

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBERS, MUNICIPAL
PLAZA BUILDING, THURSDAY, JULY 13,
1995.

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95-31 The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building, "B" Room, to consider the following item(s). The Council members present were: FLORES, McCLENDON, BILLA BURKE, AVILA, SOLIS, HERRERA, ROSS, MARBUT, PEAK, WEBSTER, THORNTON.

A. Staff Presentation on the Tree Preservation Ordinance Development Process - City Council directed City staff to proceed with the process to develop a Tree Preservation Ordinance, and that the City Council appoint an ad hoc committee in drafting language which reflects the decisions of committee on general concepts and specific policy issues concerning tree preservation.

B. EPA Stormwater Requirements - City Council directed that a Resolution be placed on the "A" Session next week, on staff recommendations to the EPA Stormwater Permit Requirements, ie: (1) adjust dates of all programs to reflect accurate starting dates. (2) adjust street cleaning implementation to: arterials - by June 1, 1996; collectors - by June 1, 1997; residential streets - by June 1, 2000. (3) Decrease frequency of residential street cleaning to twice per year.

"B" Session adjourned at 11:35 A.M.

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95-31 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor William E. Thornton, with the following members present: FLORES, McCLENDON, BILLA BURKE, AVILA, SOLIS, HERRERA, ROSS, MARBUT, PEAK, WEBSTER, THORNTON; Absent: NONE.

95-31 Invocation - Chaplain Ron Adams, San Antonio Firefighters Association and San Antonio Fire Department.

95-31 Pledge of Allegiance to the flag of the United States.

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95-31 Minutes of the April 13, 1995 Regular City Council Meeting were approved.

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95-31 CONSENT AGENDA

Ms. McClendon made a motion to approve Agenda Items 9 through 19, constituting the Consent Agenda, with Item 16 having earlier been removed from consideration by the City Manager. Mr. Webster seconded the motion.

After discussion, the motion, carrying with it the passage of the following ordinances, prevailed by the following vote: AYES: Flores, McClendon, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: Billa Burke, Solis.

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AN ORDINANCE 82,469 .

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ACCEPTING THE LOW QUALIFIED BID OF L.D. SYSTEMS, INC. TO FURNISH THE CITY OF SAN ANTONIO CONVENTION CENTER FACILITIES WITH A STAGE LIGHTING CONSOLE SYSTEM FOR A TOTAL OF \$17,315.00.

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AN ORDINANCE 82,470 .

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AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 3, IN THE AMOUNT OF \$58,753.00, TO THE CONTRACT WITH YANTIS CORPORATION FOR THE GENERAL AVIATION APRON & TAXIWAY RECONSTRUCTION PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; REVISING THE BUDGET FOR SAID PROJECT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 82,471 .

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AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 1, IN THE AMOUNT OF \$54,257.66, TO THE CONTRACT WITH DESIGN & GENERAL CONTRACTING, INC. FOR THE ROOF AND WALL REPAIRS TO TERMINAL 1 AT SAN ANTONIO INTERNATIONAL AIRPORT; REVISING THE BUDGET FOR SAID PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 82,472

ACCEPTING THE LOW QUALIFIED BID OF MAPCO, INC., IN THE AMOUNT OF \$44,220.00 TO CONSTRUCT THE ELECTRICAL UPGRADE TO BUILDINGS 601, 602, 612 & 658 AT STINSON MUNICIPAL AIRPORT AND AUTHORIZING EXECUTION OF A CONTRACT; AUTHORIZING AN ADDITIONAL \$4,420.00 FOR A CONTINGENCY ACCOUNT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 82,473

ACCEPTING THE LOW, QUALIFIED BID AND AWARDDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$122,939.00 TO LAND STABILIZERS, INC; AUTHORIZING \$12,293.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES AND AN ADDITIONAL \$800.00 FOR ADVERTISING EXPENSES IN CONNECTION WITH THE RENOVATIONS OF FLEET REFUELING FACILITIES AT THE SOUTHEAST SERVICE CENTER AND THE ZARZAMORA SERVICE CENTER.

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AN ORDINANCE 82,474

ACCEPTING THE LOW, QUALIFIED BID AND AWARDDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$298,500.00 TO RESOURCE ENGINEERING AND MANAGEMENT, INC.; AUTHORIZING \$29,850.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES AND AN ADDITIONAL \$800.00 FOR ADVERTISING EXPENSES IN CONNECTION WITH THE UPGRADE OF THE FLEET REFUELING FACILITY - UNDERGROUND STORAGE TANKS AT THE SOUTHEAST SERVICE CENTER.

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AN ORDINANCE 82,475

AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,579.50 FOR TITLE SERVICES IN THE HI-LIONS DRAINAGE PROJECT #80; THE SOUTH FLORES STREET DRAINAGE PROJECT #70-70A, PHASE II; THE F.M. 1517 (ECKHERT ROAD) PROJECT - S.H. 16 TO HUEBNER ROAD; AND THE CHERRY STREET DRAINAGE PROJECT #15B; AND PAYMENT FOR NOTICE OF HEARING SERVICES IN A CONDEMNATION CASE FOR THE F.M. 1517 (ECKHERT ROAD) PROJECT - S.H. 16 TO HUEBNER ROAD; AND APPROPRIATING FUNDS.

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AN ORDINANCE 82,476

APPROVING THE ASSIGNMENT OF THE LA VILLITA LEASE CURRENTLY HELD BY PATRICIA F. HENRY AND PATRICIA L. HENRY, D/B/A/ CASA MANOS ALEGRES TO PATRICIA L. HENRY AS SOLE TENANT AT ALL CURRENT TERMS AND CONDITIONS AT A TOTAL MONTHLY RENTAL RATE, EXCLUDING UTILITIES, OF \$756.50 FOR 1,096 SQUARE FEET WITH AN EFFECTIVE DATE OF AUGUST 1, 1995.

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AN ORDINANCE 82,477

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$23,193.00 OUT OF GENERAL OBLIGATION BONDS; ACQUIRING TITLE TO ONE PARCEL IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT #80; ACQUIRING TITLE TO ONE PARCEL IN CONNECTION WITH THE ASHLEY ROAD RECONSTRUCTION PROJECT - BASCUM BOULEVARD TO S. FLORES; AND ACQUIRING TITLE TO ONE PARCEL IN CONNECTION WITH THE ASHLEY ROAD RECONSTRUCTION - BASCUM BOULEVARD TO S. FLORES; AND ACQUIRING TITLE TO ONE PARCEL IN CONNECTION WITH THE OCTAVIA PLACE DRAINAGE PROJECT NO. 63.

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AN ORDINANCE 82,478

AUTHORIZING THE ACCEPTANCE OF A CASH GRANT AWARD OF \$5,900 FROM THE TEXAS DEPARTMENT OF HEALTH (TDH) TO THE CITY'S SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) TO AUGMENT FUNDING OF THE INNER CITY SCHOOL IMMUNIZATION PROJECT; AUTHORIZING THE EXECUTION OF CONTRACT CHANGE NOTICE NO. 20, COMPRISED OF ATTACHMENT 15A TO CONTRACT C5000104 WITH TDH; REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 1994/95 ESTABLISHED IN ORDINANCE 77973 PASSED AND APPROVED MAY 20, 1993.

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95-31 The Clerk read the following Ordinance:

AN ORDINANCE 82,479

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT SETTLING THE CLAIM OF HALLMARK AERO-TECH INC., FOR REIMBURSEMENT OF RENTAL, INTEREST AND OTHER

EXPENSES IN THE AMOUNT \$41,200.00; AUTHORIZING THE REALLOCATION OF SUCH AMOUNTS IN THE FORM OF RENT CREDITS WITHIN THE BUDGET OF THE SAN ANTONIO AVIATION DEPARTMENT; AND AUTHORIZING THE TRANSFER OF FUNDS FROM THE SELF-INSURANCE RESERVE RESERVE FUND.

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

Mr. Frank Melton, Assistant City Attorney, Aviation Department, explained the settlement of claims for loss of ramp area during a prolonged construction period caused by the bankruptcy of both the contractor and the bonding company. He noted that San Antonio Water System will pay for a portion of the claim.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Billa Burke, Solis.

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95-31 The Clerk read the following Ordinance:

AN ORDINANCE 82,480

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$160,000.00 OUT OF 1994 PARK GENERAL OBLIGATION BONDS; ACQUIRING TITLE TO A 12.830 ACRE TRACT OF LAND; AND REIMBURSING THE CAPITAL IMPROVEMENT RESERVE FUND IN THE AMOUNT OF \$800,000.00, ALL IN CONNECTION WITH THE EXPANSION OF COMANCHE LOOKOUT PARK.

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

Mr. John German, Director of Public Works, explained the acquisition of additional land to expand Comanche Lookout Park.

In response to a question by Mr. Webster, Mr. Ron Darner, Director of Parks & Recreation, spoke to development of the master plan for the park itself.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Billa Burke, Solis,

95-31 The Clerk read the following Ordinance:

AN ORDINANCE 82,481

AUTHORIZING THE TEMPORARY CLOSURE OF SOUTH PRESA STREET FROM MARKET TO SOUTH OF LA VILLITA FROM 6:00 A.M. UNTIL 3:30 P.M., SATURDAY, AUGUST 5, 1995 IN CONNECTION WITH THE TELEMUNDO ANNUAL "FERIA ESCOLAR" WHICH ASSISTS SCHOOL AGE CHILDREN TO RECEIVE VALUABLE SCHOOL SUPPLIES, AS REQUESTED BY COUNCILMAN ROGER FLORES, II.

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

Mr. Flores noted that proceeds from "Feria Escolar" will be used to purchase school supplies for schoolchildren.

Mr. Van Henry Archer stated that he is the owner of a piece of property, occupied by a parking lot, on Presa Street. He stated that the parking lot is not accessible when Presa Street is shut down for events such as this, and he is losing revenue. He asked that the street not be closed.

Mr. Peak noted that the City normally provides access to temporarily-closed streets on such occasions.

Mr. John German, Director of Public Works, stated that he will seek to resolve this matter.

Mr. Flores stated that it is his understanding that access will remain open to Mr. Archer's parking lot during this event.

Mr. Archer noted that it is difficult to maintain access to his parking lot when the street is barricaded.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Solis.

95-31 The Clerk read the following Resolution:

A RESOLUTION NO: 95-31-42

NOMINATING TOMMY ADKISSON TO FILL THE VACANCY ON THE

July 13, 1995
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BEXAR APPRAISAL DISTRICT BOARD OF DIRECTORS.

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

Ms. Billa Burke spoke to her nomination of Mr. Tommy Adkisson for the vacant position on the Bexar Appraisal District (BAD) board of directors, and spoke to his years of active community service.

Mr. Adkisson spoke to the importance of the BAD board of directors and its need for effective liaison with City government. He stated his willingness to seek guidance from the City Council.

Mayor Thornton stated that property appraisals need to be both fair and accurate, and noted that many property owners were surprised by recent large increases in their property values, increases placed there by the district. He spoke to the need for sensitivity and fairness in such matters, suggesting perhaps a phased increase in property values, rather than the abrupt jump in some appraisal figures this year.

In response to a question by Mr. Ross, Mr. Adkisson discussed his acknowledged lack of representation before the district, as an attorney, should he gain the seat on the board of directors.

Mr. Peak asked for more fairness from BAD in keeping up with property values, and having gradual property value increases rather than abrupt jumps in those appraisals. He spoke to the need for the district to be 'customer-friendly', and also expressed his belief that the headquarters of the district should remain in the downtown area.

Mr. Adkisson stated that he would support a central downtown headquarters site for the district.

Ms. McClendon spoke in support for Mr. Adkisson's nomination.

Mr. Marbut spoke to his concern for fairness in recent property appraisals, and the need to keep the district headquarters in the downtown area, perhaps having 'satellite offices' elsewhere.

Mr. Avila spoke in support of Mr. Adkisson's nomination.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Flores, McClendon.

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95-31 Mayor Thornton asked Mr. Ross to preside at 2:00 P.M. when City Council returns from a brief recess, because Mayor Pro Tem Marbut has several zoning cases to which he will be speaking.

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95-31 City Council recessed its regular meeting at 1:47 P.M., reconvening at 2:00 P.M. with Mr. Ross presiding in place of the Mayor Pro Tem. Mr. Ross announced that the City Council will break from its regular agenda of business to hear President Clinton's televised live comments on the recommendations of the Base Realignment & Closure Commission (BRAC), when that event takes place.

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95-31 ZONING HEARINGS

5A. CASE #Z95121 - to rezone and reclassify Lots 1 thru 19, Block 1, NCB 19133; Lots 1 thru 36, Block 2, NCB 19134 and Lots 1 thru 17, Block 3, NCB 19135, Vance Jackson Road, from "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "P-1(R-1)" ERZD Planned Unit Development Single Family Residence Edwards Recharge Zone District. Properties are located 670 feet north of the intersection of Vance Jackson Road and DeZavala Road, being on the east side of Vance Jackson Road.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Ross, presiding, noted that Mr. Tom Culbertson is signed to speak to Agenda Items 5A, 5B, 5C, 5D and 5E, and his comments given at this time will be applied to the other zoning cases, as well.

Mr. Tom Culbertson, 511 Westwood, spoke to his belief that the Edwards Underground Water District should be consulted for its recommendations on quality of water issues dealing with zoning cases involving properties located over the Edwards Aquifer Recharge Zone.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Avila, Solis, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Flores, McClendon, Billa Burke, Thornton.

AN ORDINANCE 82,482

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 THRU 19, BLOCK 1, NCB 19133; LOTS 1 THRU 36, BLOCK 2, NCB 19134 AND LOTS 1 THRU 17, BLOCK 3, NCB 19135, VANCE JACKSON ROAD, FROM "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS

RECHARGE ZONE DISTRICT TO "P-1(R-1)" ERZD PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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5B. CASE #Z95137 - to rezone and reclassify 42.58 acres out of NCB 15825, Vance Jackson Road, from "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "P-1(R-1)" ERZD Planned Unit Development Single Family Residence Edwards Recharge Zone District. Property is located 425 feet east of the intersection of I.H. 10 Expressway and Casa Bella Street, having 1,703.47 feet on Casa Bella Street and 1,539.44 feet on Vance Jackson Road.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Avila, Solis, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Flores, McClendon, Billa Burke, Thornton.

AN ORDINANCE 82,483

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 42.58 ACRES OUT OF NCB 15825, VANCE JACKSON ROAD, FROM "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "P-1(R-1)" ERZD PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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5C. CASE #Z95135 (CC) - to rezone and reclassify a 0.0201 acre out of Block 9, NCB 18339, South of Fiesta Drive, from "ED" ERZD Entertainment Edwards Recharge Zone District to "ED" ERZD CC Entertainment Edwards Recharge Zone District with special City Council approval for an armory with pyrotechnics storage. Property is located 2,096.3 feet south of the intersection of Fiesta Texas Drive and La Cantera Parkway, having a width of 25 feet and length of 35 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Avila, Solis, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Flores, McClendon, Billa Burke, Thornton.

AN ORDINANCE 82,484

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 0.0201 ACRE OUT OF BLOCK 9, NCB 18339, SOUTH OF FIESTA DRIVE, FROM "ED" ERZD ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "ED" ERZD CC ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR AN ARMORY WITH PYROTECHNICS STORAGE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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95-31 At the request of Mr. Marbut, it was the concensus of City Council members present to undertake consideration of Agenda Items 5F and 5G, both zoning cases involving property within District 8.

5F. CASE #Z94277 (CC) - to rezone and reclassify north 50 feet of Parcel 1D, NCB 18198, from "R-1" Single Family Residence District to "O-1" Office District; and Parcel 3B and Parcel 1D, save and except the north 50 feet, NCB 18198, Braun Road and Alisa Brooke, from "R-1" Single Family Residence District to "B-2" Business District. Property is located northwest of the intersection of Alisa Brooke and Braun Road, having 250 feet on Alisa Brooke and 400 feet on Braun Road.

Mr. Marbut made a motion for denial on this zoning case. Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Avila, Solis, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Flores, McClendon, Billa Burke, Thornton.

The Zoning Case #Z94277 was denied.

5G. CASE #Z95127 - to rezone and reclassify 3.31 acres out of NCB 14890, UTSA Boulevard, from "B-1" Business District to "B-2" Business District. Property is located on the southwest side of UTSA Boulevard, 350 feet northwest of the intersection of UTSA Boulevard and Regency Boulevard, having 795.95 feet on UTSA Boulevard and a depth of 699.36 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Flores, McClendon, Thornton.

AN ORDINANCE 82,485

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 3.31 ACRES OUT OF NCB 14890, UTSA BOULEVARD, FROM "B-1" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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95-31 At this time, Mayor Pro Tem Marbut took the chair to preside.

5D. CASE #Z95089 - to rezone and reclassify 24.402 acres out of NCB's 18212 and 18214, Caliza Drive, from temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "P-1(R-1)" ERZD Planned Unit Development Single Family Residence Edwards Recharge Zone District. Property is located on the southeast side of Caliza Drive and the future Jones Maltsberger Road.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

In response to a question by Mr. Peak, Mr. Bill Kaufman, attorney representing U.S. Home Corporation, began his opening remarks in explanation of the history of this rezoning case.

At this time, 2:15 P.M., City Council recessed its regular meeting in order to hear the live televised announcement of President Clinton's actions relating to the recommendations of the Base Realignment & Closure Commission (BRAC), from the White House, which announcement had a bearing upon the future functions of Kelly Air Force Base.

95-31 City Council reconvened its regular session at 2:30 P.M. with Mayor Thornton again presiding.

95-31 FORMATION OF THE INITIAL BASE ADJUSTMENT STRATEGY COMMITTEE (IBASC)

In prepared remarks, Mayor Thornton briefly summarized the decision relative to the recommendations of the Base Realignment & Closure Commission (BRAC), stating his belief that San Antonio and its citizens have done all they can do to save Kelly Air Force Base. He noted that some feel that the city needs to continue the fight to overturn this decision in the U.S. Congress, but expressed his opinion that this has only a remote chance of success. He spoke to the need to plan now to save as many Kelly jobs as possible, and to create others, doing everything possible to protect these jobs.

Mayor Thornton started that the actual closure of Kelly Air Force Base will take 18-24 months to accomplish, and San Antonio has a 'planning window' to plan for the privatization of many of Kelly's jobs. He noted that the city will be going through a period of change, and spoke to the need to plan for it and to work together.

Mayor Thornton announced that he is taking action to establish a blue ribbon committee to be known as the Initial Base Adjustment Strategy Committee (IBASC) to plan for the re-use of Kelly Air Force Base and the creation of new jobs there. He named as tri-chairs Councilman Juan F. Solis III, Mr. Jose Villarreal, and Mr. J. Tullos Wells, leaders of the BRAC '95 Task Force, and tasked the group to have ready by the end of the year a strategic plan for the re-use of Kelly Air Force Base. At that time, the committee will phase out and the effort will transition into a new organization to be called the Local Redevelopment Authority (LRA), which will carry out the strategic plan. He stated that he would name other members of the IBASC in the next few days, from among those nominated by the tri-chairs and by City Council members. He also urged citizens to either nominate someone or volunteer their own services to this committee.

A copy of the Mayor's remarks is made a part of the papers of this meeting.

Mr. Rolando Bono, Assistant City Manager, then spoke to efforts related to the base conversion process at Kelly Air Force Base, including the Impact of the BRAC Closure Decision, the Base Re-Use Process, the Initial Base Re-Use Strategy, the Local Redevelopment Authority, Funding, and Anticipated City Council Action Items. A copy of his presentation is made a part of the papers of this meeting.

Mr. Bono spoke to plans for efforts related to the base conversion process, noting that the Department of Defense wants to see a community coming together to solve the problem. He then addressed details of a charted time-line for actions over the next six years, and spoke to the importance of the IBASC in developing a goals and objectives strategy.

Mayor Thornton noted that President Clinton, in his remarks, indicated that he wants to preserve as many privatize jobs as possible at Kelly Air Force Base.

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95-31

DEPARTMENT OF DEFENSE RESPONSE

City Council then returned to viewing the live televised coverage of the Department of Defense response to the President's message and remarks.

DOD representatives spoke to programs and plans to minimize the impact of lost jobs, especially at McClellan Air Force Base in Sacramento, California and at Kelly Air Force Base in San Antonio, stressing 'privatization in-place'.

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95-31 Mr. Bono then continued his presentation, speaking to Immediate Actions being recommended to City Council, including (1) an ordinance creating the IBASC and appointing members; (2) An ordinance creating and establishing a budget for the City's staffing requirements; and (3) an ordinance allowing the submission of a grant to the Department of Defense's Office of Economic Adjustment for the staffing of the City's Office of Defense Transition.

Mr. Webster made a motion to approve direction to City staff to accomplish the above-named actions. Ms. McClendon seconded the motion.

After consideration, the motion directing City staff prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton. NAYS: None.

Mayor Thornton stated that these three recommended items will be on next week's City Council agenda.

Ms. McClendon spoke to the need to continue trying to defeat the BRAC recommendations in Congress, while at the same time planning for other actions, as well. She stated her desire to have the blue-ribbon committee's leadership include blacks, women, and someone connected to Kelly Air Force Base.

Mr. Marbut spoke to the need to take advantage of all opportunities, including looking to increase jobs at Kelly, not lose them.

Mr. Peak noted that decisions made in this matter will impact San Antonio's future.

Mr. Ross stated that San Antonio has had a net gain in new jobs over the past few years, and expressed the need for more economic development in order to create more jobs here.

Mr. Solis stated that San Antonio has lost a member of its 'family', Kelly Air Force Base, and noted that when one door closes, another opens. He urged togetherness and faith in this effort.

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95-31

ZONING CASE Z95089 (continued)

Mr. Kaufman, representing the applicant, U.S. Home Corporation, resumed his presentation, noting that discovery of a cave during the development of the property in question, including the laying of a new sewer line, halted when the discovery was made. Subsequently, an expert in such matters determined that the cave was not a significant recharge feature into the Edwards Aquifer. He spoke to formulation of a plan to leave the cave area undeveloped, and altering the location of the new sewer line. He also noted that this was the only such cave located in the area.

Mr. Scott Halty, Aquifer Studies Office, San Antonio Water System, spoke to the sequence of events involved, and stated his opinion that the cave is now protected.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Billa Burke.

AN ORDINANCE 82,486

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 24.402 ACRES OUT OF NCB'S 18212 AND 18214, CALIZA DRIVE, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "P-1(R-1)" ERZD PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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95-31 It was the concensus of City Council members present to undertake consideration of Agenda Item 6, a time-certain item, at this time.

95-31 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE

Mayor Thornton declared the Public Hearing to be open.

Mr. Andrew Cameron, Director of the Department of Housing & Community Development, presented details of the proposed ordinance, and spoke to the differences in this document from those of past years. He then outlined the proposed Community Development Block Grant 21st Year budget allocations by City Council district, and City-wide projects. He then spoke briefly to he "15 per cen rule".

Mayor Thornton stated that each individual person would be allowed to speak for five minutes, with groups limited to a maximum of 10 minutes.

(At this point, Mayor Thornton and Mayor Pro Tem Marbut both were obliged to leave the meeting. Mr. Webster presided in their absence.)

Ms. Arlene Washington, representing Eastside CDBG Coalition, spoke to her organization's priorities.

(At this point, Mayor Pro Tem Marbut returned to the meeting to preside.)

Ms. Washington asked the Mayor to appoint a committee to plan a \$200 million streets bond issue.

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

95-31

KELLY AIR FORCE BASE CLOSURE TIMETABLE

Mayor Thornton announced that he had just spoken to Senator Kay Bailey Hutchinson in Washington, D.C., who reported that she has been informed that Kelly jobs will remain in place for the next five years, then the Air Force will have an additional five years to effect the full transition to closure of the Air Logistics Center. He then spoke to some \$8 million in needed projects.

95-31

CDBG BUDGET (continued)

Other representatives from the Eastside CDBG Coalition then addressed individual project needs. Those speaking included Ms. Rebecca Taylor, Mr. Victor Wright, Ms. Wray Hood, Rev. J.L. Sanders, Ms. Evamay Watts, Ms. Lillie W. Harris, Mr. Lars Allen, and Rev. John Sanders.

Mr. Robert Beltran and Mr. Daniel Casas, representing Project Learn-To-Read, spoke to their request for \$105,000 in projects.

Mr. Joe O. Soliz, representing Communities Organized For Public Service and Metropolitan Alliance, speaking as COPS' CDBG Chair; Mr. Mike Urrutia, representing St. Mary Magdalen COPS; Mr. Homer Cadena, representing Little Flower COPS; and Ms. Linda Ortega, representing COPS/Metro Alliance, all spoke on behalf of the COPS/Metro Alliance consolidated package of projects.

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

Mr. Arturo Chavez, Mr. Augustine Beltran and Ms. Valarie Woodward, representing the Benedictine Research Center, spoke to the Joven Project and the U To Project.

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

Mr. Roberto Anguiano, representing Los Vecinos de las Misiones CPC, asked for an allocation of \$100,000 for a southside rehabilitation center and solution to a drainage problem.

Rev. H. L. Bracy, representing West End Neighborhood Association, asked for an allocation of \$1.5 million for the 19th St. drainage project and sidewalks.

Sister Vicki Pastrano, representing Benitia Family Center, asked for a \$75,000 allocation for counselling and skills training.

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

Sister Neomi Hayes and Ms. Maria Antoniette Berriozabal, both representing Visitation House, spoke to the need for an allocation of \$22,000 for rental assistance for homeless women and children.

Mr. Wayne Crooks, representing San Antonio Gang Alternative Program, asked for a \$100,000 allocation of 'seed money'.

Sister Odilia Korenek, representing Blessed Sacrament Academy, spoke to the need for funds for her 'second chance' school.

Sister Boniface, representing Healy Murphy Center, asked for funds for a \$150,000 renovation of the Child Development Center.

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

Ms. June Kachtik, representing U U Housing Assistance Corporation, spoke to the need for funds to pay for rehabilitating properties in the Beacon Hill area.

Mr. Al Villarreal, representing the Beacon Hill Neighborhood Association, spoke in support for the City staff recommendation.

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

Mr. Webster made a motion to approve an ordinance adopting the 21st Year Community Development Block Grant portion of the Five Year Consolidated Plan (Fiscal Year 1995-2000) and the Fiscal Year 1995-96 Consolidated Plan Annual Budget. Mr. Solis seconded the motion.

Each affected City Council member then presented their recommended budgets for projects within their districts, and for City-wide project funding, as outlined.

Mr. Flores made an amendment to approve the new City Council recommendations as presented, including City-wide projects. Mr. Webster seconded the motion.

Discussion ensued concerning the CDBG process and the need for periodic reprogramming of funds.

Mr. Ross asked for monitoring on completion of projects, and to have that report at the end of this calendar year.

Mr. Flores' amendment then prevailed by the following vote:
AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross,
Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: None.

The main motion on CDBG funding, offered by Mr. Webster, as amended, then prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: None.

Ms. McClendon made a motion to direct City staff to effect the appropriate reprogramming of CDBG funds to take \$250,000 from the Eastside Revitalization Agency funding and allocate \$208,000 to the Coliseum Park Public Infrastructure; \$42,000 to Ella Austin Improvements; and to move the funding for Kenwood Planning into Kenwood Construction in District 9. Mr. Peak seconded the motion.

After consideration, the motion giving direction to City staff on the above projects prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: None.

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95-31 SAN ANTONIO WATER SYSTEM STATUS REPORT ON WATER-RELATED ISSUES
AND ADOPTING AMENDMENTS TO THE DROUGHT MANAGEMENT PLAN

On motion of Mr. Peak, seconded by Mr. Solis, it was decided to postpone consideration of the above-stated matter, identified as Agenda Item 7 on today's City Council agenda, to a 3:00 P.M. time-certain at the July 20, 1995 City Council meeting. The motion prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: None,

- - -
95-31 FIVE-YEAR CONSOLIDATED PLAN AND FY 1995-96 ANNUAL BUDGET
(continued)

Ms. McClendon made a motion to approve the 4th Year HOME Budget, subject to the following changes: removing \$4,000 from the Ft. Sam SHTA (Moderate/Substantial Rehabilitation and New Construction-SADA) to make that allocation \$196,000; and adding that \$4,000 to Cambridge Village Subdivision Unit II (New Construction of 4 one-bedroom units for disabled/elderly), making that allocation \$54,000. Mr. Solis seconded the motion.

After consideration, the motion prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: NONE.

Mr. Solis made a motion to approve the Emergency Shelter Grant Budget. Ms. McClendon seconded the motion.

After consideration, the motion prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: None.

Mr. Solis made a motion to approve the Housing Opportunities for Persons with AIDS Grant Budget (HOPWA). Ms. Billa Burke seconded the motion.

After consideration, the motion prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: None.

Mr. Solis then made a motion to approve the Five Year Consolidated Plan (1995-2000) and the Fiscal Year 1995-96 Consolidated Plan Annual Budget, inclusive of the voted actions above. Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage of the following ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: None.

AN ORDINANCE 82,487

ADOPTING THE FIVE YEAR CONSOLIDATED PLAN (FISCAL YEAR 1995-2000) AND THE FISCAL YEAR 1995-96 CONSOLIDATED PLAN ANNUAL BUDGET (21ST YEAR COMMUNITY DEVELOPMENT BLOCK GRANT, 4TH YEAR HOME, EMERGENCY SHELTER GRANT, AND THE HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS GRANT); AND AUTHORIZING THE EXECUTION OF ALL REQUIRED CONTRACTS AND RELATED DOCUMENTS IN CONNECTION WITH THE PROJECTS THEREUNDER AND THE SUBMISSION OF THE FIVE YEAR CONSOLIDATED PLAN ANNUAL BUDGET, CERTIFICATES AND OTHER INFORMATION AS REQUIRED TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD).

* * * *

Ms. McClendon made a motion to direct City staff to locate another developer for the St. Phillip's Village Subdivision. Mr. Solis seconded the motion.

After consideration, the motion to direct City staff, as stated above, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: None.

5E. CASE #Z95139 - to rezone and reclassify 5.502 acres out of NCB 18399, 16350 Blanco Road, from temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-2" ERZD Business Edwards Recharge Zone District. Property is located south of the intersection of Blanco Road and Mission Ridge, having 976.47 feet on Blanco Road, 266.89 feet on Mission Ridge and a depth of 767.35 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Flores, McClendon, Billa Burke, Solis.

AN ORDINANCE 82,488

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 5.502 ACRES OUT OF NCB 18399, 16350 BLANCO ROAD, FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-2" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

5H. CASE #Z95123 - to rezone and reclassify 7.251 acres out of NCB 16115, Alamo Downs Parkway from "B-3" Business District to "I-1" Light Industry District. Property is located on the northeast side of Alamo Downs Parkway, being 350.10 feet southeast of the intersection of N.W. Loop 410 and Alamo Downs Parkway, having 384.25 feet on Alamo Downs Parkway and a depth of 821.97 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Herrera made a motion to approve the recommendation of the Zoning Commission. Mr. Flores seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Billa Burke, Solis.

AN ORDINANCE 82,489

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 7.251 ACRES OUT OF NCB 16115, ALAMO DOWNS PARKWAY FROM "B-3" BUSINESS DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

5I. CASE #Z95126 - to rezone and reclassifiy lot 2, Block 1, NCB 18076, 8274 Culebra Road, from Temporary "R-1" Single Family Residence District to "B-3NA" Non-Alcoholic Sales Business District. Property is located south of the intersection of Culebra Road and Rim Rock Trail, having 173.37 feet on Culebra Road and 143.88 feet on Rim Rock Trail.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Herrera made a motion to approve the recommendation of the Zoning Commission. Mr. Flores seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Billa Burke, Solis.

AN ORDINANCE 82,490

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 2, BLOCK 1, NCB 18076, 8274 CULEBRA ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

5J. CASE #Z95136 - to rezone and reclassify lot 52 save and except the north 120 feet of the west 60 feet, block 2, NCB 11314, Menefee Boulevard and Wescott Avenue, from "R-1" Single Family Residence District to "R-7" Small Lot Home Residence District. Property is located 60 feet east and 120 feet south of the intersection of Menefee

Boulevard and Westcott Avenue, having 211.4 feet on Menefee Boulevard and 624.51 feet on Westcott Avenue.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Herrera made a motion to approve the recommendation of the Zoning Commission. Mr. Webster seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Billa Burke, Solis.

AN ORDINANCE 82,491

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 52 SAVE AND EXCEPT THE NORTH 120 FEET OF THE WEST 60 FEET, BLOCK 2, NCB 11314, MENEFEE BOULEVARD AND WESCOTT AVENUE, FROM "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-7" SMALL LOT HOME RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

5K. CASE #Z94141 (SUP) to rezone and reclassify A 0.553 acre tract of land out of NCB 8089, 1736 Castroville Road, from "R-5" Single Family Residence District and "B-3R" Restrictive Business District to "B-3R" SUP Restrictive Business District with a special use permit for parking sanitary trucks and liquid waste haulers. Property is located southeast of the intersection of Castroville Road and Arboleda Drive, having 64.02 feet on Castroville Road and 248.18 feet on Arboleda Drive.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Billa Burke, Solis.

AN ORDINANCE 82,492

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 0.553 ACRE TRACT OF LAND OUT OF NCB 8089, 1736 CASTROVILLE ROAD, FROM "R-5" SINGLE FAMILY RESIDENCE DISTRICT AND "B-3R" RESTRICTIVE BUSINESS DISTRICT TO "B-3R" SUP RESTRICTIVE BUSINESS DISTRICT WITH A SPECIAL USE PERMIT FOR PARKING SANITARY TRUCKS AND LIQUID WASTE HAULERS. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

5L. CASE #Z95132 - to rezone and reclassify lots 12I and 12J, Block 8, NCB 8084, 2440 S.W. 36th Street, from "B-3R" Restrictive Business District to "I-1" Light Industry District. Property is located between S.W. 36th Street and El Jardin Road, being 484 feet south of the intersection of Highway 90 West and S.W. 36th Street, having 100 feet on both S.W. 36th Street and El Jardin Road, with 199 feet between these two streets.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Billa Burke, Solis.

AN ORDINANCE 82,493

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 12I AND 12J, BLOCK 8, NCB 8084, 2440 S.W. 36TH STREET, FROM "B-3R" RESTRICTIVE BUSINESS DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

5M. CASE #Z95128 - to rezone and reclassify Lot 1, Block 3, NCB 13429, Jackson Keller Road and South Sea Lane, from "O-1" Office District to "B-2N" Non Alcoholic Sales District. Property is located on the east side of South Sea Lane, between Veda Mae and Jackson Keller Road, having 505 feet on South Sea Lane, 85.18 feet on Veda Mae and 282.71 feet on Jackson Keller Road.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Billa Burke, Solis.

AN ORDINANCE 82,494

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 1, BLOCK 3, NCB 13429, JACKSON KELLER ROAD AND SOUTH SEA LANE, FROM "O-1" OFFICE DISTRICT TO "B-2N" NON ALCOHOLIC SALES DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

5N. CASE #Z95143 - to rezone and reclassify 0.845 acre of land out of Block 11, NCB 18211, 311 West Nottingham, from "R-3" Multiple Family Residence District to "B-1" Business District. Property is located on the west side of Peter Baque Road, being 645 feet north of the intersection of Peter Baque Road and West Nottingham Road, having 98.59 feet on Peter Baque Road and a depth of 307 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Chris Reed, representing Espey, Huston & Associates, Inc., explained the requested rezoning.

Ms. Mary Lou Holmgreen, 7718 Broadway, representing an adjacent property owner, spoke to certain deed restrictions on area properties.

Mr. Richard Fink stated that he would be willing to abide by the restrictive covenants on the property without change.

Mr. Peak made a motion to approve the recommendation of the Zoning Commission, "contingent upon the agreed-to deed restrictions being filed for record, if necessary." Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Solis.

AN ORDINANCE 82,495

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 0.845 ACRE OF LAND OUT OF BLOCK 11, NCB 18211, 311 WEST NOTTINGHAM, FROM "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

50. CASE #295134 - to rezone and reclassify the south 102 feet of Lot 1, the south 100 feet Lot 3 and the south 93 feet of Lot 2, Block 218, NCB 3945, 1731, 1735 and 1739 W. Hildebrand, from "B" Residence District to "B-1" Business District to "B-1" Business District. Property is located northeast of the intersection of Brad Street and Hildebrand Street, having 102 feet on Brad Street and 150 feet on Hildebrand Street.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Solis.

AN ORDINANCE 82,496

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

DESCRIBED HEREIN AS THE SOUTH 102 FEET OF LOT 1, THE SOUTH 100 FEET LOT 3 AND THE SOUTH 93 FEET OF LOT 2, BLOCK 218, NCB 3945, 1731, 1735 AND 1739 W. HILDEBRAND, FROM "B" RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT TO "B-1" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

5P. CASE #Z95131 - to rezone and reclassifiy the southeast 152.84 feet of Lot 2, Block A, NCB 14653, 5848 Babcock Road, from "B-2" Business District to "B-3R" Restrictive Business District. Property is located on the southwest side of Babcock Road, 694.72 feet northwest of the intersection of Babcock Road and Huebner Road, having 152.84 feet on Babcock Road and a depth of 653.63 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Ross made a motion continue this rezoning case for 30 days. Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, Billa Burke, Solis, Herrera, Ross, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Avila, Marbut.

Zoning Case Z95131 was continued for a period of 30 days.

5Q. CASE #Z95118 - to rezone and reclassify lot 5B, save and except the northeast 50 feet, Block 1, NCB 17812, Wenzel Road, from "B-2" Business District. Property is located on the southeast side of Wenzel Road, being 208 feet northeast of the intersection of Wenzel Road and Judson Road, having 158 feet on Wenzel Road and a depth of 207 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Dick Austin, representing the proponent, explained the request to operate an auto repair shop on the property.

Mr. Robert C. Ruedrich, 14545 Woods Hole, a neighbor, spoke in support for the requested rezoning.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: McClendon, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Flores, Solis.

AN ORDINANCE 82,497

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 5B, SAVE AND EXCEPT THE NORTHEAST 50 FEET, BLOCK 1, NCB 17812, WENZEL ROAD, FROM "B-2" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

5R. CASE #295141 - to rezone and reclassify 0.87 acre tract of land out of NCB 13802, 5121 Crestway Drive, from "B-2" Business District to "B-3NA" Non-Alcoholic Sales Business District. Property is located on the northeast side of Crestway Drive, 548 feet southeast of the intersection of Randolph Boulevard and Crestway Drive, having 129.75 feet on Crestway Drive and a depth of 321.18 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: McClendon, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Flores, Solis.

AN ORDINANCE 82,498

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 0.87 ACRE TRACT OF LAND OUT OF NCB 13802, 5121 CRESTWAY DRIVE, FROM "B-2" BUSINESS DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

95-31 (At this point, Mayor Thornton was obliged to leave the meeting. Mr. Peak presided in the temporary absence of the Mayor Pro Tem.)

5S. CASE #Z95146 - to rezone and reclassify the north and northeast 75 of Lot 1, NCB 11762, from "F" Local Retail District to "B-2" Business District and Lot 1, save and except the north and northeast 75 feet, NCB 11762, 1201 Austin Highway, from "F" Local Retail District to "B-3" and "B-2" Business District. Property is located between Bryn Mawr Drive and Austin Highway and Central Park West and Seidel Road, having 467.64 feet on Bryn Mawr Drive, 1,526.65 feet on Austin Highway, 823.09 feet on Central Park West and 629.64 feet on Seidel Road.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Solis, Thornton.

AN ORDINANCE 82,499

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE NORTH AND NORTHEAST 75 OF LOT 1, NCB 11762, FROM "F" LOCAL RETAIL DISTRICT TO "B-2" BUSINESS DISTRICT AND LOT 1, SAVE AND EXCEPT THE NORTH AND NORTHEAST 75 FEET, NCB 11762, 1201 AUSTIN HIGHWAY, FROM "F" LOCAL RETAIL DISTRICT TO "B-3" AND "B-2" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

5T. CASE #Z95130 - to rezone and reclassify southwest 60 feet of a 10.905 acres land out of NCB 10914, from temporary "R-1" Single Family Residence District to "I-1" Light Industry District and "B-3NA" Non-Alcoholic Sales Business District; and 10.905 acre tract of land, save and except the south west 60 feet, NCB 10914, South Presa Street, from temporary "R-1" Single Family Residence District to "I-1" Light Industry District. Property is located on the northeast side of South Presa Street, 430 feet southeast of the intersection of S.E. Loop 410

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and South Presa Street, having 579.09 feet on South Presa Street and a depth of 1,487.56 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Solis, Thornton.

AN ORDINANCE 82,500

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 SOUTHWEST 60 FEET OF A 10.905 ACRES LAND OUT OF NCB 10914, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT AND "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT; AND 10.905 ACRE TRACT OF LAND, SAVE AND EXCEPT THE SOUTH WEST 60 FEET, NCB 10914, SOUTH PRESA STREET, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

5U. CASE #Z95145 - to rezone and reclassify lot 8, NCB 11171, 1234 Braubach, from "R-2" Two Family Residence District to "R-4" Manufactured Home Residence District. Property is located on the south side of Braubach Road, 858 feet east of the intersection of Roosevelt Avenue and Braubach Road, having 117.19 feet on Braubach Road and a depth of 394.31 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: Solis, Thornton.

AN ORDINANCE 82,501

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 8, NCB 11171, 1234 Braubach, from "R-2" Two Family Residence District to "R-4" Manufactured Home Residence District. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

5V. CASE #Z95119 - to rezone and reclassify the south 25 feet and the north 100 feet of a 5.00 acres out of NCB 15828, from temporary "R-1" Single Family Residence District to "B-3NA" Sales Sales Business District; and 5.00 acres tract of land, save except the south 25 feet and the north 100, feet, NCB 15828, Rittiman Road, from temporary "R-1" Single Family Residence District to "I-1" Light Industry District. Property is located on the north side of Rittiman Road, being 275 feet east of the intersection of N.E. Loop 410 and Rittiman Road, having 375 feet on Rittiman Road and a depth of 580 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Herrera, Marbut, Peak, Webster; NAYS: None; ABSENT: Solis, Ross, Thornton.

AN ORDINANCE 82,502

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE SOUTH 25 FEET AND THE NORTH 100 FEET OF A 5.00 ACRES OUT OF NCB 15828, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3NA" SALES SALES BUSINESS DISTRICT; AND 5.00 ACRES TRACT OF LAND, SAVE EXCEPT THE SOUTH 25 FEET AND THE NORTH 100, FEET, NCB 15828, RITTIMAN ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

5W. CASE #Z95138 - to rezone and reclassify lot 41D and the east 50 feet of 41A, Block 2, NCB 15732, from temporary "R-1" Single Family Residence District; and lots 41B, 41C and 41A, save and except the east 50 feet, Block 2, NCB 15732 7017 Fratt Road, from temporary "R-1" Single Family Residence District to "B-3NA" Non Alcoholic Sales District. Property is located on the west side of Fratt Road, 150 feet north of the intersection of Fratt Road and Remount Road, having 85 feet on Fratt Road and a depth of 493 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Herrera, Marbut, Peak, Webster; NAYS: None; ABSENT: Solis, Ross, Thornton.

AN ORDINANCE 82,503

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 41D AND THE EAST 50 FEET OF 41A, BLOCK 2, NCB 15732, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT; AND LOTS 41B, 41C AND 41A, SAVE AND EXCEPT THE EAST 50 FEET, BLOCK 2, NCB 15732 7017 FRATT ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3NA" NON ALCOHOLIC SALES DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

95-31 City Council recessed its regular meeting at 5:50 P.M. to convene in Executive Session for:

A. Staff briefing on status of proposed settlement of litigation case styled leandro Aguilar et al v. City of San Antonio, Cause No. 90-CI-03285, 166th District Court of Bexar County (Peach Grove Subdivision).

B. Report on terms of a proposed Alamodome lease for a professional sports franchise.

C. Staff briefing on status of proposed settlement of litigation case styled Guillermo Guerrero v. City of San Antonio, Cause No. 93-CI-15197.

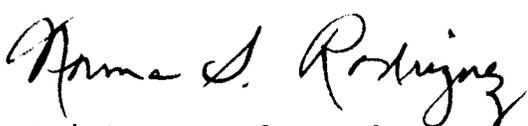
- - -
95-31 City Council reconvened in regular session at 6:41 P.M., at which time Mayor Thornton stated that City Council had met in Executive Session on the above topics and had taken no official action, only gave direction to City staff.
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95-31 There being no further business to come before the Council, the meeting was adjourned at 6:42 P.M.

A P P R O V E D

M A Y O R

Attest:


C I T Y C L E R K

