforce the current laws, citywide.

Mr. Martin Rodriguez, Code Compliance Manager, noted that two employees have been selected for enforcement of noise-meter findings, noting that they will measure noise levels at the property lines involved. He also noted that the 80-decibel level is an average level among the various cities surveyed who have noise ordinances, and stated that the majority of noise complaints to the City come overnight, mainly on Thursday, Friday and Saturday nights.

Mr. Labatt noted that the City cannot legally ban a certain type of music, but can regulate its noise level. He stated that the City's present measuring equipment is inadequate. He stated further that the ordinance needs to be rewritten and updated with new emphasis on code compliance. He also stated noise control officers must know, in each case, the individuals who are in charge of various events whose noise output is being measured, and also must take into consideration the wind-levels at the time. He suggested that City staff propose changes to the noise ordinance over the next few weeks.

Ms. Berriozabal spoke to details of her memorandum concerning noise problems experienced with the North St. Mary's Street nightclub strip, a copy of which is made a part of the papers of this meeting, and noted that her memo also addressed noise problems involving La Villita, as well. She stated that the City's noise ordinance needs to address control of noise at City-controlled areas and functions, and also addressed the parking problems experienced along the North St. Mary's nightclub area. She also noted that much of the problem deals with regulating the noise coming from bands outside the buildings proper, and asked the City Manager to look at the enforceability of the current ordinance.

Ms. Berriozabal then made a motion to direct the City Manager to proceed with a staff investigation and report on the noise matter. Mr. Labatt seconded the motion.

Mr. Thompson noted that this, too, is a very difficult matter and addressed the problems with enforcement of the current noise ordinance.

Mr. Wing stated his opinion that the current ordinance needs the proper tools to insure its enforceability, and not creation of a new ordinance.

Mrs. Dutmer spoke of infringement upon a person's rights in the matter of noise, and stated that she doubted that two noise-control officers could handle the situation of noise in San Antonio. She stated her opinion that the City's zoning laws could better control and regulate the noise problem. She offered a friendly amendment to the pending motion, asking the City Manager to consider abating the City's noise problems through use of the zoning regulations.

Both maker and seconder of the main motion agreed to incorporate Mrs. Dutmer's amendment into their motion.

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

- - -
89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,513 .

.
APPROVING THE 1989-90 DISTRICT IMPROVEMENT FUND BUDGET FOR COUNCIL DISTRICT 7 AND DECLARING AN EMERGENCY.

* * * *

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

- - -
89-47 Agenda Item 74, being a proposed ordinance, authorizing City co-sponsorship for Fiesta de la Navidad Del Rio, sponsored by St. Mary's Church, to be held November 24, and 25, 1989, ON Crockett Street between North St. Mary's and Navarro Streets, was taken up for discussion at this time.

Mr. Tom Harrell, representing St. Mary's Church, asked the Council to approve the ordinance for co-sponsorship for "Fiesta de la Navidad del Rio", noting that such special events pay for renovation of the church. He then spoke to various facets of the proposal.

Ms. Karen Davis, Assistant to the City Manager, spoke to the City costs involved and to the City policy of co-sponsoring certain events under certain conditions, and noted that this event is to take place at the same time as the holiday river parade scheduled.

Mr. Hasslocher made a motion to deny the co-sponsorship request. Mr. Wing seconded the motion.

Mr. Labatt stated that, if necessary, he would agree to use \$1,000.00 from his discretionary fund account to help out in financing the event.

A discussion then took place concerning notification procedures followed on agenda items.

Ms. Vera offered to help with \$600.00 from her discretionary account.

Mrs. Dutmer offered to help with \$1,000.00 from her discretionary account.

Mr. Hasslocher then made a substitute motion to postpone this matter for one week. Mr. Labatt seconded the motion.

After discussion, the substitute motion prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher; NAYS: Dutmer, Wing, Thompson; ABSENT: Martinez, Cockrell.

The main motion as substituted, prevailed by the following vote: AYES: Berriozabal, Webb, Vera, Wolff, Labatt, Hasslocher; NAYS: Dutmer, Wing, Thompson; ABSENT: Martinez, Cockrell.

Agenda Item 74 was postponed for one week.

- - -

89-47 TRAVEL AUTHORIZATION - Granted.

Councilwoman Vera to travel to Mexico City, Mexico from November 5, 1989 to November 9, 1989, to attend Trade Mission Meeting.

- - -

89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,514

APPOINTING BRUCE MARTIN TO SERVE ON THE BOARD OF ADJUSTMENT FOR A TERM TO EXPIRE ON FEBRUARY 22, 1990.

* * * *

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



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

- - -
89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,515 .

.
APPOINTING CHOCO MEZA TO SERVE ON THE HOUSING
AUTHORITY OF THE CITY OF SAN ANTONIO FOR A TERM TO
EXPIRE ON APRIL 6, 1991.

* * * *

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

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

- - -
89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,516 .

.
APPOINTING MEMBERS TO SERVE ON THE HOME IMPROVEMENT
ADVISORY BOARD FOR TERMS OF OFFICE TO EXPIRE ON JUNE
23, 1990.

* * * *

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

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

89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,517

APPOINTING GLADYS COOK TO SERVE ON THE HOUSING TRUST
FUND-NEIGHBORHOOD ADVISORY COMMITTEE FOR A TERM TO
EXPIRE ON MAY 30, 1991.

* * * *

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

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

89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,518

REAPPOINTING MARTIN CONTRERAS TO SERVE ON THE
PLUMBING APPEALS AND ADVISORY BOARD FOR A TERM TO
EXPIRE ON MARCH 20, 1991.

* * * *

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

89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,519

APPOINTING PHILIP BARSHOP TO SERVE ON THE WATER
WORKS BOARD OF TRUSTEES FOR A TERM TO EXPIRE ON
DECEMBER 31, 1997.

* * * *

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

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

89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,520

REAPPOINTING CHRISTINA L. GARCIA TO SERVE ON THE URBAN RENEWAL AGENCY FOR A TERM TO EXPIRE ON SEPTEMBER 19, 1991.

* * * *

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

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

89-47 The Clerk read the following Resolution:

A RESOLUTION NO. 89-47-86

CASTING THE CITY'S VOTES FOR MEMBERS OF THE BEXAR COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS.

* * * *

Mr. Wing explained how the City Council has divided its Bexar Appraisal District board of directors votes in past years.

Mr. Wing made a motion to cast 1,003 votes for Helen Dutmer, and the remaining 72 votes for Rudy Garza, Bexar County's nominee to the B.A.D. Board of Directors. Mr. Hasslocher seconded the motion.

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

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

ZONING HEARINGS

77. CASE 289151 - to rezone Lot 6, Block 5, NCB 13569, 2119 N.E. Loop 410, from "P-1 (B-3" Planned Unit Development Business District to "B-3" Business District, located northwest of the intersection of N. E. Loop 410 and Village Drive, having 350.10' on N. E. Loop 410 and 211.26' on Village Drive.

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

Mr. Hasslocher spoke to agreements worked out per instructions given by the Council when this zoning case was last heard.

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

Mr. Joe Soules, attorney, spoke to results of negotiations between all parties concerned and certain agreements made.

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

AN ORDINANCE 70,521

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 6, BLOCK 5, NCB 13569, 2119 N. E. LOOP 410. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

78. CASE 289136 - to rezone Tract "J", NCB 11668, 11000 Block of Wurzbach Road, from "O-1" Office District to "B-2" Business District, located on the southeast of Wurzbach Road, being approximately 407.0' northeast of the intersection of Wurzbach Road and Vance Jackson Road, having 203.7' on Wurzbach Road with a depth of 391.37'.

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 provided that a 50' building setback line be imposed along the southeast property line and that a 6 foot solid screen fence be erected and maintained along the southeast property line. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 70,522

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 TRACT "J", NCB 11668, FROM "O-1" OFFICE DISTRICT TO "B-2" BUSINESS DISTRICT PROVIDED THAT A 50' BUILDING SETBACK LINE BE IMPOSED ALONG THE SOUTHEAST PROPERTY LINE AND THAT A 6 FOOT SOLID SCREEN FENCE BE ERECTED AND MAINTAINED ALONG THE SOUTHEAST PROPERTY LINE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

79. CASE Z89166 - to rezone Lots 1, 2, and 6, save and except the east 15' of the south 184.3, Block 1, NCB 10617, from "F" Local Retail District to "B-3R" Restrictive Business District; and the east 25' of the south 134.3' of Lot 6, Block 1, NCB 10617, from "F" Local Retail District to "B-1" Business District., located southwest of the intersection of Highway 90 East and Highway Drive, having 277.65' on Highway 90 East, 178.23' on Highway Drive and 143.1' on Pelham Avenue.

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

Mr. Phil Garay briefly explained the rezoning request.

Mr. Ellie Austin, Jr., 302 Highway Drive, spoke in opposition to the rezoning and to alleged violations of zoning regulations by the firm involved. He spoke against the intrusion of commercial zoning into a residential area.

Ms. Minnie Austin, 302 Highway Drive, also spoke in opposition to the rezoning and to alleged zoning violations by the proponent.

Ms. Betty J. Bishop, 303 Highway Drive, stated her objections to the firm's intrusion into a residential area.

Mr. John Bishop, 303 Highway Drive, addressed alleged violations of zoning laws by the proponent for the past four years, and spoke in objection to parking City garbage trucks on the firm's property, near to homes in the area.

Mr. Garay spoke to the firm halting operations in violation of zoning laws, when cited.

Mr. Webb discussed two non-access easements and overnight activities which are conducted by the business next to adjacent homes.

Mr. Webb made a motion to approve the recommendation of the Zoning Commission provided that a one-foot non-access easement imposed along Pelham Avenue and along the south 125 feet of the east property line of Lot 2, NCB 10617. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 70,523

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 1, 2 AND 6, SAVE AND EXCEPT THE EAST 25 FEET OF THE SOUTH 184.3 FEET OF LOT 6, BLOCK 1, NCB 10617, FROM "F" LOCAL RETAIL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT AND THE EAST 25 FEET OF THE SOUTH 184.3 FEET OF LOT 6, BLOCK 1, NCB 10617, FROM "F" LOCAL RETAIL DISTRICT TO "B-1" BUSINESS DISTRICT, PROVIDED THAT NON-ACCESS EASEMENTS BE IMPOSED ALONG PELHAM AVENUE AND ALONG THE SOUTH 125' OF THE EAST LINE OF LOT 2, NCB 10617. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

80. CASE Z89150 - to rezone Lot 14, NCB 8614, 4507 Boxelder Lane, from "D" Apartment District Family Residence District to "B-1" Business District, located between Hackberry Street and Boxelder Lane, being 240.0' south of Mebane Street, having 100.0' on both Hackberry Street and Boxelder Lane and a distance of 90.0' between the two streets.

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

Mrs. Dutmer spoke of various violations of code compliance in the area, and spoke against allowing more business into the area until alleged violations are corrected or abated.

Mr. Andy Guerrero, Planner III, stated that he would ask for a staff investigation of the alleged violations.

Mrs. Dutmer made a motion to approve the recommendation of the Zoning Commission provided that a 1' non-access easement is imposed along Boxelder. Mr. Wing seconded the motion.

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

AN ORDINANCE 70,524

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 14, NCB 8614, 4507 BOXELDER LANE FROM "D" APARTMENT DISTRICT TO "B-1" BUSINESS DISTRICT, PROVIDED THAT A 1' NON-ACCESS EASEMENT IS IMPOSED ALONG BOXELDER LANE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

81. CASE Z89172 - to rezone Lots 19 and 20, Block 229, NCB 3956, from "B-2" Business District to "B-3" Business District; and Lot 17 and the east 22' of Lot 18, Box 229, NCB 3956 and Lots 3 and 4, NCB 3947 from "B" Residence District to "R-2" Two Family Residence District, being located as follows: Lots 17, 19, 20 and the east 22' of Lot 18, located northeast of the intersection of West Avenue and W. Ridgewood Court, having 120.0' on West Avenue and 172' on W. Ridgewood Court; and Lots 3 and 4 being

located on the southside of W. Ridgewood Court, being 100.0' east of the intersection of W. Ridgewood Court and a depth of 120.0'.

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

Ms. Vera made a motion to approve the recommendation of the Zoning Commission for the "R-2" request only. Ms. Dutmer seconded the motion.

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

AN ORDINANCE 70,525

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 17 AND THE EAST 22' OF LOT 18, BLOCK 229, NCB 3956 AND LOTS 3 AND 4 BLOCK 220, NCB 3947 FROM "B" RESIDENCE DISTRICT TO "R-2" TWO FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

82. CASE Z89168 - to rezone Lot 21, Block 19, NCB 1090, 309 San Juan Road, from "B" Residence District to "R-4" Manufactured Home Residence District, located on the northside of San Juan Road, being 200.0' east of the intersection of San Juan Road and Palos Street, having 50.0' feet on San Juan Road and a depth of 150.0', approximately 674.0 feet southwest of the intersection of Wurzbach.

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

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

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

AN ORDINANCE 70,526

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 21, BLOCK 19, NCB 10901, FROM "B" RESIDENCE DISTRICT TO "R-4" MOBILE HOME RESIDENCE DISTRICT, 309 SAN JUAN ROAD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00.

* * * *

83. CASE Z89030-NORTH - to rezone certain property bounded on the north side by Seguin Road, on the south by St. Hedwig Road, on the west by Loop 410 Expressway and on the east by the San Antonio City Limits from Temporary "R-1" Single Family Residence District, "R-1" Single Family Residence District, "B" Residence District, "R-3" Multiple Family Residence District, "R-4" Mobile Home Residence District, "B-2" Business District, "B-3" Business District, "B-3NA" Non-Alcoholic Sales District, "B-3R: Restrictive Business District, "L" First Manufacturing District, "I-1" Light Industry District and "I-2" Heavy Industry District to "R-A" Residence-Agriculture District, "R-1" Single Family Residence District, "R-7" Small Lot Home District, "R-4" Mobile Home Residence District, "B-2" Business District, "B-3NA" Non-Alcoholic Sales District, "B-3R" Restrictive Business District, "B-3" Business District, "B-3" S.U.P. Business Special Use Permit for repairs of cars and Heavy Equipment Trucks, "I-1" Light Industry District, "I-2" Heavy Industry District and "I-2" C.C. Heavy Industry with City Council approval for a landfill.

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

Mr. Andy Guerrero, Planner III, noted that some 2,107 parcels of property are involved in this rezoning.

Mrs. Gladys Gembler, 5130 Dietrich Road, asked that her area remain residential in nature.

Mr. Webb addressed certain of the rezoning cases.

Mr. Webb made a motion to approve the recommendation of the Zoning Commission with the exception of "R-1" One-Family Residence District zoning on Mrs. Gembler's property in lieu of "I-1" Light Industry District zoning. Mr. Wing seconded the motion.

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

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

AN ORDINANCE 70,527

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 NCB 10595, PARCEL 12-A, SAVE AND EXCEPT THE SOUTH 181.5' OF THE EAST 120'; NCB 17994, PARCELS 12, 13 AND 13-A; NCB 17994, PARCEL 11, LOTS 17 THRU 11 AND LOTS 13 THRU 20, SAVE AND EXCEPT THE NORTHWEST 200'; NCB 17994, THE SOUTHWEST AND THE NORTHEAST 20; OF LOT 32, SAVE AND EXCEPT THE NORTHWEST 175' AND SOUTHEAST 300'; NCB 17983, PARCEL 4, SAVE AND EXCEPT THE SOUTHEAST 200'; NCB 17990, THE SOUTHWEST IRR. 640' OF PARCEL 3, SAVE AND EXCEPT THE SOUTHEAST 200', (BETWEEN PARCEL 7-C AND PARCEL 3-H); NCB 17990, PARCELS 7-B, 7-D, 7-E, 7-F, 7-G, 17, 18, 19, 20, SAVE AND EXCEPT THE SOUTHEAST 200'; NCB 17994, PARCELS 5, 5-D, 5-E, 10, 10-A, 11, AND 12; NCB 17994, THE SOUTHEAST 4700' OF PARCEL 8, SAVE AND EXCEPT THE NORTHWEST 200' AND NORTH 1850' OF THE NORTHEAST IRR. 670'; NCB 17994, PARCEL 8-C, SAVE AND EXCEPT THE NORTHWEST 200' (FRONTING ON IH 10) AND THE NORTHEAST IRR. 800' OF WEST IRR. 200' OF THE EAST 3030'; NCB 17994, PARCEL 9, SAVE AND EXCEPT THE NORTHWEST 200'; NCB 17995, PARCELS 4, 7, 7-A, 7-B, 7-C, 7-D, 13 AND 20; NCB 17995, PARCEL 7, SAVE AND EXCEPT THE NORTH 200' OF THE EAST 20' OF THE WEST 1519'; NCB 16551, PARCEL 7; NCB 16551, PARCEL 1, SAVE AND EXCEPT THE EAST 200' (FRONTING ON FM 1604); NCB 16552, PARCEL 3, 9, 9-A; NCB 16552, PARCELS 1, 2, 5, SAVE AND EXCEPT THE EAST 200' (FRONTING ON FM 1604); NCB 16554, ALL OF NCB, SAVE AND EXCEPT 142.498 ACRE TRACT OF LAND FILE IN THE OFFICE OF PLANNING DEPARTMENT (ZONING CASE Z85234; NCB 16555, PARCELS 1, 8, 8-A; NCB 16567, PARCEL 20; NCB 16567, PARCELS 16, 20-A, 20-B, 21, 25, 25-A, SAVE AND EXCEPT THE NORTHEAST 200'; NCB 16567, PARCEL 22, SAVE AND EXCEPT THE NORTHEAST IRR. 170'; NCB 18225, PARCELS 4 AND 13; NCB 18225, PARCELS 13-A, 14, SAVE AND EXCEPT THE NORTHWEST 100'; NCB 18225, PARCELS 3, 15, 16, SAVE AND EXCEPT THE NORTHWEST 200'; NCB 18226, PARCELS 8, 8-F, 8-J, 8-N, 9, 12, SAVE AND EXCEPT THE NORTHWEST 200'; NCB 18227, PARCEL 11-A, SAVE AND EXCEPT THE NORTHWEST 200'; NCB 18219, PARCELS 25, 26-B, SAVE AND EXCEPT THE NORTHWEST 200', FROM TEMPORARY "A" SINGLE FAMILY

RESIDENCE DISTRICT & "I-1" LIGHT INDUSTRY DISTRICT TO "R-A" RESIDENCE-AGRICULTURE DISTRICT; NCB 10600, PARCELS 19 AND 19-B; NCB 12867, PARCELS 40, 41 AND 48; NCB 12870, LOTS 7 THRU 12, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT AND "A" SINGLE FAMILY RESIDENCE DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT; NCB 12872, LOTS 19 THRU 36; NCB 12875, LOTS 24 THRU 46; NCB 12877, LOTS 8, 9, 10, 11, 12 AND 13; NCB 13904, LOTS 14 THRU 34; NCB 13905, LOTS 19 THRU 37; NCB 13906, ALL OF NCB; NCB 13907, ALL OF NCB; NCB 13908, ALL OF NCB; NCB 13909, ALL OF NCB; NCB 13910, ALL OF NCB; NCB 13911, ALL OF NCB; NCB 13912, ALL OF NCB; NCB 13913, ALL OF NCB; NCB 18228, LOTS 16, 17, 18, 19, PARCELS 2 AND 3-F; NCB 18229, LOTS 21 THRU 26; NCB 18229, PARCELS 5-E, 5-F, 12 AND 13; NCB 18229, PARCELS 2, 4, 5, 5-A, 5-B, 5-C, 5-D, 5-G, 5-H, 5-J, 10, 11, 14, SAVE AND EXCEPT THE NORTHWEST 200', FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT AND "A" SINGLE FAMILY DISTRICT TO "R-1" SINGLE FAMILY; NCB 16324, ALL OF NCB; NCB 16327, ALL OF NCB; NCB 10596, PORTION OF PARCEL 100 (FRONTING ON SWANN LANE); NCB 10596, PORTION OF PARCEL 100 (FRONTING ON THE SOUTH SIDE OF BINZ-ENGLEMANN ROAD), FROM "R-1" SINGLE FAMILY RESIDENCE DISTRICT & "B-2 BUSINESS DISTRICT TO "R-7" SMALL LOT HOME DISTRICT; NCB 16533, LOTS 1 THRU 11; NCB 16535, ALL OF NCB; NCB 16536, ALL OF NCB; NCB 16537, ALL OF NCB; NCB 16538, ALL OF NCB; NCB 16539, ALL OF NCB; NCB 16540, ALL OF NCB; NCB 16541, ALL OF NCB; NCB 16542, ALL OF NCB; NCB 16543, LOTS 1 THRU 7; NCB 16544 ALL OF NCB; NCB 16545, ALL OF NCB; NCB 17984, ALL OF NCB, SAVE AND EXCEPT TRACTS A & B; NCB 17985, ALL OF NCB, SAVE AND EXCEPT TRACT C; NCB 17986, ALL OF NCB; NCB 17987, ALL OF NCB; NCB 17988, ALL OF NCB; NCB 17989, ALL OF NCB FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-4" MOBILE HOME RESIDENCE DISTRICT; NCB 17994, THE NORTHEAST IRR. 200' OF THE EAST 3030' OF P-8C; NCB 17995, THE NORTH 200' OF THE EAST 200' OF THE WEST 1519' OF PARCEL 7, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-4" MOBILE FAMILY RESIDENCE DISTRICT; NCB 16550, PARCEL 12, SAVE AND EXCEPT THE SOUTHEAST 300'; NCB 16551, THE EAST 200' OF PARCEL 1 (FRONTING ON FM 1604); NCB 16552, THE EAST 200' OF PARCELS 1, 2, 5 (FRONTING ON FM 1604); NCB 16553, PARCELS 2, 2-C AND 9; NCB 16567, PARCELS 16-A, 16-B AND THE NORTHEAST 200' OF PARCELS 16, 20-A, 20-B, 21, 25, 25-A; NCB 16567, THE NORTH IRR. 170' OF PARCEL 22; NCB 17983, THE SOUTHEAST 200' OF PARCEL 4; NCB 17984, TRACTS A AND

B; NCB 17885, TRACT C; NCB 17990, THE SOUTHEAST 200' OF THE SOUTHWEST IRR. 640' OF PARCEL 3; NCB 17990, PARCELS 7-B, 7-D, 7-E, 7-F, 7-G, 17, 18, 19, 20, SAVE AND EXCEPT THE SOUTHEAST 200'; NCB 17994, LOTS 2, 3, 4, 5, 6, AND PARCEL 11-A; NCB 17994, THE NORTHWEST 200' OF LOTS 7 THRU 11, 13 THRU 20 AND PARCEL 11; NCB 17994, THE NORTHWEST 200' OF PARCELS 8-C AND 9; NCB 17994, THE NORTHWEST 200' OF PARCEL 8, SAVE AND EXCEPT THE NORTH 1850' OF THE NORTHEAST IRR. 670'; NCB 18225, THE NORTHWEST 200' OF PARCELS 3, 15 AND 16; NCB 18225, THE NORTHWEST 100' OF P-14 AND 14-A; NCB 18226, THE NORTHWEST 200' OF PARCELS 8, 8-F, 8-J, 8-N, 9, 12; NCB 18227, THE NORTHWEST 100' OF PARCEL 11-A; NCB 18228, LOTS 1 THRU 15 AND PARCEL 1; NCB 18229, LOTS 1 THRU 20 AND PARCEL 3; NCB 18229, THE NORTHWEST 200' OF PARCELS 2, 4, 5, 5-A, 5-B, 5-C, 5-D, 5-G, 5-H, 5-J, 10, 11, 14, 25 AND 26-B, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT; NCB 10599, THE NORTHWEST 60' OF LOT 8 (FRONTING ON SEGUIN ROAD); NCB 10599, THE SOUTHWEST AND SOUTH 60' OF LOT 28 (FRONTING ON S. E. LOOP 410 HIGHWAY & BOATMAN ROAD); NCB 10599, THE WEST 60' OF LOTS 7, 9, 10, 11, 13, 18 THRU 27, 39, 40, 41; NCB 10599, THE WEST AND NORTHWEST 60' OF LOT 12; NCB 12867, THE SOUTH 60' OF PARCELS 42F, 37-E; NCB 12869, LOTS 20 THRU 26; NCB 12870, THE REMAINING PORTIONS OF LOTS 1, 2, 3, 4, 5, AND 6; NCB 12872, LOTS 1 THRU 18; NCB 12875, LOTS 1 THRU 17, 22 AND 23 FROM "A" SINGLE FAMILY RESIDENCE DISTRICT, "I-1" LIGHT INDUSTRY DISTRICT AND "L" FIRST MANUFACTURING DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES DISTRICT; NCB 12877, LOT 4 AND THE EAST 125' OF LOTS 1, 2, AND 3; NCB 18320, SOUTH 60' OF LOT 8, FROM "A" SINGLE FAMILY RESIDENCE DISTRICT, "I-1" LIGHT INDUSTRY DISTRICT, "L" FIRST MANUFACTURING DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES DISTRICT; NCB 13904, LOTS 35, 36, 37 AND 38; NCB 13905, LOTS 4, 5, 15, 16, 17 AND 18; NCB 17900, THE SOUTHEAST 100' OF PARCEL 7-C, FROM "A" SINGLE FAMILY RESIDENCE DISTRICT & "B-3" BUSINESS DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT; NCB 10597, SOUTHWEST 100' OF PARCELS 13 AND 13-A (FRONTING ON S. E. LOOP 410 HWY); NCB 10650, PARCELS 10, 13, THE SOUTHEAST 300' OF PARCEL 12; NCB 10651, PARCELS 1-A, 6 AND 6-A; NCB 12867, PARCELS 42, 42-B, 42-C, 42-D, 42-E, 42-G, 43, 53, AND 54; NCB 12867, THE SOUTH 60' OF TRACT 1, PARCELS 25 AND 26; NCB 17790, THE SOUTHEAST 60' OF PARCEL 3-H; NCB 17790, PARCEL 3, SAVE AND EXCEPT THE SOUTHWEST IRR. 640'; NCB 17980, THE SOUTHEAST 100' OF PARCELS 16-B AND 23; NCB

17981, PARCELS 18, 19, 19-A AND 20; NCB 17981, THE SOUTH 75' OF PARCELS 21A, 22C AND LOT 1; NCB 17982, THE NORTH 100' OF PARCEL 32; NCB 17983, THE SOUTHEAST 200' OF PARCELS 2 AND 3; NCB 17983, THE SOUTHEAST IRR. 200' OF PARCEL 3-B; NCB 17983, THE SOUTHWEST AND SOUTHEAST 200' OF PARCEL 9; NCB 17990, THE SOUTHEAST 100' OF PARCEL 7-A; NCB 17991, LOT 1 AND PARCEL 18-A; NCB 17994, PARCELS 1 AND 2; NCB 17994, THE NORTHWEST 100' OF THE NORTH 1850' OF THE NORTHEASE IRR. 670' OF PARCEL 8; NCB 17794, THE NORTHWEST 175' AND THE SOUTHEAST 300' OF LOT 32; NCB 17794, THE NORTHWEST 100' OF LOTS 21 AND 22; NCB 17796, THE NORTHWEST 100' AND THE EAST 75' OF PARCEL 4; NCB 17797, PARCEL 1-A; NCB 18228, THE NORTHWEST AND NORTH 100' OF PARCEL 9-C; NCB 18229, PARCELS 26-A AND 80; NCB 18319, THE SOUTH 60' OF LOT 1; NCB 16543, LOTS 11, 12, 13 AND 14; NCB 16553, PARCELS 2-B AND 4; NCB 16567, PARCELS 14, 15, 15-A AND 19; NCB 16568, PARCELS 2 AND 5-A; NCB 16569, PARCEL 14-B; NCB 16570, PARCEL 11, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT "B-3NA" NON-ALCOHOLIC SALES DISTRICT AND "I-1" LIGHT INDUSTRY DISTRICT TO "B-3" BUSINESS DISTRICT; NCB 18228, PARCEL 9-C, SAVE AND EXCEPT THE NORTH AND NORTHWEST 100', FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3" S.U.P. BUSINESS DISTRICT WITH SPECIAL USE PERMIT FOR REPAIR OF HEAVY EQUIPMENT AND OUTSIDE STORAGE; NCB 10596, TRACTS A, B, C, D, AND F; NCB 10597, LOT 1, PARCELS 3-A, 6, 7, 8, 9, 10, 10-B, 11, 11-A, 14, 16, 16-A, 21 D, 24, 24-A, 24-B, 24-C, AND 36; NCB 10597, THE SOUTH 181.5' OF THE EAST 120' OF PARCEL 12-A; NCB 10597, THE NORTH 850' OF THE EAST 400' OF PARCEL 12-B; NCB 10599, LOTS 14, 16, 17, 18 AND 38; NCB 10599, LOTS 7, 9, 10, 11, 13, 18, 39, 40, 41, SAVE AND EXCEPT THE WEST 60'; NCB 10599, THE SOUTH IRR. 720' OF LOT 8, (THAT PORTION PRESENTLY ZONED "L"); NCB 10600, PARCELS 19-A, 19-D AND 27; NCB 12867, PARCELS 37-G, 37-H, 37-F, 38-A, 39, 50-A, 51-A and 52; NCB 12867, PARCEL 42-F, SAVE AND EXCEPT THE SOUTH 60' AND THE EAST 120'; NCB 12867, TRACT 1, PARCELS 25, 26, SAVE AND EXCEPT THE SOUTH 75'; NCB 12867, THE EAST 120' OF PARCEL 42F, SAVE AND EXCEPT THE SOUTH 60'; NCB 17978, LOTS 1, 2, 3, 4 AND PARCEL 11-C; NCB 17980, PARCELS 16, 23-E AND LOT 2; NCB 17980, PARCEL 16-B, 23, SAVE AND EXCEPT THE SOUTH 100'; NCB 17981, PARCEL 100; NCB 17981, LOT 1, PARCELS 21-A, 22-C, SAVE AND EXCEPT THE SOUTH 100'; NCB 17983, PARCEL 3-D; NCB 17983, PARCELS 2 AND 3, SAVE AND EXCEPT THE SOUTHEAST 200'; NCB 17983, PARCEL 3-B, SAVE AND

EXCEPT THE SOUTHEAST IRR. 200'; NCB 17983, PARCEL 9, SAVE AND EXCEPT THE SOUTHWEST AND SOUTHEAST 200'; NCB 17990, PARCEL 3-H, SAVE AND EXCEPT THE SOUTHEAST 60'; NCB 17992, PARCEL 32, SAVE AND EXCEPT THE NORTH 100'; NCB 17994, PARCEL 8-A AND 8-D; NCB 17994, PARCEL 4, SAVE AND EXCEPT THE NORTHWEST 100' AND EAST 75'; NCB 17994, THE NORTH 850' OF THE NORTHEAST IRR. 670' OF PARCEL 8, SAVE AND EXCEPT THE NORTHWEST 100'; NCB 17994, LOTS 21, 22, SAVE AND EXCEPT THE NORTHWEST 100'; NCB 18319, LOT 1, SAVE AND EXCEPT THE SOUTH 60'; NCB 18320, LOT 2, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE, "B" RESIDENCE DISTRICT AND "L" FIRST MANUFACTURING DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT; NCB 10597, THE NORTH 180' OF THE WEST 100' OF PARCEL 13 (FRONTING ON BOATMAN ROAD); NCB 17994, LOT 32, SAVE AND EXCEPT THE SOUTHWEST AND THE NORTHEAST 20' AND ALSO THE NORTHWEST 175' AND THE SOUTHEAST 300'; NCB 12867, PARCEL 37-E, SAVE AND EXCEPT THE SOUTH 60'; NCB 18320, LOT 8, SAVE AND EXCEPT THE SOUTH 60', FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT AND "I-1" LIGHT INDUSTRY DISTRICT TO "I-2" HEAVY INDUSTRY DISTRICT; NCB 17995, PARCELS 5, 6, 13-B AND 13-C, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "I-2" C.C. HEAVY INDUSTRY DISTRICT WITH CITY COUNCIL APPROVAL FOR SANITARY LAND FILL; AND NCB 12867, PARCELS 21 AND 39, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "MR" MILITARY RESERVATION DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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89-47 The Clerk read the following Ordinance:

AN ORDINANCE 70,528

ACCEPTING THE LOW BID OF AVON BEHREN PRINTING COMPANY FOR THE PRINTING OF FLEXIBLE BENEFIT WORKBOOKS FOR THE CITY OF SAN ANTONIO FINANCE DEPARTMENT FOR A TOTAL OF \$6,668.00.

* * * *

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

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

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

89-47

CITIZENS TO BE HEARD

MR. PAUL A. WALKER

Mr. Paul A. Walker spoke to the Council regarding his rights with reference to freedom of speech. He encouraged the City to respect human rights.

Mrs. Berriozabal spoke about the Ordinance prohibiting solicitation in the downtown area which is all inclusive. The City is not targeting any specific group.

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DWYER STREET APARTMENTS PROJECT

Mrs. Caroline Rehner, 242 King William, spoke against the opening of a shelter for the homeless on Dwyer Street. She stated that they are for downtown housing; not downtown camping. They are concerned that this project was not well thought of before deciding on the location.

Mrs. Carol Hodge, King William Association, also spoke in opposition to the opening of this homeless shelter in this area. She also stated that the plans call for very small cubicles for each individual.

Mrs. Yolanda de Leon stated that they are not against the homeless. She stated that the downtown area belongs to the entire Community. They are against this project even though they don't live downtown. She spoke about the tourism industry and especially the value of the riverwalk and the downtown area.

Mr. Leo Womack, Heritage Park Bldg., spoke against the project which he feels will alter the perspective of realtors and developers to the downtown area. He urged the City Council not to approve the project.

Mr. James Kallison, Kallison Properties, also spoke against the project. He spoke about the many years of progress in the southern sector of the downtown area and asked City Council not to impair this program detrimentally by approving this project.

Other persons registered in opposition were present in the audience and were recognized by Mayor Cockrell.

Reverend Ernie Lance, Grace Lutheran Church, and President of the

SAMM Board, spoke in favor of the Dwyer Street Shelter. This shelter will provide housing for persons who are working and need a place to live. He spoke about SAMM Shelter managing the project and of the plans to promise the necessary support services.

Father Bill Davis, St. Mary's Church and member of Centro 21, spoke in favor of the Dwyer Street Shelter. He stated that this is a city-wide problem; not only a church problem. He stated that federal monies are now available to assist the City in providing housing for the poor and the homeless.

Mrs. Maria Dominguez asked if the Dwyer Street Project would be a tourist attraction. She then expressed concern about the manner in which the discretionary funds are used by the Council. She thought it was meant for use exclusively on sidewalk improvements; not for anything the Council wanted.

Mayor Cockrell explained the manner in which the discretionary funds are used to provide services for the district. She explained that there has to be an Ordinance authorizing each expenditure of these funds.

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NOISE PROBLEM

Mr. John Graphman, Tobin Hill Neighborhood, spoke to the City Council regarding the problem with noise and traffic which have increasingly gotten worse through the years, especially in the North Saint Mary's Street area. He showed a video film of what had transpired on Halloween night.

Mr. Ralph Medina, President of the Tobin Hill Neighborhood Association, stated the problem is not the noise problem, but rather a quality of life problem. He said that he looked forward to meeting with Mrs. Berriozabal on this issue.

Mrs. Berriozabal stated that there will be a meeting on Monday on this issue, and invited him to attend.

Mr. Jose H. Chavez spoke to the Council regarding the problems with the noise problem in his neighborhood and asked Ms. Berriozabal to meet with him to discuss this issue with the railroad company.

Ms. Berriozabal stated that she will be glad to work with Mr. Chavez.

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LITERACY CENTER

Dr. Mead invited the City Council to attend the opening of the Northside Independent School District's Literacy Center at the Westlake Mercado Mall on November 18, 1989 at 11:00 a.m. A written invitation will be forthcoming.

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LIBRARY ISSUE

Mr. Bob Belter spoke to the Council regarding the Bazan Library and present plans to take away 15% of their current space. He spoke against these plans and urged the City Council to look at the lease and not approve the reduction of the space.

Mrs. Ann Gallo, 11815 Vance Jackson #1606, also spoke against the reduction of the space at the Bazan Library.

In response to Mr. Martinez, Mr. Bono stated that the staff did not want to bring the lease at the Bazan Library to the City Council until they have an opportunity to review the lease and see if the space could be reconfigured to include all the existing facilities at the Bazan Library.

Mr. Martinez stated that the services provided at the Bazan Library are very unique and necessitates that the City Council deal with these services on an individual basis.

Mr. Webb stated for the record that he would not be in favor of placing a Literacy Center at the Carver.

Mr. Bono stated it was not their intention to have a Literacy Center at each Library branch.

Ms. Vera stated recommendations will be forthcoming to the Council before any decision is made. She also stated that the Bazan Library does not have a Literacy Center, however, there are Literacy classes being held there.

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A P P R O V E D

Lula Cockrell

M A Y O R

ATTEST:

C i t y C l e r k