

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, APRIL 19, 1990.

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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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90-17 The invocation was given by Reverend Chris Hunt, New Vision Christian Church.

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90-17 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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90-17 FIESTA COMMISSION

Mayor Cockrell introduced Ms. Inell Schooler, President of the Fiesta Commission, and Ms. Marlene Pedroza, Executive Vice-President.

Ms. Schooler and Ms. Pedroza presented each of the City Council members with their individual Fiesta medals, and invited them to take part in the various Fiesta Week events.

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90-17 EL REY FEO

Mayor Cockrell introduced El Rey Feo, Sonny Melendrez, and members of his Court, who entered the Council chambers accompanied by Mariachis, who serenaded the Council members.

El Rey Feo introduced members of his Court and pledged to be an ambassador of goodwill during his reign, which has as its theme the fight against drug use. El Rey Feo and members of his Court then presented a special plaque and individual medals to Council members.

Mr. Martinez thanked El Rey Feo for his reign's anti-drug them.

90-17

COUNCIL FIESTA LIAISON

Mayor Cockrell took this time to thank Councilman Webb for his long service as the Council's coordinator for Fiesta Week and for chairing the Council's Fiesta Committee since 1977. She also thanked the various Fiesta organizations for their efforts to make Fiesta Week a success.

Mr. Webb reminisced briefly about the changes in Fiesta over the years, including the involvement of more people and more organizations. He thanked the Mayor and other Council members for their support of his Fiesta Committee.

Several Council members also spoke about the positive changes in Fiesta and the importance of those changes.

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90-17

NIGHT IN OLD SAN ANTONIO

Mayor Cockrell introduced representatives of the San Antonio Conservation Society and President Jane Young.

Ms. Rollette Schreckenghost, Chairperson for "Night In Old San Antonio", spoke of the creation of a new NIOSA medal.

The Conservation Society group then presented Council members with NIOSA medals.

Mr. Wolff noted that San Antonio is featured on the cover and in a major story inside the latest edition of NATIONAL GEOGRAPHIC.

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90-17

FIESTA OYSTER-BAKE

Mayor Cockrell introduced Mr. Mike Clagherty, representing the St. Mary's University Oyster Bake, accompanied by "Shuckie the Oyster" in costume.

Mr. Clagherty spoke briefly to details of the Oyster Bake annual Fiesta event, and presented the Council members with a bucket of oysters, thanking them for the recognition.

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90-17

LITERACY

Mayor Cockrell introduced Mr. George Irish, Publisher of the San Antonio Light; Mr. Joe Carroll Rust, Associate Editor; and Maria Elena

Torralva, Community Relations Director, who are present in the audience today to make a special announcement.

Mr. Irish spoke of the newspaper's campaign on behalf of literacy in San Antonio and noted that, last evening, the Scripps Howard Corporation, at its meeting in St. Louis, presented the Light with its annual award, that being for the newspaper's literacy campaign. He further stated that the check for \$5,000, which also was presented as part of the award, would be presented to the San Antonio Commission on Literacy. He asked that those funds be used for staffing of the Central Referral Center, and presented a replica of the check to Mayor Cockrell and Ms. Vera, the Council's coordinator of the literacy effort.

Ms. Vera thanked the group from the Light for the award, and for allowing Mr. Rust to devote so much of his time to the literacy effort as chairman of the Commission on Literacy.

Ms. Berriozabal drew attention to the newspaper article published today concerning the award, and thanked the Light for the leadership role it has given to women.

Mr. Thompson lauded the newspaper for its community responsiveness.

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90-17

YOUTH LITERACY STUDENTS

Mayor Cockrell then recognized the presence in the audience today of San Antonio Youth Literacy students from Fox Tech and Lanier High Schools.

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90-17

EARL LEWIS

Mayor Cockrell introduced Dr. Earl Lewis, retiring Dean of the School of Urban Studies at Trinity University.

Dr. Lewis spoke to the critical role played by the City Council.

Mr. Webb spoke of recent honors given Dr. Lewis and recalled a particular incident in which they together knocked doors in the community to support a bond issue for San Antonio.

Mr. Louis J. Fox, City Manager, thanked Dr. Lewis for his many contributions to the community and spoke of the difficulty he will face in replacing Dr. Lewis as head of the Urban Studies program at Trinity University.



Other Council members thanked Dr. Lewis for his achievements and the legacy he leaves behind.

(The City Council at 2:07 p.m. recessed its regular meeting to convene a "B" Session presentation for "2000 and Beyond", successor to the Target 90 campaign, reconvening in regular session at 2:31 p.m.)

90-17 CONSENT AGENDA

Mrs. Dutmer made a motion to approve Agenda Items 9 through 34, constituting the Consent Agenda, with items 14, 15, 16, 28, 29, and 33 to be pulled for individual consideration. Mr. Webb seconded the motion.

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

AN ORDINANCE 71,393

ACCEPTING THE PROPOSAL OF THE NATIONAL GEOGRAPHIC SOCIETY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH NINETY-FIVE (95) NATURE AND ANIMAL BEHAVIOR VIDEOCASSETTES FOR A TOTAL OF \$6,056.44.

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AN ORDINANCE 71,394

ACCEPTING THE PROPOSAL OF THE LIBRARY VIDEO COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH FICTION, BIOGRAPHY AND NATURE SERIES VIDEOCASSETTES FOR A TOTAL OF \$11,760.19.

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AN ORDINANCE 71,395

ACCEPTING THE BIDS OF GROLIER EDUCATIONAL CORPORATION, MACMILLIAN PUBLISHING COMPANY AND WORLD BOOK CHILDCRAFT EDUCATION SERVICES TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH 1990 RELEASES OF VARIOUS ENCYCLOPEDIA SETS FOR A TOTAL OF \$24,183.00.

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AN ORDINANCE 71,396 .

ACCEPTING THE LOW BID OF SAN ANTONIO BUSINESS FORMS, INC., TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT AND MUNICIPAL COURTS WITH DATA MAILERS TO NOTIFY PARKING TICKET RECIPIENTS OF FEE SCHEDULES, PAYMENT DUE DATES AND PENALTIES FOR A TOTAL OF \$6,700.00.

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AN ORDINANCE 71,397 .

ACCEPTING THE LOW QUALIFIED BID OF PRIME EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH FIVE PORTABLE GENERATORS FOR A TOTAL OF \$6,245.00.

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AN ORDINANCE 71,398 .

ACCEPTING THE LOW BID OF LARIAT GENERAL CONTRACTORS, INC., IN THE AMOUNT OF \$228,455.25 TO WIDEN AND RECONSTRUCT THE INTERSECTION OF NACO-PERRIN AND PERRIN BEITEL ROADS; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$22,845.52 FOR THE CONSTRUCTION CONTINGENCY; AUTHORIZING \$7,931.13 FOR ENGINEERING SERVICES PAYABLE TO EDMUND O. SEIDEL AND ASSOCIATES, ALL IN CONNECTION WITH THE NACO-PERRIN AND PERRIN BEITEL INTERSECTION PROJECT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 71,399 .

AUTHORIZING THE INSTALLATION OF A TRAFFIC SIGNAL, CONTROL EQUIPMENT AND INTERCONNECT SYSTEM AT THE INTERSECTION OF CURTIS STREET AND S.E. MILITARY DRIVE AND AUTHORIZING SAID WORK TO BE INCLUDED IN THE 1989-90 TRAFFIC SIGNAL WORK PROGRAM; AUTHORIZING THE EXPENDITURE OF \$46,800.00 FOR SAID WORK; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 71,400

AUTHORIZING THE EXECUTION OF A ONE-YEAR LEASE AGREEMENT WITH PALACIO DEL RIO, INC., FOR 884.54 SQUARE FEET OF SPACE ON THE RIVER WALK TO BE USED FOR OUTDOOR RESTAURANT PURPOSES FOR A TWELVE-MONTH RENTAL FEE OF \$7,960.92.

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AN ORDINANCE 71,401

AUTHORIZING THE EXECUTION OF A ONE-YEAR LEASE AGREEMENT WITH RIVER ROOST, INC., FOR 3,177.4 SQUARE FEET OF SPACE ON THE RIVER WALK TO BE USED FOR OUTDOOR RESTAURANT PURPOSES FOR A TWELVE-MONTH RENTAL FEE OF \$28,596.60.

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AN ORDINANCE 71,402

AUTHORIZING THE EXECUTION OF A ONE-YEAR LEASE AGREEMENT WITH BERNICE LYONS SCHOLL, WILLIAM J. LYONS, JR., AND LINDA LYONS BEADLE, A TEXAS GENERAL PARTNERSHIP DOING BUSINESS AS CASA RIO MEXICAN FOODS, FOR 4,562 SQUARE FEET OF SPACE ON THE RIVER WALK TO BE USED FOR OUTDOOR RESTAURANT PURPOSES FOR A TWELVE-MONTH RENTAL FEE OF \$41,058.00.

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AN ORDINANCE 71,403

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$1,235.00 OUT OF GENERAL OBLIGATION BONDS FOR ACQUIRING TITLE TO A PARCEL IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT #80; ACCEPTING AN AGREEMENT WITH CITY PUBLIC SERVICE BOARD TO TRANSFER A PARCEL OF LAND IN CONNECTION WITH THE LANARK DRAINAGE PROJECT #92A; AND AUTHORIZING THE CITY MANAGER OR ANY ASSISTANT CITY MANAGER TO EXECUTE SUCH AGREEMENT.

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AN ORDINANCE 71,404

AUTHORIZING THE EXECUTION OF A ONE-YEAR LEASE AGREEMENT WITH ELTON MOY, D/B/A CROSSWALK DELI, FOR 72 SQUARE FEET OF SPACE AT 121 ALAMO STREET TO BE

USED FOR SIDEWALK CAFE PURPOSES FOR AN ANNUAL RENTAL OF \$345.60.

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AN ORDINANCE 71,405

AUTHORIZING THE EXECUTION OF A ONE-YEAR LEASE AGREEMENT WITH SHERATON GUNTER HOTEL FOR 686.4 SQUARE FEET OF SPACE AT 205 EAST HOUSTON STREET TO BE USED FOR SIDEWALK CAFE PURPOSES FOR AN ANNUAL RENTAL OF \$3,294.72.

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AN ORDINANCE 71,406

ACCEPTING A POLE STANDARD FOOTING AGREEMENT WITH THE COMMERCE SAVINGS ASSOCIATION AND AUTHORIZING THE CITY MANAGER OR ANY ASSISTANT CITY MANAGER TO EXECUTE SAME IN CONNECTION WITH THE TRI-PARTY PROJECT - POLE STANDARD FOOTINGS AT THE COMMERCE SAVINGS BUILDING.

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AN ORDINANCE 71,407

AMENDING CHAPTER 19 (TRAFFIC REGULATIONS) OF THE CITY CODE SETTING FORTH LOCATIONS AT WHICH ELECTRONIC TRAFFIC CONTROL SIGNALS ARE IN FULL OPERATION; DESIGNATING STOP SIGN LOCATIONS; YIELD-RIGHT-OF-WAY LOCATIONS; PROHIBITING PARKING AT ALL TIMES ON CERTAIN STREETS; PROHIBITING CERTAIN TURNS; ESTABLISHING CERTAIN SCHOOL ZONES; AND PROVIDING THAT VIOLATIONS HEREOF BE PUNISHABLE BY A FINE OF NOT LESS THAN \$1.00 NOR MORE THAN \$200.00.

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AN ORDINANCE 71,408

AMENDING ORDINANCE NO. 69659 SO AS TO AVOID A LAPSE IN THE TERM OF THE ANNUAL PERMIT GRANTED TO DONALD S. RULLO, DBA SUPERVAN SHUTTLE, FOR OPERATION OF A 25 VEHICLE SHUTTLE SERVICE; AND AUTHORIZING OPERATION OF AN ADDITIONAL SEVEN (7) VEHICLES UNDER SAID ANNUAL PERMIT.

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AN ORDINANCE 71,409 .

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AUTHORIZING EXECUTION AND RENEWAL OF A PRIME SPONSOR
WORKSITE AGREEMENT WITH THE TIGUA INDIAN EMPLOYMENT
AND TRAINING PROGRAM TO FURNISH THE CITY WITH A
PROGRAM PARTICIPANT FOR WORK EXPERIENCE AT THE SAN
ANTONIO BOTANICAL CENTER, FUNDED UNDER TITLE IV-A OF
THE JOB TRAINING PARTNERSHIP ACT (JTPA).

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AN ORDINANCE 71,410 .

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CLOSING SOUTH LAS MORAS STREET FROM W. COMMERCE TO
BUENA VISTA STREET BEGINNING ON THURSDAY, MAY 10,
1990, AT 7:00 A.M. AND ENDING ON FRIDAY, MAY 11,
1990 AT 11:30 P.M. TO ENABLE KBUC-830 AM, RADIO
RECUERDO AND CENTENO SUPER MARKETS TO HOLD A FREE
FORMAL GRAND OPENING CELEBRATION FOR INTERNATIONAL
MOTHER'S DAY.

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AN ORDINANCE 71,411 .

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CLOSING CASTLERIDGE ST. FROM PINN RD. TO MILITARY
DR. ON SUNDAY, JUNE 30, 1990, FROM 7:00 A.M. TO
12:00 MIDNIGHT TO ENABLE THE RESURRECTION OF THE
LORD CATHOLIC CHURCH TO HOLD ITS YEARLY FESTIVAL.

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AN ORDINANCE 71,412 .

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CLOSING SAN SABA STREET TO ENABLE THE
MEXICAN-AMERICAN CULTURAL CENTER TO HOLD THE 11TH
ANNUAL CINCO DE MAYO CELEBRATION TO BE HELD MAY 4,
1990, THROUGH MAY 6, 1990.

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(At this point, Mayor Cockrell was obliged to leave the meeting.
Mayor Pro Tem Berriozabal presided).
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90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,413

APPROPRIATING \$131,974 AND AUTHORIZING PAYMENT TO TEHCO, INC., FOR OVEREXCAVATION AND DISPOSAL OF CONTAMINATED SOIL AND WATER AT THE CENTRAL SHOPS AND VICTORIA STREET YARDS AS PART OF THE UNDERGROUND STORAGE TANKS PROGRAM, PURSUANT TO AN EXISTING CONTRACT.

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

In response to a question by Mrs. Dutmer, Mr. Archie Titzman, Director of Purchasing and General Services, explained how contaminated soils are disposed of, including burial in landfills.

Mr. Lloyd Garza, City Attorney, noted that there are only two designed sites in the state for disposal of heavily-contaminated soils, in accordance with the state law involved.

Mrs. Dutmer noted that she wanted to be certain that the City is not disposing of contaminated soils that could adversely affect the use of the land in the future, and also perhaps cause problems with water sources. She spoke of her concern with the impact of removal of contaminated soils from small-business sites such as service stations.

In response to a question by Mr. Hasslocher, Mr. Archie Titzman, Director of Purchasing and General Services, spoke to removal of contaminated soils from City facilities.

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

90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,414

AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH LAVERNE C. SCHMIDT FOR SERVICES TO BE RENDERED IN CONNECTION WITH GOLF SYSTEM IMPROVEMENTS AND AUTHORIZING PAYMENT IN AN AMOUNT NOT TO EXCEED \$2,800 PER MONTH AND AUTHORIZING PAYMENT OF A CAR

ALLOWANCE FOR CONTRACTOR'S USE OF HIS PRIVATELY OWNED VEHICLE IN THE PERFORMANCE OF HIS DUTIES.

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

In response to a question by Mrs. Dutmer, Mr. Ron Darner, Director of Parks & Recreation, explained that the consultant is to be paid by the hour, with a maximum dollar amount for the total contract.

In response to a question by Ms. Berriozabal, Mr. Darner explained that this is a professional services contract, and the contractor will receive no fringe benefits.

Mr. Lloyd Garza, City Attorney, noted that negotiations on the proposed contract has allowed the Parks & Recreation Department to effect a lower cost.

In response to a question by Mr. Wolff, Mr. Darner explained the sources for the non-potable water to be furnished to certain City golf courses, noting that these courses will have a large "holding reservoir" for non-potable water on each course.

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

90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,415

ACCEPTING THE LOW QUALIFIED BASE BID OF TONY C. QUINTANILLA, INC., IN THE AMOUNT OF \$53,158.00, TO CONSTRUCT THE AIRPORT TERMINAL IMPROVEMENTS - PACKAGE 4, AT SAN ANTONIO INTERNATIONAL AIRPORT, INVOLVING THE CONSTRUCTION OF NEW RENTAL CAR FACILITIES AND MODIFICATIONS TO EXISTING RENTAL CAR FACILITIES IN BOTH TERMINALS AND THE RELOCATION OF A BARBER SHOP; AUTHORIZING \$5,316.00 FOR THE CONSTRUCTION CONTINGENCY; AUTHORIZING PAYMENT TO MARMON BARCLAY SOUTER FOSTER HAYS IN AN AMOUNT NOT TO EXCEED \$11,000.00 AND AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES CONTRACT WITH MARMON BARCLAY SOUTER FOSTER HAYS AUTHORIZED BY ORDINANCE

NO. 66287 DATED DECEMBER 23, 1987 TO INCLUDE THE PACKAGE 4 SERVICES OF THE AIRPORT TERMINAL IMPROVEMENTS PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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

In response to a question by Mr. Martinez, Mr. Carl Baber, Manager of Engineering Services, Department of Aviation, explained the work involves some nine rental car companies.

Mr. Mike Kutchins, Director of Aviation, noted that the Ordinance allows the Council the flexibility to grant up to nine rental-car contracts at International Airport.

In response to a question by Mr. Webb, Mr. Kutchins explained the scope of work involved and made a brief comparison of the bids received.

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

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90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,416

AMENDING ORDINANCE NO. 70487 DATED NOVEMBER 2, 1989 BY AUTHORIZING THE CITY MANAGER OR ANY ASSISTANT CITY MANAGER TO ACCEPT AN ADDITIONAL \$2,000,000.00 IN JTPA TITLE III (EDWAAA) FUNDS FOR THE SOUTH TEXAS ADVANCED TECHNOLOGY TRAINING CENTER (STATTC) AND TO EXECUTE A SERVICE PROVIDER CONTRACT FOR SAID \$2,000,000.00 WITH THE ALAMO COMMUNITY COLLEGE DISTRICT WHICH WILL SUBCONTRACT WITH TEXAS STATE TECHNOLOGICAL INSTITUTE FOR THE DEVELOPMENT AND OPERATION OF THE TRAINING CENTER.

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

April 19, 1990
jd/alh

Mrs. Dutmer expressed her concern that the Private Industry Council has the authority to set up a training center, recalling that Alamo Community College District once had such a training center for similar services, but withdrew its center and forced the City to negotiate with the Texas A&M Skills Training Center to pick up the remainder of those training activities. She asked why the PIC is apparently seeking to duplicate services already available.

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

Mr. Curley Spears, Department of Economic and Employment Development, explained the need to raise the City's technological skills in order to meet the requirements of new firms which are considering relocating to San Antonio. He spoke of the work involved between DEED and the State Department of Commerce on the requisite funding.

Mrs. Dutmer voiced her concerns with cutting the funding for the A&M Skills Center on one hand, yet undercutting them by creating another technical training center.

Mr. Stuart Summers, Director of the Department of Economic and Employment Development, stated his belief that this new skills center will not diminish the A&M center, and spoke to the coordination of efforts with ACCD to strengthen the new center. He further stated his belief that skills training efforts with both centers will continue to be productive.

Ms. Berriozabal noted that some \$2 million is involved in this matter, and stated that a lack of information on it prevents her from voting on this today. She addressed the need for retraining for furloughed Levi Straus and Roegelein workers, and asked a series of questions, including questioning the name of the new yet un-named employer who may relocate to San Antonio and be supplied by these new skilled workers to be trained in the new center.

Mayor Cockrell spoke of the City's continuing efforts to attract new, high-technology firms to San Antonio, and of the need for high skill levels to staff these firms. She then spoke to the planning for this new training center.

Mr. Summers noted that the \$2 million will go mainly toward purchase of costly, specialized equipment to train people in high-technology job skills, and explained how most of the dislocated workers could be integrated into the training programs. He also noted that, next week, the Council will be asked to approve a \$1 million grant to assist workers such as the Levi Straus and Roegelein workers laid off recently from their jobs. He stated his belief that this new skills center and its training will make San Antonio even more attractive to relocating business firms.

Ms. Berriozabal voiced her concern with spending \$2 million with little background information being supplied to City Council.

Mr. Summers explained that this grant is coming from the governor's discretionary funds for skills training, and that the new training enter will be part of ACCD. He stressed the uniqueness of the high-tech training involved.

Ms. Berriozabal spoke of her concern for the way the City is spending Job Training Partnership Act (JTPA) funds, and spoke of research being done on this spending, at this time.

Mayor Cockrell noted that defeat of this ordinance would send the governor's discretionary funds back to him for reallocation somewhere else, and explained the meetings held in Austin to secure these funds from the governor. She urged passage of the ordinance.

In response to a question by Mrs. Dutmer, Mr. Summers noted that no one in Texas has a program such as that being set up under this grant. He noted that there are only 47 other such training programs nationwide, thus far.

In response to a question by Mayor Cockrell, Mr. Summers spoke to data on the application for this new training center having come before City Council last summer, and he addressed highlights of its development.

Mr. Thompson spoke to the positive nature of this center, but voiced his concern with ACCD's lack of long-range plans for proper training in such skills.

Ms. Berriozabal addressed her concerns with the lack of contract information to City Council, though she feels these funds are necessary.

Ms. Berriozabal moved that the Council grant a one-week postponement in consideration of this ordinance so that the Council can review the contract. The motion died for lack of a second.

Mr. Wing stated that he is a member of the Council committee concerned with this matter and spoke to the need for such a high-tech skills training center for San Antonio. He urged passage of the Ordinance.

In response to a question by Mr. Wolff, Mr. Summers spoke to PIC's 12-county service area and the difficulty of every governmental entity involved reviewing every action of the PIC. He addressed the need for speed in approving this equipment purchase.

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

Wing, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: Berriozabal;
ABSENT: Martinez, Hasslocher.

90-17

CABLE TELEVISION COVERAGE

Mayor Cockrell noted that Paragon Cable has been receiving complaints that only one camera is being used to cover the Council meeting today, and noted that it would be too difficult for Paragon to bring its necessary remote equipment near to City Hall because of location of the Fiesta Carnival surrounding City Hall this week and next.

At the request of Mrs. Dutmer, it was the informal concensus of the City Council to consider Agenda Item 50, a zoning case, at this time.

90-17

ZONING HEARING

50. CASE NO. Z90044 - request of RECO International, Inc., for a change in zoning from "R-A" Residence-Agriculture District to "I-2" Heavy Industry District on a 10.00 acre tract of Houston Street.

A representative of the citizens group concerned with this zoning case asked the Council to consider a postponement so that an ongoing investigation can be completed into the rezoning request by that group.

A representative of RECO International spoke of the firm's willingness to meet with the citizens group on their problems and concerns, and agreed to a three-week postponement.

Mrs. Dutmer made a motion to postpone the zoning case for three weeks. Ms. Vera seconded the motion.

After consideration, the motion to postpone the Zoning Case for three weeks, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Labatt, Cockrell; NAYS: Hasslocher; ABSENT: Martinez, Wolff.

90-17

PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE

Mayor Cockrell declared the Public Hearing to be open.

No citizens appeared to speak on this matter.

Mayor Cockrell declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 71,417

AUTHORIZING THE REPROGRAMMING OF \$31,040.96 FROM THE CITY-WIDE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) CONTINGENCY FUND TO THE ELMENDORF LAKE DRAINAGE PROJECT; AND AUTHORIZING A REVISION TO THE PERSONNEL COMPLEMENT FOR CDBG LEGAL ADMINISTRATION.

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In response to questions by Mrs. Dutmer, Mr. Andrew Cameron, Community Development Officer, noted that funds for this project are from citywide CDBG contingency funds, leaving a contingency fund balance of some \$50,000.

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

90-17

PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE

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 71,418

AUTHORIZING SUBMISSION OF THE CITY'S FISCAL YEAR 1990 RENTAL REHABILITATION ENTITLEMENT PROGRAM GRANT DESCRIPTION AND APPLICATION TO THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD); AUTHORIZING THE CITY MANAGER TO EXECUTE THE HUD FISCAL YEAR 1990 PROGRAM GRANT CONTRACT AND CERTIFICATIONS AND TO PROVIDE ADDITIONAL INFORMATION AS MAY BE REQUIRED; APPROPRIATING GRANT FUNDS IN THE AMOUNT OF \$563,000; AND SETTING UP PROJECT ACCOUNTS.

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

A Council discussion followed concerning the inclusion of a number of neighborhoods in San Antonio and reasons why.

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

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90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,419

AUTHORIZING THE CITY MANAGER TO SUBMIT APPLICATIONS TO THE ALAMO AREA COUNCIL OF GOVERNMENTS (AACOG) FOR \$649,385.00 IN FINANCIAL ASSISTANCE FROM THE STATE CRIMINAL JUSTICE DIVISION (CJD) TO SUPPORT CRIMINAL JUSTICE PROGRAMS IN FY 1990-91; AND PROVIDING FOR ACCEPTANCE OF FUNDS IF AWARDED BY CJD.

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In response to a question by Mr. Labatt, Mr. George K. Noe, Director of Management Services, discussed the high priority for the programs involved.

A discussion then took place concerning the impact upon 1990-91 fiscal year funds.

In response to questions by Mr. Martinez, Police Captain Al Phillipus spoke to details of the program on gang intelligence and the need to be proactive in this area in order to stay on top of any incoming gang activity. He spoke of the work done with schools and community groups in this area, and noted that it does not in any way diminish the impact of uniformed police officers in working with the public. He then discussed continued funds for the Office of Municipal Integrity.

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

In response to a question by Mr. Thompson, Mr. Noe stated that these funds are on a local-match basis, which includes some \$313,000 in City funds each year.

Mr. Thompson spoke of his concern for out-year budget

requirements placed upon the City to continue these grant programs, and the resultant continuing impact upon the General Fund.

A discussion then took place concerning personnel programs involved and the state's attempts to phase-down its own grant participation, with local governments taking over more funding for the grant programs.

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

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90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,420 .

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CLOSING FLOYD CURL FROM WURZBACH ROAD TO HUEBNER ROAD ON SATURDAY, JUNE 30, 1990, FROM 7:30 A.M. TO 11:00 A.M. TO ENABLE ST. LUKE'S HOSPITAL TO HOLD A 5-KILOMETER RUN AND ONE-MILE WALK TO BENEFIT THE HOSPITAL'S ORTHOPEDIC CENTER.

* * * *

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

In response to a question by Mr. Labatt, Mr. Joe Aceves, Director of Public Works explained that the City has no financial part in the project, and pointed out an error in the background material supplied to City Council.

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

- - -
90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,421 .

.
ACCEPTING FEE SIMPLE TITLE FROM BARBARA MOORE

BARNETT, JOINED PRO FORMA BY HER HUSBAND, TO ONE (1) LOT, INCLUDING THE REAL PROPERTY AND ALL IMPROVEMENTS AND FIXTURES LOCATED THEREON, COMMONLY KNOWN AS LOT TWENTY-TWO (22), NEW CITY BLOCK 7186, LOCATED EAST OF NEW BRAUNFELS AVENUE BETWEEN FUNSTON PLACE AND PINCKNEY STREET IN SAN ANTONIO, BEXAR COUNTY, TEXAS. (SAN ANTONIO BOTANICAL CENTER)

* * * *

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

Ms. Berriozabal noted that some property owners have agreed to sell their properties to the City, and some have not. She asked that City staff insure that vacant properties are cared for and not neglected.

Mr. Ron Darner, Director of Parks & Recreation, spoke to City action in caring for these properties and the involvement of several citizen groups in the area. He stated that his department would work with the requisite housing offices in moving the houses involved from the properties.

Mr. Labatt briefly reviewed the history of the issues involved.

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

- - -

90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,422

RATIFYING THE SUBMISSION AND AUTHORIZING THE ACCEPTANCE OF A \$359,000.00 GRANT FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR RENOVATION OF FEDERAL BUILDING 7-G-TX-985 FOR USE FOR HOMELESS ACTIVITIES; IDENTIFYING A MATCH OF \$359,000.00 AND APPROVING A BUDGET.

* * * *

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

Mr. Kevin Moriarty, Director of the Department of Human Resources and Services, noted that this is a continuation of grant funding for the Dwyer Street Center and spoke of future actions to be taken that will be brought before City Council in briefing in two weeks during a "B" Session. He noted that this ordinance and the one immediately following will complete funding for the renovation of the Center.

Mr. Thompson spoke of his concern that there may be a lack of funds to operate the Center.

In response to a question by Mrs. Dutmer, Mr. Moriarty spoke of plans for Community Development Block Grant (CDBG) funds to "loan" the City \$359,000 in matching funds, that loan to be repaid from other funding sources during the next fiscal year.

Ms. Berriozabal asked for a briefing May 3rd, to include the report she has previously asked for on this matter. She spoke of her concerns for the budgeting issues and the matter of transitional housing.

A discussion then took place concerning the possible ramifications should the city decide to halt the project.

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

- - -
90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,423 .

.
AUTHORIZING THE SUBMISSION AND ACCEPTANCE OF A \$1,000,000.00 GRANT FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR RENOVATION OF FEDERAL BUILDING 7-G-TX-985 AND FOR PARTIAL FUNDING OVER A FIVE YEAR PERIOD FOR THE OPERATION AND MAINTENANCE OF THE FACILITY FOR HOMELESS ACTIVITIES; APPROVING A BUDGET; APPROVING A PERSONNEL COMPLEMENT; AND AUTHORIZING THE TEMPORARY ADVANCE FROM THE GENERAL FUND PENDING RECEIPT OF THE GRANT.

* * * *

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

Ms. Berriozabal recalled previous discussions and actions on this project and the difficulty of making it a revenue-producing project. She

spoke of her concern for the lack of transitional housing in the city.

Mr. Kevin Moriarty, Director of the Department of Human Resources and Services, spoke to several non-profit organizations who will be operating this Center, and addressed their need for operations and maintenance funds from the City. He also stated that a portion of the Center will be transitional housing.

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

- - -
90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,424 .

.
AUTHORIZING AN EXPENDITURE OF UP TO \$4,700 FOR THE PURCHASE OF LITERACY REFERENCE MATERIALS, FROM STECK-VAUGHN PUBLISHING COMPANY FOR NUTRITION PROGRAM SITES WHICH ALSO OFFER LITERACY CLASSES, AND ASSOCIATED EXPENDITURES.

* * * *

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

- - -
90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,425 .

.
AUTHORIZING A DROUGHT MANAGEMENT PLAN TO BE EFFECTIVE FOR A PERIOD ENDING AUGUST 31, 1990 AND RESCINDING ORDINANCE #55885.

* * * *

Mrs. Dutmer made a motion the approve the proposed the Ordinance.

Mr. Wing seconded the motion.

Ms. Rebecca Q. Cedillo, Director of Planning, explained the requirement for a Drought Management Plan by law, and noted that the City of San Antonio is offering certain modifications to the Plan being submitted by the Edwards Underground Water District. She then briefly compared the two Plans and addressed the need to have a Drought Management Plan in place by this summer.

Mr. Tom Culbertson, 511 Westwood, stated his belief that the Drought Management Plan does not agree with certain agencies' definitions, nor does it respond to citizen expectations, in his opinion. He spoke of several pending lawsuits against the City and spoke of the interest within the community for environmental matters.

Mr. Philip M. Ross, Aquifer Protection Association, stated his opinion that the solution offered by the Technical Advisory Committee of the state is not a scientific solution, and that recharge enhancement of the Edwards Aquifer would be the answer to any drought concerns. He urged the Council to oppose the EUWD's Drought Management Plan and addressed his reasons for the request.

Mr. Wolff noted that the City has drawn up a Drought Management Plan that differs from the EUWD plan, and he feels that the City's plan is more stringent than the 1984 plan. He then outlined details of the San Antonio plan.

In response to a question by Mr. Wolff, Ms. Cedillo explained the difference between the City's plan and the EUWD, and noted that the City's plan has been communicated to EUWD. She stated that it represents a 90-day interim Drought Management plan, and noted that no rights of appeal to the Texas Water Commission have been given up by adoption of this plan.

Mr. Wolff stated his opinion that this plan is very important to the protection of the Aquifer and should not be connected to the Applewhite Reservoir issue.

Mr. Labatt clarified details of the Guadalupe-Blanco River Authority lawsuit, since there are a large number of misconceptions about rumors on lawsuits being filed. He also spoke in favor of the plan being presented to the Council today, instead of the EUWD plan, and reemphasized that this is a 90-day interim plan, only.

In response to a question by Mr. Martinez, Ms. Cedillo explained the difference between the two plans, and emphasized that this is but an 90-day interim plan.

Ms. Berriozabal spoke to the regional implications of the Drought Management Plan and stated her understanding that today's action, as recommended by City staff, actually accedes to the EUWD plan. She stated

her belief that the City should have appealed the EUWD rules and gone to a new plan.

Ms. Cedillo stated her opinion that this is not a correct assumption.

Mrs. Dutmer urged approval of the City's plan, stating that it is time to conserve our natural resources.

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

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90-17

CITIZENS TO BE HEARD

COMMUNITIES ORGANIZED FOR PUBLIC SERVICE

A large contingent of citizens representing COPS was present in the audience to address the City Council regarding JTPA funds and the distribution of monies by the Private Industry Council.

Ms. Patricia Ozuna spoke of the specific problems and concerns that they found through an indepth study on the distribution of JTPA funds. She stated that the current system does not work and that the Council needs to review it.

Mrs. Margarita Castro, former employee of Levi Straus, gave a personal account of her job training at one of the JTPA funded agencies. She stated that she had already had fourteen years of working experience for a job she was supposed to be training for.

Father Al Jolson spoke to the layoff of many different individuals in the community. Father Jolson spoke of the ineffective use of these funds and that persons must be trained for and educated with these monies, however, most of the monies go towards personnel and administrative funds.

Ms. Ozuna proposed several changes to the present method of operation with regards to JTPA funds. She urged the City Council to review and postpone the \$1 million proposal until they have time to re-evaluate the present system.

Ms. Berriozabal stated that she is concerned about the lack of information provided to Council members on certain items, nevertheless they are requested to vote on such ordinances. She asked that the Council receive more information prior to final decisions being made.

Ms. Ozuna stated that they are familiar with the item Ms. Berriozabal is referring to, that is Item 28 on today's agenda, and they will be monitoring these expenditures.

In response to Mr. Wolff's question on monies spent on the job search aspect, Mr. Stu Summers, DEED Director, responded in an approximate amount of \$600,000.

Mr. Wolff stated that the PIC Board needs to review their method of operation and that job skill training must be upgraded.

Mr. Wing stated that the City Council should ask for a report by the PIC Board on the concerns raised by the Communities Organized for Public Service. He spoke to Item #28 on today's agenda and that the Technical training Institute is a wise use of JTPA funds.

Mayor Cockrell stated that the Council would like a report on the concerns expressed by COPS. She then asked that a "B" Session be scheduled in the near future on this issue.

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HOUSING ISSUE

Mrs. Norma Arredondo, representing COPS, spoke regarding the Housing Trust Fund disbursements and urged the City Council to review the recommendations and suggestions. A copy of Ms. Arredondo's statement is on file with the papers of this meeting.

- - -

Mayor Cockrell asked for and received informal Council concensus to consider first those remaining agenda items for which citizens are registered to speak.

- - -

90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,426

ESTABLISHING A WATER CONSOLIDATION STUDY PANEL,
DESIGNATING ITS PURPOSE AND SCHEDULE, AND APPOINTING
MEMBERS.

* * * *

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



Mr. Tom Culbertson, 511 Westwood, stated his opinion that the San Antonio members of the state's Technical Advisory Panel should be included on the Water Consolidation Study Panel. He further stated his opinion that City Water Board should be responsible for taking care of the aquifer water and the City's Wastewater Management Department should take care of surface water.

In response to a question by Mr. Hasslocher, Mr. Wolff stated that his proposed list of members for this panel included persons with interest in water, and he recommended that the Council consider adding two additional members by name, those being Arturo Riojas of the University of Texas at San Antonio and Ralph Garza. He also stressed the need to eliminate institutional infighting over water matters.

Mr. Hasslocher offered an amendment that each City Council member have his or her own individual appointment to the panel. The motion died for lack of a second.

Mr. Labatt stated that he looks forward to major improvements in water-related matters.

Mrs. Dutmer stated her belief that it is not necessary to create yet another committee. She spoke to various entities that have some control over water and addressed possible problems in seeking to consolidate and study water matters.

Ms. Berriozabal spoke in support of the idea of water coordination, and of the appointment of the nine-member panel, as proposed.

Mr. Thompson spoke to the need to simplify the issue, and spoke of his hope that this panel will produce options for the Council to consider.

Following discussion, the maker and seconder of the main motion agreed to include the two proposed new names and an increase in the size of the panel from nine to 11.

Mr. Philip M. Ross, Aquifer Protection Association, spoke in favor of the panel and coordination of water matters.

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

The Clerk read the following Ordinance:

AN ORDINANCE 71,427

AMENDING CITY CODE CHAPTER 16, ART. VII, ENTITLED "JUNK AND SALVAGE DEALERS" TO REGULATE THE PURCHASE OF STREET SIGNS, TRAFFIC DIRECTION OR CONTROL SIGNS, TRAFFIC SIGNALS, ROAD BRIDGE GUARDRAILS, & OTHER IDENTIFIED METAL ITEMS BY SECONDARY RECYCLERS OR JUNK AND SALVAGE DEALERS, PROHIBITING PURCHASES OF SUCH METALS EXCEPT THOSE CONFORMING TO THIS ORDINANCE; REQUIRING RECORD KEEPING AND CITY ACCESS FOR INSPECTION; ESTABLISHING A "HOLD NOTICE"; AND ESTABLISHING A FINE OF NOT MORE THAN \$500 UPON CONVICTION OF VIOLATION OF ANY PROVISION OF THIS ORDINANCE; AND ESTABLISHING AN ADMINISTRATIVE "JUNK AND SALVAGE DEALER LICENSE" REVOCATION HEARING AND APPEAL PROCESS.

* * * *

Mrs. Dutmer made a motion to approve the proposed Ordinance.

Mr. Wing seconded the motion.

Mr. Eric Green, private citizen who has interests in the recycling industry, stated that there is no precedent for the proposed Ordinance, and expressed his opinion that it threatens a junk dealer's right to make a living. He fears capricious enforcement could threaten the entire industry and addressed the importance of recycling and the slim profit margins in the industry.

Mrs. Dutmer stated that she has spoken with Mr. Alton Newell, of Newell Salvage, and noted that he does not consider the proposed Ordinance a threat. She also spoke to her belief that the Ordinance will be fairly administered, and feels that this is a safety measure to protect citizens from harm.

Mr. Thompson stressed the safety factor to citizens.

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

90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,428

CLOSING CERTAIN STREETS AND AUTHORIZING CITY CO-SPONSORSHIP FOR THE CYSTIC FIBROSIS "GREAT STRIDES WALK" TO BE HELD SATURDAY, MAY 19, 1990, SPONSORED BY THE CYSTIC FIBROSIS FOUNDATION, LONE STAR CHAPTER.

* * * *

Mrs. Dutmer 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, Martinez, Thompson, Vera, Wolff, Cockrell; NAYS: None; ABSENT: Webb, LaBatt, Hasslocher.

ZONING HEARINGS

56. CASE Z90002 - to rezone Lot 126, Block 6, NCB 15623, 5324 Hillburn Drive, FROM Temporary "R-1" One Family Residence District to "R-4" Manufactured Home Residence District, being located on the southside of Hillburn Drive, being approximately 395.0 feet west of the intersection of Hillburn Drive and Clegg Drive, having 701.0 feet on Hillburn Drive with a depth of 135.0 feet.

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

Mr. Thompson made a motion to approve the recommendation of the Zoning Commission. Ms. Vera seconded the motion.

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

AN ORDINANCE 71,429

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 126, BLOCK 6, NCB 15623,

FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT
TO "R-4" MANUFACTURED HOME RESIDENCE DISTRICT, 5324
HILLBURN DRIVE. "THE PENALTY FOR VIOLATION IS A
FINE NOT TO EXCEED \$1,000.00."

* * * *

47. CASE Z90026 - to rezone Lots 17 and 18, Block 10, NCB 6432, 406
Fulton Avenue, from "D" Apartment District to "O-1" Office District,
located on the southside of Fulton Avenue, being 41.3 feet west of the
intersection of Fulton Avenue and San Pedro Avenue, having 50 feet on
Fulton Avenue with a depth of 123.0 feet.

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

Mr. Andy Guerrero, Planner III, noted that the Council will
require nine affirmative votes to approve the rezoning request because of
the opposition.

Mr. Tom S. Mespero, 2715 San Pedro Avenue, explained plans for
use of the property for expansion of a law office, and distributed
photographs of the present law office facility and the building now
located on the property in question. He stated that the proponent has no
plans to alter the present structure on the property.

Mr. Jimmy Contreras, 915 Ripley, President of the Alta Vista
Neighborhood Association, stated that his organization opposes any further
intrusion of commercial property uses into their residential area, and
submitted for the record a letter from the association, a copy of which is
made a part of the papers of this meeting.

Mr. David Pipes, 414 Fulton, stated his belief that the rezoning
request is in opposition to the neighborhood association's master plan.

Ms. Berriozabal noted that the Zoning Commission twice has
recommended denial of this rezoning, and spoke to the need to stabilize
the residential character of this neighborhood.

Mrs. Berriozabal made a motion to approve the recommendation of
the Zoning Commission to deny this change of zone. Ms. Vera seconded the
motion.

Mrs. Dutmer stated her contention that the proposed use will not
alter the character of the neighborhood.

After consideration, the motion to deny the passage of the
proposed ordinance, prevailed by the following vote: AYES: Berriozabal,

Webb, Wing, Martinez, Vera, Wolff, Cockrell; NAYS: Dutmer, Thompson, Hasslocher; ABSENT: Labatt.

Case Z90026 was denied.

46. CASE Z90030 P.P. - to rezone Lots 17, 18, 19 and 20, Block 51, NCB 2745, 1816, 1818 and 1822 Fredericksburg Road, from "B-2NA" Non-Alcoholic Sales Business District to "B-3NA" Non-Alcoholic Sales Business District, located on the northeast side of Fredericksburg Road, being 200 feet southeast of the intersection of Lynwood Drive and Fredericksburg Road, having 182 feet on Fredericksburg Road and a depth of 120 feet.

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

AN ORDINANCE 71,430

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 17, 18, 19 AND 20, BLOCK 51, NCB 2745, 1816, 1818 AND 1822 FREDERICKSBURG ROAD, FROM "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

48. CASE Z90045 - to rezone Lot 231, save and except the southeast 50 feet and the northeast 80 feet, NCB 14798, 15600 N. San Pedro, from "O-1" ERZD Office Edwards Recharge Zone District to "B-1" ERZD Business Edwards Recharge Zone District, located on the southeast side of U. S. Highway 281 North, 152 feet southwest of Paso Del Norte Drive, having 259 feet on U. S. Highway 281 and a maximum depth of 236 feet.

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

In response to a question by Mrs. Dutmer, Ms. Joan Falkenberg, Environmental Protection Office, explained the input of her office in this matter.

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

AN ORDINANCE 71,431

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 231, SAVE AND EXCEPT THE SOUTHEAST 50 FEET AND THE NORTHEAST 80 FEET, NCB 14798, FROM "O-1" ERZD OFFICE EDWARDS RECHARGE ZONE DISTRICT TO "B-1" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT, 15600 NORTH SAN PEDRO AVENUE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

49. CASE Z90047 - to rezone a 0.091 acre parcel of land out of Lot 20, Block 1, NCB 15356, being further described by field notes filed in the Department of Planning, from "B-2" Business District to "B-3NA" Non-Alcoholic Sales Business District, located approximately 228.59 feet south of Meadow Bend Drive and 300.0 feet west of Meadow Way Drive, being a parcel of land having a width of 104.67 feet and a depth of 38.0 feet.

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

AN ORDINANCE 71,432

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 A 0.091-ACRE TRACT OF LAND OUT OF LOT 20, BLOCK 1, NCB 15356, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK 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."

* * * *

51. CASE Z90035 - to rezone a 0.938 acre tract of land out of Tract 11, NCB 10615, being further described by field notes filed in the Department of Planning, 530 South W. W. White Road, from "A" Single Family Residence District to "B-3NA" Non-Alcoholic Sales Business District, located on the eastside of South W. W. White Road, being 236.57 feet south of the cutback of South W. W. White Road and East Houston Street, having 103.47 feet on South W. W. White Road and a maximum depth of 393.73 feet.

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

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

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

AN ORDINANCE 71,433

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 A 0.938-ACRE TRACT OF LAND OUT OF TRACT 11, NCB 10615, FROM "A" SINGLE-FAMILY RESIDENCE DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT, 530 SOUTH W. W. WHITE ROAD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

52. CASE Z90037- to rezone Lots 1, 2, 3, and 4, Block 2, NCB 9028, 3202 and 3210 S. Zarzamora Street, from "B" Residence District to "B-3R" Restrictive Business District, bounded on the south by Cavalier Avenue, Phyllis Street on the east, Zarzamora Street on the west and Jennings Avenue on the north, having 250.68 feet on both S. Zarzamora Street and Phyllis Street and 145.28 feet on both Jennings Avenue and Cavalier Avenue.

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

In response to a question by Mr. Martinez, Mr. Gaylord Reeves, Engineer, stated that four dilapidated duplexes now occupy the site in question, and he briefly explained plans to erect a service station, car wash, and convenience store on the property.

Mr. Martinez made a motion to approve the recommendation of the Zoning Commission. Mr. Webb 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, Martinez, Thompson, Vera, Wolff, Cockrell; NAYS: None; ABSENT: Wing, Labatt, Hasslocher.

AN ORDINANCE 71,434

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, 3, AND 4, BLOCK 2, NCB 9028, FROM "B" RESIDENCE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, 3202 AND 3210 SOUTH ZARZAMORA STREET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

53. CASE Z90038 - to rezone Lot 27, Block 10, NCB 13961, from "R-A" Residence-Agriculture District to "I-1" Light Industry District, 5475 Highway 90 West, located on the northside of Highway 90 West, being 145.0 feet east of the cutback at Highway 90 West, at South Callaghan Road, having 50.0 feet on Highway 90 West and a maximum depth of 160.04 feet.

The Zoning Commission has recommended that this request of change

of zone be approved by the City Council.

Mr. Thompson made a motion to approve the recommendation of the Zoning Commission. Mr. Webb 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, Martinez, Thompson, Wolff, Hasslocher, Cockrell; NAYS: None; ABSENT: Wing, Vera, Labatt.

AN ORDINANCE 71,435

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 27, BLOCK 10, NCB 13961, FROM "R-A" RESIDENCE-AGRICULTURE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, 5475 HIGHWAY 90 WEST. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

54. CASE 290040 - to rezone the southeast 75 feet of Tract 18, NCB 14952 from Temporary "R-1" One Family Residence District to "B-3" Business District; Tract 18, save and except the southeast 75 feet, NCB 14952, 11400 O'Connor Road, located southwest of the intersection of O'Connor Road and Randolph Blvd., having 659.87 feet on O'Connor Road and Randolph Blvd., having 659.887 feet on O'Connor Road, 228.2 feet on Randolph Blvd., 72.1 feet on the cutback and 196.01 feet on Interstate Highway 35.

In response to a question by Mr. Hasslocher, Mr. John Smith, representing the applicant, spoke to the planned uses for the property in question.

Mr. Hasslocher made a motion to approve the recommendation of the Zoning Commission. Mr. Thompson 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, Martinez, Thompson, Wolff, Hasslocher, Cockrell; NAYS: None; ABSENT: Wing, Vera, Labatt.

AN ORDINANCE 71,436

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE SOUTHEAST 75 FEET OF TRACT 18, NCB 14952, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT, AND TRACT 18, SAVE AND EXCEPT THE SOUTHEAST 75 FEET, NCB 14952. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

55. CASE 290043 - to rezone a tract of land out of Abstract No. A-482, NCB 17662, being further described by field notes filed in the Department of Planning, DeZavala Road, from "BP" ERZD Business Park Edwards Recharge Zone District and "B-2" ERZD Business Edwards Recharge Zone District to "R-7" ERZD Small Lot Home Edwards Recharge Zone District, located on the southeast side of DeZavala Road, being 1695.91 feet southwest of the cut-back of DeZavala Road and Lockhill-Selma Road, having 70.0 feet on DeZavala Road and a maximum depth of 1386.52 feet.

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

A discussion took place concerning this rezoning, which actually is a down-zoning on the property in question.

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

Ms. Joan Falkenberg, Environmental Protection Office, described the area over the Aquifer.

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

AN ORDINANCE 71,437

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 A TRACT OF LAND OUT OF ABSTRACT NO. A-482, NCB 17662, DEZAVALA ROAD, FROM "BP" ERZD BUSINESS PARK EDWARDS RECHARGE ZONE DISTRICT AND "B-2" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT TO "R-7" ERZD SMALL LOT HOME EDWARDS RECHARGE ZONE DISTRICT, PROVIDED THAT RECOMMENDATIONS OF THE WATER RESOURCES MANAGEMENT DIVISION ARE ADHERED TO, A COPY OF WHICH IS ATTACHED TO THE ORDINANCE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

(City Council recessed at 6:57 P.M. for supper, reconvening the regular meeting in the "B" Room to view a design presentation for the new domed stadium at 7:30 P.M.)

42.

DOMED STADIUM DESIGN

Mr. Roland Lozano, Director of the Office of Dome Development, spoke to the progress of the dome design through the various boards and committees of the City.

Mr. Steve Souter, representing the architectural design team, reviewed previous meetings with the Council on various aspects of the domed stadium matter, and addressed both interior and exterior design features and how the domed stadium will fit in with the neighborhood. He spoke to the architectural character of the dome fitting into the downtown scheme, as he narrated a series of slides. He also addressed color schemes and various other amenities.

Mr. Dennis Wellner, a representative of HOK, spoke of the dome design to better fit the planned events to be held there, and the seating accommodations for various events, including retractable seating to allow room for large trade shows and other such events. He then addressed the intermediate or "club-level" seating, and spoke of the prime marketability of this level. He then spoke to handicapped accessibility for the structure.

Mr. Lozano spoke to the various options under consideration, relative to the types and quality of seating, and the versatility of design. He addressed the multiple uses possible in the domed stadium and spoke to the early decision not to plan for baseball usage because of its conflict with major spring and summer conventions in the dome and the 81-game home season for a baseball team, which would span from April into

October.

Mrs. Dutmer stated her opinion that baseball does not fit the "footprint" of the dome site, so its use was not planned for the domed stadium.

A discussion then took place concerning the impact of the new domed stadium on present convention facilities of the City, nearby.

Mr. Martinez spoke in favor of the design and plans for an underground VIA transportation facility.

A discussion then took place concerning transportation links to the nearby City convention center, including the option of depressing Montana Street to provide a wide pedestrian walkway lining the Convention Center to the domed stadium.

Ms. Berriozabal stated that she would like to have a timely "B" Session briefing and discussion on transportation and parking questions relative to the domed stadium.

- - -
90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,438

AUTHORIZING AND DIRECTING THE TRANSPORTATION
ADVISORY BOARD TO CONDUCT A FACT FINDING HEARING
REGARDING THE APPEAL OF JAMES DALTON.

* * * *

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

City attorney Lloyd Garza explained that the only appeal in this case is to the City Council and he spoke briefly to the details of the appeal.

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

90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,439

APPOINTING ROSARIO GONZALES TO SERVE ON THE AFFIRMATIVE ACTION ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON JANUARY 31, 1992.

* * * *

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

90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,440

APPOINTING VIVIAN HAMILTON TO SERVE ON THE AIRPORT ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 15, 1990.

* * * *

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

* * * *

90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,441

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH DAKOTA ENTERPRISES FOR A SUM NOT TO EXCEED \$7,500.00 TO ASSIST IN THE DEVELOPMENT OF LEASES WITH PROFESSIONAL SPORTS FRANCHISES IN THE ALAMO DOME.

* * * *

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

In response to a question by Mrs. Dutmer, Mr. Alexander E. Briseno, Assistant City Manager, noted that a consultant is to be hired who has experience in negotiating leases with professional sports franchises.

Mr. Roland Lozano, Director of Dome Development, spoke of the consultant's 30 years of experience in this field, and commented on the method used in the selection process.

A discussion then took place concerning the possible professional sports that may be involved.

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

- - -

90-17 The Clerk read the following Ordinance:

AN ORDINANCE 71,442

AUTHORIZING PAYMENT FOR RENTAL OF THE CONVENTION CENTER ARENA FOR FIESTA CHARRA SPONSORED BY THE CONFEDERATION OF CHARROS OF SAN ANTONIO ON APRIL 21, 1990, FROM MAYOR'S DISCRETIONARY FUNDS IN AN AMOUNT NOT TO EXCEED \$3,000.00.

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Agenda Item 45

Ms. Berriozabal stated that when City Council earlier today formally approved of agenda item 45, the action taken was not what she feels was really needed. She spoke of her concern for the manner in which the agenda item was presented to the Council, and spoke of her belief that, when the vote was taken, she believed that she was accepting the "staff recommendation", not approving the subject. She spoke of the need to change the system of presentation, so that all members of the City



Council know what action they are taking. She stated that she will consider circulating a memorandum to secure six Council signatures to bring this item back to Council next week.

(City Council recessed to Executive Session at 9:05 P.M., then adjourned at 9:15 P.M. when there was no further business to come before the City Council.)

A P P R O V E D

Lela Cockburn

M A Y O R

Attested: *Anna S. Rodriguez*
C i t y C l e r k