

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY DECEMBER 9, 1993.

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93-49 The City Council convened in an informal session at 10:00 A.M., City Hall, "B" Room, to consider the following item:

Staff Briefing on the revision of Chapter 33 "Vehicles for Hire" of the City Code.

The following City Council members were present: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, LARSON, WOLFF.

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93-49 The regular meeting was called to order by the Presiding Officer, Mayor Nelson W. Wolff, with the following members present: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, LARSON, WOLFF. Absent: NONE.

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93-49 Invocation - Reverend Louis Zbinden, First Presbyterian Church.

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93-49 Pledge of Allegiance to the flag of the United States.

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93-49 Minutes of the November 10th and 18th, 1993 Regular City Council Meetings were approved.

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92-49 FIND THE GOOD AND PRAISE IT: OASIS GROUP

Mayor Wolff introduced participants in this program present in the audience. He thanked all who are participating in this program and presented awards to Brenda Schmachtenberger, Oasis Director; Sister Mary Margaret Bright, Chair, for Santa Rosa Health Care; Bob Ng, Foley's Ingram Park Mall and Alexander Briseno, City Manager for the City of San Antonio. Brenda Schmachtenberger, Oasis Director, stated that this organization creates opportunities for older adults to

continue their personal growth. She noted that one of the group's activities is pairing older citizens with at-risk elementary school-age children for mentoring purposes. She then introduced Mr. Bert Blackwell, a mentor involved in the intergenerational tutoring program and his student, Mike.

Alex Briseno, City Manager, spoke of the overall progress in the mentor program and noted that a number of City employees serve as mentors also.

92-49

PANCHO CLAUS WEEK

Mayor Wolff read a Proclamation for Pancho Claus Week and presented it to Pancho Claus and members of the Miguel Hernandez Chapter of the American GI Forum.

Mr. Sam Dominguez, Market Square, then introduced Miss Charro & members of the Ballet Folkorico de Navarro. He spoke of the many festivities planned for the holiday season and presented each Council member with an official Pancho Claus sweatshirt.

93-49

CONSENT AGENDA

Mr. Larson made a motion to approve Agenda Items 10 through 33 constituting the Consent Agenda, with Items #20, #22, and #33 to be pulled for individual consideration. Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Perez, McClendon, Avila, Ayala, Ross, Thornton, Peak, Larson, Wolff; ABSENT: Billa Burke, Solis.

AN ORDINANCE 79,234

ACCEPTING THE PROPOSAL OF FACTS ON FILE, INC. FOR A SUBSCRIPTION RENEWAL FOR FACTS ON FILE REFERENCE BOOKS AND PAMPHLETS FOR THE CITY OF SAN ANTONIO PUBLIC LIBRARY FOR A TOTAL OF \$7,819.00.

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AN ORDINANCE 79,235

ACCEPTING THE PROPOSAL OF LANDMARK SYSTEMS CORPORATION TO RENEW A ONE-YEAR SOFTWARE MONITOR MAINTENANCE AGREEMENT FOR THE CITY OF SAN ANTONIO INFORMATION SERVICES DEPARTMENT.

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AN ORDINANCE 79,236

ACCEPTING THE PROPOSAL OF COOPER INDUSTRIES, CROUSE-HINDS DIVISION FOR MODIFICATION AND RECALIBRATION OF CROUSE-HINDS AUTOMATED AIRFIELD LIGHTING AT SAN ANTONIO INTERNATIONAL AIRPORT FOR A TOTAL OF \$119,000.00.

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AN ORDINANCE 79,237

ACCEPTING THE LOW BID OF YELLOWROC CONSTRUCTION COMPANY IN THE AMOUNT OF \$4,800.00 FOR THE RELOCATION AND CONSTRUCTION OF A SHELTER AND WATER FOUNTAIN AT THE OLMOS BASIN GOLF COURSE.

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AN ORDINANCE 79,238

ACCEPTING THE LOW BID OF DIXIE OIL COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH KEROSENE FOR USE BY THE PUBLIC WORKS STREET AND DRAINAGE DIVISION ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF \$4,000.00.

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AN ORDINANCE 79,239

ACCEPTING THE LOW BID OF UNITED BEECHCRAFT SAN ANTONIO TO FURNISH THE CITY OF SAN ANTONIO WITH JET-A-FUEL AND AVIATION GAS ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF APPROXIMATELY \$24,000.00.

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AN ORDINANCE 79,240

ACCEPTING THE LOW BID OF A.J. PLOCH OIL COMPANY, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH MOTOR FUEL FOR THE CITY'S AUTOMOTIVE FLEET AND FIELD EQUIPMENT ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF \$33,000.00.

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AN ORDINANCE 79,241

ACCEPTING THE PROPOSAL FROM KEI CONSULTANTS, INC. IN THE AMOUNT OF \$15,367.37 FOR ENVIRONMENTAL

SERVICES RELATED TO THE RECONSTRUCTION OF PINN ROAD FROM BROWNLEAF TO W. COMMERCE; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,242

AUTHORIZING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$149,378.00 WITH F. A. NUNNELLY COMPANY IN CONNECTION WITH FIRE STATION NO. 1 ANNEX INTERIOR ALTERATIONS & MODIFICATIONS; AUTHORIZING \$22,406.70 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES, AND \$1,200.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,243

AUTHORIZING AN ADDITIONAL \$3,013.75 FOR ENGINEERING SERVICES PAYABLE TO S.M. GALINDO ENGINEERS, INC. IN CONNECTION WITH THE N. SAN HORACIO FROM ZARZAMORA CREEK TO CULEBRA ROAD COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) RECONSTRUCTION PROJECT; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,244

AUTHORIZING FIELD ALTERATION NO. 19 IN THE AMOUNT OF \$26,905.65 TO THE CONTRACT WITH H. B. ZACHRY COMPANY IN CONNECTION WITH THE CHERRY STREET DRAINAGE PROJECT NO. 15B, PHASE I, APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,245

ACCEPTING THE LOW, QUALIFIED BID OF CHARLIE & COMPANY IN THE AMOUNT OF \$33,492.00 IN CONNECTION WITH THE BETHEL DAY CARE OUTDOOR ACTIVITIES AREA, PHASE II COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$2,658.00 FOR CONSTRUCTION CONTINGENCIES AND \$1,900.00 FOR ADDITIONAL ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,246

ACCEPTING THE LOW, QUALIFIED BID OF L & R BUILDERS, INC. DBA L & R ENTERPRISES IN THE AMOUNT OF \$710,275.12 IN CONNECTION WITH THE DRURY FROM COMMERCIAL TO PLEASANTON COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) RECONSTRUCTION PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$49,719.26 FOR CONSTRUCTION CONTINGENCIES, \$12,414.89 FOR ADDITIONAL ENGINEERING EXPENSES, \$29,831.56 FOR PROJECT OVERSIGHT COSTS AND \$959.82 FOR ADDITIONAL ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,247

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$35,899.00 OUT OF VARIOUS FUNDS; ACQUIRING ONE PARCEL IN CONNECTION WITH THE SOUTH FLORES STREET DRAINAGE PROJECT #70-70A, PHASE II; ACQUIRING ONE PARCEL IN CONNECTION WITH CASTROVILLE ROAD RECONSTRUCTION PROJECT - GENERAL MCMULLEN TO ACME ROAD; AND ACQUIRING ONE PARCEL IN CONNECTION WITH THE RIP RAP #69 PROJECT, PHASE IIB.

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AN ORDINANCE 79,248

AUTHORIZING AN EXTENSION OF THE ORIGINAL LEASE AGREEMENT BETWEEN ALLIANZ LIFE INSURANCE COMPANY OF NORTH AMERICA, SUCCESSOR TO NORTH AMERICAN LIFE AND CASUALTY COMPANY, AS LANDLORD, AND THE CITY OF SAN ANTONIO, AS TENANT, FOR OFFICE SPACE CONTAINING APPROXIMATELY 8,820 SQUARE FEET OF SPACE LOCATED AT 1940 GRANDSTAND DRIVE AND OCCUPIED BY THE DEPARTMENT OF PUBLIC WORKS, SOLID WASTE DIVISION.

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AN ORDINANCE 79,249

DECLARING A PUBLIC NECESSITY TO ACQUIRE FEE TITLE TO LOT 27, NEW CITY BLOCK 7676, BEXAR COUNTY, TEXAS, FOR PUBLIC PURPOSES, NAMELY STREET AND PARK PURPOSES IN CONNECTION WITH CONSTRUCTION OF THE VISITORS CENTER, SAN ANTONIO MISSIONS NATIONAL HISTORICAL PARK AND AUTHORIZING THE INSTITUTION OF EMINENT DOMAIN PROCEEDINGS FOR THE ACQUISITION THEREOF.

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AN ORDINANCE 79,250

AUTHORIZING THE SUBMISSION OF A PROPOSAL TO THE PACE ROBERTS FOUNDATION OF SAN ANTONIO TO SUPPORT A PUBLIC ART EDUCATION PROGRAM, INCLUDING PUBLIC FORUMS AND PRESENTATION IN CITY HALL FOR THE SUM OF \$5,000.00.

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AN ORDINANCE 79,251

AUTHORIZING THE TRANSFER OF \$5,000.00 FROM THE MARKET SQUARE PLAZA GENERAL FUND TO THE MARKET SQUARE PLAZA REDEVELOPMENT MISCELLANEOUS CONSTRUCTION CONTINGENCY ACCOUNT FOR THE INSTALLATION OF A SECURITY ALARM SYSTEM AT THE FARMERS MARKET PLAZA.

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AN ORDINANCE 79,252

AUTHORIZING THE ACCEPTANCE OF A \$277,230.00 GRANT FROM THE TEXAS COMMISSION ON ALCOHOL AND DRUG ABUSE (TCADA) TO FUND A MATERNAL RESIDENTIAL TREATMENT PROJECT IN THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD); ESTABLISHING A FUND; ADOPTING A BUDGET; AUTHORIZING PERSONNEL POSITIONS AND AUTHORIZING SUB-CONTRACTS UNDER THIS AWARD.

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AN ORDINANCE 79,253

AUTHORIZING PAYMENT OF \$1,813.90 TO AARON RENTS & SELLS FURNITURE FROM 1989 LIBRARY LEARNING CENTERS BOND FUNDS FOR FURNITURE RENTED FOR USE AT THE GUADALUPE LEARNING AND LEADERSHIP DEVELOPMENT CENTER; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,254

AUTHORIZING A CONTRACT WITH THE SAN ANTONIO HOUSING AUTHORITY (SAHA) TO ALLOW THE CITY OF SAN ANTONIO DEPARTMENT OF PARKS AND RECREATION TO CONDUCT A TWELVE-MONTH SAHA FUNDED ROVING LEADER PROGRAM IN

AND AROUND FIVE PUBLIC HOUSING PROJECTS;
ESTABLISHING A PROJECT AND PROJECT BUDGET; AND
AUTHORIZING SIX PERSONNEL POSITIONS.

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93-49 The Clerk read the following Ordinance:

AN ORDINANCE 79,255

AUTHORIZING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$92,599.80 WITH L & R ENTERPRISES IN CONNECTION WITH THE RECONSTRUCTION OF BEMIS FROM S. ACME ROAD TO S.W. 41ST; AUTHORIZING \$9,259.98 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES, AND \$1,148.67 FOR ADDITIONAL ADVERTISING EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

Ms. Ayala made a motion to approve the proposed Ordinance.
Mr. Peak seconded the motion.

Ms. Ayala stated that the funds for this project are appropriated from the Via Route Improvement Special Revenue Fund.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Avila, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Solis.

93-49 The Clerk read the following Ordinance:

AN ORDINANCE 79,256

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT WITH EVANS AND EVANS, INC. IN THE AMOUNT OF \$79,000.00 IN CONNECTION WITH THE HUEBNER ROAD--FROM FREDERICKSBURG ROAD TO LEON VALLEY CITY LIMITS--RIGHT-OF-WAY CLEARING AND FENCE REMOVAL PROJECT; AUTHORIZING \$7,900.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$7,480.00 FOR ENGINEERING EXPENSES; AUTHORIZING \$1,210.03 FOR ADVERTISING EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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Mr. Thornton made a motion to approve the proposed Ordinance.
Mr. Perez seconded the motion.

Mr. Thornton stated that this is the final action needed to complete the Huebner Road project.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Avila, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Solis.

93-49 The Clerk read the following Ordinance:

AN ORDINANCE 79,257

APPOINTING JOHN ERWIN (DISTRICT 8) TO THE SAN ANTONIO CENTRO 21 TASK FORCE FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 31, 1995.

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Mr. Thornton made a motion to approve the proposed Ordinance. Ms. McClendon seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Avila, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Solis.

93-49 The Clerk read the following Ordinance:

AN ORDINANCE 79,258

AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO COMPROMISE AND SETTLE CAUSE NO. 92-CI-06620 STYLED CARRIE JEAN WILSON GARZA V. CITY OF SAN ANTONIO AND JOHN ANTHONY RIOJAS IN THE AMOUNT OF \$50,000.00 PLUS COURT COSTS.

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

Tom Finlay, Assistant City Attorney, explained the nature of this claim.

In answer to a question by Mr. Larson, Mr. Finlay stated that this will settle the City's liability.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Ayala, Ross, Thornton, Larson, Wolff; NAYS: None; ABSENT: Solis, Peak.

93-49 The Clerk read the following Ordinance:

AN ORDINANCE 79,259

AUTHORIZING PAYMENT IN THE AMOUNT OF \$12,000.00 AND COURT COSTS IN SETTLEMENT OF CAUSE NO. 91 CI 13227, STYLED ROSALINDA GARCIA, INDIVIDUALLY, AND AS NEXT FRIEND TO ELOISA M. GARCIA, A MINOR.

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

Tom Finlay, Assistant City Attorney, explained that this case involved injuries to a child at Palo Alto Park.

In answer to a question by Mr. Larson, Mr. Finlay stated that "at own risk signs" does not release the City from liability.

Alex Briseno, City Manager, assured that the playground equipment would be checked more frequently.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: McClendon, Billa Burke, Ross, Thornton, Larson, Wolff; NAYS: None; ABSENT: Perez, Avila, Solis, Ayala, Peak.

93-49 The Clerk read the following Ordinance:

AN ORDINANCE 79,260

AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO COMPROMISE AND SETTLE CAUSE NO. 90-CI-02819, STYLED SAUR CONSTRUCTION VS. RDM CONSTRUCTION COMPANY AND THE CITY OF SAN ANTONIO IN THE AMOUNT OF 11,700.00, PLUS LEGAL EXPERT FEES OF \$1,860.00.

* * * *

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

Tom Finlay, Assistant City Attorney, stated that this claim will settle a dispute between a contractor and a sub-contractor for extra work performed during the construction of the Cedar Creek Golf Course.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Avila.

93-49 The Clerk read the following Ordinance:

AN ORDINANCE 79,261

ADOPTING THE CONCEPTUAL PLAN FOR THE FUTURE DEVELOPMENT OF THE SAN ANTONIO RIVER FROM NUEVA STREET AND EXTENDING UPSTREAM TO ITS CROSSING WITH THE U.S. 281 EXPRESSWAY NEAR JOSEPHINE STREET.

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

Mr. John German, Director of the Public Works Department, stated that this plan provides a basis for the future phased development of the San Antonio River and projects cost estimates for each element of the overall project.

Mr. Perez spoke to the development of the San Antonio River and stated that the San Antonio River Authority needs to be informed of the plan and the City's intention to move forward with the development of the river north of downtown.

In answer to a question by Mr. Thornton, Mr. German stated that the funding for this project could possibly be included in the May 1993 bond election.

Mayor Wolff spoke about the need for this expansion, since over population along the river in the downtown area could destroy the river area.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

The Clerk read the following Ordinance:

AN ORDINANCE 79,262

AMENDING CHAPTER 19 ("MOTOR VEHICLES AND TRAFFIC") OF THE CITY CODE TO EXEMPT VEHICLES DISPLAYING SPECIAL LICENSE PLATES ISSUED BY THE TEXAS STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION TO FORMER PRISONERS OF WAR FROM PAYMENT OF PARKING FEES, INCLUDING THOSE COLLECTED THROUGH PARKING METERS CHARGED BY THE CITY OF SAN ANTONIO.

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

Mr. John German, Director of the Public Works Department, spoke about the free parking privileges to be granted and how this will be administered. He noted that there will be some lost revenues.

Mr. Ross introduced several former POWs present in the audience and spoke of the background for this ordinance. He thanked these members and spoke of the important need to recognize the sacrifices these people made for our freedom.

In answer to a question by Mr. Peak, Mr. German stated that staff will look into long term parking for these individuals.

Mr. Ross stated that the free time allotted will be for the limit on the parking meter. Any additional time would be at the regular rate.

Mr. Bill Roberts, Prisoner of War, WWII, spoke about how these individuals can be identified.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

Mayor Wolff and several Council Members thanked the representatives of POWs. Each representative introduced himself, and told of the branch of service he was in and how long he was a prisoner.

ZONING HEARINGS

4A. CASE Z93183 PP - to rezone LOTS 1, 2 AND 3, NCB 9727, 1128-1132 RAYBURN DRIVE, FROM "B-2" BUSINESS DISTRICT TO "B-3NA" NON ALCOHOLIC SALES BUSINESS DISTRICT LOCATED ON THE SOUTHEAST CORNER OF

RAYBURN DRIVE AND IH 35 SOUTH, HAVING 137.93 FEET ON IH 35 SOUTH AND 118 FEET ON RAYBURN DRIVE.

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

Mr. Andy Guerrero, Senior Planner, explained details of the Ordinance.

Mr. Rudy Hettler, 1933 Fredericksburg Road, representing the applicant, requested the change of zoning for an automobile glass sales & installation.

In answer to a question by Mr. Thornton, Mr. Guerrero explained deed restrictions and stated that the Ordinance cannot be changed to cover deed restrictions.

Mr. Avila made a motion to approve the change of zoning. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

AN ORDINANCE 79,263

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 3, NCB 9727, 1128-1132 RAYBURN DRIVE, FROM "B-2" BUSINESS DISTRICT TO "B-3NA" NON ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4B. CASE Z93209 - to rezone LOT 23, NCB 10758, 2106 SOUTH W.W. WHITE ROAD, FROM "B-3" BUSINESS DISTRICT TO "B-2NA" NON ALCOHOLIC SALES BUSINESS DISTRICT LOCATED ON THE EASTSIDE OF SOUTH W.W. WHITE ROAD, 378.02 FEET NORTH OF THE INTERSECTION OF SOUTH W.W. WHITE ROAD AND WILDT ROAD, HAVING 161.25 FEET ON SOUTH W.W. WHITE ROAD AND A DEPTH OF 100 FEET.

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

Mr. Andy Guerrero, Senior Planner, explained details of the Ordinance.

Ms. McClendon made a motion to approve the recommendation of the Zoning Commission. Mr. Billa Burke seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

AN ORDINANCE 79,264

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 23, NCB 10758, 2106 SOUTH W.W. WHITE ROAD, FROM "B-3" BUSINESS DISTRICT TO "B-2NA" NON ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4C. CASE Z93202 - to rezone LOT 4, BLOCK 2, NCB 17866, 18940 REDLAND ROAD, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-3NA" ERZD NON ALCOHOLIC SALES BUSINESS DISTRICT LOCATED ON THE NORTHEAST SIDE OF REDLAND ROAD, 4,274.67 FEET SOUTHEAST OF THE INTERSECTION OF U.S. 281 NORTH AND REDLAND ROAD HAVING 338.40 FEET ON REDLAND ROAD AND A DEPTH OF 767.79 FEET.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council provided that the recommendations of the Aquifer Studies Office as outlined on the attached report are met.

Mr. Andy Guerrero, Senior Planner, explained details of the Ordinance.

Mr. Peak made a motion to approve the recommendation of the Zoning Commission. Mr. Larson seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

AN ORDINANCE 79,265

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 4, BLOCK 2, NCB 17866, 18940 REDLAND ROAD, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-3NA" ERZD NON ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4D. CASE 293201 - to rezone 62.93 ACRES OF LAND OUT OF NCB 15825, I.H. 10 EXPRESSWAY AND CASA BELLA STREET, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT, "B-2" ERZD AND "B-3" ERZD BUSINESS EDWARDS RECHARGE DISTRICTS TO "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT LOCATED ON THE SOUTHSIDE OF CASA BELLA STREET, 370 FEET NORTHEAST OF THE INTERSECTION OF CASA BELLA STREET AND I.H. 10 EXPRESSWAY, HAVING 430 FEET ON CASA BELLA STREET, WITH A MAXIMUM DEPTH OF 2,247.26 FEET AND WIDTH OF 1,653 FEET.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council provided that the recommendations of the Aquifer Studies Office as outlined on the report attached to this zoning case.

Mr. Andy Guerrero, Senior Planner, explained details of the Ordinance.

Mr. Thornton made a motion to approve the recommendation of the Zoning Commission. Mr. McClendon seconded the motion.

Mr. Thornton spoke of his concerns about sealing and plugging these openings to the Aquifer and the need to make a policy decision about an alternative plan to the storm water drainage problem.

Mayor Wolff stated that the retention of water on private property should also be addressed.

Mr. Larson spoke of the need to develop encatchment dams.

In answer to a question by Mr. Thornton, Mr. Scott Halty, Division Manager, Aquifer Studies Division, Department of Water Resources, San Antonio Water System, stated that SAWS might consider buying the land and making it into a park. He addressed the major recharge features that the City has. He stated that SAWS will make a recommendation after studying the concerns that Council members have addressed.

In answer to a question by Ms. Burke, Ms. Rebecca Cedillo, Vice President of Planning, San Antonio Water System stated that this project will be monitored closely and that there will be a check to see if the engineering firm on the project recommends closing of the sink hole.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

AN ORDINANCE 79,266

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 62.93 ACRES OF LAND OUT OF NCB 15825, I.H. 10 EXPRESSWAY AND CASA BELLA STREET, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT, "B-2" ERZD AND "B-3" ERZD BUSINESS EDWARDS RECHARGE DISTRICTS TO "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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40. CASE Z93197 (CC) - to rezone the north 226.37 feet of Lot 1, Block 2, NCB 14702, Oakland Road and Huebner Road, located 280 feet northeast and 220 feet northwest of the intersection of Huebner Road and Oakland Road, having 200 feet on Huebner Road and 554.97 feet on Oakland Road.

Mr. Andy Guerrero, Senior Planner, explained that the applicant is withdrawing the request.

Mr. Thornton explained the reason the applicant is withdrawing their request for a change of zoning.

4F. CASE Z93214 - to rezone LOT 30, SAVE AND EXCEPT THE SOUTHWEST 25 FEET, BLOCK 2, NCB 11612, 2026 BABCOCK ROAD FROM "B-1" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT LOCATED ON THE SOUTHWEST SIDE OF BABCOCK ROAD, 520 FEET SOUTHEAST OF THE INTERSECTION OF BABCOCK ROAD AND DOROTHY LOUISE DRIVE, HAVE 100 FEET ON BABCOCK ROAD AND A DEPTH OF 245 FEET.

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

Mr. Andy Guerrero, Senior Planner, explained details of the Ordinance and the reason that "B-3" zoning is not recommended.

Mr. Thornton made a motion to approve the recommendation of the Zoning Commission. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Perez.

AN ORDINANCE 79,267

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 30, SAVE AND EXCEPT THE SOUTHWEST 25 FEET, BLOCK 2, NCB 11612, 2026 BABCOCK ROAD FROM "B-1" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4G. CASE Z93215 - to rezone 13.996 ACRES OUT OF LOT 2, NCB 13663, 8000 BLOCK OF WURZBACH ROAD FROM "B-3" BUSINESS DISTRICT TO "P-1(B-3)" PLANNED UNIT DEVELOPMENT BUSINESS DISTRICT LOCATED WEST OF THE INTERSECTION OF FLOYD CURL DRIVE AND WURZBACH ROAD, HAVING 577.54 FEET ON FLOYD CURL DRIVE AND 946.26 FEET ON WURZBACH ROAD.

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

Mr. Andy Guerrero, Senior Planner, explained details of the Ordinance.

Mr. Thornton made a motion to approve the recommendation of the Zoning Commission. Ms. Billa Burke seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Perez.

AN ORDINANCE 79,268

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 13.996 ACRES OUT OF LOT 2, NCB 13663, 8000 BLOCK OF WURZBACH ROAD FROM "B-3" BUSINESS DISTRICT TO "P-1(B-3)" PLANNED UNIT DEVELOPMENT BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4H. CASE Z93212 - to rezone LOTS 15 THRU 19, BLOCK 21, NCB 13016, 9219 PLEASANTON ROAD FROM "B-1" BUSINESS DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT LOCATED SOUTHWEST OF THE INTERSECTION OF PLEASANTON ROAD AND GILLETTE BOULEVARD, HAVING 277 FEET ON PLEASANTON ROAD AND 95 FEET ON GILLETTE BOULEVARD.

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

Mr. Andy Guerrero, Senior Planner, explained details of the Ordinance.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

AN ORDINANCE 79,269

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 15 THRU 19, BLOCK 21, NCB 13016, 9219 PLEASANTON ROAD FROM "B-1" BUSINESS DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4I. CASE Z93206 (CC) - to rezone THE SOUTH 50 FEET OF LOT 4, BLOCK 24, NCB 2318, 2516 WEST COMMERCE FROM "H" LOCAL RETAIL DISTRICT TO "B-3 CC BUSINESS DISTRICT WITH CITY COUNCIL APPROVAL FOR A COMMUNICATION TRANSMISSION TOWER LOCATED 100 FEET EAST OF THE INTERSECTION OF CHUPADERAS STREET AND COMMERCE STREET, BEING 106.45 FEET SOUTH OF COMMERCE STREET, HAVING A DEPTH OF 50 FEET AND WIDTH OF 50 FEET.

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

Mr. Andy Guerrero, Senior Planner, explained details of the Ordinance.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

AN ORDINANCE 79,270

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 SOUTH 50 FEET OF LOT 4, BLOCK 24, NCB 2318, 2516 WEST COMMERCE FROM "H" LOCAL RETAIL DISTRICT TO "B-3 CC BUSINESS DISTRICT WITH CITY COUNCIL APPROVAL FOR A COMMUNICATION TRANSMISSION TOWER. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4J. CASE 293208 - to rezone 10.01 ACRES OUT OF NCB 17875, CABLE RANCH ROAD AND WATERS EDGE DRIVE FROM "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT LOCATED SOUTHWEST OF THE INTERSECTION OF CABLE RANCH ROAD AND WATERS EDGE DRIVE, HAVING 352.07 FEET ON CABLE RANCH ROAD AND 1,393.05 FEET ON WATERS EDGE DRIVE.

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

Mr. Andy Guerrero, Senior Planner, explained details of the Ordinance.

Ms. Ayala made a motion to recommend "B-2NA" Non Alcoholic Sales Business District and explained her reason. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

AN ORDINANCE 79,271

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 10.01 ACRES OUT OF NCB 17875, CABLE RANCH ROAD AND WATERS EDGE DRIVE FROM "R-1"

SINGLE FAMILY RESIDENCE DISTRICT TO "B-2NA" NON ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

*** * * ***

4K. CASE Z93179 - to rezone LOT D, SAVE AND EXCEPT THE NORTHWEST 100 FEET, NCB 13753 FROM TEMPORARY "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3"; THE NORTHWEST 100 FEET OF LOT D, NCB 13753, 12543 NACOGDOCHES ROAD FROM TEMPORARY "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT LOCATED ON THE NORTHWEST SIDE OF NACOGDOCHES ROAD, BEING 206.22 FEET NORTHEAST OF THE INTERSECTION OF NACOGDOCHES ROAD AND STARCREST DRIVE, HAVING 206.22 FEET ON NACOGDOCHES ROAD AND A DEPTH OF 373.55 FEET.

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

Mr. Andy Guerrero, Senior Planner, explained details of the Ordinance.

Mr. Larson made a motion to approve the recommendation of the Zoning Commission. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES: Perez, McClendon, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.**

AN ORDINANCE 79,272

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 D, SAVE AND EXCEPT THE NORTHWEST 100 FEET, NCB 13753 FROM TEMPORARY "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3"; THE NORTHWEST 100 FEET OF LOT D, NCB 13753, 12543 NACOGDOCHES ROAD FROM TEMPORARY "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

*** * * ***

4L. CASE Z93213 - to rezone 11.62 ACRES OUT OF NCB 15724 FROM "B-3" BUSINESS DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT LOCATED ON THE NORTHWEST SIDE OF I.H. 35 EXPRESSWAY, 400 FEET NORTHEAST OF THE INTERSECTION OF I.H. 35 EXPRESSWAY AND O'CONNOR ROAD, BEING 360 FEET NORTHWEST OF I.H. 35 EXPRESSWAY, HAVING A DEPTH OF 708.43 FEET AND WIDTH OF 755.58 FEET.

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

Mr. Andy Guerrero, Senior Planner, explained details of the Ordinance.

Mr. Larson made a motion to approve the recommendation of the Zoning Commission. Mr. Thornton seconded the motion.

Mr. Larson requested that it be added to the deed restriction that the property will revert back to "B-3" zoning if the K-Mart store is not built. A discussion took place on the initiating of a new zoning for this property by the Council, if necessary.

Mr. Kenneth Gindy, representing the applicant, requested the outdoor garden sales area and stated that the property will be used for a K-Mart Superstore.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: McClendon, Billa Burke.

AN ORDINANCE 79,273

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 11.62 ACRES OUT OF NCB 15724 FROM "B-3" BUSINESS DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4M. CASE Z93068 - to rezone LOTS 1 AND 2, BLOCK 78, NCB 2773, 1446 W. HILDEBRAND, FROM "B" TWO FAMILY RESIDENCE DISTRICT TO "B-3NA" NON ALCOHOLIC SALES BUSINESS DISTRICT LOCATED SOUTHEAST OF THE INTERSECTION OF HILDEBRAND AVENUE AND NEER STREET, HAVING 100 FEET ON HILDEBRAND AVENUE AND 109.83 FEET ON NEER STREET.

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

Mr. Andy Guerrero, Senior Planner, explained details of the Ordinance.

Mr. Perez made a motion to approve the recommendation of the Zoning Commission. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: McClendon, Billa Burke.

AN ORDINANCE 79,274

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 AND 2, BLOCK 78, NCB 2773, 1446 W. HILDEBRAND, FROM "B" TWO FAMILY RESIDENCE DISTRICT TO "B-3NA" NON ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

4N. CASE Z93191 - to rezone THE NORTH 50 FEET OF LOT 38, BLOCK 30 NCB 9590, AT THE REAR OF 115 OVERHILL DRIVE FROM "B" RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT LOCATED 70.49 FEET NORTH OF OVERHILL DRIVE, 156.59 FEET WEST OF THE INTERSECTION OF DUKE AVENUE AND OVERHILL DRIVE, HAVING A WIDTH OF 55 FEET AND A DEPTH OF 50 FEET.

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

Mr. Andy Guerrero, Senior Planner, explained details of the Ordinance and noted that 9 votes will be needed to approve the rezoning.

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

Mssrs. Jaime, Rick, and Henry Lopez, as owners of the restaurant and proponents stated that they do not intend to do anything that would be detrimental to the neighborhood. Mr. Jaime Lopez explained that this property would be used for an employee parking lot.

Mr. Alfred Vargas, 114 Overhill, stated that he lives across the street from the property and would like to see the property remain residential.

Mr. George Landeros, 119 Overhill, stated that he opposes the zoning because the additional traffic to the parking lot will only add to the traffic problems in the area. He also is concerned about the safety of the children in the area.

Mr. and Mrs. Lester Ludwig, 3214 W. Woodlawn, spoke in favor of the zoning change. They noted that the restaurant has been in operation for 15 years and that the Lopez family would not do anything that would be detrimental to the neighborhood.

Ms. I. Doty, 111 Overhill, stated that she is in favor of the request because the applicant has been a good neighbor and keeps his property clean.

Mr. Ross gave the history of this zoning case. He noted that the parking lot would enable the employees to park away from the street.

Mayor Wolff requested that the Lopez family work with the neighbors in resolving the landscape of the property.

In answer to a question by Mr. Solis, Mr. Lopez noted that the applicants have offered to install a solid screen fencing and provide landscaping and more lighting for security of the residents and their customers. He further noted that the opposition does not want the solid screen fencing.

Mr. Ross amended the original motion to waive the request for the 6 foot solid screen fencing and in lieu thereof to provide a chain link fence with landscaping. Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

AN ORDINANCE 79,275

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 NORTH 50 FEET OF LOT 38, BLOCK 30 NCB 9590, AT THE REAR OF 115 OVERHILL DRIVE FROM "B" RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT, PROVIDED THAT A CHAIN LINK FENCE WITH LANDSCAPING IS INSTALLED. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

93-49 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE STREET CLOSURE:

Mayor Wolff opened the Public Hearing.

No citizens were registered to speak on the matter.

Mayor Wolff declared the Public Hearing closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 79,276

AUTHORIZING THE CLOSING, VACATING, ABANDONING AND QUITCLAIMING OF AN UNIMPROVED PORTION OF TIPTON STREET BETWEEN MITCHELL AND ODIS STREETS, AS REQUESTED BY THE SAN ANTONIO INDEPENDENT SCHOOL DISTRICT (KNOX ELEMENTARY SCHOOL), THE ADJACENT PROPERTY OWNER, SO THAT IT MAY PROPERLY PLAT THE EXISTING SCHOOL SITE.

* * * *

Ms. McClendon made a motion to approve the proposed Ordinance. Mr. Solis seconded the motion.

Roland A. Lozano, Acting Director, Asset Management Department, stated that the San Antonio Independent School District is requesting this closure so that it may properly plat all of the existing school site of Knox Elementary School.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: McClendon, Billa Burke, Avila, Ayala, Ross, Thornton, Larson, Wolff; NAYS: None; ABSENT: Perez, Solis, Peak.

93-49 The Clerk read the following proposed ordinance authorizing the closing, vacating, abandoning, and quitclaiming of an improved portion of an access road along the south side of Wurzbach Road just east of Merkins Drive, as requested by the Shepherd of the Hills Lutheran church, the adjacent property owner, so the church can use the land for parking purposes and to enhance ingress and egress, such closing, vacating, abandoning and quitclaiming shall be done for a fee of \$7,000.

Mr. Thornton made a motion to approve the proposed Ordinance. Mr. Peak seconded the motion.

Mr. Roland A. Lozano, Acting Director, Asset Management Department, explained that since Wurzbach may have to be expanded, he would like to work with the church to develop a license agreement to encroach and then come back to the City Council with the final agreement.

Mr. Thornton made a substitute motion to delay this action and to authorize Mr. Lozano to develop this license agreement. Mr. Peak seconded the motion.

After consideration, the substitute motion, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis,

Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

93-49 The Clerk read the following Ordinance:

AN ORDINANCE 79,277

AUTHORIZING THE CLOSING, VACATING, ABANDONING, AND QUITCLAIMING OF TWO UNIMPROVED PORTIONS OF PINETUM DRIVE LOCATED BETWEEN BALTIC AND LIMA DRIVES, AS REQUESTED BY LIBERTY PROPERTIES, A TEXAS GENERAL PARTNERSHIP, ACTING THROUGH JAMES G. LIFSHUTZ, ITS MANAGING GENERAL PARTNER, ET AL, THE ADJACENT PROPERTY OWNERS.

* * * *

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

In answer to a question from Mr. Peak, Mr. Tom Flores, Flores & Company Consulting Engineers, representing the petitioner explained the need for this closure so that he may better develop the numerous properties in the area.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Avila, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Solis, Ayala, Ross, Thornton.

93-49 The Clerk read the following Ordinance:

AN ORDINANCE 79,278

AUTHORIZING THE CLOSING, VACATING, ABANDONING, AND QUITCLAIMING OF AN UNIMPROVED 20 FEET WIDE ALLEY LOCATED BETWEEN TACOMA AND COMMERCIAL AVENUES, AS REQUESTED BY SEPULVEDA ENTERPRISES, ET AL, THE ADJACENT PROPERTY OWNERS.

* * * *

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

Mr. Roland Lozano, Acting Director, Asset Management Department, explained that the petitioner is requesting this alley closure in conjunction with plans to expand, remodel and renovate his existing restaurant. He proposes to repair and pave the alley.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Ayala, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Avila, Solis, Ross, Thornton.

93-49 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE GRANTING AN EXCEPTION TO THE MORATORIUM IN THE ALAMODOME IMPACT AREA:

Mayor Wolff opened the Public Hearing.

No citizens were registered to speak on the matter.

Mayor Wolff declared the Public Hearing closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 79,279

GRANTING AN EXCEPTION TO THE MORATORIUM ON THE ISSUANCE OF SIGN PERMITS, CERTIFICATES OF OCCUPANCY, AND ZONING CHANGES IN THE ALAMODOME IMPACT AREA IN ORDER TO ALLOW MS. VALESE CUNNINGHAM TO APPLY FOR A CERTIFICATE OF OCCUPANCY FOR PROPERTY LOCATED AT 526 S. CHERRY TO OPERATE A BEAUTY SHOP.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Avila, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Solis, Ayala, Ross, Thornton.

93-49 A proposed ordinance adopting the City of San Antonio's comprehensive housing affordability strategy (CHAS) annual performance report (October 1, 1992-September 30, 1993), adopting the CHAS five year plan (October 1, 1993-September 30, 1998) and authorizing submission of said documents to the U.S. Department of Housing and Urban Development (HUD) was postponed at the request of Mr. Andrew Cameron, Director, Housing & Community Development to December 16, 1993.

SECOND AND FINAL READING - ANNEXATION OF EIGHT AREAS

93-49

The Clerk read the following Ordinance for the second and final time:

AN ORDINANCE 79,034

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 418 ACRES OF LAND KNOWN AS JUDSON ROAD SOUTH AREA PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Avila, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Solis, Ayala, Ross.

93-49

The Clerk read the following Ordinance for the second and final time:

AN ORDINANCE 79,035

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 426 ACRES OF LAND KNOWN AS THE WCID #16 AREA PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

Mr. Thornton made a motion to approve the proposed Ordinance. Mr. Peak seconded the motion.

Mr. David Pasley, Director of Planning, explained that with the annexation of this parcel of property state law requires that when WCID is annexed, all liabilities and assets of the Bexar County Water Control and Improvement District #16 are assumed by the municipality.

The following person appeared to speak:

Mr. Thomas L. Jones, 530 Scotty, spoke against this annexation and requested the City should concentrate all efforts on solving existing problems before taking in any new territory. (A copy of his statement is made a part of these minutes.)

In answer to a question by Mr. Thornton, Mr. Duane Rathbun, San Antonio Water System, stated that there are 11 employee in this water district and that San Antonio Water System will try to place these employees within the SAWS System.

Mr. Thornton and Mr. Peak spoke in favor of this annexation.

Mr. Avila spoke against the annexation at this time stating that there would be a delusion of services to the inner city.

(At this time Mayor Wolff was obliged to leave the meeting. Mr. Peak presided.)

Mr. Thornton spoke of promises made to citizens that are being annexed and the protection they will receive. He asked that the Council look at the complete package.

(Mayor Wolff returned to the meeting to preside.)

Mayor Wolff spoke of the problems and unusual circumstances involved in the Indian Hills neighborhood. He noted that the public and private sectors, he feels, combined to destroy this area.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ross, Thornton, Peak, Larson, Wolff; NAYS: Avila; ABSENT: Ayala.

93-49 The Clerk read the following Ordinance for the second and final time:

AN ORDINANCE 79,036

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 82 ACRES OF LAND KNOWN AS VLSI INDUSTRIAL DISTRICT PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

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

In answer to a question by Mr. Thornton, Mr. David Pasley, Director of Planning, explained that this property is being annexed in accordance with the industrial development.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Avila, Ayala.

93-49 The Clerk read the following Ordinance for the second and final time:

AN ORDINANCE 79,037

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 2,173 ACRES OF LAND KNOWN AS THE GUILBEAU/FM 1604 AREA PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

Mr. Thornton made a motion to approve the proposed Ordinance. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Avila, Ayala.

93-49 The Clerk read the following Ordinance for the second and final time:

AN ORDINANCE 79,038

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 1,769 ACRES OF LAND KNOWN AS THE OAK GROVE/BANDERA AREA PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

Mr. Thornton made a motion to approve the proposed Ordinance. Mr. Larson seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Avila, Ayala.

93-49 The Clerk read the following Ordinance for the second and final time:

AN ORDINANCE 79,039

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 1,366 ACRES OF LAND KNOWN AS THE HAUSMAN/PRUE ROAD AREA PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

Mr. Thornton made a motion to approve the proposed Ordinance. Mr. Larson seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Avila, Ayala.

93-49 The Clerk read the following Ordinance for the second and final time:

AN ORDINANCE 79,040

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE RE-ANNEXATION OF QUAIL CREEK SUBDIVISION UNIT 1 AS RECORDED IN VOLUME 9508, PAGES 122-126 AND VOLUME 9510, PAGES 80-83 AND QUAIL CREEK SUBDIVISION UNIT 2 AS RECORDED IN VOLUME 9514, PAGES 56-57 OF THE BEXAR COUNTY DEED AND PLAT RECORDS, CONSISTING OF 88.4 ACRES AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Avila, Ayala.

93-49

The Clerk read the following Ordinance for the second and final time:

AN ORDINANCE 79,041

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE RE-ANNEXATION OF APPROXIMATELY 521 ACRES OF LAND KNOWN AS HUEBNER/FM 1604 AREA AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

Mr. Thornton made a motion to approve the proposed Ordinance. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Solis, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Avila, Ayala.

93-49

The Clerk read the following Ordinance:

AN ORDINANCE 79,280

DESIGNATING THE DATE FOR THE STATUTORY DISSOLUTION OF THE BEXAR COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 16 WHEREUPON THE DUTIES, ASSETS AND OBLIGATIONS OF SUCH DISTRICT SHALL BE ASSUMED BY THE CITY OF SAN ANTONIO AND THE SAN ANTONIO WATER SYSTEM PURSUANT TO SECTION 43.075 LOCAL GOVERNMENT CODE V.A.T.S.; AND AUTHORIZING THE CITY MANAGER THROUGH THE PRESIDENT/CHIEF EXECUTIVE OFFICER OF THE SAN ANTONIO WATER SYSTEM TO EXECUTE ALL NECESSARY DOCUMENTS TO EFFECTUATE THE TRANSFER OF THE DUTIES, ASSETS, AND OBLIGATIONS OF THE DISTRICT.

* * * *

Mr. Thornton made a motion to approve the proposed Ordinance. Ms. McClendon seconded the motion.

Duane Rathbun, San Antonio Water System, explained this ordinance and will ascertain whether these employees can be employed by SAWS after the dissolution.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Solis, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Avila, Ayala, Ross.

93-49 The Clerk read the following Ordinance:

AN ORDINANCE 79,281

ACCEPTING THE LOW, QUALIFIED BID OF KLECK ENVIRONMENTAL CONTRACTORS, INC. IN AN AMOUNT NOT TO EXCEED \$35,000.00 WITH A BASE BID OF \$5,500.00 IN CONNECTION WITH THE DORIE MILLER CENTER PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$110.00 FOR DEMOLITION CONTINGENCIES; PROVIDING FOR PAYMENT; AND DECLARING AN EMERGENCY.

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Ms. McClendon made a motion to approve the proposed Ordinance. Mr. Perez seconded the motion.

Mr. Andrew Cameron, Director, Housing & Community Development, explained that this contract is necessary to remove and dispose of the underground storage tanks.

In answer to a question by Ms. McClendon, Mr. Cameron stated that the tanks will be removed by the end of the year.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Solis, Ayala, Ross, Thornton, Peak, Wolff; NAYS: None; ABSENT: Billa Burke, Avila, Larson.

93-49 The Clerk read the following Ordinance:

AN ORDINANCE 79,282

APPOINTING MEMBERS TO THE SAN ANTONIO DEVELOPMENT AGENCY (SADA).

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Mr. Thornton made a motion to approve the proposed Ordinance. Mr. Perez seconded the motion.

The following citizens spoke:

Ms. Virginia Ramirez, Communities Organized for Public Service, spoke to the sensitivity to needs of inner city housing.

Ms. Maria Paccione addressed the steps that need to be followed in selecting the board members.

In answer to a question by Mayor Wolff, Yolanda Ledesma, Boards and Commissions coordinator, stated that four of the board members will serve a two-year term and three will serve a one-year term. She further explained that the Council had passed a resolution to effect staggered terms.

The Mayor suggested a joint meeting of the new Board members and the Housing Task Force at the appropriate time.

The following people were nominated to serve on this board:

Slot 1 - Ralph Lopez
Ernest Travieso
Slot 2 - Frances Killebrew
Ida Kenny
Slot 3 - Lewis Fisher
Slot 4 - Al Martinez-Fonts
Ruben Pena
Slot 5 - Gloria Martinez
Slot 6 - Oscar Moran
Slot 7 - David Carpenter

After consideration, a roll call vote was taken on the three contested positions. The following members were approved and ratified to serve on this board:

Ralph Lopez
Frances Killibrew
Lewis Fisher
Al Martinez-Fonts
Gloris S. Martinez
Oscar Moran
David Carpenter

Alex Briseno, City Manager, stated that the report being prepared on the SADA Board will be completed by early spring.

In response to a question by Ms. Billa Burke, Mr. Solis explained that the programs have not changed and that the Board's duties will remain the same.

Mr. Thornton explained that the San Antonio Development agency leads to home ownership and addressed the duties of this Board.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

POINT OF PERSONAL PRIVILEGE

Ms. Ayala requested that City Public Service Board report to the Council on the South Texas Nuclear Project at next week's meeting.

93-49 At this point City Council recessed into informal "B" Session for the purpose of hearing a briefing on:

- 1) The proposed youth ordinance.

93-49 The Council then reconvened into formal "A" Session.

(At this point Mayor Wolff was obliged to leave the meeting. Mr. Peak presided.)

93-49 The Clerk read the following Resolution:

A RESOLUTION NO. 93-49-75

SUPPORTING AND APPROVING THE SAN ANTONIO HOUSING AUTHORITY PLAN TO INCREASE SECURITY AT THE SPRINGVIEW APARTMENT COMPLEX, TO INCLUDE TRANSFER OF STREETS WITHIN THE COMPLEX TO THE HOUSING AUTHORITY, CONSTRUCTION OF A SECURITY FENCE, AND OTHER ACTIONS, AND DIRECTING CITY STAFF TO EXPEDITE ALL NECESSARY CITY ACTIONS REQUIRED TO CARRY OUT THE PLAN.

* * * *

Ms. McClendon made a motion to approve the proposed Resolution. Mr. Thornton seconded the motion.

Mr. Drew Cameron, Director, Department of Housing and Community Development, explained the comprehensive overall plan to provide security to this complex and outlined the steps that need to be accomplished.

(At this time Mayor Wolff returned to the meeting to preside.)

Ms. McClendon noted that this request comes from the citizens in this complex. She stated that the street closures will restrict entrances.

(At this point Mayor Wolff was obliged to leave the meeting. Mr. Peak presided.)

The following citizens appeared to speak on behalf of passage of the Resolution:

Linda Young, Springview Apartments
Gwendolyn Horn, Springview Apartments
Sara Lee Davis, 106 So. Rio Grande
Richard Dukes, Pastor, Crossroads Missionary Baptist Church
Janie Garcia, Springview Apartments
Lillie Harris, Springview PAC

(At this time Mayor Wolff returned to the meeting to preside.)

Mayor Wolff addressed the problems in this neighborhood and explained his reasons for being in favor of this action.

In answer to a question by Ms. Ayala, Mr. Steve Arronge, City Attorney's office, explained the steps necessary to deed the streets to the San Antonio Housing Authority. He noted that once the streets are dedicated SAHA will be maintaining the streets.

In answer to a question by Mr. Ross, Mr. Apolino Flores, Director of the San Antonio Housing Authority, stated that all streets in the complex will be rededicated and closed except for ingress and egress. Mr. Ross recommended that the Housing Authority reexamine all of the projects.

In answer to a question by Mr. Avila, Mr. Flores gave a breakdown of the cost entailed in the street closures and to build the fence.

Mr. Tom Finlay, Assistant City Attorney, addressed the liability issue.

Mr. Solis stated his reasons for disagreeing with the installation of gates.

Mayor Wolff commented on the crime issues in regard to this project and the need to fence in this area to control crime.

In answer to a question by Mr. Perez, Mr. Flores stated that problem tenants are evicted. The residents are responsible for their visitors behavior.

Several Council members thanked the staff as well as the citizens in this area for the work involved in controlling this area.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: Solis; ABSENT: Avila.

93-49 The Clerk read the following Ordinance:

AN ORDINANCE 79,283

APPROVING FIELD ALTERATION NO. 60 IN THE AMOUNT OF \$160,000.00 FOR THE CONSTRUCTION CONTRACT WITH THE JWP BRANDT ENGINEERING COMPANY, INC. FOR WORK ON THE ALAMODOME: PACKAGE 8C - HVAC SYSTEMS, AMENDING THE CONSTRUCTION CONTINGENCY BY \$160,000.00 FUNDED BY THE 1/2 PERCENT SALES TAX.

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

Mr. Gabriel Perez, Dome Development Office, explained that this will allow for the continued process to complete this project. Mr. Perez further explained that due to the unusual rains experienced during construction Brandt was required to modify their activities to complete their contract.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: McClendon, Avila.

93-49 TRAVEL AUTHORIZATION - Granted:

Ms. Helen Ayala to travel to Tulsa, Oklahoma, to attend an MPO (Metropolitan Planning Organization) regional roundtable conference to access progress of the Intermodal Surface Transportation Efficiency Act from December 12, 1992 to December 14, 1993.

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Mayor Nelson W. Wolff, Mr. Roger A. Perez and Ms. Helen Ayala to travel to Mexico City on December 10, 1993 to meet with President Carlos Salinas reference NAFTA.

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93-49 CITIZENS TO BE HEARD

MS. RITA SANDOVAL

Ms. Rita Sandoval, Avance Alazan, 1002 S. Pinto, spoke to the City Council expressing their appreciation to the Council for their

support and special thanks to Councilman Solis for the CDBG funding for the Alazan Center.

The following persons reiterated the statements of Ms. Sandoval:

Mrs. Mary Ann Perez
Ms. Sandy Longoria
Ms. Debra Mancha

Ms. Sandoval then read letters from other Avance participants expressing appreciation to Mr. Solis.

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CRUZ CHAVIRA

Cruz Chavira, Bexar County Taxi Drivers Association, spoke to the City Council about the new regulations for the taxi cab industry and their attention to the "brokering" of permits. He urged that one 'temporary permit' be given to one gentleman, who had been unable to keep his permit because of lack of insurance.

Mayor Wolff urged Mr. Chavira to meet with staff on this issue.

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CURFEW ISSUE

A group of citizens appeared to speak to the Council regarding their views on a proposed daytime curfew ordinance or the present curfew ordinance:

Carl Henry spoke in support of the curfew with reservations. His first reservation was that the city has to pass such an ordinance and second that this may be the only thing the Council does. He distributed an editorial appearing in the newspaper by George F. Will.

George Nanos, 8754 Silver Quail, spoke against a curfew and cited the home school program his daughter is involved in.

Dan Burgess, ACLU, spoke against the curfew as an infringement of rights. He stated that children in private schools may be wrongly accused of violating the curfew as well.

Ed Mathews, speaking on behalf of Allan Parker, Texas Justice Foundation, presented a list of suggestions and recommendations to the proposed ordinance to include Home Schooling.

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PRAYER/RESOLUTION

A group of citizens appeared to speak regarding their views pro & con on a proposed resolution urging the reinstatement of prayers in public schools:

Cliff Lindsay, Prayers for America, urged that prayer be reinstated in public schools. He stated that crime is out of control in America and he attributes this to lack of prayer in school. He urged that a resolution be approved by the City Council on this issue.

Linda Escareno, read the proposed resolution which they want passed by the City Council. (A copy of which is on file with the papers of this meeting.)

Catherine Fahringer, Freedom from Religion Foundation, stated that they are not into religion but are pro-bill of rights and pro constitution. She stated that if the Council passes it, then the City Council will be violating the Constitution.

Diane McCann, Freedom from Religion Foundation, stated that the proposed resolution promotes one religion, christianity, in school. She urged that the City Council not approve such a resolution. It is an affront to other religions.

Terrelita Maverick expressed concern about the passage of the proposed resolution. She urged the City Council not to approve such a resolution.

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93-49

CITY MANAGER'S REPORT

Mr. John German, Director of the Public Works Department, presented to the City Council a written report on a recent recycling incident. (A copy of the report is on file with the papers of this meeting.) Included in the report is the corrective action that was taken, the volume of recyclable materials which were dumped, the cost of these actions and future actions.

Mr. Larson expressed concern about what transpired and stated that he had been out spoken about the incident because of the time and effort he personally spent on the development of the recycling program. He's pleased with the actions taken by Mr. Briseno and Mr. German on this incident.

Mr. Thornton spoke about the history of the development of the recycling effort in our City. He stated that the good that has come out of this incident is that the city staff is now cognizant of how important this effort is to citizens.

Mr. Peak also spoke about continuing the success of this program throughout the City. He also stated that the city staff faced up to the mistake and took corrective action. He is glad that now a policy will be in place to prevent future occurrences.

Mr. Ross stated that while he agrees with the statement made by the Council it is important to remember the tremendous work of the Public Works department especially evidenced by the great success of the "Clean-Up Day" effort.

Mr. Briseno summarized the report made by Mr. German and the actions and commitment to prevent such a reoccurrence. He also spoke to the great success of this program and the need to reassess the program to readjust this project for even better results.

Ms. McClendon commended the staff for the report presented.

Mayor Wolff also stated the need to maintain positive trust in local government.

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93-49

BOY SCOUT TROOP

Mayor Wolff recognized members of the Boy Scout Troop #690. Each member present introduced himself.

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93-49 There being no further business to come before the Council, the meeting was adjourned at 8:05 P.M.

A P P R O V E D

Nelson W. Wolff
M A Y O R

Attest: *Yolma S. Rodriguez*
C I T Y C L E R K

December 09, 1993

Honorable Mayor and Members of the City Council of the City of San Antonio:

The following petition was received in my office and forwarded to the City Manager for investigation and report to the City Council:

November 12, 1993

Petition submitted by Mr. George Benson, 174 Brookshire Drive, San Antonio, Texas 78227-4708, requesting the City of San Antonio's attention and response to his requests for improvements to Parallel Street and other problems outlined in his letter.

November 19, 1993

Petition submitted by Dr. John A. Williamson, 9150 Huebner Road, Suite 250, San Antonio, Texas 78240, on behalf of interested citizens, requesting the City of San Antonio to make improvements on Huebner Road.

/s/ Norma S. Rodriguez
City Clerk