

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, JUNE 14, 2001

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2001-25 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):

A) Staff Presentation of the Housing Master Plan Report – introduced by Mr. George V. Pedraza, Acting Director, Neighborhood Action Department; presented by Mr. James E. Gilleylen, Managing Partner, J-QUAD & Associates, Ltd.; Mr. Wendell Davis, President, SA Research Corp.; Mr. Jeffery K. Richard, Principal, McConnell Jones Lanier & Murphy LLP; and Mr. Douglas W. Frederick, Ph.D., Senior Project Manager, J-QUAD & Associates Ltd.

The City Council members present were: Perez, Moorhouse, Martin, Garcia, Barrera, Castro, Schubert, Garza. ABSENT: Sanders, Conner, Carpenter.

The "B" Session adjourned at 11:53 A.M.

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2001-25 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Ed Garza, with the following members present: Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. ABSENT: None.

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2001-25 Invocation by Rev. Sarah F. Davis, Bethel African Methodist Episcopal Church.

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2001-25 Pledge of Allegiance to the flag of the United States.

2001-25 Minutes of the Regular City Council meeting of April 12, 2001 and the Special City Council meeting of June 1, 2001 were approved.

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2001-25 **CONSENT AGENDA – CITIZEN COMMENTS**

Mr. Jack Finger, P.O. Box 12048, stated his belief that the birth control program as outlined in Agenda Item 17 was ineffective, and asked Council members receiving political contributions from principals involved in Agenda Item 15 to abstain from voting on that item.

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2001-25 **CONSENT AGENDA**

Mr. Sanders made a motion to approve Agenda Items 7 through 21, constituting the Consent Agenda, with Item 14 having been pulled from the agenda for consideration at a later date. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. NAYS: None.

AN ORDINANCE 94077

ACCEPTING THE BID SUBMITTED BY THE STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES IN ACCORDANCE WITH THE STATE OF TEXAS COOPERATIVE PURCHASING AGREEMENT TO PROVIDE THE CITY OF SAN ANTONIO LIBRARY DEPARTMENT WITH WIRELESS PC ACCESS POINTS AND ACCESSORIES FOR A TOTAL SUM OF \$51,339.00.

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AN ORDINANCE 94078

ACCEPTING THE LOW, QUALIFIED BID SUBMITTED BY STRYKER CORPORATION TO PROVIDE THE CITY OF SAN ANTONIO FIRE

DEPARTMENT WITH PATIENT TRANSPORT STRETCHERS FOR A TOTAL SUM OF \$25,410.00.

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AN ORDINANCE 94079

ACCEPTING THE LOW BID SUBMITTED BY PORTABLE COMPUTER SYSTEMS, INC. (WBE) IN ACCORDANCE WITH THE STATE OF TEXAS COOPERATIVE PURCHASING AGREEMENT TO PROVIDE THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH COMPUTER VEHICLE MOUNTING COMPONENTS ON AN ANNUAL CONTRACT BASIS FOR AN ESTIMATED COST OF \$182,710.00.

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AN ORDINANCE 94080

ACCEPTING THE LOW, QUALIFIED BID OF TRIO TEKNOLOGIES, A DIVISION OF TRIO INDUSTRIES, INC. (WBE); COMMONWEALTH TRADING COMPANY (AABE); AND PORTABLE COMPUTER SYSTEMS, INC. (WBE) IN ACCORDANCE WITH THE STATE OF TEXAS COOPERATIVE PURCHASING AGREEMENT TO PROVIDE THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH RUGGADIZED NOTEBOOK COMPUTERS ON AN ANNUAL CONTRACT BASIS FOR AN ESTIMATED COST OF \$1,363,708.00.

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AN ORDINANCE 94081

ACCEPTING THE LOW, QUALIFIED BIDS SUBMITTED BY ALAMO AG-CON EQUIPMENT, INC. (MBE); CRESCENT MACHINERY CO., INC.; GAMBLE EQUIPMENT CO., INC.; WAUKESHA-PEARCE IND., INC.; VERMEER EQUIPMENT OF TEXAS, INC.; COOPER EQUIPMENT CO.; AND ROMCO EQUIPMENT CO. TO PROVIDE THE CITY OF SAN ANTONIO AVIATION AND PUBLIC WORKS DEPARTMENTS WITH VARIOUS PIECES OF HEAVY EQUIPMENT ITEMS SUCH AS LOADER, ROLLER, PAVERS, ETC. FOR A TOTAL SUM OF \$985,733.00.

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AN ORDINANCE 94082

RATIFYING WORK COMPLETED AND APPROVING FIELD ALTERATION NOS. 19 AND 21, IN THE TOTAL AMOUNT OF \$83,927.00 PAYABLE TO BROWNING CONSTRUCTION COMPANY, FOR WORK ASSOCIATED WITH THE HENRY B. GONZALEZ CONVENTION CENTER EXPANSION PROJECT-PHASE 1C; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 94083

RATIFYING WORK COMPLETED AND APPROVING FIELD ALTERATION NO. 92, IN THE TOTAL AMOUNT OF \$71,062.00 PAYABLE TO CLARK/JT CONSTRUCTION, A JOINT VENTURE, FOR WORK ASSOCIATED WITH THE HENRY B. GONZALEZ CONVENTION CENTER EXPANSION PROJECT-PHASE 1B; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 94084

AUTHORIZING THE EXECUTION OF A FIVE (5) YEAR LEASE AGREEMENT WITH MARBACH/REDLAND PARTNERS, LTD. FOR USE BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT OF APPROXIMATELY 5,670 SQUARE FEET OF OFFICE AND CLINIC SPACE LOCATED AT 7452 MILITARY DRIVE WEST AT A MONTHLY COST OF \$4,479.30 FOR THE PERIOD SEPTEMBER 1, 2001 THROUGH AUGUST 31, 2006 IN CONNECTION WITH THE WOMEN, INFANTS AND CHILDREN NUTRITION PROGRAM; AND APPROVING PAYMENTS TO THE LESSOR.

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AN ORDINANCE 94085

APPROVING THE EXECUTION OF A NEW THREE (3) YEAR LEASE AGREEMENT WITH THE ALAMO AREA COUNCIL OF GOVERNMENTS (AACOG) TO LEASE 750 SQUARE FEET OF CLASSROOM SPACE AT THE SAN ANTONIO POLICE ACADEMY, LOCATED AT 12200 S.E. LOOP 410, AT THE RATE OF \$722.50 PER MONTH FOR THE FIRST YEAR (RETROACTIVE TO

JANUARY 1, 2001), \$800.00 PER MONTH FOR THE SECOND YEAR AND \$850.00 PER MONTH FOR THE THIRD YEAR.

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AN ORDINANCE 94086

AUTHORIZING THE RENEWAL OF A LICENSE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND MONROE COUNTY, NEW YORK FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO CONTINUE TO USE CERTAIN LICENSOR'S BROADCAST PRODUCTS IN CONNECTION WITH THE "NOT ME/NOT NOW" ABSTINENCE-BASED TEENAGE PREGNANCY PREVENTION CAMPAIGN; APPROVING THE EXECUTION OF THE AGREEMENT WITH MONROE COUNTY; AUTHORIZING PAYMENTS IN THE AMOUNT OF \$5,000.00 FOR THE LICENSING FEE AND UP TO \$1,000.00 FOR MEDIA DEVELOPMENT TO UNITED WAY SERVICES, CORP., IN CONNECTION WITH THE CAMPAIGN.

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AN ORDINANCE 94087

AUTHORIZING THE ACCEPTANCE OF A CASH AWARD IN THE AMOUNT OF \$128,783.00 FROM BEXAR COUNTY FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO CONTINUE OPERATING THE ON-GOING RYAN WHITE TITLE I DENTAL CLINIC PROJECT DURING THE PERIOD MARCH 1, 2001 THROUGH FEBRUARY 28, 2002; AUTHORIZING THE EXECUTION OF THE RYAN WHITE CARE ACT OF 1990 TITLE I PROGRAM MANAGEMENT AGREEMENT WITH BEXAR COUNTY; ESTABLISHING A FUND; ADOPTING A BUDGET; AUTHORIZING CONTRACTUAL SERVICES; APPROVING PAYMENTS FOR THE EXISTING RYAN WHITE DENTAL CLINIC LEASE; AND APPROVING A PERSONNEL COMPLEMENT.

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AN ORDINANCE 94088

CONSENTING TO THE ASSIGNMENT BY ARTER & HADDEN OF THE FEDERAL GOVERNMENT CONSULTING CONTRACT WITH THE CITY OF SAN ANTONIO TO LOEFFLER, JONAS & TUGGEY, L.L.P., THE NEW FIRM OF THE PRINCIPAL IDENTIFIED IN SAID CONTRACT TO PROVIDE FEDERAL GOVERNMENT

CONSULTANT SERVICES THROUGH JANUARY 31, 2002, THE END OF THE CONTRACT PERIOD; AND AUTHORIZING MONTHLY PAYMENTS OF \$12,000.00 AND UP TO \$1,000.00 IN MONTHLY EXPENSES.

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AN ORDINANCE 94089

APPOINTING JOHN D. HERNANDEZ (DISTRICT 6) TO THE CLEAN UP CITY COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON FEBRUARY 24, 2003.

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AN ORDINANCE 94090

APPOINTING JIM KESSLER AND MILO NITSCHKE TO THE BOARD OF DIRECTORS FOR TAX INCREMENT REINVESTMENT ZONE NUMBER NINE, CITY OF SAN ANTONIO, TEXAS TO FILL EXISTING VACANCIES FOR TERMS THAT EXPIRE ON JUNE 8, 2002.

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2001-25 ITEMS FOR INDIVIDUAL CONSIDERATION - CITIZEN COMMENTS

Mr. Jack Finger, P.O. Box 12048, questioned the appointment of certain City Council members to various boards, commissions and committees. He also spoke in opposition to Agenda Item 27.

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2001-25 ITEMS FOR INDIVIDUAL CONSIDERATION

AN ORDINANCE 94091

APPOINTING MEMBERS OF THE CITY COUNCIL TO VARIOUS SUBCOMMITTEES, AD HOC COMMITTEES AND BOARDS AND COMMISSIONS AS SET FORTH BY MAYOR ED GARZA'S 2001-2003 AGENDA.

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

Ms. Terry Brechtel, City Manager, spoke to the assignment of management-team and department leader to each board, commission and committee to which City Council members are being named, for purposes of coordination.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke to the appointments to the VIA Metropolitan Transit board by the City, and to VIA's need for more money.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

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2001-25 **ZONING HEARINGS – CITIZEN COMMENTS**

Mr. Faris Hodge, Jr., 140 Dora, spoke to each zoning case and its particulars.

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2001-25 **ZONING HEARINGS**

4A) CASE NUMBER #Z2001031 - The request of Andrew L. Gibson, Applicant, for Dennis L. Gibson, Owner(s), for a change in zoning from "I-1 CC" Light Industrial District with Special City Council Approval for oil exploration to "R-5" Single Family Residence District on P-102, Tr. B, NCB 10879, 7353 Copinsay Avenue. Staff's recommendation was for approval.

Zoning Commission has recommended approval. (Council District 3)

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

Mr. Andrew Gibson, the proponent, explained his rezoning request.

Ms. Moorhouse made a motion to approve the proposed rezoning. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia.

AN ORDINANCE 94092

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS P-102, TR. B, NCB 10879, 7353 COPINSAY AVENUE, FROM "I-1 CC" LIGHT INDUSTRIAL DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR OIL EXPLORATION TO "R-5" SINGLE FAMILY RESIDENCE DISTRICT.

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4B) CASE NUMBER #Z2001090 - The request of Patricia G. Drummer and Irvin L. Drummer, Applicant, for Patricia G. Drummer, Irvin L. Drummer, Owner(s), for a change in zoning from Temporary "R-1" Single-Family Residence District to "B-2NA" Business District, Non-Alcoholic Sales on Parcel 6 and Parcel 47, NCB 15178, 3800 South West Loop 410. Staff's recommendation was for approval.

Zoning Commission has recommended approval. (Council District 4)

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

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

Mr. Martin thanked the neighborhood association for its assistance in this rezoning matter.

Mr. Martin made a motion to approve the proposed rezoning. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Schubert, Carpenter. **NAYS:** None. **ABSENT:** Garcia, Garza.

AN ORDINANCE 94093

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS PARCEL 6 AND PARCEL 47, NCB 15178, 3800 SOUTH WEST LOOP 410, FROM TEMPORARY "R-1" SINGLE-FAMILY RESIDENCE DISTRICT TO "B-2NA" BUSINESS DISTRICT, NON-ALCOHOLIC SALES.

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4C) CASE NUMBER #Z2001049 - The request of City of San Antonio, Applicant, for Vise Oaks I Ltd., Owner(s), for a change in zoning from Temporary "R-1" Single-Family Residence District to "B-2" on the north 100 feet and "B-3" Business District on the remaining tract on 55.111 acres out of County Block 4400 (now known as NCB 17634), 3300 block of Loop 1604 Expressway. Staff's recommendation was for denial as requested and approval of a 100 foot "B-2" transitional zone along the north and west portion of the tract and "B-3" on the remaining tract.

Zoning Commission has recommended approval. (Council District 6)

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

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Schubert, Carpenter. **NAYS:** None. **ABSENT:** Garcia, Garza.

AN ORDINANCE 94094

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY

CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 55.111 ACRES OUT OF COUNTY BLOCK 4400 (NOW KNOWN AS NCB 17634), 3300 BLOCK OF LOOP 1604 EXPRESSWAY, FROM TEMPORARY "R-1" SINGLE-FAMILY RESIDENCE DISTRICT TO "B-2" ON THE NORTH 100 FEET AND "B-3" BUSINESS DISTRICT ON THE REMAINING TRACT.

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2001-25 Mayor Garza entered the meeting and presided.
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4D) CASE NUMBER #Z200111 - The request of City of San Antonio, Applicant, for Lost Valley Homes, Inc., Owner(s), for a change in zoning from "I-1" Light Industry District to "B-3R" Restrictive Business District on 1.237 acres out of Lot 20, Block 1, NCB 15356, 1414 SW Loop 410 Expressway. Staff's recommendation was for approval.

Zoning Commission has recommended approval. (Council District 6)

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

Mr. Barrera explained the case whereby a parcel of land carrying I-1 Industrial District zoning was being down-zoned to residential zoning, and noted that both the neighborhood association and school district supported the proposal.

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia.

AN ORDINANCE 94095

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

DESCRIBED HEREIN AS 1.237 ACRES OUT OF LOT 20, BLOCK 1, NCB 15356, 1414 S.W. LOOP 410 EXPRESSWAY, FROM "I-1" LIGHT INDUSTRY DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT.

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4E) CASE NUMBER #Z20303SUP - The request of Edward Karam, Applicant, for William C. Miller, Jr., Owner(s), for a change in zoning from "B-2" Business District to "B-2SUP" Business District with a Special Use Permit for an automobile sales lot on the north 225 feet of Lot 84, Block B, NCB 11507, 1235 Bandera Road. Staff's recommendation was for denial.

Zoning Commission has recommended approval with attached conditions. (Council District 7)

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

Mr. Castro made a motion to approve the proposed rezoning, subject to a list of conditions, which he read into the record. Mr. Perez seconded the motion. (A copy of the conditions imposed by Councilman Castro are made a part of the papers of this meeting.)

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia.

AN ORDINANCE 94096

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 1.010 ACRES OUT OF LOT 84, BLOCK B, NCB 11507, 1235 BANDERA ROAD, FROM "B-2" BUSINESS DISTRICT TO "B-2SUP" BUSINESS DISTRICT WITH A SPECIAL USE PERMIT FOR AN AUTOMOBILE SALES LOT.

SECTION 2: The City Council finds as follows: (1). Such use will not be contrary to the public interest. (2). Such use will not substantially nor permanently injure the

appropriate use of adjacent conforming property in the same district. (3). Such use will be in harmony with the spirit and purpose as set forth in Section 35-3258, "Special Use Permit" of the Unified Development Code. (4). The use will not substantially weaken the general purposes or the regulations as set forth in Section 35-3258, "Special Use Permit" of the Unified Development Code. (5). The use will not adversely affect the public health, safety and welfare.

SECTION 3: The City Council approves this Special Use Permit so long as the following conditions are met:

1. The Special Use Permit for a car sales lot is limited to 1.010 acre tract of land out of Lot 84, Block B, NCB 11507 as described by metes and bounds.
2. The front 20 feet (fronting Bandera Road) shall be landscaped, as approved by the City Arborist. There shall also be a 30 foot buffer on the East boundary.
3. There shall be no automobile sales within the front 25 foot yard setback.
4. A six foot wire (chain-link) fence shall be installed on the east, west and south property lines, and planted with red-tip phontinia.
5. The rear yard, abutting the residential lots, shall be left in a native, natural state.
6. Lighting shall be subdued and shielded on site.

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4F) CASE NUMBER #Z2001112 - The request of KB Homes, Applicant, for Kaufman and Broad of Texas LTD, Owner(s), for a change in zoning from "R-1" Single Family Residence District to "R-5" Single Family Residence District on Lot 43, Block 16, NCB 15664, 9607 Turquoise Creek. Staff's recommendation was for approval.

Zoning Commission has recommended approval. (Council District 8)

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

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

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Conner, Schubert, Carpenter, Garza. **ABSTAIN:** Castro. **NAYS:** None. **ABSENT:** Garcia.

AN ORDINANCE 94097

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 43, BLOCK 16, NCB 15664, 9607 TURQUOISE CREEK, FROM "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-5" SINGLE FAMILY RESIDENCE DISTRICT.

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4G) CASE NUMBER #Z2001076 - The request of JMS Limited Partnership - James M. Stoltz, Broker - General Partner, Applicant, for JMS Limited Partnership, Owner(s), for a change in zoning from Temporary "R-1 ERZD" Single Family Residence Edwards Recharge Zone District to "B-3 ERZD" Business Edwards Recharge Zone District on Lots P-19 and P-24a NCB 18218, 22000 Blk. of U.S. 281 N. Staff's recommendation was for approval.

Zoning Commission has recommended approval. (Council District 9)

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

Mr. Schubert made a motion to continue this rezoning case until the City Council meeting of June 21, 2001 approves the proposed Ordinance. Ms. Conner seconded the motion.

After consideration, the motion to continue this case until June 21, 2001, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia.

Zoning Case Z2001076 was continued to the Council meeting of June 21, 2001.

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4H) CASE NUMBER #Z2001089 - The request of Amy Castillo, Applicant, for NFP Partnership, James C. Niemann, Trustee, Owner(s), for a change in zoning from "F" Local Retail District to "B-2 NA SUP" Business, Non-Alcoholic Sales

District with a Special Use Permit for Automobile Repair on Lot 37, Block 1, NCB 11711, 6991 San Pedro Ave. Staff's recommendation was for approval.

Zoning Commission has recommended approval. (Council District 9)

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

Mr. Schubert made a motion to approve the proposed rezoning. Mr. Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia.

AN ORDINANCE 94098

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 37, BLOCK 1, NCB 11711, 6991 SAN PEDRO AVE., FROM "F" LOCAL RETAIL DISTRICT TO "B-2 NA SUP" BUSINESS, NON-ALCOHOLIC SALES DISTRICT WITH A SPECIAL USE PERMIT FOR AUTOMOBILE REPAIR.

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2001-25 ADDITION TO AGENDA ITEM 22

With no dissent, City Council agreed to add Councilwoman Moorhouse to the list of City Council members named by the Mayor to serve on the Noise Abatement Advisory Board, previously approved this date as Agenda item 22.

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2001-25 The Clerk read the following Ordinance:

AN ORDINANCE 94099

ACCEPTING THE LOW QUALIFIED BID OF F & W ELECTRICAL CONTRACTORS, INC., IN THE AMOUNT OF \$135,085.00, TO INSTALL THE

RUNWAY 12L APPROACH IMPROVEMENTS AT SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$13,500.00 FOR CONSTRUCTION CONTINGENCIES; APPROPRIATING FUNDS; REVISING THE BUDGET; AND PROVIDING FOR PAYMENT.

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

Mr. Kevin Dolliole, Director of Aviation, explained the proposed Ordinance, a copy of which presentation is made a part of the papers of this meeting.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

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2001-25 The Clerk read the following Ordinance:

AN ORDINANCE 94100

AMENDING CHAPTER 10 OF THE CITY CODE TO ALLOW THE USE OF MANUFACTURED WIRING SYSTEMS WITH ACCESS FLOORS; AND ENACTING REGULATIONS FOR SUCH USE. (AMENDS CHAPTER NO. 10 OF CITY CODE.)

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

Mr. Michael Clack, Assistant Director, Development Services Department, explained the proposed Ordinance, a copy of which presentation is made a part of the papers of this meeting.

In response to a question by Mr. Perez, Mr. Larry Meads, Chairman, Electrical Examining & Supervising Board, spoke to examples where these amendments to Chapter

10 of the City Code would be applicable, and spoke to his support for the proposed changes.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

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2001-25 The Clerk read the following Ordinance:

AN ORDINANCE 94101

AUTHORIZING THE ACCEPTANCE OF FUNDS IN THE AMOUNT OF \$158,318.00 FROM SEVEN INDEPENDENT SCHOOL DISTRICTS, INCLUDING THE SAN ANTONIO INDEPENDENT SCHOOL DISTRICT, EDGEWOOD INDEPENDENT SCHOOL DISTRICT, HARLANDALE INDEPENDENT SCHOOL DISTRICT, SOUTH SAN INDEPENDENT SCHOOL DISTRICT, SOUTHSIDE INDEPENDENT SCHOOL DISTRICT, SOUTHWEST INDEPENDENT SCHOOL DISTRICT AND THE NORTHEAST INDEPENDENT SCHOOL DISTRICT, FOR SUPPORT OF THE SAN ANTONIO EDUCATION PARTNERSHIP; ESTABLISHING A BUDGET AND PERSONNEL COMPLEMENT; AND AUTHORIZING THE TRANSFER AND EXPENDITURE OF ANY REMAINING FUNDS FROM PREVIOUS PROGRAM YEARS IN SUPPORT OF THE CURRENT FISCAL YEAR OPERATIONS.

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

Mr. Dennis Campa, Director of the Community Initiatives Department, explained the proposed Ordinance, a copy of which presentation is made a part of the papers of this meeting.

The following citizen(s) appeared to speak:

Mr. Herberto Ramon, Executive Director, San Antonio Education Partnership, spoke in support.

Mr. Joe Gallegos, recent Jefferson High School graduate and a Partnership participant, spoke to his experiences as a participant, and asked that the program be expanded to other schools.

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Mayor Garza urged the program participants present to continue their involvement and support for future programs to aid in their education.

Other members of the City Council congratulated Communities Organized for Public Service, Metro Alliance, and the participating school districts for their cooperation in making this program such a success.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

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2001-25 The Clerk read the following Ordinance:

AN ORDINANCE 94102

AUTHORIZING THE FOLLOWING ADJUSTMENTS TO DISTRICT 3'S FY 2001 CITY HALL CONSTITUENT OFFICE BUDGET AND FY 2001 CONTINGENCY FUND BUDGET; REDUCING THE AMOUNT APPROPRIATED FOR FURNITURE AND FIXTURES IN THE DISTRICT 3 CONSTITUENT OFFICE BUDGET FROM \$6,067.00 TO \$0; AND INCREASING THE BUDGET FOR THE DISTRICT 3 CONTINGENCY FUND BY \$6,067.00; AS REQUESTED BY COUNCILWOMAN ANTONIETTE MOORHOUSE.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

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2001-25 The Clerk read the following Ordinance:

AN ORDINANCE 94103

AN ORDINANCE AUTHORIZING THE ALLOCATION OF \$1,000.00 TO CITY YEAR SAN ANTONIO FOR THE GROUP'S TRIP TO CITY YEAR'S ANNUAL NATIONAL CONVENTION FROM JUNE 13 TO JUNE 17, 2001 IN CHICAGO, ILLINOIS, OUT OF THE DISTRICT 5 CONTINGENCY FUND, AS REQUESTED BY COUNCILMAN DAVID A. GARCIA.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

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2001-25 The Clerk read the following Ordinance:

AN ORDINANCE 94104

AUTHORIZING THE ALLOCATION OF \$1,000.00 TO SAN ANTONIO COMMUNITY LEADERSHIP COUNCIL, INC. FOR THE REIMBURSEMENT OF TRAVEL EXPENSES ASSOCIATED WITH THE GROUP'S TRIP TO COMPETE IN THE YOUNG LEADERS CONFERENCE GREAT DEBATE TOURNAMENT HELD JUNE 7-10, 2001 AT AUSTIN COLLEGE IN SHERMAN, TEXAS OUT OF THE DISTRICT 6 CONTINGENCY FUND (\$800.00) AND THE DISTRICT 7 CONTINGENCY FUND (\$200.00); AS REQUESTED BY COUNCILMAN ENRIQUE M. BARRERA AND COUNCILMAN JULIAN CASTRO.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

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2001-25 The Clerk read the following Ordinance:

AN ORDINANCE 94105

AUTHORIZING THE ALLOCATION OF \$250.00 TO ST. MARK'S CHURCH CYO TO PROVIDE TROPHIES FOR ITS FIRST YEAR TINY 1 BASEBALL TEAM OUT OF THE DISTRICT 10 CONTINGENCY FUND, AS REQUESTED BY COUNCILMAN DAVID CARPENTER.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

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2001-25 The Clerk read the following Ordinance:

AN ORDINANCE 94106

AMENDING ORDINANCE NOS. 92511 AND 92806 AND SUCH OTHER ORDINANCES AS MAY BE NECESSARY TO EFFECT THE FOLLOWING: AUTHORIZING THE FOLLOWING ADJUSTMENTS TO DISTRICT 2'S FY 2001 ONE-TIME PROJECTS BUDGET; REDUCING FUNDS SET ASIDE FOR A CONTRACT WITH THE COMMUNITY ECONOMIC REVITALIZATION AGENCY (CERA) FOR OVERSIGHT OF THE CREATION OF A SMALL BUSINESS INCUBATOR FROM \$80,000.00 TO \$40,000.00 AND MAKING AN ADJUSTMENT IN THE CONTRACT WITH CERA WHICH AUTHORIZES THE AGENCY TO DEVELOP THE INCUBATOR AT BELLINGER SQUARE (AS OPPOSED TO THE FRIEDRICH BUILDING), AND TO DO SO WITHOUT THE NECESSITY OF PARTICIPATION WITH ANY OTHER ORGANIZATION; AND TRANSFERRING

FUNDS IN THE AMOUNT OF \$40,000.00 TO THE FY 2001 DISTRICT 2 ADMINISTRATIVE ASSISTANT FUND; AS REQUESTED BY COUNCILMAN JOHN SANDERS. (AMENDS ORDINANCE NO. 92511, SEPTEMBER 14, 2000; ORDINANCE NO. 92806, OCTOBER 26, 2000.)

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Mr. Garcia made a motion to approve the proposed Ordinance. Mr. Schubert seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

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2001-25 The Clerk read the following Ordinance:

AN ORDINANCE 94107

AUTHORIZING THE TEMPORARY CLOSURE OF MITTMAN STREET BETWEEN PORTER AND DELMAR IN CONNECTION WITH THE "THANKS GIVING WEEK" CELEBRATION TO BE HELD ON FRIDAY, JUNE 15, 2001 BEGINNING AT 9:00 A.M. UNTIL 3:00 P.M., SPONSORED BY OMNE MENTAL HEALTH SERVICES, INC.; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE OF EIGHT (8) AFFIRMATIVE VOTES; AS REQUESTED BY COUNCILMAN JOHN SANDERS.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

MS. JULIE IRIS OLDHAM

Ms. Julie Iris Oldham, P.O. Box 40263, spoke to the City Council about her concerns with CPS turning off the electricity for senior citizens because of failure to pay their utility bills.

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MR. ALFREDO RODRIGUEZ

Mr. Alfredo Rodriguez, P.O. Box 6573, East Lansing, MI., 48926, stated that he is a resident of Michigan and chose to come to San Antonio to speak to the City Council about several issues of concern including the unlawful governments existing in this country. He also prayed for world peace.

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2001-25 There being no further citizens signed to speak, the meeting adjourned at
5:01 P.M.

A P P R O V E D


ED D. GARZA
M A Y O R

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