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99-46

CHRISTMAS SERENADE FROM PUERTO RICO

Mayor Peak stated that representatives from the Puerto Rican community residing in San Antonio are present at Council meeting today, on behalf of the Office of the Governor of Puerto Rico, to entertain the City Council by singing two songs that are sung during the Christmas season in Puerto Rico. He then introduced Mr. Tommy Ortiz, Regional Director, Office of the Governor of Puerto Rico.

Mr. Ortiz spoke to the role of the Puerto Rican community in the City of San Antonio and introduced a musical group to perform special seasonal songs for the City Council.

The group then presented special gifts to City Council members and performed two special Christmas season songs in both Spanish and English.

Mayor Peak and other members of City Council thanked the group and welcomed its members to the City Council meeting. Each spoke to the events of the season in the Puerto Rican community in San Antonio.

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99-46

SAN ANTONIO PUBLIC LIBRARY FOUNDATION PRESENTATION

Mayor Peak introduced Ms. Carol O'Malley, Chairperson of the Foundation Board of Directors, and Ms. Kaye Lenox, its Executive Director, noting that they are present today to provide the City Council with a status report on the foundation's fundraising efforts.

Ms. O'Malley and Ms. Lenox then presented the status report, presented special gifts to City Council members, and commented on the importance of the bond issue to finance library improvements in San Antonio.

Mayor Peak and other members of City Council congratulated the foundation on its efforts and successful fundraising campaign, and spoke to the importance of library services to the Community.

AN ORDINANCE 90912

ACCEPTING THE LOW QUALIFIED BID SUBMITTED BY SANIVAC/DAVIS MFG. CO., INC. TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS, BUILDING MAINTENANCE DIVISION WITH AN ANNUAL CONTRACT FOR FLOOR FINISH FOR AN ESTIMATED TOTAL OF \$12,000.00 ANNUALLY.

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AN ORDINANCE 90913

ACCEPTING THE LOW BIDS SUBMITTED BY SAN ANTONIO MUSIC, CO., INC./ALAMO MUSIC CENTER, ITEM 1 IN THE AMOUNT OF \$9,796.75; XENO SOUND, INC. (WBE), ITEM 2 IN THE AMOUNT OF \$5,800.00; SOUTHWEST SOUND & ELECTRONICS, INC. ITEMS 3A, 3B AND 4 IN THE AMOUNT OF \$22,403.75; STONEY RIDGE, INC. D/B/A SAN ANTONIO SOUND & LIGHT, ITEM 5 IN THE AMOUNT OF \$6,770.00 TO PROVIDE THE CITY OF SAN ANTONIO CONVENTION CENTER FACILITIES WITH AUDIO VISUAL EQUIPMENT AND MISCELLANEOUS ITEMS FOR A TOTAL OF \$44,770.50.

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AN ORDINANCE 90914

ACCEPTING THE LOW QUALIFIED BIDS SUBMITTED BY POLLOCK PAPER DISTRIBUTORS FOR ITEM 1 IN THE AMOUNT OF \$122,785.80; CLEANING TECHNOLOGIES, (MBE/WBE) FOR ITEMS 2, 3 AND 4 IN THE AMOUNT OF \$107,123.80 TO PROVIDE THE CITY OF SAN ANTONIO ALAMODOME, AVIATION, CONVENTION FACILITIES, HEALTH, PUBLIC WORKS AND PARKS & RECREATION DEPARTMENTS WITH CUSTODIAL PAPER PRODUCTS FOR A TOTAL OF \$229,909.60.

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AN ORDINANCE 90915

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR THE FOR THE 1999 - 2000 FISCAL YEAR FOR A TOTAL OF APPROXIMATELY \$1,508,952.00. (COPIES OF THE BID PACKETS ARE AVAILABLE FOR REVIEW IN THE PURCHASING DEPARTMENT AND A LIST

OF SUCCESSFUL BIDDERS ARE AVAILABLE FOR REVIEW IN THE CITY CLERK'S OFFICE.)

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AN ORDINANCE 90916

APPROVING FIELD ALTERATION NO. 2 IN THE AMOUNT OF \$35,000.00 PAYABLE TO R. L. JONES COMPANY, INC. IN CONNECTION WITH THE WINGATE/ORIENTAL/FLOYD DRAINAGE #1050 PROJECT LOCATED IN COUNCIL DISTRICT 5.

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AN ORDINANCE 90917

AUTHORIZING PAYMENT IN THE AMOUNT OF \$207,960.93 TO THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) FOR PROGRAMMED CONSTRUCTION EXPENSES AND AUTHORIZING \$20,800.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES IN CONNECTION WITH THE METROPOLITAN PLANNING ORGANIZATION URBAN STREET PROGRAM (USP): ACKERMAN FROM IH 10 TO DIETRICH PROJECT, LOCATED IN COUNCIL DISTRICT 2; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90918

RATIFYING AND APPROVING FIELD ALTERATION NOS. 8, 9, AND 10 AND SAWS FIELD ALTERATION NO. 4 IN THE TOTAL AMOUNT OF \$188,848.30 PAYABLE TO KGME, INC. IN CONNECTION WITH THE FREDERICKSBURG ROAD FROM SANDOVAL TO WOODLAWN PROJECT LOCATED IN COUNCIL DISTRICT 1; AMENDING THE CONSTRUCTION CONTINGENCY IN AN AMOUNT NOT TO EXCEED \$259,135.30; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90919

RATIFYING FIELD ALTERATION NO. 2 IN THE AMOUNT OF \$45,596.61 PAYABLE TO R. L. JONES COMPANY, INC. IN CONNECTION WITH THE SOUTHLAWN AVENUE - MERIDA TO CASTROVILLE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90920

RATIFYING SERVICES AND APPROVING FIELD ALTERATION NOS. 6 AND 7 IN THE AMOUNT OF \$135,500.00 PAYABLE TO R. L. JONES CO., INC. IN CONNECTION WITH THE LAKE/WOODLAWN/WOODLAWN LAKE AREA STREETS PHASE I PROJECT LOCATED IN COUNCIL DISTRICT 7.

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AN ORDINANCE 90921

RATIFYING SERVICES AND APPROVING FIELD ALTERATION NO. 4 FINAL IN THE AMOUNT OF \$30,204.79 PAYABLE TO SAN ANTONIO CONSTRUCTORS, INC. IN CONNECTION WITH THE QUEEN ANNE/ELMHURST DRAINAGE PROJECT LOCATED IN COUNCIL DISTRICT 9.

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AN ORDINANCE 90922

AUTHORIZING A STREETS AND DRAINAGE MAINTENANCE AND IMPROVEMENTS FUNDED FIELD ALTERATION NO. 1 IN THE INCREASED AMOUNT OF \$34,021.05 PAYABLE TO CLARK CONSTRUCTION CO., INC. IN CONNECTION WITH THE MICRO SURFACE - 1999 PACKAGE "A" PROJECT LOCATED IN VARIOUS COUNCIL DISTRICTS.

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AN ORDINANCE 90923

AUTHORIZING THE ASSIGNMENT OF A MANAGEMENT AND MAINTENANCE AGREEMENT FOR A 4.09 ACRE TRACT OF PUBLIC PARKLAND IN BEL-MEADE FROM THE USAA FINANCIAL SERVICES COMPANY TO ONE TOWERS PARK LANE COOPERATIVE COMPANY.

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AN ORDINANCE 90924

APPROVING AN AMENDMENT TO THE LEASE AGREEMENT APPROVED BY ORDINANCE NO. 89913, PASSED AND APPROVED ON JUNE 13, 1999, WITH BIGA INTERNATIONAL L.P., A TEXAS LIMITED PARTNERSHIP, ("TENANT") FOR THE USE OF AN ADDITIONAL 1,041 SQUARE FEET OF SPACE AT THE INTERNATIONAL CENTER, LOCATED AT 203 SOUTH ST. MARY'S STREET FOR A TWENTY YEAR TERM COMMENCING UPON THE COMPLETION OF IMPROVEMENTS, AS SPECIFIED IN THE LEASE AGREEMENT, WITH ONE (1) FIVE YEAR RENEWAL OPTION, SUBJECT TO CITY COUNCIL APPROVAL, AT A TOTAL RENTAL PAYMENT FOR THE INITIAL TERM OF APPROXIMATELY \$324,167.00 AND COMMON AREA MAINTENANCE CHARGES OF APPROXIMATELY \$37,476.00 FOR A TOTAL OF APPROXIMATELY \$361,643.00 FOR THE OFFICE SPACE; MODIFYING THE RESTAURANT AND OFFICE SPACE RENTAL RATES AND RENTAL ABATEMENT TERMS OF THE LEASE AGREEMENT FOR AN INCREASE IN RENTAL PAYMENTS OF APPROXIMATELY \$173,919.00; INCREASING THE PERCENTAGE RECEIVED FROM GROSS SALES OF THE BANQUET SPACE FROM 8% TO 8.25%; AND AUTHORIZING PAYMENT OF AN ADDITIONAL \$137,000.00 TO TENANT FOR REIMBURSEMENT UPON COMPLETION OF PERMANENT SHELL BUILDING IMPROVEMENTS TO BE UNDERTAKEN BY TENANT.

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AN ORDINANCE 90925

AUTHORIZING THE TERMS AND CONDITIONS, AND THE EXECUTION, OF A TEN (10) YEAR POINT-TO-POINT LICENSE AGREEMENT TO ALLOW GRANDE RIVER COMMUNICATIONS, INC. TO LOCATE APPROXIMATELY 5,764 LINEAR FEET OF FIBER OPTIC CABLE WITHIN, UNDER AND ACROSS PUBLIC RIGHTS-OF-WAY IN ORDER TO OPERATE A LONG DISTANCE

TELECOMMUNICATIONS SYSTEM FOR A TOTAL CONSIDERATION OF \$115,895.00, TO BE RECEIVED BY THE CITY.

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AN ORDINANCE 90926

AUTHORIZING PAYMENT IN THE AMOUNT OF \$150.00 TO UNITED COMPANIES LENDING CORPORATION FOR A PARTIAL RELEASE FEE IN CONNECTION WITH THE MISSION TRAILS PARKWAY, PACKAGE III METROPOLITAN PLANNING ORGANIZATION PROJECT; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90927

AUTHORIZING THE EXECUTION OF A PIPELINE CROSSING AGREEMENT WITH UNION PACIFIC RAILROAD COMPANY IN CONNECTION WITH THE ESCALON DRAINAGE PROJECT #1008 FOR THE SUM OF \$1,683.00; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90928

AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,579.23 TO PAPE-DAWSON ENGINEERS, INC. FOR SURVEYING SERVICES IN CONNECTION WITH FIRE STATION NO. 45; AND PAYMENT OF THE AMOUNT OF \$1,289.47 TO RABAKISTNER CONSULTANTS, INC. FOR PROFESSIONAL SERVICES IN CONNECTION WITH THE MISSION TRAILS PARKWAY, PACKAGE II METROPOLITAN PLANNING ORGANIZATION PROJECT; FOR A TOTAL SUM OF \$2,868.70; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90929

AUTHORIZING PAYMENT OF THE AMOUNT OF \$49,000.00 FOR FEE SIMPLE TITLE TO TWO PARCELS AND THE AMOUNT OF \$1,521.00 FOR COURT COSTS, EACH PAYABLE TO GERRY RICKHOFF, COUNTY CLERK, FOR THE

DEFENDANTS IN CONDEMNATION CAUSE NO. 99-ED-0013, *CITY OF SAN ANTONIO VS. OLIVIA C. ROSAS, ET. AL.*, AND THE AMOUNT OF \$975.00 TO ECKMANN, GROLL, RUNYAN & WATERS, INC. FOR APPRAISAL SERVICES, IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT #80, PHASES III & V; FOR A TOTAL SUM OF \$51,496.00; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90930

AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,050.00 TO LAWYERS TITLE OF SAN ANTONIO FOR TITLE SERVICES IN CONNECTION WITH THE W. W. WHITE ROAD - RIGSBY TO LORD PROJECT, PHASE I; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90931

AUTHORIZING PAYMENT IN THE AMOUNT OF \$9,355.31 TO DAVIDSON & TROILO, P.C. FOR LEGAL SERVICES IN CONNECTION WITH THE BASSE ROAD AT SAN PEDRO INTERSECTION METROPOLITAN PLANNING ORGANIZATION PROJECT (\$210.00), THE BABCOCK ROAD INTERSECTIONS METROPOLITAN PLANNING ORGANIZATION PROJECT (\$165.00), THE MISSION TRAILS PARKWAY, PACKAGE II METROPOLITAN PLANNING ORGANIZATION PROJECT (\$4,785.12) AND THE BABCOCK ROAD - DE ZAVALA ROAD TO HAUSMAN ROAD PROJECT (\$4,195.19); APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90932

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF A 0.079 ACRE OF LAND OUT OF A 9.220 ACRE TRACT OUT OF LOT 11, BLOCK 23, NEW CITY BLOCK 13558 AND FOR THE ACQUISITION OF A 0.122 ACRE OF LAND OUT OF A 2.345 ACRE TRACT OUT OF NEW CITY BLOCK 16465, SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR A PUBLIC PURPOSE, NAMELY THE CONSTRUCTION OF A PORTION OF THE WURZBACH ROAD AT I.H.-10 AND IRONSIDE INTERSECTIONS METROPOLITAN PLANNING ORGANIZATION PROJECT; AND AUTHORIZING THE CITY ATTORNEY TO FILE EMINENT DOMAIN PROCEEDINGS.

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AN ORDINANCE 90933

AUTHORIZING PAYMENT OF THE AMOUNT OF \$172,150.00 TO TICOR TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR ERNEST D. TALAMANTEZ AND WIFE, YOLANDA RIOS FLORES TALAMANTEZ, ANNETTE TALAMANTEZ, JENNIFER TALAMANTEZ AND ERNEST TALAMANTEZ, JR., FOR ONE PARCEL (\$58,300.00); EDNA F. GARCIA A/K/A EDNA GRICELDA F. GARCIA, A WIDOW, FOR ONE PARCEL (\$58,850.00) AND IRMA SALINAS F/K/A IRMA REYNA AND HUSBAND, JOE SALINAS AND MODESTO REYNA AND WIFE, LUCINA REYNA FOR ONE PARCEL (\$55,000.00), IN CONNECTION WITH THE ZARZAMORA CREEK FLOOD AREA PROJECT; PAYMENT OF THE AMOUNT OF \$169,000.00 TO TICOR TITLE AGENCY OF SAN ANTONIO, AS ESCROW AGENT FOR JEFFREY MEDINA, A SINGLE MAN, AND JASON OROSCO, A SINGLE MAN, FOR ONE PARCEL (\$125,000.00) AND RUTH R. LOPEZ, A FEME SOLE, AND REBECCA R. LOPEZ, A FEME SOLE, FOR ONE PARCEL (\$44,000.00), IN CONNECTION WITH THE MARTINEZ CREEK FLOOD AREA PROJECT; PAYMENT OF THE AMOUNT OF \$55,000.00 TO TICOR TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR JOE B. LANEY FOR ONE PARCEL, IN CONNECTION WITH THE PLUMNEAR FLOOD AREA PROJECT; AND PAYMENT OF THE AMOUNT OF \$82,900.00 TO TICOR TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR REUBEN V. COLEMAN, A MARRIED MAN DEALING IN HIS SOLE AND SEPARATE PROPERTY, FOR ONE PARCEL (\$53,900.00) AND WEST COAST EQUITY, INC. FOR ONE PARCEL (\$29,000.00), IN CONNECTION WITH THE WHEATLEY HEIGHTS FLOOD AREA PROJECT; FOR A TOTAL SUM OF \$479,050.00.

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AN ORDINANCE 90934

ACCEPTING THE RESOLUTION OF ALL CLAIMS BY THE COURT IN CAUSE NO. 94-CA-242, STYLED *SAN ANTONIO HISPANIC POLICE OFFICERS ORGANIZATION, ET. AL. V. CITY OF SAN ANTONIO, ET. AL.*, IN THE UNITED STATES DISTRICT COURT WESTERN DISTRICT OF TEXAS AND AUTHORIZING THE PAYMENT OF \$100,000.00 IN ATTORNEY'S FEES AND \$25,000.00 IN MONITORING FEES TO JESSE BOTELLO; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90935

IMPOSING A 15% PENALTY ON PROPERTY TAXES BECOMING DELINQUENT ON OR AFTER JUNE 1ST UNDER CERTAIN PROVISIONS OF THE TEXAS PROPERTY TAX CODE.

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AN ORDINANCE 90936

AUTHORIZING THE ACCEPTANCE OF A CASH AWARD IN THE AMOUNT OF \$20,340.00 FROM THE TEXAS DEPARTMENT OF HEALTH (TDH) TO THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO AUGMENT FUNDING OF THE FAMILY PLANNING PROJECT 1999/00; AUTHORIZING THE EXECUTION OF A CHANGE IN THE CONTRACT WITH TDH; AND REVISING THE PROJECT BUDGET.

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AN ORDINANCE 90937

AUTHORIZING THE ACCEPTANCE OF A CASH AWARD TOTALING \$12,440.00 FROM THE TEXAS DEPARTMENT OF HEALTH (TDH) TO THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO AUGMENT FUNDING OF THE STD STAFF SUPPORT PROJECT IN THE AMOUNT OF \$11,600.00 AND THE AIDS SURVEILLANCE PROJECT IN THE AMOUNT OF \$840.00; AUTHORIZING THE EXECUTION OF A CHANGE IN THE CONTRACT WITH TDH; AND REVISING THE BUDGET OF THE PUBLIC HEALTH STATE SUPPORT PROJECT 1999/00 ESTABLISHED IN ORDINANCE NO. 88976, PASSED AND APPROVED DECEMBER 17, 1998.

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AN ORDINANCE 90938

AUTHORIZING THE ACCEPTANCE OF A CASH GRANT AWARD IN THE AMOUNT OF \$10,000.00 FROM THE SOUTH CENTRAL TEXAS CHAPTER OF THE MARCH OF DIMES FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO CONDUCT A FOLIC ACID CAMPAIGN FOR YOUNG WOMEN IN SAN ANTONIO FOR THE PERIOD JANUARY 1, 2000 THROUGH DECEMBER 31,

2000; AUTHORIZING THE EXECUTION OF A GRANT CONTRACT WITH THE MARCH OF DIMES; ESTABLISHING A FUND AND ADOPTING A BUDGET.

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AN ORDINANCE 90939

AUTHORIZING THE ACCEPTANCE OF A CASH AWARD IN THE AMOUNT OF \$27,000.00 FROM MERCK & COMPANY, INC. (MERCK) TO AUGMENT FUNDING OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT'S VAQTA™ VACCINE CLINICAL TRIAL STUDY IN PREVENTION OF HEPATITIS A; AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE CLINICAL STUDY AGREEMENT WITH MERCK; REVISING THE PROJECT BUDGET; AND APPROVING PAYMENTS FOR CONTRACTUAL SERVICES.

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AN ORDINANCE 90940

AUTHORIZING THE TEMPORARY CLOSURE OF S. PINTO STREET BETWEEN W. HOUSTON AND W. COMMERCE STREETS FROM 6:00 P.M., FRIDAY, DECEMBER 31, 1999 UNTIL 3:00 A.M. SATURDAY, JANUARY 1, 2000, IN ORDER FOR THE CISNEROS FAMILY TO HOLD ITS "FAMILY NEW YEARS EVE PARTY."

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AN ORDINANCE 90941

APPOINTING JUDGE PAT BOONE (DISTRICT 1) TO THE AIRPORT ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 15, 2001.

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AN ORDINANCE 90942

RE-APPOINTING ELIZABETH LOPEZ (DISTRICT 6) AND GRACE ROSE (DISTRICT 7) TO THE ARTS AND CULTURAL ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON NOVEMBER 15, 2001.

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AN ORDINANCE 90943

APPOINTING STELLA T. SANDERS (DISTRICT 1) AND WALTER AGUE (DISTRICT 8) FOR TERMS OF OFFICE TO EXPIRE ON DECEMBER 15, 2001 AND GABRIEL VELASQUEZ (DISTRICT 5) FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 15, 2000 TO THE HIGHER EDUCATION AUTHORITY.

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AN ORDINANCE 90944

APPOINTING JOAN WYATT (DISTRICT 1) AND RANDOLPH REED (DISTRICT 2) AND RE-APPOINTING LOUISA ANN THOMAS (DISTRICT 7) TO THE KEEP SAN ANTONIO BEAUTIFUL, INC. FOR TERMS OF OFFICE TO EXPIRE ON DECEMBER 22, 2001.

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AN ORDINANCE 90945

APPOINTING SANDRA REEDY BLISS (DISTRICT 1) AND RE-APPOINTING TERESA KILMER (DISTRICT 7) TO THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN FOR TERMS OF OFFICE TO EXPIRE ON DECEMBER 15, 2001.

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AN ORDINANCE 90946

APPOINTING PAUL P. GARCIA (DISTRICT 4) TO THE PLUMBING APPEALS AND ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON MARCH 20, 2002.

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AN ORDINANCE 90947

APPOINTING JODY SHERRILL (DISTRICT 8) TO THE OPEN SPACE ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON AUGUST 29, 2001.

99-46

The Clerk read the following Ordinance:

AN ORDINANCE 90948

AUTHORIZING PAYMENT IN THE AMOUNT OF \$10,183.51 TO BRACEWELL & PATTERSON, L. L. P., FOR LEGAL SERVICES IN CONNECTION WITH THE HILIONS DRAINAGE PROJECT #80, PHASES III & V (\$5,151.81); WURZBACH PARKWAY METROPOLITAN PLANNING ORGANIZATION PROJECT (\$75.00); WEST AVENUE INTERSECTIONS METROPOLITAN PLANNING ORGANIZATION PROJECT (\$150.00); LEONHARDT AT LOW WATER CROSSING PROJECT (\$150.00); HILDEBRAND AVENUE - I.H. 10 TO BREEDEN METROPOLITAN PLANNING ORGANIZATION PROJECT (\$240.00); SOUTH FLORES DRAINAGE PROJECT #70-70A (\$60.00); CHERRY STREET DRAINAGE PROJECT #15B, PHASE II (\$519.75); BLANCO ROAD AT JACKSON-KELLER METROPOLITAN PLANNING ORGANIZATION PROJECT (\$75.00); ASHLEY ROAD RECONSTRUCTION PROJECT - BASCUM TO S. FLORES (\$187.50); LARKSPUR DRIVE DRAINAGE PROJECT (\$681.49); AND THE MILITARY DRIVE WEST CONNECTION TO REED ROAD PROJECT (\$2,892.96); APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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Mr. Salas made a motion to approve the proposed Ordinance. Mr. Prado seconded the motion.

Mr. John German, Director of Public Works, narrated a video presentation on the payment for legal services in connection with several public works projects, a copy of which presentation is made a part of the papers of this meeting.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Prado, Garza, Conner, Peak. **ABSTAIN:** Bannwolf. **NAYS:** None. **ABSENT:** Guerrero, Vásquez, Menéndez, Carpenter.

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99-46

The Clerk read the following Ordinance:

AN ORDINANCE 90949

AUTHORIZING THE TRANSFER OF \$1,200,000.00 IN CITY GENERAL FUNDS TO THE DEPARTMENT OF COMMUNITY INITIATIVES, CHILDREN'S RESOURCES

99-46

December 09, 1999

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DIVISION GRANT FUND ACCOUNT TO BE USED AS MATCHING FUNDS WHICH WILL GENERATE FEDERAL FUNDS UP TO \$1,905,590.07 FOR THE PROVISION OF PROVIDING CHILD CARE SERVICES AND QUALITY INITIATIVE SERVICES; AUTHORIZING THE EXECUTION OF A CONTRACT FOR CERTIFICATION OF SAID FUNDS TO THE TEXAS WORKFORCE COMMISSION THROUGH THE ALAMO WORKFORCE DEVELOPMENT BOARD (AWDB); AND AMENDING THE CHILD CARE MANAGEMENT SERVICES (CCMS) BUDGET PASSED ON AUGUST 26, 1999 BY ORDINANCE NO. 90354.

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Mr. Salas made a motion to approve the proposed Ordinance. Mr. Prado seconded the motion.

Mr. Dennis Campa, Director of Community Initiatives, narrated a video presentation explaining the need for the use of matching City funds to leverage some \$1.9 million in grant funds. A copy of his presentation is made a part of the papers of this meeting.

Mr. Prado questioned the loss of some \$2.5 million in grant funds to San Antonio recently, and stated his belief that this loss needs to be explained and accountability assessed, either to the City or to the Alamo Workforce Development Board.

Mr. Campa explained the successes in San Antonio of the child care programs, and expressed his belief that the City has spent all that it could of its grand funds for this area. He spoke to the 'snapshot' taken of this program shortly after the successful abolishment of the waiting list of program participants for this program. He noted that state officials had given notification in April of the de-obligation of the funds in question, and noted that the City did not receive certain memoranda dealing with this matter.

Mayor Peak noted that the Texas Workforce Commission and City staff currently are investigating the matter, and he is awaiting those reports.

Ms. Conner stated that she is confident that the City staff investigation will be done on this matter.

Mr. Menéndez spoke to the need for the lost funds, and noted that the City's appointees to the Alamo Workforce Development Board also are looking into the matter.

Mr. Bannwolf stated his opinion that someone needs to be held accountable for the lost funds, and the matter cannot be allowed to go unanswered.

In response to a question by Mr. Perez, Mr. Campa stated that the City's report is expected to be completed later this week, and he addressed the timetable for other investigations.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Prado, Menéndez, Garza, Conner, Bannwolf, Peak. **NAYS:** None. **ABSENT:** Guerrero, Vásquez, Carpenter.

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99-46 The Clerk read the following Ordinance:

AN ORDINANCE 90950

APPOINTING MICHAEL B. FELDBLUM (DISTRICT 8) TO THE HOUSING AUTHORITY OF THE CITY OF SAN ANTONIO FOR A TERM OF OFFICE TO EXPIRE ON OCTOBER 18, 2001.

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Ms. Conner stated that she asked that this matter be pulled for individual consideration so that the Council might have the opportunity to interview and hear from her appointee, Mr. Michael B. Feldblum, who she then introduced.

Mr. Feldblum introduced himself and spoke briefly to his background qualifications and the reasons why he is seeking this appointment.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Prado, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Guerrero, Vásquez.

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99-46 The Clerk read the following Ordinance:

AN ORDINANCE 90951

APPOINTING DAVID D. GARZA (DISTRICT 6) TO THE GREATER KELLY DEVELOPMENT AUTHORITY FOR A TERM OF OFFICE TO EXPIRE ON NOVEMBER 30, 2000.

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Mr. Menéndez stated that he had asked that this matter be pulled for individual consideration so that the Council might have the opportunity to interview and hear from his appointee, Mr. David D. Garza, who he then introduced.

Mr. Garza introduced himself and spoke briefly to his background qualifications and the reasons why he is seeking this appointment.

Mr. Menéndez and Mr. Carpenter spoke to Mr. Garza's appointment as an excellent choice.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Prado, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Guerrero, Vásquez.

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99-46 **FOR INDIVIDUAL CONSIDERATION**

AN ORDINANCE 90952

BESTOWING THE HONORARY DESIGNATION OF R. A. CALLIES, SR. WAY UPON RICE ROAD BETWEEN BROOKSDALE AND SEMLINGER ROAD.

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

Mr. John German, Director of Public Works, narrated a video presentation on the proposed honorary designation of a portion of Rice Road to R.A. Callies, Sr. Way. A copy of his presentation is made a part of the papers of this meeting. He noted that the proposal is similar to two recent such designations in San Antonio, that of Rosa Parks Way and Cesar Chavez Way.

The following citizen(s) appeared to speak:

Ms. Julia Knight spoke to a background of this request to honor Rev. Callies, and noted that earlier plans to name the Rice Road Bridge for him were rejected. She stated her opinion that the City Council now has a chance to rectify this situation.

Rev. L.A. Walker, retired minister, lauded Rev. Callies' public service.

Ms. Rozella C. Miex, 205 Dumoulin Avenue, spoke to her concern with neighborhood objections to this honor for Rev. Callies, and stated her belief that this is a racial matter. She spoke to Rev. Callies' civic contributions and presented a brief video.

Ms. Ann A. Collins, 1011 Rice Road, stated her opinion that it is not appropriate to give street signs in this affected area dual names in this case, and spoke against it. She urged the City Council to find another venue to honor Rev. Callies.

Mr. Dan Martinez, 932 Rice Road, read from a letter signed by some 64 residents of Rice Road in opposition to the current dual-signage proposal. He spoke against persons not living on Rice Road proposing to change the street name.

Ms. Nancy Englebert, 10486 Pine Glade, spoke in support for an honor for Rev. Callies.

Mr. Ray M. Basham, 1326 Bayou, stated his belief that Rev. Callies deserves a better honor than a dual-named street.

Mr. Charles Hopes, 4618 Dietrich Rd, #108, noted that Rev. Callies has his church on Rice Road, and spoke to the many community projects in which he assisted Rev. Callies, speaking in support for the proposal.

Mr. Martinez, speaking on time yielded by Mr. William Wooten, 518 Rice Road, spoke in favor of a roll call vote on this issue.

Ms. Giuseppa Nazaroff, 546 Rice Road, spoke against the proposal.

Mr. Charles Hood, 718 Rice Road, stated that he is not against Rev. Callies, simply the dual-naming of Rice Road in his honor.

Mr. Jack Finger, P.O. Box 12048, stated his belief that dual-signage is confusing to motorists.

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Mr. Salas compared the proposed dual-signage proposal for Rev. Callies to similar recent such naming for Cesar Chavez. He lauded Rev. Callies' community efforts and accomplishments, and described the proposed new street signs.

Mr. Salas offered a friendly amendment to the current motion on the table to pay for the needed new signage from his District 2 contingency account. Both maker and seconder of the pending main motion accepted the friendly amendment to their motion.

Mr. Menéndez stated that, following action on this particular item, he would like to have a Council moratorium on such street or building namings for individuals until a new policy is developed to govern such matters. He stated that he is torn by the division brought on by this matter, but spoke in its support.

Mayor Peak noted that the Council currently has a policy on such matters, and suggested that Council members who are against such namings not sign any six-signature memorandum circulated seeking such naming.

Mr. Bannwolf urged Council members to apply the money needed for such street-name changes to fixing the streets, instead, and spoke against the proposal on the floor.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Prado, Menéndez, Garza, Peak. **NAYS:** Guerrero, Conner, Bannwolf, Carpenter. **ABSENT:** Vásquez.

Mayor Peak spoke to the need to listen to the suggestions made in this matter and find a way to honor someone in a manner that will not damage that honor. He urged the use of care in such matters in the future.

Mr. Alexander E. Briseño, City Manager, and Mr. Chris Brady, Assistant to the City Manager, introduced Mr. Roderick Sanchez as the Interim Assistant Director of Planning and spoke to his background, noting that Mr. Sanchez will be working with the Land Development staff of the Planning Department to implement the new proposed zoning case management and customer service program for the zoning process. A copy of the announcement memorandum is made a part of the papers of this meeting.

Mr. Sanchez then narrated a video presentation of the new process for handling of zoning cases filed with the City, a copy of which presentation is made a part of the papers of this meeting.

Mr. Prado urged Land Development services and actions be taken so that neighborhood associations are better assisted in zoning matters.

Mr. Carpenter spoke in support for the new process, noting that the notification process also must be improved.

Mr. Menéndez noted that zoning is important to all facets of the community, and spoke in support for the new process of notifying citizens of zoning matters and reducing the backlog of cases.

Ms. Guerrero spoke to her concern with the current notification process, which utilizes mailout notices to property owners within 200 feet of an affected property.

Mr. Sanchez noted that the new 'case managers' will be responsible for working closely with the notification process.

Mr. Ray Lozano, Land Development Services, briefly spoke to the mailout procedures, and the certification by the case manager that proper notification was made by mail.

Mr. Sanchez stated that the certification process is a budget matter to be addressed in the next budget procedure.

In response to a question by Mr. Prado, Mr. Bannwolf spoke to his desire that the Unified Development Code Oversight Committee look into the possibility of increasing the notification area on rezoning cases from the present 200 feet to 1000 feet, and asked City staff to look into this matter.

Mr. Brady stated that the Committee would look into this.

Mr. Carpenter spoke in support for the increase in notification distance.

Mayor Peak spoke in support for the changes that would improve the entire process.

99-46 **DRAWING OF LOTS FOR HOUSING AUTHORITY APPOINTEES**

City Clerk, Norma S. Rodriguez explained that the City's six previously non-voting appointments to San Antonio Housing Authority now will have voting status, and it is now necessary to have the City Council members involved as appointers for those six to draw lots for one and two-year terms for those appointees.

City Council members involved in those six slots then drew lots for one or two-year terms for their appointees, to wit: District 2 - 2 years; District 4 - 1 year; District 5 - 1 year; District 6 - 2 years; District 8 - 2 years; and District 10 - 2 years.

99-46 **ZONING HEARINGS**

4A. CASE NO. #Z99249 - The request of Jesus & Margaret Agredano (owner), for a change in zoning from Temporary "R-1" Single Family Residence District to "B-3NA" Non-Alcoholic Sales Business District on Lot 164, Block 4, NCB 15731, 221 Dinn Drive. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 2).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning.

Mr. Salas made a motion to continue this rezoning case to the City Council meeting of January 27, 2000. Mr. Carpenter seconded the motion.

After consideration, the motion to continue the case prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Vásquez.

Zoning Case Z99249 was continued to the Council meeting of January 27, 2000.

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4B. CASE NO. #Z99240 - The request of Mahendra Patel (owner: Joe Seiterle), for a change in zoning from Historic "R-2" Two Family Residence District to Historic "B-3" Business District on Lots 11, 26 and 27, Block 3, NCB 590, 118 Swiss Street. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 2).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning.

Mr. Salas made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Vásquez, Menéndez.

AN ORDINANCE 90953

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 11, 26 AND 27, BLOCK 3, NCB 590, 118 SWISS STREET, FROM HISTORIC "R-2" TWO FAMILY RESIDENCE DISTRICT TO HISTORIC "B-3" BUSINESS DISTRICT.

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4C. CASE NO. #Z99210 - The request of Barrett Construction Co. (Mark Barrett, Ozzie Barrett & Barrett Morrison), for a change in zoning from "MM" Second Manufacturing District and "B" Residence District to "B-1" Business District on 1.31 acres, 2.34 acres and 5.02 acres out of NCB 11186; "MM Second Manufacturing District to "B-3" Business District on 12.78 acres out of NCB 11186 and NCB 17380; "B" Residence District to "B-2" Business District on 7.37 acres out of NCB 11186; "B"

Residence District, "H" Local Retail District and "MM" Second Manufacturing District to "I-1" Light Industry District on 67.97 acres out of NCB 11186; "B" Residence District, "H" Local Retail District and "R-3" Multiple Family Residence District to "R-1" Single Family Residence District on 24.01 acres out of NCB 11186 and NCB 17366 and from "B" Residence District and "H" Local Retail District to "R-5" Single Family Residence District on 158.89 acres out of NCB 11186, properties bounded by I. H 35 and the east of Marek Drive and S. Zarzamora Street. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 4).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning.

The following citizen(s) appeared to speak:

Mr. Andrew Guerrero, 8000 IH 10 West, representing the applicant, explained plans for a mixed-use development, and spoke to certain restrictive covenants agreed to.

Mr. Albert Uresti spoke in support.

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Mr. Prado addressed certain compromises reached.

Mr. Guerrero then submitted for the record a copy of the restrictive covenants, a copy of which is made a part of the papers of this meeting.

Mr. Prado made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Prado, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Guerrero, Vásquez, Menéndez, Bannwolf.

AN ORDINANCE 90954

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 1.31 ACRES, 2.34 ACRES AND 5.02 ACRES OUT OF NCB 11186, FROM "MM" SECOND MANUFACTURING DISTRICT AND "B" RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT; 12.78 ACRES OUT OF

NCB 11186 AND NCB 17380, "MM SECOND MANUFACTURING DISTRICT TO "B-3" BUSINESS DISTRICT; 7.37 ACRES OUT OF NCB 11186, "B" RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT; 67.97 ACRES OUT OF NCB 11186, "B" RESIDENCE DISTRICT, "H" LOCAL RETAIL DISTRICT AND "MM" SECOND MANUFACTURING DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT; 24.01 ACRES OUT OF NCB 11186 AND NCB 17366, "B" RESIDENCE DISTRICT, "H" LOCAL RETAIL DISTRICT AND "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT; 158.89 ACRES OUT OF NCB 11186, FROM "B" RESIDENCE DISTRICT AND "H" LOCAL RETAIL DISTRICT TO "R-5" SINGLE FAMILY RESIDENCE DISTRICT.

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4D. CASE NO. #Z99237 - The request of Steven E. Hanan (owner: Lucillie Suckle), for a change in zoning from Temporary "R-1" Single Family Residence District to "R-4" Manufactured Home Residence District on 7.218 acres out of NCB 18160, In the 10200 Block of U.S. Hwy 90 West. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 4).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning.

Mr. Prado made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Prado, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Guerrero, Vásquez, Menéndez, Bannwolf.

AN ORDINANCE 90955

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 7.218 ACRES OUT OF NCB 18160, 10200 BLOCK OF U.S. HWY 90 WEST, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-4" MANUFACTURED HOME RESIDENCE DISTRICT.

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(At this point, Mayor Peak was obliged to leave the meeting. Mayor Pro Tem Carpenter presided.)
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4E. CASE NO. #Z99238 - The request of Antonio Mendez (owner: W.J. Emick), for a change in zoning from Temporary "R-1" Single Family Residence District to "R-4" Manufactured Home Residence District on Lot 4, Block 1, NCB 15632, 5427 Sherry Drive. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 4).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Prado, Garza, Conner, Carpenter. **NAYS:** None. **ABSENT:** Guerrero, Vásquez, Menéndez, Bannwolf, Peak.

AN ORDINANCE 90956

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 4, BLOCK 1, NCB 15632, 5427 SHERRY DRIVE, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-4" MANUFACTURED HOME RESIDENCE DISTRICT.

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4F. CASE NO. #Z99243 - The request of Felan & Associates (owner: Mahendra Govino), for a change in zoning from "B" Residence District to "B-2" Business District on Lot 134, Block 1, NCB 11253, 3538 S. W. Military Drive. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 4).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Prado, Garza, Conner, Carpenter. **NAYS:** None. **ABSENT:** Guerrero, Vásquez, Menéndez, Bannwolf, Peak.

AN ORDINANCE 90957

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 134, BLOCK 1, NCB 11253, 3538 S. W. MILITARY DRIVE, FROM "B" RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT.

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4G. CASE NO. #Z99248 - The request of Slay Engineering (owner: The Fidelity Group), for a change in zoning from Temporary "R-1" Single Family Residence District to "R-1" Single Family Residence District on Lot 7, Block 141, NCB 15240 and from Temporary "R-1" Single Family Residence District to "B-1" Business District on Lot 8, Block 141, NCB 15240, Ray Ellison Drive and Apple Valley Drive. Staff's recommendation was for approval of "R-1" on Lot 7 and "B-1" on Lot 8.

Zoning Commission has recommended approval of "R-1" on Lot 7 and "B-1" on Lot 8, (Council District 4).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning.

Mr. Prado made a motion to approve the proposed Ordinance. Mr. Garza seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Prado, Garza, Conner, Carpenter. **NAYS:** None. **ABSENT:** Guerrero, Vásquez, Menéndez, Bannwolf, Peak.

AN ORDINANCE 90958

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 7, BLOCK 141, NCB 15240, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT; LOT 8, BLOCK 141, NCB 15240, FROM "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT.

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

4H. CASE NO. #Z99256 - The request of Raquel Rivas (Owner: Margaita & Antonio V. Rivas), for a change in zoning from "R-1" Single Family Residence District to "R-2" Two Family Residence District on the south 161.9 feet of Lot 15, Block 1, NCB 8116, 1331 W. Kirk Place. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 5).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning.

Mr. Prado made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Prado, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Guerrero, Vásquez, Menéndez.

AN ORDINANCE 90959

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY

DESCRIBED HEREIN AS THE SOUTH 161.9 FEET OF LOT 15, BLOCK 1, NCB 8116, 1331 W. KIRK PLACE, FROM "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-2" TWO FAMILY RESIDENCE DISTRICT.

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4I. CASE NO. #Z99234 - The request of Eagle Ridge Apartments (owner: Vernon C. Friesenhahn), for a change in zoning Temporary "R-1" Single Family Residence District and "B-3" Business District to "B-2" Business District on Lots 1 through 5, Block 29, NCB 18119, Lots 1 through 3, and Parcel 100, Block 28, NCB 18118 and Lot 1, Block 5, NCB 17447, save and except a 0.268 and 1.19 acres tract, Wurzbach and Crystal Hill. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 7).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning.

Mr. Garza made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Prado, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Guerrero, Vásquez, Menéndez.

AN ORDINANCE 90960

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 1 THROUGH 5, BLOCK 29, NCB 18119, LOTS 1 THROUGH 3, PARCEL 100, BLOCK 28, NCB 18118 AND LOT 1, BLOCK 5, NCB 17447, SAVE AND EXCEPT A 0.268 AND 1.19 ACRES TRACT FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT AND "B-3" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT.

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4J. CASE NO. #Z99255 - The request of Phyllis S. Kinder, Project Design Group, Inc. (owner: John D. Walker, II), for a change in zoning from "R-3" Multiple Family Residence District to "O-1" Office District on Lot 1, Block 5, NCB 18645, Lost Lane and Grissom Road. Staff's recommendation was for approval.

Zoning Commission has recommend approval (Council District 7).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning.

Mr. Garza made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Prado, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Guerrero, Vásquez, Menéndez.

AN ORDINANCE 90961

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 1, BLOCK 5, NCB 18645, FROM "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT.

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4K. CASE NO. #Z99199 - The request of Charles K. Tabet (owner: Suzanne and Cynthia Carsow), for a change in zoning from "B-2" Business District to "B-3" Business District on 1.541 acres out of NCB 14857, Huebner Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 8).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning.

Ms. Conner made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Vásquez, Menéndez.

AN ORDINANCE 90962

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 1.541 ACRES OUT OF NCB 14857, HUEBNER ROAD, FROM "B-2" BUSINESS DISTRICT TO "B-3" BUSINESS DISTRICT.

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4L. CASE NO. #Z99235 - The request of Kurt Webner/Continental Homes of Texas, L. P. (owner: Jobherwoacky, Ltd.), for a change in zoning from "B-3" Business District to "P-1(R-1)" Planned Unit Development Single Family Residence District on 25.28 acres out of NCB 18163, 9700 Block of Braun Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 8).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning.

Ms. Conner, speaking in support for the proposed rezoning, encouraged the developer to seek a second traffic-signalized entrance to the property.

Ms. Conner made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Prado, Vásquez, Menéndez.

AN ORDINANCE 90963

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 25.28 ACRES OUT OF NCB 18163, 9700 BLOCK OF

BRAUN ROAD, FROM "B-3" BUSINESS DISTRICT TO "P-1(R-1)" PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE DISTRICT.

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4M. CASE NO. #Z99228 CC - The request of Metropolitan Business Park (owner), for a change in zoning from "B-3" ERZD Business Edwards Recharge Zone District to "B-3" ERZD CC Business Edwards Recharge Zone District with City Council approval for a hospital on 7.178 acres out of NCB 15669, at Loop 1604 and Gamma Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 9).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning.

Mr. Bannwolf made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Prado, Vásquez, Menéndez.

AN ORDINANCE 90964

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 7.178 ACRES OUT OF NCB 15669, AT LOOP 1604 AND GAMMA ROAD, FROM "B-3" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT TO "B-3" ERZD CC BUSINESS EDWARDS RECHARGE ZONE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR HOSPITAL.

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4N. CASE NO. #Z99233 - The request of Randy Bixby (owner: Shirley Lee), for a change in zoning from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-3NA" ERZD Non-Alcoholic Sales Business Edwards Recharge Zone District on 4.054 acres out of NCB 17867, 18800 Block of Redland Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 9).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning.

The following citizen(s) appeared to speak:

Mr. Randy Bixby, the applicant, explained his tree service business and the need for rezoning.

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Mr. Bannwolf made a motion to approve the proposed Ordinance. Ms. Conner seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Prado, Vásquez, Menéndez.

AN ORDINANCE 90965

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 4.054 ACRES OUT OF NCB 17867, 18800 BLOCK OF REDLAND ROAD, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-3NA" ERZD NON-ALCOHOLIC SALES BUSINESS EDWARDS RECHARGE ZONE DISTRICT.

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40. CASE NO. #Z99225 - The request of Keller Equities/Joel Pollack (owner: Keller Stonehue Partners), for a change in zoning from "R-1" ERZD Single Family Residence Edwards Recharge Zone District and "B-2" ERZD Business Edwards

Recharge Zone District to "P-1(B-2)" ERZD Planned Unit Development Business Edwards Recharge Zone District on 5.571 acres out of NCB 19221. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 9).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning.

Mr. Bannwolf made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Prado, Vásquez, Menéndez.

AN ORDINANCE 90966

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 5.571 ACRES OUT OF NCB 19221, FROM "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT AND "B-2" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT TO "P-1(B-2)" ERZD PLANNED UNIT DEVELOPMENT BUSINESS EDWARDS RECHARGE ZONE DISTRICT.

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4P. CASE NO. #Z99053 - The request of Glen Westrom (owner: Reitmeyer Investment, Ltd.), for a change in zoning from Temporary "R-1" ERZD Single Family Residence Edwards Recharge District to "R-3" ERZD Multiple Family Edwards Recharge Zone District on 18.63 acres out of NCB 16334 and "B-2" ERZD Business Edwards Recharge Zone District on 2.08 acres out of NCB 16334 on Blanco Road and Huebner Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 9).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning.

The following citizen(s) appeared to speak:

Mr. Glen Westrom, representing the applicant, noted that two neighborhood associations are involved with this matter, and numerous meetings have been held with each to develop certain restrictive covenants. He then briefly described the proposed development.

Mr. Frank Burney, attorney, 300 Convent Street, speaking as representative for the two neighborhood associations involved, spoke to the tentative agreement of all parties to certain restrictive covenants worked out in meetings, and spoke in support for the project, subject to those covenants.

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Mr. Bannwolf made a motion to approve the recommendation of the Zoning Commission and to grant the rezoning, subject to the terms of the Declaration of Development Restrictions and Covenants, a copy of which is made a part of the papers of this meeting. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Prado, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Vásquez.

AN ORDINANCE 90967

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 18.63 ACRES OUT OF NCB 16334, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "R-3" ERZD MULTIPLE FAMILY EDWARDS RECHARGE ZONE DISTRICT; 2.08 ACRES OUT OF NCB 16334, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-2" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT.

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4Q. CASE NO. #Z99260 - The City of San Antonio has under consideration changing the zoning from "B-2" Business District to "B-3NA" Non-Alcoholic Sales Business District on the southeast 207.88 feet of Lot 12, Block 2, NCB 11975, 2631 Nacogdoches Road.

Zoning Commission has recommended approval (Council District 10).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning.

Mr. Carpenter made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Prado, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Vásquez.

AN ORDINANCE 90968

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS THE SOUTHEAST 207.88 FEET OF LOT 12, BLOCK 2, NCB 11975, 2631 NACOGDOCHES ROAD, FROM "B-2" BUSINESS DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT.

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99-46 Agenda Item 5A, being a proposed ordinance approving a Development Agreement with Street Retail San Antonio, L.P. for the Houston Street Redevelopment Project, and waiving various City development fees in the estimated amount of \$350,000.00, was earlier removed from consideration by the City Manager.

99-46 PUBLIC HEARING AND ORDINANCE: TAX INCREMENT REINVESTMENT ZONE.

Mayor Peak declared the Public Hearing to be open.

Mr. Trey Jacobson, Acting Assistant Director, Economic Development Department, narrated a video presentation on the tax increment reinvestment zone, a copy of which presentation is made a part of the papers of this meeting.

Mayor Peak called this a great opportunity for San Antonio.

The following citizen(s) appeared to speak:

Mr. Thomas Lucek, representing the Greater San Antonio Chamber of Commerce Central Area Council, endorsed this effort to revitalize Houston Street, and spoke to details of the plan.

Mr. Eric Riester, Intergovernmental Relations Manager, Bexar County, spoke in support.

Mr. John Tschiderer, representing Federal Realty Investment Trust, thanked all involved in this matter.

Mr. Jack Finger, P.O. Box 12048, spoke against approval of the project and spoke to recent newspaper articles on the Houston Street redevelopment project.

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There being no further citizens signed to speak to this matter, Mayor Peak declared the Public Hearing to be closed.

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

Mayor Peak noted that the proposed redevelopment of Houston Street is a complicated issue, but one worthwhile in the overall redevelopment of the downtown area.

Mr. Garza spoke of the plan as a large boost to the downtown area and a worthwhile investment in a public/private partnership.

In response to a question by Mr. Prado, Mr. Tschiderer stated that his firm is seeking to work with the Alamo Community College District on new academic training venues proposed by the chancellor.

Mr. Menéndez spoke in support.

Mr. Perez stated that it is important to work with a private developer willing to assume the risks of the development.

Mr. Bannwolf spoke in support for what he termed 'a good project'.

Ms. Guerrero stated her belief that this will be good for the community and a good investment in downtown.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Vásquez.

AN ORDINANCE 90969

DESIGNATING THE AN AREA IN THE CENTRAL BUSINESS DISTRICT AS A TAX INCREMENT REINVESTMENT ZONE; (II) DESCRIBING THE BOUNDARIES OF THE ZONE; (III) CREATING A BOARD OF DIRECTORS FOR THE ZONE; (IV) PROVIDING FOR AN EFFECTIVE DATE OF THE ZONE; (V) PROVIDING FOR THE TERMINATION DATE FOR THE ZONE; (VI) ASSIGNING THE NAME FOR THE ZONE TO BE "REINVESTMENT ZONE NUMBER NINE, CITY OF SAN ANTONIO TEXAS"; (VII) ESTABLISHING A TAX INCREMENT FUND; (VIII) CONTAINING OTHER PROVISIONS RELATED TO THE TAX INCEREMENT FINANCING ("TIF") ACT.

— — —
99-46 The Clerk read the following Resolution:

A RESOLUTION
NO. 99-46-50

REGARDING A PROPOSED APPLICATION TO THE U. S. DEPARTMENT HOUSING AND URBAN DEVELOPMENT ("HUD") TO AMEND AN AGREEMENT FOR AN URBAN DEVELOPMENT ACTION GRANT ("UDAG") AWARDED FOR THE TIENDAS DEL RIO ("RIVERCENTER MALL PROJECT") AND USE THE SURPLUS GRANT BALANCE OF \$974,500.00 TO SUPPORT PUBLIC IMPROVEMENTS ASSOCIATED WITH THE HOUSTON STREET DEVELOPMENT PROJECT.

* * * *

Mayor Peak declared the Public Hearing to be open.

Mr. Manuel Longoria, Acting Director, Economic Development Department, narrated a video presentation on plans to seek an amendment to the Tiendas del Rio Urban Development Action Grant (USAG) to help finance the Houston Street Redevelopment Project. A copy of his presentation is made a part of the papers of this meeting.

There being no citizens signed to speak to this matter, Mayor Peak declared the Public Hearing to be closed.

Mr. Perez made a motion to approve the proposed Resolution. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Vásquez.

— — —
99-46 The Clerk read the following Resolution:

A RESOLUTION
NO. 99-46-51

CREATING A COUNTY-WIDE WATERSHED MASTER PLAN COMMITTEE FOR THE PURPOSE OF ESTABLISHING A PLANNING PROCESS FOR DEVELOPMENT OF A MASTER PLAN FOR PROPOSED FLOOD CONTROL AND RELATED IMPROVEMENTS WITHIN THE SALADO CREEK, LEON CREEK, CIBOLO CREEK, AND MEDINA RIVER WATERSHEDS, AND APPOINTING EIGHT (8)

PERSONS TO SERVE ON THE COUNTY-WIDE WATERSHED MASTER PLAN COMMITTEE, ALONG WITH EIGHT (8) PERSONS TO BE APPOINTED BY THE BEXAR COUNTY COMMISSIONERS COURT, WHICH COMMITTEE WILL SERVE AS ADVISORS TO THE CITY OF SAN ANTONIO AND BEXAR COUNTY IN SETTING PRIORITIES FOR FUNDING OF FLOOD MITIGATION PROJECTS.

* * * *

Mr. Bannwolf made a motion to approve the proposed Resolution. Ms. Conner seconded the motion.

Mr. John German, Director of Public Works, narrated a video presentation on creation of the Countywide Watershed Master Plan Committee, a copy of which presentation is made a part of the papers of this meeting. He noted that this is in answer to a request of City Council, and he described the Committee and its proposed work, noting that its first meeting will be in January 2000.

Mayor Peak spoke in support for a county-wide focus upon local creeks and their drainage.

Mr. Garza congratulated all involved in this matter.

Mr. Salas introduced two of the City's appointees to the Committee, both knowledgeable of flooding conditions along Salado Creek. Each spoke briefly to neighborhood flooding problems along Salado Creek.

Mayor Peak then responded to certain of the concerns raised by the two appointees.

Ms. Conner and Mr. Menéndez both thanked those involved in creating this Committee.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Menéndez, Garza, Conner, Peak. **NAYS:** None. **ABSENT:** Vásquez, Bannwolf, Carpenter.

— — —
99-46 The Clerk read the following Ordinance:

AN ORDINANCE 90970

AUTHORIZING THE EXPENDITURE AND APPROPRIATING OF 1986 CERTIFICATES OF OBLIGATION FUNDS, PAYABLE TO THE SAN ANTONIO RIVER AUTHORITY, IN THE AMOUNT OF \$168,700.00 FOR THE CITY'S PORTION OF DESIGN SERVICES AND AUTHORIZING THE SAN ANTONIO RIVER AUTHORITY (SARA) TO PROCEED WITH THE FINAL DESIGN FOR AMENITIES ASSOCIATED WITH THE SAN ANTONIO RIVER IMPROVEMENTS PROJECT - HOUSTON TO LEXINGTON.

* * * *

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

Mr. John German, Director of Public Works, narrated a video presentation on the San Antonio River Improvements Project - Houston to Lexington, a copy of which presentation is made a part of the papers of this meeting. He explained the series of five consecutive Ordinances dealing with improvements along the San Antonio River.

The following citizen(s) appeared to speak:

Mayor Emeritus Lila Cockrell, co-chair, San Antonio River Oversight Committee, spoke in support for this step forward in river improvements, and addressed the flood control needs along the river.

Mr. Irby Hightower, Committee Co-chair, noted that the river links many of San Antonio's historical sites.

* * * *

Mayor Peak and other members of City Council congratulated members of the Oversight Committee for their hard work.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Menéndez, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Perez, Prado, Vásquez, Bannwolf.

SAN ANTONIO RIVER AUTHORITY (SARA) TO PROCEED WITH THE FINAL DESIGN FOR AMENITIES ASSOCIATED WITH THE SAN ANTONIO RIVER IMPROVEMENTS PROJECT.

* * * *

Ms. Guerrero made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Menéndez, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Perez, Prado, Vásquez, Bannwolf.

— — —

99-46 The Clerk read the following Ordinance:

AN ORDINANCE 90973

AMENDING THE MISSION TRAILS PROJECT PROFESSIONAL SERVICES CONTRACT WITH CIVIL ENGINEERING CONSULTANTS (CEC) TO PROVIDE FOR ADDITIONAL DESIGN SERVICES AND AUTHORIZING ADDITIONAL GENERAL OBLIGATION BOND FUNDS ALLOCATED FOR MPO MATCH IN THE AMOUNT OF \$110,000.00 PAYABLE TO CEC FOR DESIGN SERVICES ASSOCIATED WITH THE EXTENSION OF THE MISSION TRAILS ALONG THE SAN ANTONIO RIVER FROM ALAMO TO EAGLELAND TO IMPLEMENT A PORTION OF THE TRANSPORTATION EFFICIENCY ACT (TEA) 21 DEMONSTRATION PROJECT.

* * * *

Ms. Guerrero made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Menéndez, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Perez, Prado, Vásquez, Bannwolf.

— — —

99-46

The Clerk read the following Ordinance:

AN ORDINANCE 90974

AUTHORIZING 1985 GENERAL OBLIGATION DRAINAGE BOND FUNDS, IN THE AMOUNT OF \$400,000.00 FOR DRAINAGE IMPROVEMENTS AND DESILTING OPERATION IN DAVIS LAKE AT ESPADA DAM.

* * * *

Mr. Salas made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Menéndez, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Perez, Prado, Vásquez, Bannwolf.

— — —
99-46 PUBLIC HEARING AND ORDINANCE: DESIGNATING BROOKSIDE
SUBDIVISION PROJECT AREA AS TAX INCREMENT REINVESTMENT ZONE.

Mayor Peak declared the Public Hearing to be open.

Ms. Frances Gonzalez, Director of the Neighborhood Action Department, narrated a video presentation on the Brookside Subdivision Project, a copy of which presentation is made a part of the papers of this meeting. In her presentation, she explained both the Brookside and La Paz Subdivision Project, as well, to follow in the next proposed Ordinance.

(At this point, Mayor Peak was obliged to leave the meeting. Mayor Pro Tem Carpenter presided.)

The following citizen(s) appeared to speak:

Mr. Jack Finger, P.O. Box 12048, spoke against any tax increment financing project and questioned the financing of the Brookside Project, noting that the affected school districts are not taking part.

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

Mr. Tim McCallum, representing Metro Alliance, and Ms. Linda Ortega, representing Communities Organized for Public Service, addressed their groups' concerns with TIF projects, since they take money away from the City's General Fund. They also spoke to their concern that the Council is to vote on this matter immediately after the Public Hearing, and asked the Council to wait for two weeks to act on this matter.

* * * *

There being no further citizens signed to speak to this matter, Mayor Peak declared the Public Hearing to be closed.

Mr. Bannwolf made a motion to approve the proposed Ordinance. Mr. Salas seconded the motion.

Ms. Guerrero noted that this is an incentive to create new quality housing for San Antonio.

Mr. Garza spoke to the need to educate the public on TIF projects and their advantages, and noted that the Housing Task Force supports creation of these two zones. Responding to a concern raised by Mr. Finger earlier, he noted that independent school districts are prohibited by state law from participating in TIFs.

Mr. Salas spoke of this as an important move forward in housing.

Mr. Prado spoke in support for both proposed TIF projects, and also stated that he would be willing to wait two weeks to act on this matter, as suggested by COPS and Metro Alliance.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garza, Conner, Bannwolf, Carpenter. **NAYS:** None. **ABSENT:** Vásquez, Menéndez, Peak.

— — —
99-46 The Clerk read the following Ordinance:

AN ORDINANCE 90976

DESIGNATING THE LA PAZ SUBDIVISION PROJECT AREA LOCATED NEAR INTERSTATE HIGHWAY 10 AND FOSTER ROAD AS A TAX INCREMENT REINVESTMENT ZONE; (II) DESCRIBING THE BOUNDARIES OF THE ZONE;

(III) CREATING A BOARD OF DIRECTORS FOR THE ZONE; (IV) APPOINTING FIVE (5) CITY REPRESENTATIVES TO THE BOARD OF DIRECTORS FOR THE ZONE; (V) PROVIDING FOR AN EFFECTIVE DATE FOR THE ZONE; (VI) PROVIDING FOR A TERMINATION DATE FOR THE ZONE; (VII) ASSIGNING THE NAME FOR THE ZONE TO BE "REINVESTMENT ZONE NUMBER EIGHT, CITY OF SAN ANTONIO, TEXAS"; (VIII) ESTABLISHING A TAX INCREMENT FUND; (IX) CONTAINING OTHER PROVISIONS RELATED TO THE TAX INCREMENT FINANCING ("TIF") ACT.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garza, Conner, Bannwolf, Carpenter. **NAYS:** None. **ABSENT:** Vásquez, Menéndez, Peak.

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99-46 FIRST PUBLIC HEARING - ANNEXATION OF LA PAZ PROPERTY

Mr. Rod Sanchez, Acting Assistant Director, Department of Planning, spoke to the proposed voluntary annexation and addressed the timetable for its implementation. He then described the area to be annexed.

The following citizen(s) appeared to speak:

Mr. Jack Finger, P.O. Box 12048, stated his belief that the affected area does not fit into the City's annexation program.

There were no further citizens signed to speak to this matter.

No Council action needed at this time.

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PRESENTATION OF THE Y2K ASSESSMENT REPORT

Mr. David Griffith, Director of Internal Review, introduced the report.

Mr. Michael Rafferty, representing the consultant, Stone & Webster Management Co., narrated a video presentation on the Y2K Assessment Report, a copy of which presentation is made a part of the papers of this meeting. He provided an overview for the report and a review of the City's Y2K program and his firm's recommendations. He lauded San Antonio's program as among the best in the nation in preparing for the year 2000.

Mr. Gary Moeller, Director of Information Services, stated that City staff is confident that it has done a good job of preparing the City of San Antonio for the changeover of the millennium, thus far, and in fact still is working to improve its programs. He then spoke to details of that work still being done.

Mayor Peak thanked City staff and the consultants for their work on this project.

The Clerk read the following Ordinance:

AN ORDINANCE 90977

AMENDING ORDINANCE NO. 90140, PASSED AND APPROVED ON JULY 26, 1999, BY RESCHEDULING THE COUNCIL MEETING OF DECEMBER 23, 1999, TO JANUARY 6, 2000.

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Mr. Carpenter made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Prado, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Guerrero, Vásquez, Menéndez, Garza, Conner.

AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE OF EIGHT (8) AFFIRMATIVE VOTES.

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Mr. Carpenter made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Menéndez, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Vásquez, Conner.

— — —
99-46 The Clerk read the following Ordinance:

AN ORDINANCE 90979

ACCEPTING THE LOW, QUALIFIED RESPONSIVE BID OF KGME, INC. IN THE AMOUNT OF \$8,265,000.00 IN CONNECTION WITH THE OCTAVIA DRAINAGE #63, PHASE I PROJECT, LOCATED IN COUNCIL DISTRICT 5; AUTHORIZING \$381,213.46 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AND PROVIDING FOR PAYMENT.

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

Mr. John German, Director of Public Works, narrated a video presentation on the Octavia Drainage Project, a copy of which presentation is made a part of the papers of this meeting.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Menéndez, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Vásquez, Conner.

99-46

The Clerk read the following Resolution:

A RESOLUTION
NO. 99-46-53

RELATING TO ESTABLISHING THE CITY'S INTENTION TO REIMBURSE ITSELF FOR THE PRIOR LAWFUL EXPENDITURE OF FUNDS RELATING TO CONSTRUCTING VARIOUS CAPITAL INFRASTRUCTURE IMPROVEMENTS TO THE CITY'S WATER UTILITY SYSTEM FROM THE PROCEEDS OF TAX-EXEMPT OBLIGATIONS DESIGNATED AS "CITY OF SAN ANTONIO, TEXAS WATER SYSTEM JUNIOR LIEN REVENUE AND REFUNDING BONDS, SERIES 2000" TO BE ISSUED BY THE CITY IN THE AMOUNT OF \$70,000,000 FOR AUTHORIZED PURPOSES; AUTHORIZING OTHER MATTERS INCIDENT AND RELATED THERETO.

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Mr. Salas made a motion to approve the proposed Resolution. Mr. Carpenter seconded the motion.

Mr. Ralph Huber, Vice President-Finance, San Antonio Water System, briefly explained the proposed Resolution and its need.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Menéndez, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Vásquez, Conner.

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99-46

The Clerk read the following Resolution:

A RESOLUTION
NO. 99-46-54

RELATING TO ESTABLISHING THE CITY'S INTENTION TO REIMBURSE ITSELF FOR THE PRIOR LAWFUL EXPENDITURE OF FUNDS RELATING TO CONSTRUCTING VARIOUS CAPITAL INFRASTRUCTURE IMPROVEMENTS TO THE CITY'S WATER UTILITY SYSTEM FROM THE PROCEEDS OF TAX-EXEMPT OBLIGATIONS DESIGNATED AS "CITY OF SAN ANTONIO, TEXAS WATER SYSTEM JUNIOR LIEN REVENUE AND REFUNDING BONDS, SERIES 2000-A" TO BE ISSUED BY THE CITY IN THE AMOUNT OF \$30,290,000 FOR

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AUTHORIZED PURPOSES; AUTHORIZING OTHER MATTERS INCIDENT AND RELATED THERETO.

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Mr. Carpenter made a motion to approve the proposed Resolution. Mr. Salas seconded the motion.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Menéndez, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Vásquez, Conner.

— — —
99-46 The Clerk read the following Resolution:

A RESOLUTION
NO. 99-46-55

REQUESTING FINANCIAL ASSISTANCE FROM THE TEXAS WATER DEVELOPMENT BOARD FOR CONSTRUCTING IMPROVEMENTS TO THE CITY'S WATER UTILITY SYSTEM; AUTHORIZING THE CITY'S FINANCIAL ADVISORS, CO-BOND COUNSEL, AND ENGINEERS TO COORDINATE THE SUBMISSION OF THE APPLICATION TO THE TEXAS WATER DEVELOPMENT BOARD; AND OTHER MATTERS IN CONNECTION THEREWITH.

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Mr. Perez made a motion to approve the proposed Resolution. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Menéndez, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Vásquez, Conner.

— — —
99-46 The City Clerk read a proposed ordinance authorizing the acceptance of the donation of approximately 74 acres of land from FC Properties One, Ltd. for the development of a public park; authorizing the expenditure of not more than \$5,500.00 for

professional fees and associated costs; and granting the donor impervious cover credits and tree credits for the acreage donated.

After discussion, Mr. Bannwolf made a motion to postpone this proposed ordinance for one week, to the December 16, 1999 City Council agenda. Mr. Carpenter seconded the motion.

After consideration, the motion to postpone the proposed ordinance for one week, prevailed by the following vote: **AYES:** Perez, Guerrero, Prado, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Vásquez, Vásquez.

— — —
99-46 The Clerk read the following Ordinance:

AN ORDINANCE 90980

APPROVING A SETTLEMENT AGREEMENT AND MUTUAL RELEASE WITH LA MANSION DEVELOPMENT COMPANY, INC. AND PATRICK J. KENNEDY, SR. TO SETTLE PROPERTY OWNERSHIP DISPUTES WITH THE CITY OF SAN ANTONIO, WHICH INCLUDES TRANSFER AND ACCEPTANCE BETWEEN THE PARTIES OF TITLE TO REAL PROPERTY IN THE 200 BLOCK OF CROCKETT STREET LOCATED BETWEEN NORTH ST. MARY'S AND NAVARRO STREETS; AND APPROVING EXECUTION OF: (1) A DEED WITHOUT WARRANTY FROM PATRICK J. KENNEDY, SR. TO THE CITY OF LAND LOCATED BETWEEN LA MANSION DEL RIO HOTEL AND THE SAN ANTONIO RIVER; (2) A DEED WITHOUT WARRANTY FROM LA MANSION DEVELOPMENT COMPANY, INC. TO THE CITY OF LAND BETWEEN THE HUGMAN WALL, AT RIVER WALK LEVEL, AND THE SAN ANTONIO RIVER; (3) A DEED WITHOUT WARRANTY FROM THE CITY TO LA MANSION DEVELOPMENT COMPANY, INC. OF THE EASTERN HALF OF THE SEVEN-FOOT WIDE IMPROVED CORCORAN ALLEY ADJACENT TO THE KAROTKIN BUILDING; AND (4) A DEED WITHOUT WARRANTY FROM THE CITY OF SAN ANTONIO TO LA MANSION DEVELOPMENT COMPANY, INC. OF LAND OUT OF THE CROCKETT STREET RIGHT OF WAY ADJACENT TO THE KAROTKIN BUILDING, SAID DEEDS RESERVING ANY NECESSARY EASEMENTS AND CONDITIONED UPON CERTAIN SPECIFIED USE RESTRICTIONS.

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

Mr. Trey Jacobson, Acting Assistant Director, Economic Development Department, narrated a video presentation explaining a series of five proposed Ordinances, all dealing with real property matters in the 200 block of Crockett Street and certain Riverwalk leases. Included was an explanation of the settlement agreements, lease agreements, and development agreement. A copy of his presentation is made a part of the papers of this meeting.

Mayor Peak noted that this is another exciting downtown project involving a public/private partnership in development of an area.

Mr. Perez thanked all parties involved in these settlements and agreements.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Menéndez, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Vásquez, Conner.

— — —
99-46 The Clerk read the following Ordinance:

AN ORDINANCE 90981

APPROVING A SETTLEMENT AGREEMENT AND MUTUAL RELEASE WITH AZTEC ON THE RIVER, LTD. TO SETTLE PROPERTY OWNERSHIP DISPUTES WITH THE CITY OF SAN ANTONIO WHICH INCLUDES TRANSFER AND ACCEPTANCE BETWEEN THE PARTIES OF TITLE TO REAL PROPERTY IN THE 200 BLOCK OF CROCKETT STREET LOCATED BETWEEN NORTH ST. MARY'S AND NAVARRO STREETS; AND APPROVING EXECUTION OF: (1) A DEED WITHOUT WARRANTY FROM AZTEC-ON-THE-RIVER, LTD. TO THE CITY OF LAND BETWEEN THE HUGMAN WALL, AT RIVER WALK LEVEL, AND THE SAN ANTONIO RIVER; (2) A DEED WITHOUT WARRANTY FROM THE CITY TO AZTEC-ON-THE-RIVER, LTD. OF THE WESTERN HALF OF THE SEVEN-FOOT WIDE IMPROVED CORCORAN ALLEY ADJACENT TO THE AZTEC THEATER BUILDING; AND (3) A DEED WITHOUT WARRANTY FROM THE CITY TO AZTEC-ON-THE-RIVER, LTD. OF LAND OUT OF THE CROCKETT

STREET RIGHT OF WAY ADJACENT TO THE AZTEC THEATER BUILDING,
SAID DEEDS RESERVING ANY NECESSARY EASEMENTS.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Menéndez, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Vásquez, Conner.

— — —
99-46 The Clerk read the following Ordinance:

AN ORDINANCE 90982

APPROVING A SETTLEMENT AGREEMENT AND MUTUAL RELEASE WITH JACK H. PETERSON AND SPOUSE, CAROLYN S. PETERSON TO SETTLE PROPERTY OWNERSHIP DISPUTES WITH THE CITY OF SAN ANTONIO WHICH INCLUDES TRANSFER AND ACCEPTANCE BETWEEN THE PARTIES OF TITLE TO REAL PROPERTY IN THE 200 BLOCK OF CROCKETT STREET LOCATED BETWEEN NORTH ST. MARY'S AND NAVARRO STREETS; AND APPROVING EXECUTION OF: (1) A DEED WITHOUT WARRANTY FROM JACK H. PETERSON OF LAND LOCATED BETWEEN THE HUGMAN WALL, AT RIVER WALK LEVEL, AND THE SAN ANTONIO RIVER; AND (2) A DEED WITHOUT WARRANTY FROM THE CITY OF SAN ANTONIO TO JACK H. PETERSON OF LAND OUT OF THE CROCKETT STREET RIGHT OF WAY ADJACENT TO THE PETERSON BUILDING, SAID DEEDS RESERVING ANY NECESSARY EASEMENTS.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Menéndez, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Vásquez, Conner.

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99-46

The Clerk read the following Ordinance:

AN ORDINANCE 90983

APPROVING THE TERMS AND AUTHORIZING THE EXECUTION OF 5-YEAR RIVER WALK LEASE AGREEMENTS WITH: (1) LA MANSION DEVELOPMENT COMPANY, INC. FOR USE OF LAND ADJACENT TO THE PROPOSED WATERMARK HOTEL AND SPA AND CROCKETT STREET SHELL SPACE TO BE CONSTRUCTED IN AND NEAR THE KAROTKIN BUILDING, AT AN INITIAL RENTAL RATE OF \$1.25 PER SQUARE-FOOT PER MONTH; (2) LA MANSION DEL RIO, INC. FOR USE OF LAND ADJACENT TO LA MANSION DEL RIO HOTEL AND UNDER THE NAVARRO STREET BRIDGE, BETWEEN NORTH ST. MARY'S AND NAVARRO STREETS FOR USE BY THE LAS CANARIAS RESTAURANT AND NAVARRO STREET ICE CREAM PARLOR, AT AN INITIAL RENTAL RATE OF \$1.17 PER SQUARE-FOOT PER MONTH; (3) AZTEC-ON-THE-RIVER, LTD. FOR USE OF LAND ADJACENT TO THE SHELL SPACE TO BE CONSTRUCTED IN AND NEAR THE AZTEC THEATER BUILDING AT AN INITIAL RENTAL RATE OF \$1.25 PER SQUARE-FOOT PER MONTH; AND (4) JACK H. PETERSON FOR USE OF LAND ADJACENT TO THE SHELL SPACE TO BE CONSTRUCTED IN AND NEAR THE PETERSON BUILDING, AT AN INITIAL RENTAL RATE OF \$1.25 PER SQUARE-FOOT PER MONTH, ALL OF WHICH LEASES ARE SUBJECT TO FUTURE INCREASES IN RENT AND FOUR (4) 5-YEAR AUTOMATIC RENEWAL OPTIONS.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Menéndez, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Vásquez, Conner.

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99-46

The Clerk read the following Ordinance:

AN ORDINANCE 90984

APPROVING THE TERMS AND AUTHORIZING THE EXECUTION OF A DEVELOPMENT AGREEMENT WITH AZTEC-ON-THE-RIVER, LTD.; LA MANSION DEVELOPMENT COMPANY, INC.; AND JACK H. PETERSON PERTAINING TO THE PRIVATE DESIGN AND RECONSTRUCTION OF THE 200-BLOCK OF CROCKETT STREET AND THE ADJACENT AREAS OF THE SAN ANTONIO RIVER WALK, BETWEEN NORTH ST. MARY'S AND NAVARRO STREETS; AUTHORIZING THE WAIVER OF RIGHT OF WAY CLOSURE FEES RELATED TO THE PROJECT; ALLOCATING PROJECT FUNDS IN AN AMOUNT NOT TO EXCEED \$400,000 FOR CERTAIN DISABILITY ACCESS IMPROVEMENTS TO BE CONSTRUCTED UNDER THE AGREEMENT; AND AUTHORIZING PAYMENT FOR SUCH IMPROVEMENTS.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Menéndez, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Vásquez, Conner.

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99-46 The Clerk read the following Ordinance:

AN ORDINANCE 90985

APPROVING THE CONTRACT WITH, AND ADMINISTRATIVE BUDGET OF, THE SAN ANTONIO HOUSING TRUST FOUNDATION, INC. IN THE AMOUNT OF \$283,186.00 FOR THE STAFFING AND ADMINISTRATION OF THE CITY OF SAN ANTONIO HOUSING TRUST FOR FISCAL YEAR 1999-2000 AND RATIFICATION FOR SERVICES RENDERED OCTOBER 1, 1999 TO DATE; AUTHORIZING AN AMENDMENT TO THE 1998-1999 CONTRACT WITH THE SAN ANTONIO HOUSING TRUST FOUNDATION, INC. TO ALLOW FOR AN ADDITIONAL AMOUNT OF \$22,975.89 FOR SAN ANTONIO HOUSING TRUST STAFFING AND ADMINISTRATIVE COSTS, THEREBY INCREASING THE TOTAL FOR SUCH

CONTRACT TO \$258,227.89; AND AUTHORIZING THE EXECUTION OF ANY AND ALL DOCUMENTS.

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Mr. Carpenter made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Menéndez, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Vásquez, Conner.

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99-46 The Clerk read the following Resolution:

A RESOLUTION
NO. 99-46-56

APPROVING THE SUBMISSION BY THE CITY'S NEIGHBORHOOD ACTION DEPARTMENT OF A PROPOSAL TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA) FOR GRANT FUNDS IN AN AMOUNT NOT TO EXCEED \$3,000,000.00 FOR UNMET HOUSING NEEDS RESULTING FROM FEMA DISASTER DR-1257-TX FOR RECONSTRUCTION OF HOMES DAMAGED AS A RESULT OF THE FLOOD OF OCTOBER 1998; AND AUTHORIZING THE EXECUTION OF ANY AND ALL DOCUMENTS IN CONNECTION WITH SUCH PROPOSAL.

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Mr. Prado made a motion to approve the proposed Resolution. Ms. Guerrero seconded the motion.

Ms. Frances Gonzalez, Director of Neighborhood Action Department, narrated a brief video presentation on the grant proposal, a copy of which presentation is made a part of the papers of this meeting.

Mayor Peak noted that the Federal Emergency Management Agency (FEMA) now has approved San Antonio's request for reimbursement for property buyouts as a result of the October 1998 flooding, and it now is up to the State of Texas to implement this reimbursement.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Menéndez, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Perez, Vásquez, Conner.

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99-46

CITIZENS TO BE HEARD

MR. JOSE H. CHAVEZ

Mr. Jose H. Chavez, 133 Hess Street, spoke to a City Ordinance being drafted to control the transport of toxic chemicals via trucks through the City of San Antonio, but noted that these controls do not cover railroads. He voiced his concern for the safety of children, and remarked on the nearness of many San Antonio schools to active railroad tracks. He blamed City Councils of the past years for not taking action with respect to controlling the railroads which he feels are not responsive to requests by governments to talk about the matter of transporting of toxic materials on their rails. He also addressed the potential for water contamination from toxic spills.

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MR. FARIS HODGE, JR.

Mr. Faris Hodge, Jr., 140 Dora, spoke to certain provisions of the Constitution of the State of Texas relative to the matter of the holding of office, noting that it, in his opinion, prohibits City Council members from holding more than one elective office. He spoke to the matter of Councilman Prado naming himself to the Board of Directors of the Greater Kelly Development Authority.

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99-46 City Council recessed its regular session at 7:15 P.M. in order to convene in Executive Session for the purpose of Attorney/Client consultation regarding construction of a proposed City-owned garage to be built downtown in connection with the Houston Street Project.

The City Council adjourned the Executive Session and reconvened in regular session at 7:29 P.M., at which time Mayor Peak announced that Council had been briefed on the above-styled matter and had given staff direction, but had taken no official action.

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99-46 There being no further business to come before City Council, the meeting
was adjourned at 7:30 P.M.

A P P R O V E D


HOWARD W. PEAK
M A Y O R

Attest: 
NORMA S. RODRIGUEZ, CMC/AE
City Clerk