

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, DECEMBER 15, 1988.

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The meeting was called to order by the presiding officer, Mayor Henry Cisneros, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, MARTINEZ, VERA, WOLFF, LABATT, HASSLOCHER, CISNEROS. Absent: THOMPSON.

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88-54 The invocation was given by Reverend Robert Miller, Jr., Calvary Baptist Church.

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88-54 The members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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88-54 "SOUTHWEST BUSINESS DEVELOPMENT NETWORK DAY"

Mayor Cisneros introduced Mr. Ray Guerrero, Business Development Specialist, Southwest Business Development Network; Ms. Gloria Valencia, Project Administrator, Southwest Business Development Network; Ms. Lorraine Salazar-Bauer, Assistant Director, Department of Economic and Employment Development; Mr. Trini Lara and Ms. Corinne Vela, Department of Economic and Employment Development; and read a proclamation designating "Southwest Business Development Network Day" in San Antonio. He then spoke of the role of small businesses in San Antonio and presented the proclamation to Mr. Ray Guerrero.

Mr. Ray Guerrero accepted the proclamation from the Mayor and thanked the City staff, the Mayor and Council for the honor.

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88-54 TEXAS ASSOCIATION OF SCHOOL ADMINISTRATORS

Mayor Cisneros took note to the presence in the audience today of members of the Texas Association of School Administrators including Ms. Mary Rutledge, Dallas, Texas; and Mr. Tarrant Fendley, Houston, Texas; as well as Ms. Sharon Knippa, Convention and Visitors Bureau.

Mayor Cisneros noted that this group meets annually in San Antonio and he introduced their two representatives to members of the City Council and presented them with San Antonio books and a scarf for Mrs. Rutledge and a tie for Mr. Fendley.

The remainder of the school administrators delegation, present in the audience, stood and identified themselves.

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88-54

"HOLIDAY SAXOPHONES DAY"

Mayor Cisneros proclaimed December 18, 1988 as "Holiday Saxophones Day" in San Antonio. He also introduced Ms. Terrelita Maverick and Mr. Juan Tejada present in the audience to accept the proclamation. He then spoke of the many prominent saxophonists who have been natives of San Antonio.

The group, present to receive the proclamation, then performed several seasonal selections for the Council and the audience.

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88-54

DEFENSE LANGUAGE INSTITUTE

Mayor Cisneros introduced a group of students from the Defense Language Institute, Lackland Air Force Base.

Each student then stood and identified themselves and their nation.

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88-54

DWI SAFETY HOLIDAY CAMPAIGN

Mayor Cisneros introduced Mr. Mel Sharp, Yellow Cab/Checker Cab Public Relations Representative, who is present in the audience today to make a presentation to the Council on that group's new DWI Safety Holiday Campaign.

Mayor Cisneros then spoke of the death toll caused each year by drunken drivers.

Mr. Sharp introduced Mr. Dic McGoan, Allied Advertising, present in the audience who helped produce the holiday safety campaign for Yellow Cab and Checker Cab.

A group then displayed signs being mounted on the rear of taxicabs, on billboards, and on various bench signs donated by local

businesses during the holiday season.

88-54 The minutes of the Regular City Council meetings of November 17 and 22, 1988 and the Special City Council meetings of November 7 and 10, 1988 were approved.

88-54 CONSENT AGENDA

Mr. Hasslocher made a motion to approve Agenda Items 11 - 59, constituting the Consent Agenda, with Items 15, 33, 43, 57, 58, and 59 to be pulled for individual consideration and Items 51 and 52 pulled earlier from consideration by the City Manager. Ms. Vera seconded the motion.

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

AN ORDINANCE 68,431

ACCEPTING THE LOW BIDS OF CASCO INDUSTRIES, INC. AND NEEL ASSOCIATES FOR PROTECTIVE CLOTHING FOR FIREFIGHTING FOR A TOTAL OF \$9,140.04.

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AN ORDINANCE 68,432

ACCEPTING THE BID OF SIX FLAGS MEDICAL CO. TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH DISPOSABLE HEAD IMMOBILIZER STRAPS FOR A TOTAL OF \$4,752.

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AN ORDINANCE 68,433

ACCEPTING THE LOW BID OF SOUTHWESTERN PIPE INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH TRAFFIC SIGN POSTS FOR A TOTAL OF \$40,818.40.

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AN ORDINANCE 68,434

ACCEPTING THE LOW QUALIFIED BID OF RELIABLE DISTRIBUTING COMPANY TO FURNISH THE CITY OF SAN ANTONIO HUMAN RESOURCES DEPARTMENT WITH COMMERCIAL FREEZERS FOR A TOTAL OF \$7,356.

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AN ORDINANCE 68,435

ACCEPTING THE LOW BID OF TEHCO, INC. FOR THE REMOVAL OF A FUEL STORAGE TANK FOR THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT FOR A TOTAL OF \$1,750 BASE BID PLUS ADDITIONAL COSTS FOR BACKFILLING MATERIAL, SOIL SAMPLING AND DISPOSITION OF CONTAMINATED SOILS OR LIQUIDS.

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AN ORDINANCE 68,436

ACCEPTING THE PROPOSAL OF COLE PUBLICATIONS TO FURNISH THE CITY OF SAN ANTONIO WITH CRISS CROSS DIRECTORIES FOR A TOTAL OF \$11,902.80.

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AN ORDINANCE 68,437

ACCEPTING THE LOW BID OF UNITED AERIAL MAPPING, INC. TO FURNISH THE CITY OF SAN ANTONIO PLANNING DEPARTMENT WITH AERIAL PHOTOGRAPHS FOR A TOTAL OF \$27,070.

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AN ORDINANCE 68,438

ACCEPTING THE LOW BID OF V. GARZA & ASSOCIATES, ELECTRICAL CONTRACTORS, TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH CABLE PULLING AND INSTALLATION FOR A TOTAL OF APPROXIMATELY \$10,000.00.

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AN ORDINANCE 68,439 .

ACCEPTING THE PROPOSAL OF INTERGRAPH CORPORATION TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH A UNIBUS COMMUNICATIONS PROCESSOR FOR A TOTAL OF \$6,060.

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AN ORDINANCE 68,440 .

ACCEPTING THE PROPOSAL OF DUQUESNE SYSTEMS, INC. TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH HOST DASD ACCESS SOFTWARE FOR A TOTAL OF \$31,741.

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AN ORDINANCE 68,441 .

ACCEPTING ANNUAL CONTRACTS TO FURNISH THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES FOR THE 1988-89 FISCAL YEAR.

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AN ORDINANCE 68,442 .

AWARDING A CONSTRUCTION CONTRACT TO SEILER CONSTRUCTION, INC., IN THE AMOUNT OF \$1,724,000.00 AND AUTHORIZING \$431,000.00 OF MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES FOR RENOVATION OF THE OLD MARTIN WRIGHT BUILDING FOR THE EMERGENCY OPERATIONS CENTER AND OTHER FIRE DEPARTMENT AND EMERGENCY OFFICES.

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AN ORDINANCE 68,443 .

AUTHORIZING AN ADDITIONAL \$10,000.00 TO SUPPLEMENT THE CONSTRUCTION CONTINGENCY ACCOUNT RELATED TO THE SPRIGGS DALE, ETC. STREET RECONSTRUCTION PROJECT.

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AN ORDINANCE 68,444 .

AUTHORIZING FIELD ALTERATION NO. 5 IN THE AMOUNT OF \$45,467.67 PAYABLE TO JOHN YANTIS COMPANY, IN

CONNECTION WITH THE WEST COMMERCE STREET DRAINAGE
PROJECT NO. 58E.

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AN ORDINANCE 68,445

AWARDING A CONSTRUCTION CONTRACT FOR RENOVATION OF
THE POLICE HEADQUARTERS BUILDING TO D.E.W., INC. AND
D.E. WURZBACH (JV), IN THE AMOUNT OF \$1,448,000.00,
AUTHORIZING A MISCELLANEOUS CONSTRUCTION CONTINGENCY
IN THE AMOUNT OF \$72,400.00, AND AUTHORIZING
ADDITIONAL ARCHITECTURAL FEES IN THE AMOUNT OF
\$5,000.00.

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AN ORDINANCE 68,446

ACCEPTING THE PROPOSAL FROM R. L. JONES CO., INC. IN
THE AMOUNT OF \$4,800.00 TO CONNECT A STORM DRAIN AT
LEAL AND SAN MARCOS IN CONNECTION WITH THE PEREZ/W.
MARTIN/W. HOUSTON/BLUERIDGE PROJECT.

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AN ORDINANCE 68,447

AWARDING A CONSTRUCTION CONTRACT FOR THE WESTERN
AVENUE DRAINAGE NO. 74 PROJECT TO HEATH
CONSTRUCTORS, INC., IN THE AMOUNT OF \$1,860,204.25,
AUTHORIZING \$93,010.23 FOR MISCELLANEOUS
CONSTRUCTION CONTINGENCY EXPENSES, AND AN ADDITIONAL
\$39,938.39 FOR ENGINEERING FEES FOR CONSTRUCTION
SUPERVISION SERVICES, AND ACCEPTING A CONTRIBUTION
IN THE AMOUNT OF \$97,571.78.

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AN ORDINANCE 68,448

AWARDING A CONSTRUCTION CONTRACT FOR PHASE 2 OF
BRIDGE REPAIRS, MKT AT S. GEVERS PROJECT TO WAGNER
CONSTRUCTION, IN THE AMOUNT OF \$62,060.00,
AUTHORIZING \$15,515.00 FOR MISCELLANEOUS
CONSTRUCTION CONTINGENCY EXPENSES, AND \$9,875.00 FOR
ENGINEERING SERVICES ASSOCIATED WITH THE PROJECT.

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AN ORDINANCE 68,449 .

AUTHORIZING FIELD ALTERATION NO. 20 IN THE AMOUNT OF \$29,223.00 PAYABLE TO S. H. TOLLIVER COMPANY, IN CONNECTION WITH THE NACOGDOCHES ROAD FROM BITTERS TO NACO-PERRIN PROJECT.

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AN ORDINANCE 68,450 .

AUTHORIZING THE CITY WATER BOARD FIELD ALTERATION NO. 3 IN THE AMOUNT OF \$16,539.00 PAYABLE TO E-Z BEL CONSTRUCTION COMPANY, IN CONNECTION WITH THE KOEHLER COURT FROM S. NEW BRAUNFELS TO S. PRESA PROJECT.

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AN ORDINANCE 68,451 .

AUTHORIZING FIELD ALTERATION NO. 8 IN THE AMOUNT OF \$36,203.56 PAYABLE TO MARTIN K. EBY CONSTRUCTION CO., INC., IN CONNECTION WITH THE PACIFIC DRAINAGE PROJECT NO. 66AII (PLEASANTON ROAD).

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AN ORDINANCE 68,452 .

AUTHORIZING THE CITY MANAGER TO EXECUTE FIELD ALTERATION NO. 1 IN THE AMOUNT OF \$47,497.84 PAYABLE TO R.D.M. CONSTRUCTION, INC., FOR THE APPLEWHITE 250 ACRE TRACT OFF-SITE SEWER PROJECT.

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AN ORDINANCE 68,453 .

AWARDING A CONSTRUCTION CONTRACT TO UTILITIES CONSOLIDATED, INC., FOR THE CONSTRUCTION OF THE POLICE TRAINING AND CAREER DEVELOPMENT CENTER OFF-SITE SANITARY SEWER PROJECT IN THE AMOUNT OF \$130,167.94 WITH AN ADDITIONAL \$19,532.06 FOR A CONSTRUCTION CONTINGENCY AND \$2,100.00 PAYABLE TO PAPE-DAWSON ENGINEERS, FOR CONSTRUCTION SUPERVISION SERVICES.

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AN ORDINANCE 68,454

APPROVING FOUR CHANGE ORDERS TO THE CLEARWATER CONSTRUCTORS, INC. CONSTRUCTION CONTRACT WITH THE CITY APPROVED BY ORDINANCE NO. 67030 ON APRIL 28, 1988 FOR TRIPARTY DOWNTOWN TRANSPORTATION IMPROVEMENTS; AUTHORIZING THE PAYMENT OF A NET ADDITIONAL AMOUNT OF \$300,941.80 FROM THE CONSTRUCTION CONTINGENCY AND APPROPRIATING AND AUTHORIZING PAYMENT OF \$21,551.60 FROM THE 1985 GENERAL OBLIGATION STREET IMPROVEMENT BOND FUNDS.

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AN ORDINANCE 68,455

APPROVING AN EXTENSION OF TIME TO FIRST CHURCH OF CHRIST SCIENTIST - SAN ANTONIO UNTIL JANUARY 13, 1989 FOR SUBMITTING PLANS FOR TENANT FINISH-OUT WORK ON LEASE SPACE AT HEMISFAIR PARKING GARAGE AND RATIFYING EXECUTION OF A LETTER OF AGREEMENT IN CONNECTION THEREWITH.

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AN ORDINANCE 68,456

GRANTING CONSENT OF THE CITY OF SAN ANTONIO AND THEREUPON RATIFYING AND APPROVING THE EXECUTION BY AN ASSISTANT CITY MANAGER OF SUCH CONSENT TO AN ASSIGNMENT OF LEASE FROM MITCHELL BATTROS, AS SOLE PROPRIETORSHIP, DBA MAD MICHAEL'S TO MAD MICHAEL'S, INC., A TEXAS CORPORATION, CONCERNING LEASE SPACE IN THE HEMISFAIR PARKING GARAGE; ACCEPTING A GUARANTY AGREEMENT FROM MITCHELL BATTROS, INDIVIDUALLY; AND AUTHORIZING THE EXECUTION OF AN AMENDED EXHIBIT "B" TO THE LEASE AGREEMENT.

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AN ORDINANCE 68,457

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH RICHARD BOEYE TO PERFORM RIGHT-OF-WAY ACQUISITION APPRAISAL SERVICES FOR THE FREDERICKSBURG ROAD RECONSTRUCTION PROJECT - FIVE POINTS TO WOODLAWN AVENUE (SAN PEDRO CREEK CHANNEL IMPROVEMENT) AND AUTHORIZING PAYMENT.

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AN ORDINANCE 68,458

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$2,638.00 OUT OF GENERAL OBLIGATION BONDS FOR THE PURPOSE OF ACQUIRING TITLE TO CERTAIN LANDS; ACCEPTING THE DEDICATION OF TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ALL IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS. (PACIFIC DRAINAGE PROJECT #66A; HI-LIONS DRAINAGE PROJECT #80; TILLIE DRAINAGE PROJECT #114A; NORTH FORK OF MARTINEZ CREEK DRAINAGE PROJECT)

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AN ORDINANCE 68,459

ACCEPTING THE DEDICATION OF AN EASEMENT ON CERTAIN LAND, AND AUTHORIZING THE EXECUTION OF AN AGREEMENT TO DEDICATE PROPERTY FOR ACQUISITION OF CERTAIN LAND; APPROPRIATING AND AUTHORIZING THE EXPENDITURE OF \$1,392.40 OUT OF SEWER FUNDS, ALL IN CONNECTION WITH WASTEWATER PROJECTS.

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AN ORDINANCE 68,460

APPROPRIATING \$4,716.60 AND AUTHORIZING PAYMENT FOR EXPENSES INCURRED IN CONNECTION WITH THE ACQUISITION OF EASEMENTS FOR CERTAIN ENVIRONMENTAL MANAGEMENT WASTEWATER PROJECTS. (WASTEWATER FACILITIES IMPROVEMENT PROGRAM, CATEGORY 4, PACKAGE "J"; WASTEWATER FACILITIES IMPROVEMENT PROGRAM, CATEGORY 4, PACKAGE "G"; SAN PEDRO BORE BACK-UP PROJECT)

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AN ORDINANCE 68,461

AUTHORIZING THE ASSIGNMENT OF A LEASE AT SAN ANTONIO INTERNATIONAL AIRPORT FROM PEOPLES SAVINGS AND LOAN TO MOONEY AIRCRAFT CORPORATION AND THE AMENDMENT AND COLLATERAL ASSIGNMENT OF SUCH LEASE.

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AN ORDINANCE 68,462

AUTHORIZING THE EXECUTION OF A NEW, CONSOLIDATED

LEASE, THE COLLATERAL ASSIGNMENT OF SUCH LEASE, AND THE CANCELLATION BY AGREEMENT OF TWO EXISTING LEASES, ALL IN CONNECTION WITH PREMISES AT THE SAN ANTONIO INTERNATIONAL AIRPORT LEASED TO THE DEE HOWARD CO.

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AN ORDINANCE 68,463

AUTHORIZING THE EXECUTION OF A MEMORANDUM OF AGREEMENT WITH EVANDER MCIVER LEWIS AND 404 DEVELOPMENT COMPANY CONCERNING THE CONDITIONS REQUIRED FOR THE CONSTRUCTION AND MAINTENANCE OF A ROADWAY CONNECTING PROPERTY OWNED BY LEWIS TO AN AIRPORT STREET OWNED BY THE CITY OF SAN ANTONIO, TEXAS AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

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AN ORDINANCE 68,464

AMENDING ORDINANCE NO. 57553 DATED SEPTEMBER 8, 1983 AND SETTING FORTH NEW RATES AND RULES FOR DOWNTOWN RESIDENTIAL PARKING TENANTS AT THE RIVERBEND AND HEMISFAIR PARKING GARAGES.

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AN ORDINANCE 68,465

AUTHORIZING THE EXECUTION OF AMENDMENTS TO TWO (2) GRANT AGREEMENTS WITH THE FEDERAL AVIATION ADMINISTRATION FOR RUNWAY AND TAXIWAY IMPROVEMENT PROJECTS AT SAN ANTONIO INTERNATIONAL AIRPORT.

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AN ORDINANCE 68,466

AUTHORIZING THE SUBMISSION OF THE CITY'S EMERGENCY MANAGEMENT PLAN TO THE TEXAS DEPARTMENT OF PUBLIC SAFETY AS ADMINISTRATORS OF THE FEDERAL EMERGENCY MANAGEMENT ASSISTANCE PROGRAM, AND AUTHORIZING THE ACCEPTANCE OF THE PROGRAM REIMBURSEMENT.

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AN ORDINANCE 68,467

AWARDING A CONTRACT TO CONDUCT THE SEARCH FOR THE POSITION OF LIBRARY DIRECTOR TO KORN/FERRY INTERNATIONAL FOR A TOTAL OF \$13,000 WITH EXPENSES CAPPED AT \$4,000.00, EXCLUDING THE COST OF TRAVEL AND EXPENSE FOR INTERVIEWS OF FINALISTS WITH THE CITY.

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AN ORDINANCE 68,468

AUTHORIZING THE CITY MANAGER TO CONTRACT WITH THE UTSA CENTER FOR ENTREPRENEURIAL DEVELOPMENT UNDER THE JOB TRAINING PARTNERSHIP ACT (JTPA) TITLE III SELF-EMPLOYMENT TRAINING PROGRAM IN THE AMOUNT OF \$105,000 FOR PROGRAM YEAR 1988-89 AS ENDORSED BY THE ALAMO PRIVATE INDUSTRY COUNCIL AT ITS NOVEMBER 22, 1988 MEETING.

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AN ORDINANCE 68,469

AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO EXECUTE APPLICATIONS AND ACCEPT GRANT AWARDS FROM THE TEXAS COMMISSION ON THE ARTS, TEXAS COMMITTEE ON THE HUMANITIES, MID AMERICA ARTS, AND THE NATIONAL PERFORMANCE NETWORK AUTHORIZING THE EXECUTION OF CONTRACTS AND ADJUSTMENTS TO THE BUDGET IN ACCORDANCE WITH FUNDING LEVELS AND PROJECT COSTS AND AUTHORIZING AN AMENDMENT TO A PREVIOUS GRANT APPLICATION.

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A RESOLUTION NO. 88-54-72

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS NOMINATING BAUSCH & LOMB, FOR DESIGNATION AS AN ENTERPRISE PROJECT IN THE WESTSIDE ENTERPRISE ZONE PURSUANT TO THE TEXAS ENTERPRISE ZONE ACT (TEXAS CIVIL STATUTES, ARTICLE 5190.7); DESIGNATING A LIAISON TO ACT AS THE CITY'S AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S NOMINATION OF BAUSCH & LOMB AS AN ENTERPRISE PROJECT AND TO IT'S DESIGNATION AS SUCH BY THE TEXAS DEPARTMENT OF COMMERCE.

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AN ORDINANCE 68,470

UPGRADING EIGHT POLICE CADET POSITIONS TO ONE LIEUTENANT AND SEVEN SERGEANT POSITIONS AND REVISING THE BUDGET OF THE POLICE DEPARTMENT.

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88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,471

ACCEPTING THE PROPOSAL OF FREYMAN & ASSOCIATES TO FURNISH THE CITY OF SAN ANTONIO CITY CLERK'S OFFICE WITH BOOKS ENTITLED "ASI ES SAN ANTONIO" FOR A TOTAL OF \$5,614.72.

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

In response to a question by Ms. Berriozabal, Mr. Archie Titzman, Director of Purchasing and General Services briefly discussed the prices paid for the "Asi Es San Antonio" books for formal presentation by Mayor and Council.

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

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,472

APPROPRIATING \$565,389.00 FROM THE MISCELLANEOUS SPECIAL REVENUE FUND FOR THE ESTABLISHMENT OF A PROJECT AND BUDGET FOR THE INSTALLATION OF TRAFFIC SIGNALS AT APPROXIMATELY 15 LOCATIONS THROUGHOUT THE CITY.

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

In response to a question by Ms. Berriozabal, Mr. Joe Aceves, Director of Public Works, stated that he would provide her with a list of traffic signal locations involved with this ordinance.

Ms. Berriozabal asked to be included on a list for possible new traffic sign locations specifically to locate a new traffic signal on Fresno, perhaps to be installed during the next fiscal year.

Mr. Aceves read from a list of locations covered by this ordinance which included traffic signals to be installed this fiscal year and he addressed the priorities for traffic signal installation.

A discussion then took place concerning the need for traffic signals near schools.

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

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88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,473

APPROPRIATING \$3,500.00 TO PURCHASE A PERMANENT RIGHT OF WAY EASEMENT FOR THE REPAIR AND WIDENING OF FAIR AVENUE AND AUTHORIZING DISBURSEMENT OF THE FUNDS.

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

In response to a question by Ms. Berriozabal, Mr. Frank Toudouze, Real Estate Division, Public Works, discussed the lack of room for parking along the south side of the street involved, that being Fair Avenue.

Mr. Joe Aceves, Director of Public Works, stated that he would provide a definite answer concerning parking to Mrs. Dutmer.

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

88-54

PAINTINGS

Mayor Cisneros, on a point of personal privilege, took note of the four new paintings now hanging in the City Council chamber and stated that they were a gift to the City by the Marriott Corporation and represented four states of development in San Antonio. Mayor Cisneros and Councilmembers formally thanked the Marriott Corporation for the presentation of the four paintings to the City of San Antonio.

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,474

AUTHORIZING THE DEMONSTRATION BY VARIOUS VENDORS OF BIOLOGICAL AND MECHANICAL PROCESS TO REDUCE FATS, OILS AND GREASE IN THE WASTEWATER FLOWS AND AUTHORIZING \$60,000.00 FOR THIS DEMONSTRATION.

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

In response to a question by Mr. Labatt, Mr. Frank Kiolbassa, Director of Environmental Management, described the processes used to break down certain elements of wastewater flow. He then spoke of the planned demonstration and of the compensation to be paid by the city.

Mr. Labatt voiced his concern that the City is paying for these demonstrations.

Mrs. Dutmer noted the City will benefit by using this expertise to solve a wastewater problem.

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

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,475

AMENDING THE APPROPRIATION AUTHORIZED BY ORDINANCE NO. 65154 AND ALSO AUTHORIZING THE CITY MANAGER OR

HIS DESIGNEE TO ENTER INTO A CONTRACT WITH THE SAN ANTONIO DEVELOPMENT AGENCY FOR \$317,000 FOR FINISH-OUT OF SADA OFFICES LOCATED AT ST. PAUL SQUARE.

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

In response to a question by Mr. Labatt, Ms. Danielle Milam, Special Projects Office, spoke to details of the ordinance and the source of funding for the finish-out of SADA offices in St. Paul's Square.

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

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88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,478

CLOSING BENHAM STREET FROM DIANE TO WILLENBROCK AT 6:30 P.M., ON WEDNESDAY, DECEMBER 21, 1988, UNTIL 12:00 MIDNIGHT AS REQUESTED BY GLORIA PADILLA FOR THE CELEBRATION OF THE BIRTH OF CHRIST.

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

In response to a question by Mrs. Dutmer, Mr. Joe Aceves, Director of Public Works, noted that this street closing is a common request for street closure for such special events in a particular neighborhood.

Mrs. Dutmer voiced her concern about the City's liability should emergency vehicles be precluded from entering this immediate area because of the street closure.

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

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,477

CLOSING MAIN AVENUE, FROM COMMERCE TO NUEVA, AND DOLOROSA FROM FLORES TO DWYER ST., AT 2:00 P.M., ON SATURDAY, DECEMBER 17, 1988, UNTIL 4:00 P.M. FOR A CEREMONY FOR THE CORNERSTONE LAYING ON THE BEXAR COUNTY JUSTICE CENTER PROJECT; AND CLOSING DWYER FROM GUILBEAU TO COMMERCE, COMMERCE FROM DWYER TO MAIN AVENUE, AND MAIN AVENUE, FROM COMMERCE TO STUMBERG AT 2:30 P.M., ON SATURDAY, DECEMBER 17, 1988, UNTIL 4:00 P.M. FOR A PARADE IN CONNECTION THEREWITH TO COMPLIMENT THE CORNERSTONE CEREMONY AT THE BEXAR COUNTY JUSTICE CENTER PROJECT.

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

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

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,478

APPROPRIATING FUNDS AND AUTHORIZING REIMBURSEMENT TO VIA FOR COSTS OF PROVIDING OFF-DUTY UNIFORMED TRAFFIC CONTROL POLICE OFFICERS AT LOCATIONS IN THE CONSTRUCTION ZONE FOR THE DURATION OF TRIPARTY DOWNTOWN TRANSPORTATION IMPROVEMENTS.

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

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

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,479

APPROVING THE PAYMENT OF \$395,000.00 TO THE SYMPHONY SOCIETY OF SAN ANTONIO IN SUPPORT OF SYMPHONY ACTIVITIES AND PERFORMANCES, APPROPRIATING FUNDS THEREFOR, AND PROVIDING THAT THIS PAYMENT SHALL BE IN LIEU OF SUCH AN APPROPRIATION IN THE 1989-90 FISCAL YEAR BUDGET.

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

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

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,480

APPROVING A BUDGET AND APPROPRIATING FUNDS IN THE AMOUNT OF \$75,000.00 FOR THE MARTIN LUTHER KING CELEBRATION IN SAN ANTONIO.

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

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

88-54 Agenda Item 65, being a discussion of Section 14-66, Article IV, Lot Clearance of the City Code concerning the mowing requirements for lots in undeveloped areas of the City and surrounding school properties, was temporary bypassed for consideration later in the meeting.

88-54 TRAVEL AUTHORIZATION - Approved.

Councilman Robert Thompson to travel to Kumamoto, Japan from December 14, 1988 through December 19, 1988, for a Sister City trip.

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,481

APPOINTING BETTY NICHOLS TO SERVE ON THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN FOR A TERM TO EXPIRE ON DECEMBER 15, 1989.

* * * *

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

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

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,482

APPOINTING JOHN GATTI TO SERVE ON THE METROPOLITAN TRANSIT AUTHORITY FOR A TERM TO EXPIRE ON JANUARY 31, 1991.

* * * *

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

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

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,483

PROVIDING \$6,020.00 FROM VARIOUS DISCRETIONARY ACCOUNTS FOR FUNDING A POLICE DEPARTMENT PUBLICITY CAMPAIGN CONCERNING DRUNK DRIVING.

* * * *

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

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

ZONING HEARINGS

69. CASE Z88186 - to rezone a 203.187 acre tract of land out of 17462, from Temporary "R-1" One Family Residence District to "B-3" Business District, located northeast of the intersection of Potranco Road and Dugas Road, having 3539.56' on Potranco Road, 554.92' on Dugas Road and 2894.49' on Rogers Road.

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

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

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

AN ORDINANCE 68,484

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 203.187 ACRE TRACT OF LAND OUT OF NCB 17462, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

70. CASE Z88187 - to rezone a 325.818 acre tract of land out of NCB 17640 and 17642, northeast and southeast corners of FM 1604 and State Highway 151, from Temporary "R-1" One Family Residence District to "B-3" Business District, located southeast and northeast of the intersection of FM 1604 and State Highway 151, having approximately 2236.86' on the southeast corner of FM 1604 and 2860.51' on State Highway 151 on the southeast intersection and having 6234.3' on State Highway 151 on the northeast intersection.

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

Ms. Vera made a motion to approve the recommendation of the Zoning Commission. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 68,485

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 A 325.818 ACRE TRACT OF LAND OUT OF NCB'S 17640 AND 17642, NORTHEAST AND SOUTHEAST CORNERS OF FM 1604 AND STATE HIGHWAY 151, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

71. CASE Z88189 - to rezone Lot 15, Block 21, NCB 2321, 2802 W. Commerce, from "F" Local Retail, "G" Local Retail, and "H" Local Retail to "B-3R" Restrictive Business District, bounded by Zarzamora Street on the west, W. Commerce Street on the north, Rosillo Street on the east and Buena Vista Street on the south, having 333.4' on both W. Commerce and Buena Vista Street and 309' on both Zarzamora Street and Rosillo Street.

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

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

In response to a question by Mr. Martinez, Ms. Helen Hinojosa, Zoning Administration Division, noted that there is no opposition present in the audience.

Mayor Cisneros noted that a new shopping center is scheduled to be constructed at this location.

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

AN ORDINANCE 68,486

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 LOT 15, BLOCK 21, NCB 2321, 2802 WEST COMMERCE STREET, FROM "F" LOCAL RETAIL DISTRICT, "G" LOCAL RETAIL DISTRICT AND "H" LOCAL RETAIL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

72. CASE Z88151 - to rezone a 3.2672 acre tract of land out of NCB 18033, from "B-1" Business District to "B-2" Business District and a 0.3231 acre tract of land out of NCB 18033, from "B-2" Business District to "B-1" Business District, Northwest Military Highway (FM Hwy 1535) and Hunters Green Drive, located on the southeast side of Hunters Green Drive, being 200' northeast of the intersection of Hunters Green Drive and Northwest Military Highway (FM Hwy 1535), having 229.98' on Hunters Green Drive with a depth of 61.3'. The 3.2672 acres are located 61.3' southeast of Hunters Green and 435' northeast of N.W. Military Highway, having a maximum width of 214.77' and a maximum depth of 771.63'.

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

Mr. Wolff made a motion to approve the recommendation of the Zoning Commission provided that a six-foot solid screen fence is erected and maintained along the northeast and southeast property lines of the requested B-2 zoning. Mrs. Dutmer seconded the motion.

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

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

AN ORDINANCE 68,487

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 3.2672 ACRE TRACT OF LAND OUT OF NCB 18033, FROM "B-1" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT AND A 0.3231 ACRE TRACT OF LAND OUT OF NCB 18033, FROM "B-2" BUSINESS DISTRICT TO "B-1" BUSINESS DISTRICT, NORTHWEST MILITARY DRIVE (FM 1535) AND HUNTERS GREEN DRIVE, PROVIDED THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTHEAST AND SOUTHEAST PROPERTY LINES OF THE REQUESTED B-2 ZONING. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

73. CASE 287138 - to rezone a 4.067 acre tract of land out of NCB 15837, Thousand Oaks Drive and Scarsdale Drive, from "O-1" Office District to "B-2" Business District, located northwest of the intersection of Thousand Oaks Drive and Scarsdale Drive, having 878.70' of Thousand Oaks Drive and 218.62' on Scarsdale Drive.

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

In response to a question by Mr. Hasslocher, a spokesman for the proponent addressed the planned uses involved.

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

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

AN ORDINANCE 68,488

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 A

4.067 ACRE TRACT OF LAND OUT OF NCB 15837, THOUSAND OAKS DRIVE AND SCARSDALE DRIVE, FROM "O-1" OFFICE DISTRICT TO "B-2" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

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88-54 Agenda Items 74 and 75, being zoning cases, were temporarily bypassed for consideration later in the meeting.

- - -
76. CASE Z88161-I - to rezone Lots 22 and 23, and the north triangle of Lot 24, Block 47, NCB 566, Industrial Building, 422 Chestnut Street, from "L" First Manufacturing District to Historic Significant (HS) "L" First Manufacturing District, located southeast of the intersection of Dawson Street and Chestnut Street, having 208.28' on Dawson Street and 127.6' on Chestnut Street.

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

Ms. Pat Osborne, Historic Preservation Officer for the City of San Antonio, described the building scheduled to be rezoned near St. Paul's Square and spoke to its historic significance.

Mr. Bob Ross, 1149 Bandera Road, spoke in opposition to the request for rezoning.

Mayor Cisneros spoke to the significance of the St. Paul Square area.

Mr. Ross addressed the significance of the proposed rezoning and its impact upon his client's property and he described the building as an eyesore.

At this point Mrs. Dutmer made a motion to table consideration of this zoning case for three weeks. Mr. Hasslocher seconded the motion.

The motion to table was approved by the following vote: AYES: Berriozabal, Dutmer, Wing, Martinez, Vera, Wolff, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: Webb, Thompson.

Case Z88161-I was tabled for three weeks.

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75. CASE Z88161-D - to rezone Lots 1, 2, and 3, Block 11, NCB 437,

from "I" Business District to Historic Significant (HS) "I" Business District, Y.W.C.A./Regional Blood Bank, 318 McCullough Avenue, located east of the intersection of Broadway and McCullough Avenue, having 151.5' on Broadway and 146.99' on McCullough Avenue.

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

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

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

AN ORDINANCE 68,489

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 LOTS 1, 2 AND 3, BLOCK 11, NCB 437, (YWCA/REGIONAL BLOOD BANK), 318 MCCULLOUGH AVENUE, FROM "I" BUSINESS DISTRICT TO HISTORIC SIGNIFICANT (HS) "I" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

77. CASE 288161-K - to rezone the south 80' of Lot 5, Block 1, NCB 719, Fred Alter House, 111 Leigh Street, from "D" Apartment District to Historic Significant (HS) "D" Apartment District, located 177.5' southeast of the intersection of S. Presa Street and Leigh Street, having 50' on Leigh Street and a depth of 80'.

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

Ms. Berriozabal made a motion to approve the recommendation of the Zoning Commission. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 68,490

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 THE SOUTH 80' OF LOT 5, BLOCK 1, NCB 719, (FREDERICK ALTER HOUSE) 111 LEIGH STREET, FROM "D" APARTMENT DISTRICT TO HISTORIC SIGNIFICANT (HS) "D" APARTMENT DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

78. CASE Z88161-L - to rezone Lots 2 thru 6 and the north 15' of Lot 7, NCB 180, Winerich/KMOL Building, 1031 Navarro Street, from "I" Business District to Historic Significant (HS) "I" Business District, located on the southeast side of N. St. Mary's Street between Richmond Avenue and Navarro Street, having 200' on N. St. Mary's Street, 200' on Richmond Avenue, and 230' on Navarro Street.

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

Ms. Patricia Osborne, Historic Preservation Office for the City, explained the building's location on the river and the fact that it was a site for an early automobile dealership in San Antonio.

Mr. Harold Friesenhahn, Chief Engineer, KMOL T.V., briefly explained the reasons for his company's opposition to the rezoning request.

Mr. Labatt made a motion to deny the requested rezoning. Ms. Vera seconded the motion.

The motion to deny prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Vera, Wolff, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: Thompson.

Case Z88161-L was denied.

79. CASE Z88161-M - to rezone Lot B-13, Block 10, NCB 791, Ellis House, 1236 S. St. Mary's Street, from "J" Commercial District to Historic Significant (HS) "J" Commercial District, located on the east side of S. St. Mary's, being 112.7' northwest of the intersection of Claudia Street

and S. St. Mary's Street, having 60' on S. St. Mary's Street and a maximum depth of 84.26'.

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

Ms. Patricia Osborne, Historic Preservation Officer for the City, described the area of the property in the King William vicinity.

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

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

AN ORDINANCE 68,491

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 B-13, BLOCK 10, NCB 791, (ELLIS HOUSE), 1236 SOUTH ST. MARY'S STREET, FROM "J" COMMERCIAL DISTRICT TO HISTORIC SIGNIFICANT (HS) "J" COMMERCIAL DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

74. CASE Z88097 - to rezone Lots 1 and 2, Block 8, NCB 6179, 2510 Fredericksburg Road, from "F" Local Retail District to "B-3NA" Non-Alcoholic Sales Business District, located southeast of the intersection of Pasadena Street and Fredericksburg Road, having 83' on Pasadena Street and 125' on Fredericksburg Road.

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

Mr. Jorge A. Valdez, 2510 Fredericksburg Road, spoke to the planned use of the property for a used motorcycle sales location and of plans to install a motorcycle testing area inside the building in order to reduce noise objectionable to nearby neighbors.

Ms. Jewell Bragg, property owner, spoke in favor of the proposed rezoning noting other similar uses in the immediate vicinity.

Mr. Lee Unger, 354 Quentin Drive, representing the Monticello Neighborhood Association, read his association's letter of opposition to Ms. Vera concerning the rezoning request noting their fears for neighborhood decline through the domino effect of further commercial intrusion into the neighborhood.

Mr. Wallace Mencke, Attorney representing several nearby residents, as well as the Redeemer Lutheran Church and school, across the street, spoke in opposition to the rezoning request, stating that his clients fear increased traffic, more noise, and the noise particularly of motorcycles including the safety concern for area children because of increased motorcycle traffic in the neighborhood. He then submitted signed petitions in opposition to the rezoning.

Mr. Keith Johnson, pastor of Redeemer Lutheran Church spoke of his church's concerns of increased noise and traffic safety for children in their church school.

Mr. John Sweezy, also representing Redeemer Lutheran School, spoke in opposition to the request.

In rebuttal, Mr. Valdez spoke of the limited noise factors of motorcycles under his proposal.

Ms. Vera spoke of the neighborhood residents' objections to motorcycle noises and increased traffic into this neighborhood and stated that he feels rezoning of this property for this use is inappropriate; however, a B-2NA Special Use Permit will allow him to continue motorcycle sales although it would not allow him to repair motorcycles on the site.

Ms. Vera made a motion to approve "B-2NA" S.U.P. Business District, Non-Alcoholic Sales, Special Use Permit for retail sales of motorcycles only, provided that a six-foot solid screen fence is erected and maintained along the northeast property line until such time as the existing use of the lot transitions to a non-residential usage, and that a one-foot non-access easement is imposed along Pasadena Street. Mr. Wolff seconded the motion.

Mrs. Dutmer spoke of the commercialization of Fredericksburg Road and of her support for small business in San Antonio which leads her to support this request.

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88-54

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SENATOR CYNDI KRIER

Mayor Cisneros, on a point of personal privilege, recognized the presence in the audience of State Senator Cyndi Krier and spoke of her

great support for the City in many areas, including in water conservation.

ZONING HEARINGS (Continued)

A discussion then took place concerning past uses of this property by Mr. Valdez and previous tenants and subsequent denial of certificates of occupancy on this property because of environmental considerations.

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

AN ORDINANCE 68,492

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 LOTS 1 AND 2, BLOCK 8, NCB 6179, 2510 FREDERICKSBURG ROAD, FROM "F" LOCAL RETAIL DISTRICT TO "B-2NA" S.U.P. BUSINESS DISTRICT, NON-ALCOHOLIC SALES, SPECIAL USE PERMIT FOR RETAIL SALES OF MOTORCYCLES ONLY, PROVIDED THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTHEAST PROPERTY LINE UNTIL SUCH TIME AS THE EXISTING USE OF THE LOT TRANSITIONS TO A NON-RESIDENTIAL USAGE, AND THAT A ONE-FOOT NON-ACCESS EASEMENT IS IMPOSED ALONG PASADENA STREET. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

88-54

TAX INCREMENT FINANCIAL REINVESTMENT ZONE

Mayor Cisneros stated that he feels the City Council should appoint a work group, including representatives of other government agencies who should be appointed to look into the entire matter of this reinvestment zone so that it might be fully explored and discussed. He stated that he would hate to see the project killed outright.

Mr. Gerardo Gonzalez, Chairman of the Board of Trustees of the Alamo Community College District, spoke in opposition to creation of the zone (a copy of his remarks are made a part of the papers of this

meeting). He stated that ACCD feels the issue is whether or not public education and public health funds should be diverted to downtown development. He stated further that his group also does not feel that the downtown area meets the requirements or the criteria for designation as a tax incentive reinvestment zone. Mr. Gonzales stated that he feels the designation would severely damage ACCD's revenues and he feels the City should finance the zone by itself. He stated further that it is his opinion that if the City does proceed in this matter, that ACCD would have to join others in a possible legal challenge.

Mr. Oscar Hernandez, board chairman of the San Antonio Independent School District, stated that his board feels that the reinvestment zone would penalize school children by diverting school tax funds away from only school use. He stated that SAISD stands to lose up to \$21 million over the next ten years if that zone is created.

Mr. Joe Siller, representing Communities Organized for Public Service (COPS), noted that the COPS group opposed creation of this reinvestment zone since they feel it is not in the interest of all San Antonians. He noted that creation of the zone would remove millions of dollars in educational tax funds from their intended uses.

Ms. Rebecca Garces, 1752 Lynette, spoke in support of the arts magnet high school for gifted and talented students and noted that this high school would help those who cannot afford private lessons.

Ms. Liz Davies, President, San Antonio Conservation Society, spoke in support of the reinvestment zone and she addressed the facts of the area that make it eligible for tax incentive reinvestment zone designation. Ms. Davies stated further that she feels that no other tax funds are presently available for this revitalization of a portion of downtown.

Mr. John A. Guest, Chairman of the Board, Bexar County Hospital District, spoke against diverting tax funds for needed medical uses in order to fund this particular reinvestment zone. He stated that his group feels it preempts elected officials from making proper decisions on the use of their own tax funds.

Mr. Karl Wurz, 820 Florida, spoke in opposition of the concept of the reinvestment zone and he addressed examples of higher costs involved.

Father Bill Davis, representing St. Mary's Church, spoke of the vacant downtown buildings and offices in this immediate area and of the need for a downtown arts magnet high school in order to create a new image for downtown.

Mr. Wade Strauch, Jr., downtown resident, spoke in support of the arts magnet high school for downtown San Antonio.

Ms. Clifton McNeel, 219 Broadway, stated that she feels creation of the new zone will strengthen the downtown tax base.

Mr. Bob Buchanan, 512 Riverwalk, spoke in support of the new zone designation.

Mayor Cisneros spoke of the visions and accomplishments in downtown San Antonio of the late Arthur P. "Hap" Veltman.

Mr. Jose Medellin spoke to the farsighted plan for a new high school in downtown San Antonio.

Mr. Bernard Lifshutz, developer, spoke to the advantages of the new reinvestment zone and of the City's \$87 million investment in downtown area improvements.

Ms. Grace Veillette, 1752 Lynette, spoke in support of the new arts high school for downtown San Antonio.

Mr. Jim Eiseman, downtown resident, spoke in support of the new arts magnet high school concept.

Mayor Cisneros voiced his concern that other governmental entities object to giving up a small portion of their future taxes for a major city project when certain downtown projects would not be there for taxing purposes for their units if it had not been for the City of San Antonio.

Mr. Wing stated that he feels these other projects did not adversely impact these particular governmental entities and their tax funds and he addressed other things that have impacted their budgets.

Mr. Wing made a motion to move forward with the creation of a tax increment financial reinvestment zone but, if the vote fails, no further action will take place in this regard. Mr. Labatt seconded the motion.

Mr. Labatt voiced his concern with the method of financing proposed by the City and he noted that other governmental entities have no other options for financing their projects. Mr. Labatt also noted that there is no sponsor for the proposed arts magnet high school at this time.

Mr. Wolff spoke against the motion stating that he is in favor of the project and the good that it will do for the entire city. He stated that he would be in favor of a compromise to address this issue.

Mayor Cisneros expressed concern about the attitude of other governmental entities present today and he questioned whether there are any variables which could be changed in this matter.

City Attorney Lloyd Garza also stated that no governmental entity could be deleted under this plan.

Mr. Martinez asked concerning the timetables involved and other mechanics of the plan.

Mr. Frank Perry , Director of Downtown Initiatives, explained the manner in which the system would work.

Mr. Garza stated that the plan would adopt the zone after which certain adjustments and/or amendments could be made in which boundaries could possibly be changed in the zone itself. He noted that the plan itself would have to be adopted by the end of this year.

Mr. Martinez suggested approving the plan and then having some adjustments made after the board has had time to meet. He also asked about other means of financing in this regard.

Mr. Lifshutz stated that any compromises by the taxing jurisdiction could be negotiated by the board but that the City Council has the final word.

Mr. Garza noted that any plan adopted could be amended but has to have the basic resemblance to the plan adopted by the City Council even though there is a certain amount of flexibility involved.

Mr. Martinez stated that he feels the City Council cannot kill the plan until all else fails and he stated further that he feels other means of financing could be explored.

Mr. Webb spoke to a report on vacant and unoccupied buildings in downtown San Antonio, a report indicating that 50% of downtown is blighted. A discussion then took place concerning the impact of the new tax zone on other governmental entities and the possibility of mediation talks on this portion of the matter.

Mrs. Dutmer noted that tax rates can go down as well as up.

Ms. Berriozabal stated that she is frustrated that other governmental entities are opposing improvements in downtown San Antonio through creation of the tax increment reinvestment zone. She stated further that she feels they are being shortsighted in their vision and that all governmental entities need to decide together how to increase the tax base. She spoke in favor of further meetings to discuss this matter.

Ms. Vera stated that she regrets the manner in which this entire matter is being handled but is disappointed in the reactions of other governmental entities and she stated that all must discuss this aspect together.

Mr. Wing voiced his concern that other governmental entities cannot stand the loss of their tax funds for extended periods of time and that he feels they have not been treated fairly in this matter.

A discussion then took place concerning the motion presently on the table.

Mayor Cisneros then spoke about a possible substitute motion.

Ms. Vera made a substitute motion to bring the taxing jurisdictions together and discuss and decide upon this ordinance next week. Mr. Webb seconded the motion.

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

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

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The Regular Meeting was recessed at 5:57 P.M. to undertake a work session for the Private Industry Council Board of Directors, reconvening the Regular Meeting at 6:05 P.M.

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88-54 Mayor Cisneros declared the Public Hearing to be open.

No citizens appeared to speak.

Mayor Cisneros declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 68,493

REPROGRAMMING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) CONTINGENCY FUNDS IN THE AMOUNT OF \$3,500.00 TO CREATE THE HOMEOWNERSHIP INCENTIVE - HABITAT FOR HUMANITY PROJECT; APPROPRIATING FUNDS; AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROGRAM CONTRACT WITH THE URBAN PROGRESS CORPORATION.

* * * *

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

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

ANNEXATIONS - SECOND AND FINAL READINGS

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,291

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 580 ACRES OF LAND KNOWN AS THE SOUTHWEST LOOP 410 PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

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

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

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,292

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 1,490 ACRES OF LAND KNOWN AS THE SOUTHSIDE MUNICIPAL GOLF COURSE WEST AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

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

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

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,293

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 220 ACRES OF LAND KNOWN AS THE SOUTHSIDE MUNICIPAL GOLF COURSE EAST PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

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

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

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,294

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 210 ACRES OF LAND KNOWN AS THE NORTHWEST MUNICIPAL GOLF COURSE PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

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

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

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,295

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 330 ACRES OF LAND KNOWN AS THE CAMP BULLIS PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

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

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

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,296

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 2,110 ACRES OF LAND KNOWN AS THE GREAT NORTHWEST PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

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

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

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,297

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 790 ACRES OF LAND KNOWN AS THE MISTY OAKS PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

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

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

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88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,298

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 300 ACRES OF LAND KNOWN AS THE TIMBER CREEK PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

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

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

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,299

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 360 ACRES OF LAND KNOWN AS THE TWIN CREEK PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

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

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

88-54 The Clerk read the following Ordinance:

AN ORDINANCE 68,300

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 1,270 ACRES OF LAND KNOWN AS THE SOMERSET ROAD PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

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

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

88-54

SECOND READING - MODIFYING CABLE FRANCHISE

The Clerk read the following Ordinance:

AN ORDINANCE 68,380

MODIFYING THE FRANCHISE HELD BY ROGERS CABLE SYSTEMS OF THE SOUTHWEST, INC., TO OPERATE A CABLE TELEVISION SYSTEM WITHIN THE CITY OF SAN ANTONIO.

* * * *

Ms. Berriozabal stated she is concerned with having just received the City's backup material related to this matter.

Mr. Lloyd Garza, City Attorney, stated that he expects that the City Council will conduct a public hearing and a full discussion of this matter at next week's meeting.

Mr. Louis J. Fox, City Manager, apologized for the lateness of the information given to the Council because of the complexity of the negotiations which were held right up to the last minute today.

(At this point Mayor Cisneros was obliged to leave the meeting. Mayor Pro Tem Labatt presided.)

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

Mr. T. C. Calvert, Chairman of the Cable Television Advisory Committee, addressed the issues discussed by this committee in recent months including the requests for a \$1,000,000 fund set-aside for a citizen action center; more definitive word on further rate increases by the new cable T.V. company; an upgrade of government access channel equipment; a government access studio; automated cameras in the City Council chamber for other board meetings; information feedback by the INET Network; expansion of the cable system, etc. He noted that the City Council needs to proceed with caution in this entire matter.

Mr. Pleas McNeel, consultant to the Cable T.V. Committee, spoke to the unlimited improvements of the cable system and he urged the Council to bargain hard on the new cable transfer agreement.

88-54 Mayor Pro Tem Labatt took note of the presence in the audience today of Mr. Fred Conlay, President of the City Council of the City of Omaha, Nebraska.

Councilman Conlay then briefly explained the reason for his visit to San Antonio.

Mayor Pro Tem Labatt then presented him with a special San Antonio lapel pin in honor of his visit to City Hall.

88-54 AGENDA ITEM 10A (Continued)

Mr. Webb stated that he wants the new cable owner to be sensitive to San Antonio rate payers and he spoke of a possible boycott if the rates are raised too high. He stated that he wants a statement of intent by the new firm.

In response to a question by Mrs. Dutmer, Mr. Louis J. Fox, City Manager, noted that the City no longer can regulate cable T.V. rates under the present law but has heard that Congress may soon discuss a change in this law.

Mrs. Dutmer stated that she feels continuous rate hikes will cause customer loss to the cable T.V. system.

Mr. Fox stated that he would invite representatives of the new cable company to appear before the City Council next week in order to discuss its purchase of the cable system.

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

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88-54

SECOND READING - RENEWING CABLE FRANCHISE

The Clerk read the following Ordinance:

AN ORDINANCE 68,381

RENEWING THE FRANCHISE HELD BY ROGERS CABLESYSTEMS OF THE SOUTHWEST, INC., FOR OPERATING AND MAINTAINING A CABLE TELEVISION SYSTEM WITHIN THE CITY FOR A PERIOD ENDING NOVEMBER 7, 2003.

* * * *

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

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

88-54

The Clerk read the following Ordinance:

AN ORDINANCE 68,494

CALLING A PUBLIC HEARING FOR DECEMBER 22, 1988, AT 3:00 P.M. IN COUNCIL CHAMBERS, FIRST FLOOR, CITY HALL, ON THE PROPOSAL TO TRANSFER THE CABLE TELEVISION FRANCHISE FROM ROGERS CABLESYSTEMS OF THE SOUTHWEST, INC. TO KBL CABLE, INC.

* * * *

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

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

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88-54

CITY MANAGER'S REPORT ON CABLE SYSTEM AGREEMENTS

Mr. Louis J. Fox, City Manager, presented a brief report to the Council concerning agreements to be finalized next week.

88-54

LOT CLEARANCE

Ms. Vera stated that she wants a City staff report concerning lot clearance with an eye toward possible new amendments to the law relative to a number of items (a copy of her remarks are filed with the papers of this meeting). Ms. Vera asked the Council to direct City staff to proceed with possible proposed amendments.

In response to a question by Mrs. Dutmer, Mr. Martin Rodriguez, Manager of Code Compliance, discussed the current law and stated that he feels he does not have sufficient staff to enforce this except in an emergency situation. He stated that he is now working on lot clearance matters near schools.

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

Mr. Webb thanked the Code Compliance Division for its assistance in clearing dilapidated housing in his District 2.

Mr. Labatt stated that he sees major improvements in Code Compliance.

Ms. Vera made a motion that City staff come back to the Council with an amendment to the Code, namely Section 14-66, Article IV "Lot Clearance". Mr. Webb seconded the motion.

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

88-54

DOMED STADIUM

Mayor Cisneros provided a written handout to members of the City Council concerning his recommendations for conduct of the January 3, 1989 public hearing relative to the domed stadium issue.

A discussion then took place among City Council members concerning the various portions of the Mayor's recommendations.

The Regular Meeting recessed at 6:54 to convene a "B" Session on Animal Control, reconvening for Citizens to be Heard.

88-54

CITIZENS TO BE HEARD

JESSE E. WRIGHT

Mr. Jesse E. Wright, 4403 Chesapeake Drive, spoke to the City Council requesting Council's assistance. He stated that he has been found not guilty on several counts; however, he has not been able to expunge his records. He has been out of a job since last year. He only received four months of medical care although he had major back surgery. He also stated that he has been to several lawyers and they have not been able to assist him. He asked how he could bring his problem to the Supreme Court.

Mayor Cisneros explained the function of the City and that Mr. Wright's case is a civil action against his employer, a private company. He also stated that the City does not provide legal assistance.

Mrs. Dutmer stated that Mr. Wright alleges that his back was further aggravated by the police.

Mayor Cisneros asked Mr. Garza to visit with Mr. Wright and refer him to the proper authorities.

Mr. Webb also stated that he should meet with Kevin Moriarty to give him interim assistance.

Mr. Wright then related the circumstances of his arrest and then the eventual not guilty outcome.

Mayor Cisneros referred Mr. Wright to the appropriate City offices.

* * * *

RICHARD A. LOBO, JR.

Mr. Richard A. Lobo, Jr. asked the City Council's assistance on behalf of two clients. He stated that his clients had applied to the HIP Program (Home-ownership Incentive Program). He was advised, however, that there are problems with the sales due to federal regulations and excluding the government homes. They are now at the verge of losing their earnest money because of the delays. He is now facing deadlines.

In response to Ms. Berriozabal, Mr. Lobo explained his involvement in the process as a realtor.

Mr. Lobo stated that he has not been able to get a proper response and attention from the San Antonio Development Agency.

Mr. Wing explained the procedure when government repossessed homes are concerned and spoke to the purpose of the H.I.P. Program. He advised Mr. Lobo to address the Housing Task Force on this matter.

88-54 The Clerk read the following Letter:

December 8, 1988

Honorable Mayor and Members of the City Council of the City of San Antonio
The following petitions were received in my office and forwarded to the City Manager for investigation and report to the City Council.

November 23, 1988

Petition submitted by Mr. Ramiro Zamora, et al, on behalf of the neighbors on Madrid and Allende Streets, requesting the assistance of the City Council for abatement of certain problems allegedly involving a house at 1303 Madrid Street.

* * * *

December 8, 1988

Petition submitted by Ms. Peggy Walker, et al, on behalf of the neighbors in and around 412 North Pine Street, requesting that the property located at 412 North Pine Street be demolished immediately.

* * * *

/s/Norma S. Rodriguez
City Clerk

December 15, 1988
mlr

There being no further business to come before the City Council,
the meeting was adjourned at 7:40 P.M.

A P P R O V E D

Henry Cisneros

M A Y O R

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