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2001-29 CONSENT AGENDA – CITIZENS COMMENTS

Ms. Nancy Englebert, 10486 Pine Glade, spoke to certain items on the agenda.

Mr. Jack M. Finger, P.O. Box 12048, spoke to Item 25 regarding the lease agreement with the Hilton Palacio Del Rio, and cited the campaign contributions made to various Council members.

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2001-29 CONSENT AGENDA

Mr. Perez a motion to approve Agenda Items 7 through 33E, constituting the Consent Agenda, except for Item No. 8 which was pulled for individual consideration. Mr. Sanders 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. **ABSENT:** None.

AN ORDINANCE 94286

ACCEPTING THE LOW BIDS SUBMITTED BY COMMONWEALTH COMPUTER COMPANY, AN AABE COMPANY, ITEMS 1, 3, 4 AND 5, FOR A TOTAL SUM OF \$13,604.00, AND DANJO, INC. D/B/A COMPUTER DYNAMICS, ITEM 2, FOR A TOTAL OF \$9,654.00 TO PROVIDE THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH A MULTI-MEDIA PACKAGE, FOR A GRAND TOTAL OF \$23,258.00.

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AN ORDINANCE 94287

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR THE 2001-2002 FISCAL YEAR FOR A TOTAL SUM OF APPROPRIATELY \$6,384,106.00. (COPIES OF BID PACKETS ARE AVAILABLE FOR REVIEW IN THE PURCHASING DEPARTMENT AND A LIST OF

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

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AN ORDINANCE 94288

APPROVING FIELD ALTERATION NO. 2-FINAL IN THE AMOUNT OF \$11,339.36 PAYABLE TO R.L. JONES COMPANY, INC. IN CONNECTION WITH THE GRANDVIEW NEIGHBORHOOD STREETS, PHASE III B ("J" STREET FROM AMANDA TO PECAN VALLEY) COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AMENDING THE CONSTRUCTION CONTINGENCY EXPENSES IN THE AMOUNT OF \$11,339.36; REVISING THE PROJECT BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 92367, AUGUST 24, 2000.)

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AN ORDINANCE 94289

APPROVING A 1999 GENERAL OBLIGATION STREET IMPROVEMENT BOND FUNDED FIELD ALTERATION NUMBER 3 IN THE AMOUNT OF \$47,965.51 PAYABLE TO R.L. JONES COMPANY, INC., FOR CONSTRUCTION EXPENSES IN CONNECTION WITH THE MONTERREY FROM 36TH STREET TO SAN JOAQUIN PROJECT IN COUNCIL DISTRICT 6. (AMENDS ORDINANCE NO. 92934, NOVEMBER 30, 2000.)

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AN ORDINANCE 94290

APPROVING A 1987 GENERAL OBLIGATION DRAINAGE BOND FUNDED FIELD ALTERATION NO. 8 IN THE AMOUNT OF \$177,351.14 PAYABLE TO YANTIS CORPORATION FOR CONSTRUCTION EXPENSES IN CONNECTION WITH THE BABCOCK ROAD FROM HAUSMAN ROAD TO DEZAVALA ROAD PROJECT IN COUNCIL DISTRICT 8. (AMENDS ORDINANCE NO. 90063, JULY 1, 1999.)

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AN ORDINANCE 94291

AUTHORIZING THE PAYMENT OF AN AMOUNT NOT TO EXCEED \$30,000.00, TO THE SAN ANTONIO WATER SYSTEM, TO PAY FOR THE AVIATION DEPARTMENT'S IMPACT FEES, RELATING TO PLATTING ACTIVITIES AT SAN ANTONIO INTERNATIONAL AND STINSON MUNICIPAL AIRPORTS; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 94292

DESIGNATING BOTH FERNANDEZ, FRAZER, WHITE AND ASSOCIATES, INC., AND OVERBY DESCAMPS ENGINEERS, INC., TO PROVIDE SURVEYING AND PLATTING SERVICES AT SAN ANTONIO INTERNATIONAL AND STINSON MUNICIPAL AIRPORTS; AUTHORIZING NEGOTIATION AND EXECUTION OF CONTRACTS FOR AMOUNTS NOT TO EXCEED \$40,000.00, AND \$20,000.00, RESPECTIVELY; APPROPRIATING FUNDS; ESTABLISHING THE BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 94293

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 10 IN THE AMOUNT OF \$186,084.32, TO INCLUDE THEREIN RATIFICATION OF A PAYMENT FOR REVISED DRAINAGE WORK IN THE AMOUNT OF \$3,520.00, TO THE CONTRACT WITH YANTIS COMPANY FOR THE RECONSTRUCTION OF TAXIWAY "H" AT SAN ANTONIO INTERNATIONAL AIRPORT; APPROPRIATING FUNDS; REVISING THE BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 94294

AUTHORIZING TWO (2) ANNUAL PAYMENTS OF \$2,979.50 IN THE AMOUNT NOT TO EXCEED \$5,959.00 FROM 2000 STREET CERTIFICATES OF OBLIGATION FOR GROUND PREMISES USE FEE PAYABLE TO THE CITY OF SAN ANTONIO DEPARTMENT OF AVIATION AT THE SAN ANTONIO

INTERNATIONAL AIRPORT, IN CONNECTION WITH THE BROADWAY TO WETMORE METROPOLITAN PLANNING ORGANIZATION PROJECT IN COUNCIL DISTRICT 10.

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AN ORDINANCE 94295

AUTHORIZING THE TRANSFER OF \$61,000.00 FROM THE FACILITY IMPROVEMENT AND MAINTENANCE PROGRAM FUND TO THE FIRE DEPARTMENT CAPITAL IMPROVEMENTS FUND FOR MODIFICATIONS REQUIRED TO TAKE OVER OPERATIONS AT FIRE STATION NO. 12 (KELLY) LOCATED AT 407 TINKER DRIVE.

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AN ORDINANCE 94296

RATIFYING WORK COMPLETED AND APPROVING FIELD ALTERATION NOS. 98 AND 99 IN THE TOTAL AMOUNT OF \$798,534.00, 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. (AMENDS ORDINANCE NO. 86015, MAY 8, 1997.)

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AN ORDINANCE 94297

AUTHORIZING THE EXECUTION OF AN AMENDMENT TO A LEASE WITH HALLMARK AERO TECH., INC. D/B/A HALLMARK INSTITUTE OF TECHNOLOGY, FOR THE USE OF AN ADDITIONAL 57,979 SQUARE FEET OF GROUND SPACE AT SAN ANTONIO INTERNATIONAL AIRPORT, INCREASING THE TOTAL GROUND SPACE UNDER THE LEASE FROM 308,015 TO 365,994 SQUARE FEET AND INCREASING ANNUAL GROUND RENTAL FROM \$70,627.80, TO \$83,922.00. (AMENDS ORDINANCE NO. 57021, MAY 26, 1983.)

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AN ORDINANCE 94298

AUTHORIZING THE EXECUTION OF A 10-YEAR LICENSE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND CROWN ALAMO CENTER ASSOCIATES, L.P., A DELAWARE LIMITED PARTNERSHIP, ACTING BY AND THROUGH CROWN ALAMO GENERAL PARTNERSHIP, L.P., G.P., AND CROWN ALAMO CORP., G.P., AS "LICENSEE," TO PERMIT THE USE, MAINTENANCE AND/OR OPERATION OF LICENSEE'S OFFICE BUILDING LOCATED AT 106 SOUTH ST. MARY'S STREET, OVER, UNDER AND/OR UPON CITY PUBLIC RIGHT-OF-WAY ON SOUTH ST. MARY'S, EAST COMMERCE, AND EAST MARKET STREETS ADJACENT TO LOT 23, NEW CITY BLOCK 109, BANKERS LANE SUBDIVISION FOR A ONE-TIME LUMP SUM LICENSE FEE OF \$5,265.00 PAYABLE ON OR BEFORE THE EFFECTIVE DATE OF THE LICENSE AGREEMENT.

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AN ORDINANCE 94299

AUTHORIZING A FIVE (5) YEAR LEASE AGREEMENT WITH THANKS FOR YOUR VISIT, L.P. D/B/A MANDUCA FOR APPROXIMATELY 888 SQUARE FEET OF RIVER WALK SPACE IN CITY COUNCIL DISTRICT 1 TO BE USED FOR OUTDOOR DINING PURPOSES FOR ANNUAL RENT OF \$14,196.00 IN YEAR ONE, \$14,601.60 IN YEAR TWO, \$14,900.64 IN YEAR THREE, \$15,306.24 IN YEAR FOUR, AND \$15,711.84 IN YEAR FIVE.

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AN ORDINANCE 94300

APPROVING THE FOURTH AMENDMENT TO THE LEASE AGREEMENT APPROVED BY ORDINANCE NO. 89913 ON JUNE 13, 1999, PREVIOUSLY AMENDED BY ORDINANCE NO. 90924 ON DECEMBER 9, 1999; ORDINANCE NO. 92062 ON JUNE 29, 2000, AND ORDINANCE NO. 92851 ON NOVEMBER 9, 2000, WITH BIGA INTERNATIONAL, L.P., A TEXAS LIMITED PARTNERSHIP ("TENANT"), FOR THE PURPOSE OF RELOCATING THE CURRENT 330 SQUARE FEET OF STORAGE SPACE PORTION OF SUITE #190 TO 208 SQUARE FEET IN THE LOADING DOCK AREA, BOTH LOCATIONS ON THE FIRST FLOOR OF THE INTERNATIONAL CENTER, LOCATED AT 203 SOUTH ST. MARY'S STREET, FOR A PERIOD TO RUN CONCURRENT WITH THE TERM OF THE ORIGINAL LEASE AGREEMENT COMMENCING FROM THE EFFECTIVE

DATE OF JULY 27, 2001 FOR THE LEASE OF SUCH SPACE, SUBJECT TO THE RIGHT OF THE CITY OR TENANT TO TERMINATE THE LEASE ON SUCH SPACE WITH ONE HUNDRED EIGHTY (180) DAYS PRIOR WRITTEN NOTICE AT A TOTAL RENTAL PAYMENT OF \$114.40 PER MONTH. (AMENDS ORDINANCE NO. 89913, JUNE 13, 1999; ORDINANCE NO. 90924, DECEMBER 9, 1999; ORDINANCE NO. 92062, JUNE 29, 2000; ORDINANCE NO. 92581, NOVEMBER 9, 2000.)

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AN ORDINANCE 94301

AUTHORIZING THE ACQUISITION OF APPROXIMATELY 14.185 ACRES OF LEON CREEK GREENWAY EAST OF LEON CREEK IN CITY COUNCIL DISTRICT 8; AND ALLOCATING \$10,400.00 IN 1999 PARK GENERAL OBLIGATION BOND FUNDS FOR CLOSING COSTS AND FEES.

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AN ORDINANCE 94302

AUTHORIZING A FIVE (5) YEAR LEASE AGREEMENT WITH JUSTIN'S ICE CREAM, INC. FOR APPROXIMATELY 48 SQUARE FEET OF RIVER WALK SIDEWALK SPACE IN CITY COUNCIL DISTRICT 1 TO BE USED FOR OUTDOOR DINING PURPOSES FOR ANNUAL RENT OF \$806.40 IN YEAR ONE, \$829.44 IN YEAR TWO, \$852.48 IN YEAR THREE, \$875.52 IN YEAR FOUR, AND \$898.56 IN YEAR FIVE.

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AN ORDINANCE 94303

AUTHORIZING A TEN (10) YEAR LEASE AGREEMENT WITH TWO (2) TEN-YEAR EXTENSIONS WITH PALACIO DEL RIO LTD. FOR USE OF THE CITY'S HEMISFAIR PARK BUILDING NO. 300, THE SCHULTZE HARDWARE STORE BUILDING, FOR USE AS MEETING AND BANQUET SPACE FOR MINIMUM ANNUAL RENTAL INCOME OF \$18,060.00 IN YEARS ONE AND TWO, \$36,120.00

IN YEARS THREE THROUGH FIVE, AND \$42,140.00 IN YEARS SIX THROUGH TEN, OR AN ALTERNATE 4% OF REVENUE RENTAL INCOME, WHICHEVER IS GREATER.

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AN ORDINANCE 94304

AUTHORIZING THE EXECUTION OF A FULL AND FINAL SETTLEMENT AGREEMENT IN CAUSE TITLED THE CITY OF SAN ANTONIO VS. ITAMIC, INC., IN CONNECTION WITH THE BABCOCK ROAD - DEZAVALA ROAD TO HAUSMAN ROAD PROJECT AND AMENDING ORDINANCE NO. 90466 PASSED AND APPROVED SEPTEMBER 16, 1999. (AMENDS ORDINANCE NO. 90466, SEPTEMBER 16, 1999.)

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AN ORDINANCE 94305

AUTHORIZING THE ACCEPTANCE OF A CASH GRANT AWARD IN THE AMOUNT OF \$46,496.00 FROM THE HOGG FOUNDATION TO AUGMENT FUNDING OF THE ONGOING WOMEN'S HEALTH PROGRAM IN THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR THE PERIOD JULY 1, 2001 THROUGH JUNE 30, 2002; AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE HOGG FOUNDATION; ESTABLISHING A FUND; ADOPTING A BUDGET AND APPROVING A PERSONNEL COMPLEMENT.

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AN ORDINANCE 94306

AUTHORIZING THE ACCEPTANCE OF A CASH GRANT AWARD IN THE AMOUNT OF \$180,651.00 FROM THE TEXAS DEPARTMENT OF HEALTH (TDH) FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO PARTICIPATE IN A COORDINATED SCHOOL HEALTH PROGRAM ENTITLED *PROJECT HEALTHY SCHOOLS* WITH THE SOMERSET INDEPENDENT SCHOOL DISTRICT AS A PART OF THE TDH SPECIAL INNOVATIONS GRANT PROGRAM DURING THE PERIOD SEPTEMBER 1, 2001 THROUGH AUGUST 31, 2003; AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE TEXAS

DEPARTMENT OF HEALTH; ESTABLISHING A FUND; ADOPTING A BUDGET
AND APPROVING A PERSONNEL COMPLEMENT.

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AN ORDINANCE 94307

AMENDING THE GRANT ACCEPTED BY ORDINANCE NO. 92584 FROM THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION TO ACCEPT ADDITIONAL FUNDS IN THE AMOUNT OF \$7,164.00 FOR INTERLIBRARY LOAN SERVICES TO PUBLIC, SPECIAL AND ACADEMIC LIBRARIES IN THE ALAMO AREA LIBRARY SYSTEM SERVICE AREA. (AMENDS ORDINANCE NO. 92584, SEPTEMBER 23, 2000.)

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AN ORDINANCE 94308

AUTHORIZING THE NEGOTIATION AND EXECUTION OF A PROJECT MANAGEMENT AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND STREET RETAIL SAN ANTONIO, L.P. TO OVERSEE THE CONSTRUCTION OF THE MAJESTIC COURTYARD PROJECT, A \$1.5 MILLION PUBLIC IMPROVEMENT TO BE CONSTRUCTED IN CONNECTION WITH THE REDEVELOPMENT OF HOUSTON STREET.

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AN ORDINANCE 94309

AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS ADJACENT TO TRAVIS PARK IN CITY COUNCIL DISTRICT 1 FROM SEPTEMBER 14, 2001 THROUGH SEPTEMBER 17, 2001 IN CONNECTION WITH THE 2001 JAZZ'SALIVE FESTIVAL IN TRAVIS PARK AS REQUESTED BY THE SAN ANTONIO PARKS FOUNDATION.

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AN ORDINANCE 94310

APPROVING A RUN/WALK PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS IN CONNECTION WITH THE RUN FOR THEIR LIVES 5K BEING HELD ON SATURDAY, AUGUST 18, 2001 BEGINNING AT 7:30 A.M. UNTIL 9:30 A.M.; SPONSORED BY THE EISENHAUER ROAD BAPTIST CHURCH.

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AN ORDINANCE 94311

APPOINTING SANDRA ANN MORALES (DISTRICT 6) TO THE SAN ANTONIO YOUTH COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON JUNE 1, 2003.

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AN ORDINANCE 94312

APPOINTING SUSAN HUGHES (DISTRICT 5) TO THE OPEN SPACE ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON AUGUST 29, 2003.

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AN ORDINANCE 94313

REAPPOINTING RITA ANN CARDENAS-GAMEZ (DISTRICT 5) AND ERNANI CARLO FALCONE (DISTRICT 7) TO THE ZONING COMMISSION, BOTH FOR TERMS OF OFFICE TO EXPIRE ON JUNE 30, 2003.

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AN ORDINANCE 94314

APPOINTING MICHAEL TEASE (DISTRICT 1) TO THE CONVENTION AND VISITORS COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON JUNE 30, 2002.

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AN ORDINANCE 94315

APPOINTING CATHERINE TORRES-STAHN (DISTRICT 7) TO THE COMMISSION FOR CHILDREN AND FAMILIES FOR A TERM OF OFFICE TO EXPIRE ON JUNE 27, 2003.

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2001-29 The Clerk read the following Ordinance:

AN ORDINANCE 94316

ACCEPTING THE LOW BID BY MESA ASSOCIATES, INC., A WBE/MBE COMPANY, TO PROVIDE THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH A "MATILDA" ROBOTIC PLATFORM WITH ACCESSORIES, FOR THE SUM OF \$57,583.00.

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

Deputy Chief Rosemary Flammia explained the use of the robotic platform, noting that the robot would serve to protect officers in situations where lives would be in danger.

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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2001-29 **INDIVIDUAL ITEMS-CITIZEN COMMENTS**

Mr. Jack M. Finger, P.O. Box 12048, expressed concern on the role of TNRCC to enforce regulations with regard to the safety of groundwater.

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2001-29 The Clerk read the following Ordinance:

AN ORDINANCE 94317

AUTHORIZING THE ACCEPTANCE OF AN AIRPORT IMPROVEMENT GRANT IN THE AMOUNT OF \$2,455,364.00 FROM THE FEDERAL AVIATION ADMINISTRATION, IN SUPPORT OF BOTH THE INSTALLATION OF A NOISE MONITORING SYSTEM AND THE PREPARATION OF A LAND USE COMPATIBILITY STUDY AT SAN ANTONIO INTERNATIONAL AIRPORT.

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

Mr. Kevin Dolliole, Director of Aviation narrated a slide presentation on the airport improvement program to fund the Noise Monitoring System, a copy of which presentation is made a part of the papers of this meeting. He outlined the land use/development plan and the budget appropriations.

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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2001-29 The Clerk read the following Ordinance:

AN ORDINANCE 94318

DESIGNATING THE FIRM OF MARMON MOK TO PROVIDE PLANNING SERVICES FOR THE TERMINAL PROGRAMMING STUDY AT SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING NEGOTIATION AND EXECUTION OF A PROFESSIONAL SERVICES CONTRACT, IN AN AMOUNT NOT TO EXCEED \$3,394,174.00; AUTHORIZING \$101,826.00 FOR PLANNING CONTINGENCIES; REVISING THE BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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

Mr. Kevin Dolliole, Director of Aviation made a presentation on the terminal expansion programming study, a copy of which presentation is made a part of the papers of this meeting. He outlined the background of the proposed ordinance, phases of the terminal development, the Review Committee and the selection criteria.

Mayor Garza spoke of the vision to improve the airport, noting how the expansion would make it more competitive. He added that the City Council would be creating a Blue Ribbon Committee to compliment these efforts.

Members of the City Council commended staff for the work expended on this project and requested that periodic status reports be made to the Council.

Mr. Carpenter requested that members of the City Council submit their respective recommendations for the Committee.

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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2001-29 The Clerk read the following Ordinance:

AN ORDINANCE 94319

AMENDING THE PROFESSIONAL SERVICES CONTRACT, APPROVED BY ORDINANCE NO. 88862, ON NOVEMBER 19, 1998, WITH RICONDO & ASSOCIATES, TO PROVIDE ADDITIONAL PLANNING SERVICES IN SUPPORT OF THE FAR PART 150 NOISE COMPATIBILITY STUDY UPDATE AT SAN ANTONIO INTERNATIONAL AIRPORT, BY AUTHORIZING ADDITIONAL SERVICES AND FEES, NOT TO EXCEED \$105,800.00; APPROPRIATING FUNDS; REVISING THE BUDGET AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO . 88862, NOVEMBER 19, 1998.)

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

Mr. Kevin Dolliole, Director of Aviation, narrated a slide presentation on the amendment to the professional services contract for the FAR Part 150 update with Ricondo and Associates, a copy of which presentation is made a part of the papers of this meeting. He spoke on the background of the proposed Ordinance, and presented the budget update.

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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2001-29 The Clerk read the following Ordinance:

AN ORDINANCE 94320

ACCEPTING THE DONATION OF APPROXIMATELY 342.19 ACRES FROM SAN ANTONIO WATER SYSTEM; ACCEPTING APPROXIMATELY 19 ACRES FROM THE SAN ANTONIO PARKS FOUNDATION; ACCEPTING A GRANT OF \$750,000.00 FROM THE TEXAS PARKS AND WILDLIFE DEPARTMENT TO DEVELOP A REGIONAL PARK; ACCEPTING A DONATION OF \$151,350.00 FROM THE SAN ANTONIO PARKS FOUNDATION TO DEVELOP A REGIONAL PARK; ESTABLISHING A MEDINA RIVER PARK PROJECT BUDGET; SELECTING CARTER-BURGESS INC. TO PROVIDE PROFESSIONAL DESIGN SERVICES IN CONNECTION WITH THE MEDINA RIVER PARK; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$116,103.00 ALLOCATING \$125,610.00 FOR ARCHITECTURAL AND ENGINEERING SERVICES; ALLOCATING \$30,000.00 FOR ARCHITECTURAL AND ENGINEERING CONTINGENCY; ALLOCATING \$670,350.00 FOR CONSTRUCTION; ALLOCATING \$71,890.00 FOR CONSTRUCTION CONTINGENCY; ALLOCATING \$3,500.00 FOR BID ADVERTISEMENT/PRINTING; AND PROVIDING FOR PAYMENT.

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

Mr. Malcolm Matthews, Director of Parks and Recreation, narrated a slide presentation on the Medina River Park, a copy of which presentation is made a part of the papers of this meeting. He outlined the background, park development, land acquisition, funding,

planning and design services. He presented a map of the Medina River Park Site, and further noted the time schedule, and the entities involved in the project.

Mayor Garza recognized those entities involved in the project, and noted this project has come to fruition because of their commitment and participation in this effort.

Members of the City Council extended their appreciation to the participating entities.

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, Garza. **NAYS:** None. **ABSENT:** Carpenter.

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2001-29 The Clerk read a proposed resolution authorizing the City of San Antonio, Texas Education Facilities Corporation (EFC) to proceed with the process and consider a resolution authorizing bond issuance for the School of Excellence in Education (SOE), a state authorized charter school.

Mr. Barrera expressed concern on the area schools not being involved in the process and urged that the schools be given the opportunity to give their input, and made a motion to postpone this item. Ms. Moorhouse seconded the motion.

Mr. Perez reiterated his concern on the issue, and requested that there be more coordination and participation from the affected school districts.

Mayor Garza also requested that the school administrators and school board members be included in the process in order to foster the spirit of cooperation.

After consideration, the motion to postpone this resolution, prevailed by the following vote: **AYES:** Sanders, Moorhouse, Martin, Garcia, Barrera, Conner, Schubert, Garza. **ABSTAIN:** Castro. **NAYS:** None. **ABSENT:** Perez, Carpenter.

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2001-29 The Clerk read the following Ordinance:

AN ORDINANCE 94321

APPROVING AND ADOPTING NON-RADIOACTIVE HAZARDOUS MATERIALS ROUTING REGULATIONS THROUGH AMENDMENT OF THE CITY CODE OF

THE CITY OF SAN ANTONIO, CHAPTER 19, MOTOR VEHICLES AND TRAFFIC, BY ADDING A NEW ARTICLE XVI TO BE ENTITLED NON-RADIOACTIVE HAZARDOUS MATERIALS ROUTE; PROVIDING FOR PROHIBITED AND PERMISSIBLE ROUTE DESIGNATIONS, CRIMINAL AND CIVIL ENFORCEMENT AND PENALTIES; AND DIRECTING PUBLICATION.

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

Mr. Steve Worley, Deputy Fire Chief, narrated a slide presentation on the hazardous material route, a copy of which presentation is made a part of the papers of this meeting. He delineated the Through Traffic Transportation which included the local delivery, goals, the designated route for through traffic, prohibited areas, signage, enforcement, and the adoption process.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, took exception to the slide handouts being in black and white, and spoke of the dangers of having hazardous materials go through Loop 410.

Ms. Nancy Englebort, 10486 Pine Glade, spoke in support of the Ordinance, however expressed concern on the enforcement of this Ordinance, noting that this was another job given to the limited number of police officers.

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Mayor Garza spoke on the large amount of public input into this effort, and noted the dangers of having the hazardous material routed through Loop 1604 over the Aquifer recharge zone.

Mr. Perez commended the Fire Department for the work on this project, which affected all areas of the City. He acknowledged the importance of having the Hazardous Material route in place, and highlighted on the City's commitment to the plan.

Mr. Sanders reiterated his concern on the dangers of having the route going through Loop 1604 over the recharge zone. He commended staff for the work in developing the best plan to protect the City's quality of life.

2001-29 ZONING HEARINGS- CITIZEN COMMENTS

Mr. Faris Hodge, Jr., 140 Dora, spoke to the various zoning cases.

Ms. Julie Iris Oldham, P.O. Box 40263, addressed the various zoning cases.

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2001-29 ZONING HEARINGS

4A) CASE NO. #Z2001054 - The request of City of San Antonio, Applicant, for Berlee Lumber Company, Owner(s), for a change in zoning from Historic "R-2(H)" Two Family Residence District and Historic "R-2A(H)" Three and Four Family Residence District to Historic "MF-25(H)" Multiple-Family Residence District on Lots 6, 7, 8 & 9, Block 2, NCB 937, 1232 S. Alamo Street. Staff's recommendation was for approval.

Zoning Commission has recommended approval. (Council District 1)

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

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

The following citizen(s) appeared to speak:

Ms. Mary Ozuna, 810 E. Guenther, spoke in opposition to the proposed zoning change noting the heavy traffic, and also cited the lack of proper notification process to the property owners.

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

AN ORDINANCE 94322

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 6, 7, 8 & 9, BLOCK 2, NCB 937, 1232 S. ALAMO

STREET, FROM HISTORIC "R-2(H)" TWO FAMILY RESIDENCE DISTRICT AND HISTORIC "R-2A(H)" THREE AND FOUR FAMILY RESIDENCE DISTRICT TO HISTORIC "MF-25(H)" MULTIPLE-FAMILY RESIDENCE DISTRICT.

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4B) CASE NO. #Z2001130 - The request of Maria Patricia Sanchez, Applicant, for Joe Meza, Owner(s), for a change in zoning from "F" Local Retail to "C-2" Commercial District on Lot 13, Block 17, NCB 2069, 1449 Culebra. Staff's recommendation was for approval of "B-2 SUP."

Zoning Commission has recommended approval. (Council District 1)

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

Mr. Perez made a motion to approve the proposed rezoning. Mr. Sanders 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, Carpenter. **NAYS:** None. **ABSENT:** Garcia, Schubert, Garza.

AN ORDINANCE 94323

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 ON LOT 13, BLOCK 17, NCB 2069, 1449 CULEBRA, FROM "F" LOCAL RETAIL TO "C-2" COMMERCIAL DISTRICT.

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4C) CASE NO. #Z2001153 - The request of City of San Antonio, Applicant, for Encarnacion and Enriqueta Mendoza, Flores Grand Fund, Hector Molina, Robert and Rose Arredondo, Lucy Camarillo, Michael Martinez and Raul and Aurora

Carreon, Owner(s), for a change in zoning from "J" Commercial District to "J (HS)" Historic, Significant Commercial District on Lot A-10, Block 10, NCB 773 from "D" Apartment District to "D (HS)" Historic, Significant Apartment District on Lot East Irregular 56 ft. of 1 and 2, NCB 773 from "D" Apartment District to "D (HS)" Historic, Significant Apartment District on Lot A2, 3, 4, Block 6, NCB 775, from "D" Apartment District to "D (HS)" Historic, Significant Apartment District on Lot 6, Block 2, NCB 767, from "K" Commercial District to "K (HS)" Historic, Significant Commercial District on Lot 5, Block 9, NCB 766, from "J" Commercial District to "J (HS)" Historic, Significant Commercial District on Lot A-16, Block 100, NCB 477, on 24 and 702 W. Euclid Street, 411 W. Elmira Street, 309 and 315 Jackson Street, 314 Marshall Street, 1022 and 1025 N. Flores Street. Staff's recommendation was for approval.

Zoning Commission has recommended approval. (Council District 1)

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

The following citizen(s) appeared to speak:

Ms. Jill Souter, 104 King Williams, spoke in support of the Ordinance, and presented a prepared statement, a copy of which is on file with the papers of this meeting.

Ms. Katie Reed, representing Salvation Army, urged the City Council not to change the zoning, and to delay the case in order to meet with neighborhood residents and develop a plan that would better suit the program needs.

Mr. Perez requested that Ms. Ann McGlone, Historic Preservation Officer address this issue.

Ms. Ann McGlone, Historic Preservation Officer, stated that there was a need to look at the area for revitalization, and noted there were a number of entities who came forward to participate in this effort. She stated that new housing would be constructed in this area, and added that this was an ideal project that would meet the needs of the neighborhood.

Mr. Perez made a motion, to deny approval of Lot A-16, NCB 477, 1025 N. Main and remainder of property to be approved for rezoning. Mr. Carpenter seconded the motion.

After consideration, the motion to approve remainder of property for rezoning, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia.

* * * *

AN ORDINANCE 94324

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 A-10, BLOCK 10, NCB 773, FROM "J" COMMERCIAL DISTRICT TO "J (HS)" HISTORIC, SIGNIFICANT COMMERCIAL DISTRICT; LOT EAST IRREGULAR 56 FT. OF 1 AND 2, NCB 773, FROM "D" APARTMENT DISTRICT TO "D (HS)" HISTORIC, SIGNIFICANT APARTMENT DISTRICT; LOT A2, 3, 4, BLOCK 6, NCB 775, FROM "D" APARTMENT DISTRICT TO "D (HS)" HISTORIC, SIGNIFICANT APARTMENT DISTRICT; LOT 6, BLOCK 2, NCB 767, FROM "D" APARTMENT DISTRICT TO "D (HS)" HISTORIC, SIGNIFICANT APARTMENT DISTRICT; LOT 5, BLOCK 9, NCB 766, FROM "K" COMMERCIAL DISTRICT TO "K (HS)" HISTORIC, SIGNIFICANT COMMERCIAL DISTRICT; LOT A-16, BLOCK 100, NCB 477, FROM "J" COMMERCIAL DISTRICT TO "J (HS)" HISTORIC, SIGNIFICANT COMMERCIAL DISTRICT, 624 AND 702 W. EUCLID STREET, 411 W. ELMIRA STREET, 309 AND 315 JACKSON STREET, 314 MARSHALL STREET, 1022 AND 1025 N. FLORES STREET.

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4D) CASE NO. #Z2001129 - The request of City of San Antonio, Applicant, for Yolanda H. Colebank, Owner(s), for a change in zoning from "(P-1) B-1" Business Planned Unit Development District and "B-3NA" Business Non-Alcoholic Sales District to "R-1" Single-Family Residence District, being 1.5 acres of land out of Parcel 107, NCB 10615, Waycross Lane and Eastover Drive. Staff's recommendation was for approval.

Zoning Commission has recommended approval. (Council District 2)

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

Mr. Sanders 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, Garcia, Barrera, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Castro.

AN ORDINANCE 94325

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 1.5 ACRES OF LAND OUT OF PARCEL 107, NCB 10615, WAYCROSS LANE AND EASTOVER DRIVE, FROM "(P-1) B-1" BUSINESS PLANNED UNIT DEVELOPMENT DISTRICT AND "B-3NA" BUSINESS NON-ALCOHOLIC SALES DISTRICT TO "R-1" SINGLE-FAMILY RESIDENCE DISTRICT.

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4E) CASE NO. #Z20257 - The request of Ricardo Guardo, Applicant, for Sheldon Grothaus, Owner(s), for a change in zoning from "A" Single Family Residence District to "I-1" Light Industry District on Parcels 10 and 11, NCB 10777, 4635 Sinclair Road. Staff's recommendation was for denial.

Zoning Commission has recommended denial. (Council District 2)

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

The following citizen(s) appeared to speak:

Ms. Lydia Moreno, spoke on behalf of the applicant, and urged the City Council to approve the proposed change.

Ms. Claudia Hartman, 4702 Paula, urged the City Council to deny the request.

* * * *

Mr. Sanders made a motion to uphold the recommendation of the Zoning Commission and to deny the requested rezoning. Mr. Carpenter seconded the motion.

After consideration, the motion to deny the rezoning request prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Conner, Carpenter, Garza. **NAYS:** None. **ABSENT:** Castro, Schubert.

Zoning Case ZC20257 was denied.

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4F) CASE NO. #Z2001051 - The request of Ernesto G. Palaming, Applicant, for Ernesto G. Palaming, Owner(s), for a change in zoning from "B" Residence District to "B-2" Business District on Lot 1, Block F, NCB 10160, 106 Golden Crown Dr. Staff's recommendation was for denial.

Zoning Commission has recommended denial. (Council District 3)

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

The following citizen(s) appeared to speak:

Mr. Ernest Palamiz, 1502 Goliad Rd., urged the City Council to approve the request. He noted that the proposed business would serve non-alcoholic beverages, and outlined the type of items that would be sold at his business.

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Ms. Moorhouse made a motion to uphold the recommendation of the Zoning Commission and to deny the requested rezoning. Mr. Garcia seconded the motion.

After consideration, the motion to deny the rezoning request prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

Zoning Case Z2001051 was denied.

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4G) CASE NO. #Z2001108 - The request of Carolyn J. Ruback, Applicant, for Carolyn J. Ruback, Owner(s), for a change in zoning from "JJ" Commercial District and "C" Apartment District to "C-2 NA" Commercial, Nonalcoholic Sales District on Lots 44, 48 and the south 252 feet of Lot 47, NCB 9483, 2822 Pleasanton Rd. 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.

Ms. Moorhouse made a motion to approve the proposed rezoning. Mr. Sanders 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, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

AN ORDINANCE 94326

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 44, 48 AND THE SOUTH 252 FEET OF LOT 47, NCB 9483, 2822 PLEASANTON RD., FROM "JJ" COMMERCIAL DISTRICT AND "C" APARTMENT DISTRICT TO "C-2 NA" COMMERCIAL, NONALCOHOLIC SALES DISTRICT.

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4H) CASE NO. #Z2001141 - The request of Shear Perfection / Deborah Doege, Applicant, for Deborah Doege, Owner(s), for a change in zoning from "B-2" Business District to "C-2" Commercial District on North 110.99 feet of the East 101 feet of Lot 20, Block 4, NCB 14919, 3303 S.W.W.W. White Rd. Staff's recommendation was for approval.

Zoning Commission has recommended approved. (Council District 3)

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

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

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

AN ORDINANCE 94327

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 NORTH 110.99 FEET OF THE EAST 101 FEET OF LOT 20, BLOCK 4, NCB 14919, 3303 S.W.W. WHITE RD., FROM "B-2" BUSINESS DISTRICT TO "C-2" COMMERCIAL DISTRICT.

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At this point, Mayor Garza was obliged to leave the meeting, Councilman Carpenter presided.

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4I) CASE NO. #Z2001077 - The request of KB HOME, Applicant, for KB HOME, Owner(s), for a change in zoning from Temporary "R-1" Single Family Residence District to "R-5" Single Family Residence District on 43.913 acres out of NCB 3436B, Potranco Road. 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.

The following citizen(s) appeared to speak:

Ms. Nancy Englebert, 10486 Pine Glade, expressed her concern on issues regarding the zoning case citing in particular the lack of parking spaces, and the preservation of trees.

Ms. Ann Snow, 10242 Rainbow Creek, expressed concern on issues regarding ingress/egress on the subject property, and the values of properties being affected.

* * * *

Mr. Martin made a motion to continue this rezoning case until the City Council meeting of September 13, 2001. Mr. Garcia seconded the motion.

After consideration, the motion to continue this case until September 13, 2001, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter. **NAYS:** None. **ABSENT:** Garza.

Zoning Case ZC2001077 was continued to the Council meeting of September 13, 2001.

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4J) CASE NO. #Z2001131 - The request of Jose Garcia Garcia, Applicant, for Jose Garcia Garcia, Owner(s), for a change in zoning from "R-2" Two Family Residence District to "NC" Neighborhood Commercial District on Lot 34, Block 3, NCB 11189, 323 Palo Alto Rd. 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.

Mr. Martin made a motion to continue this rezoning case until the City Council meeting of September 13, 2001. Mr. Garcia seconded the motion.

After consideration, the motion to continue this case until September 13, 2001, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter. **NAYS:** None. **ABSENT:** Garza.

Zoning Case ZC2001131 was continued to the Council meeting of September 13, 2001.

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4K) CASE NO. #Z2001151 - The request of Priscilla D. Jeffreys, Applicant, for Willis R. Jeffreys, Owner(s), for a change in zoning from Temporary "R-1" Single Family Residence District to "R-4" Residential Single-Family Residence District on Lot 31, Block 2, NCB 15633, 5343 Gwenda Lea. 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.

Mr. Martin made a motion to continue this rezoning case until the City Council meeting of September 13, 2001. Mr. Garcia seconded the motion.

After consideration, the motion to continue this case until September 13, 2001, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter. **NAYS:** None. **ABSENT:** Garza.

Zoning Case ZC2001-151 was continued to the Council meeting of September 13, 2001.

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4L) CASE NO. #Z2001165 - The request of City of San Antonio, Applicant, for Whitmore, Annette W., Owner(s), for a change in zoning from Temporary "R-1", to "MH" Mobile Home District on P-12, NCB 15069, 10127 Hwy. 16 South. 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.

The following citizen(s) appeared to speak:

Ms. Rebecca Cardenas, 11519 Montauk, expressed concern on the property values of the surrounding areas.

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

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

AN ORDINANCE 94328

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-12, NCB 15069, 10127 HWY. 16 SOUTH, FROM

TEMPORARY "R-1" SINGLE-FAMILY RESIDENCE DISTRICT TO "MH" MOBILE HOME DISTRICT.

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

4N) CASE NO. #Z2001154 - The request of Phil Garay, Applicant, for Del Mar Investment Group, LTD & Laredo Warehouse, LTD, Owner(s), for a change in zoning from "B-3" Business District, to "R-4" Single-Family Residence District, on 51.285 Acres of Parcels 180 and 122, NCB 18820, 9000 Block of Culebra. Staff's recommendation was for approval.

Zoning Commission has recommended approval of "R-4". (Council District 6)

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

Mr. Barrera made a motion to continue this rezoning case until the City Council meeting of September 23, 2001. Mr. Garcia seconded the motion.

After consideration, the motion to continue this case until September 23, 2001, prevailed by the following vote: **AYES:** Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Garza. **NAYS:** None. **ABSENT:** Perez, Sanders, Carpenter.

Zoning Case ZC2001154 was continued to the Council meeting of September 23, 2001.

4O) CASE NO. #Z2001156S - The request of Willis L. Gordon Jr., Applicant, for Door Ministries, Inc., Owner(s), for a change in zoning from "R-1" Single-Family Residence District, to "R-6 S" Single-Family Residence District with a Specific Use Permit for a Child Care Center on Lot 35, Block 1, NCB 12299, 111 Imperial. Staff's recommendation was for approval, with following conditions: 1. The applicant provide a buffer of vegetation at least five (5) feet tall along the full length (136 feet) of the south property line, within one year of operation.

Zoning Commission has recommended approval, with the following conditions: 1. The applicant provide a buffer of vegetation at least five (5) feet tall along the full length (136 feet) of the south property line, within one year of operation. (Council District 6)

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

Mr. Barrera made a motion to uphold the recommendation of the Zoning Commission and approve the proposed rezoning. Mr. Garcia seconded the motion.

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

AN ORDINANCE 94329

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 35, BLOCK 1, NCB 12299, 111 IMPERIAL BLVD., FROM "R-1" SINGLE-FAMILY RESIDENCE DISTRICT, TO "R-6 S" SINGLE-FAMILY RESIDENCE DISTRICT WITH A SPECIFIC USE PERMIT FOR A CHILD CARE CENTER.

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4P) CASE NO. #Z2001157 - The request of Robert Herbage, Hospitality Design Group, Applicant, for Reza Sehat, Owner(s), for a change in zoning from Temp "R-1" Single-Family Residence District to "C-2" Commercial District on Lot P-83F, Block 53, NCB 15591, 7000 Military Dr. W. 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 made a motion to continue this rezoning case until the City Council meeting of September 23, 2001. Mr. Garcia seconded the motion.

After consideration, the motion to continue this case until September 23, 2001, prevailed by the following vote: **AYES:** Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Garza. **NAYS:** None. **ABSENT:** Perez, Sanders, Carpenter.

Zoning Case ZC2001 157 was continued to the Council meeting of September 23, 2001.

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4Q) CASE NO. #Z2001104SUP - The request of Ana Arredondo, Applicant, for Elaine Ballard, Owner(s), for a change in zoning from "C" Apartment District to "R-3 SUP" Multi-Family Residential District with a Special Use Permit for a counseling center on Lot 2, Block 15, N.C.B. 7483, 206 Elson Avenue. Staff's recommendation was for denial.

Zoning Commission has recommended approval. (Council District 7)

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

The following citizens spoke in favor of the proposed zoning change:

Ms. Ana Arredondo, 206 Elson

Ms. Michelle Duarte, 206 Elson

Ms. Madonna Minarich, 206 Elson

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Mr. Castro made a motion to approve the proposed rezoning. Mr. Garcia 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, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

AN ORDINANCE 94330

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 2, BLOCK 15, NCB 7483, 206 ELSON AVENUE, FROM "C" APARTMENT DISTRICT TO "R-3 SUP" MULTI-FAMILY RESIDENTIAL DISTRICT WITH A SPECIAL USE PERMIT FOR A COUNSELING CENTER.

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2001-29 **PARKS MASTER PLAN**

At this point Mayor Garza recognized the delegation present in the audience who had worked and contributed countless hours in support of the Parks Master Plan, Mayor Emeritus Lila Cockrell, Mr. Robert Arellano, and Mr. Kenny Wilson.

Ms. Lila Cockrell, Parks Foundation, spoke in support of the Medina River Park project which would enhance the City of San Antonio. She acknowledged that the Parks Foundation goal was to augment the City's budget to support certain projects.

Mr. Robert Arellano, reiterated his support of the Medina River Park project in addition to other park projects which were needed in the City of San Antonio.

Mr. Kenny Wilson, spoke of the partnerships developed with the public and private sector, noting that it was important to continue and enhance these partnerships. He noted that the proposed park site was a valuable piece of property, which would enhance the City's parks.

Members of the City Council expressed their appreciation to members of the Parks Foundation for their continuing contributions.

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4M) CASE NO. #Z2001006 - The request of Housing Authority of the City of San Antonio, Applicant, for Housing Authority of the City of San Antonio, Owner(s), for a change in zoning from "R-3" Multi-Family Residence District to "R-3 CC" Multi-Family Residence District with City Council Approval for a Child Care Facility on 0.7694 acres out of Lot 15, Block 28, NCB 8147, 4000 Block of El Paso Street. Staff's recommendation was for approval.

Zoning Commission has recommended approval. (Council District 5)

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

Mr. Garcia made a motion to approve the proposed rezoning. Mr. Sanders seconded the motion.

Mr. Garcia recognized members of the San Antonio Housing Authority (SAHA) for working with the City in order to include AVANCE, and noted this was a good package for the City and the community.

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

AN ORDINANCE 94331

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 0.7694 ACRES OUT OF LOT 15, BLOCK 28, NCB 8147, 4000 BLOCK OF EL PASO STREET, FROM "R-3" MULTI-FAMILY RESIDENCE DISTRICT TO "R-3 CC" MULTI-FAMILY RESIDENCE DISTRICT WITH CITY COUNCIL APPROVAL FOR A CHILD CARE FACILITY.

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4R) CASE NO. #Z2001109 - The request of Ana Palacios, Applicant, for Ana Palacios, Owner(s), for a change in zoning from "B" Residence District to "B-2" Business District on Lots 20 through 23, Block 2, N.C.B. 3601, 3210-3214 W. Poplar. Staff's recommendation was for denial.

Zoning Commission has recommended denial. (Council District 7)

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

Mr. Castro made a motion to continue this rezoning case until the City Council meeting of September 23, 2001. Mr. Garcia seconded the motion.

After consideration, the motion to continue this case until September 23, 2001, prevailed by the following vote: **AYES:** Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Perez.

Zoning Case ZC2001 109 was continued to the Council meeting of September 23, 2001.

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4S) CASE NO. #Z2001047SUP - The request of Michael Berlanga, Applicant, for Michael and Pamela Berlanga, Owner(s), for a change in zoning from "R-1" Single-Family Residence District to "(P-1) R-1" Planned Unit Development Single-Family Residence District on 2.732 acres out of Lot 17, NCB 11620; and from "R-1" Single-Family Residence District to "(P-1) O-1 SUP" Planned Unit Development Office District with a Special Use Permit for a medical/dental clinic on 2.692 acres out of Lot 17, NCB 11620, 5443 Fredericksburg Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval. (Council District 8)

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

The following citizen(s) appeared to speak:

Mr. Ken Brown noted that all parties were in agreement to the proposed change.

Mr. Bill Kaufman, 100 W. Houston, thanked the City Council for their support.

Mr. Wayne King, Oak Hills Country Club, urged the City Council to support the zoning case.

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

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

AN ORDINANCE 94332

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 2.732 ACRES OUT OF LOT 17, NCB 11620, FROM "R-1" SINGLE-FAMILY RESIDENCE DISTRICT TO "(P-1) R-1" PLANNED UNIT DEVELOPMENT SINGLE-FAMILY RESIDENCE DISTRICT; 2.692 ACRES OUT OF LOT 17, NCB 11620, 5443 FREDERICKSBURG ROAD, FROM "R-1" SINGLE-FAMILY RESIDENCE DISTRICT TO "(P-1) O-1 SUP" PLANNED UNIT DEVELOPMENT OFFICE DISTRICT WITH A SPECIAL USE PERMIT FOR A MEDICAL/DENTAL CLINIC.

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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: All other provisions of Chapter 35, as amended, shall remain in full force and effect, including the penalties for violations as made and provided in Section 35 – 1024.

SECTION 4: The Director of Planning shall change the zoning records and maps in accordance herewith and the same shall be available and open to the public for inspection.

SECTION 5: This ordinance is not severable.

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4T) CASE NO. #Z2001086 - The request of Earl & Brown, P.C., Applicant, for Ploch Properties, Ltd. and Ploch Sisters, LLC, Owner(s), for a change in zoning from "R-4" Manufactured Home Residence District and "R-4 UC-1" Manufactured Home Residence Urban Corridor District, "B-3 UC-1" Business Urban Corridor District, and "I-1 UC-1" Light Industrial Urban Corridor District to "BP" Business Park District and "BP UC-1" Business Park Urban Corridor District on Lots 3,

4, and P-12, NCB 14862, 11600 IH 10 West Expressway. 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 continue this rezoning case until the City Council meeting of November 8, 2001. Mr. Garcia seconded the motion.

After consideration, the motion to continue this case until November 8, 2001, prevailed by the following vote: **AYES:** Perez, Sanders, Martin, Garcia, Barrera, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Moorhouse, Castro.

Zoning Case Z2001086 was continued to the Council meeting of November 8, 2001.

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4U) CASE NO. #Z2001110 - The request of William L. Hoover, Applicant, for John M. Schaefer, Owner(s), for a change in zoning from "B-3 ERZD" Business Edwards Recharge Zone District to "B-2 ERZD" Business Edwards Recharge Zone District, on 4.90 acres of land out of Lot 3, Block 6, NCB 14616, 8126 West Hausman Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval. (Council District 8)

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

The following citizen(s) appeared to speak:

Mr. James May, 12030 Parrigin, adjacent property owner expressed concern on the property values.

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In response to Ms. Conner, Mr. William Hoover stated there would be 160 apartments developed on the subject property, noting the change would be from commercial to residential use.

Ms. Conner added that standards needed to be adhered to, and made a motion for approval. 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, Martin, Garcia, Barrera, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Moorhouse, Castro.

AN ORDINANCE 94333

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 4.90 ACRES OF LAND OUT OF LOT 3, BLOCK 6, NCB 14616, 8126 WEST HAUSMAN ROAD, FROM "B-3 ERZD" BUSINESS EDWARDS RECHARGE ZONE DISTRICT TO "B-2 ERZD" BUSINESS EDWARDS RECHARGE ZONE DISTRICT.

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Provided that the following recommendations of the Aquifer Protection & Evaluation Division of the San Antonio Water System are adhered to:

1. The following shall be submitted to the Aquifer Protection & Evaluation Division of the San Antonio Water System prior to the release of any building permits:
 - A. A WPWP shall be submitted for each particular development/use within the area being considered for re-zoning,
 - B. A set of site specific plans which must have signed Engineers Seal from the State of Texas,
 - C. A letter from the Texas Natural Resource Conservation Commission approving each WPAP,
 - D. A copy of the approved WPAP.
2. All stormwater run-off from the residential development shall be directed to a stormwater abatement system that shall be approved by the Aquifer Protection & Evaluation Division of the San Antonio Water System prior to the release of any building permits.
3. After the water pollution abatement structure construction is complete and prior to the start of business, the owner shall notify the Source Water & Watershed Protection Department at (210) 704-7392 to schedule a site inspection.
4. If the water pollution abatement structure fails to drain properly, the owner shall notify the Source Water & Watershed Protection Department at (210) 704-7392.
5. All water pollution abatement structures shall be properly maintained and kept free of trash and debris.

6. According to the provisions contained in the Edwards Rules 30 TAC, Section 213.5 (b) (5), the WPAP applicant is responsible for maintaining the permanent water pollution abatement structures and all other BMP's after construction until such time as the maintenance obligation is either assumed in writing by another entity having ownership or control of the property (such as without limitation, an owner's association, a new property owner or lessee, a district, or municipality) or the ownership of the property is transferred to the entity. Such entity shall then be responsible for maintenance until another entity assumes such obligations in writing.

7. Landscaped areas shall be sensitive to minimizing water needs (i.e. use of native plants). The owner/operator of this development and each purchaser or occupant of an individual lot within this development shall be informed in writing about Best Management Practices (BMP) of pesticide and fertilizer application. "Preventing Groundwater Pollution, A Practical Guide to Pest Control", available from the Edwards Aquifer Authority (210) 222-2204, or equivalent information produced by recognized authorities such as the Soil Conservation Service, Texas Department of Agriculture, U.S. Department of Agriculture, etc. shall be used.

8. The owner/applicant of this development shall contact the San Antonio Water System at (210) 704-7259 to obtain information about commercial conservation programs and rebate opportunities.

9. The storage, handling, use and disposal of all over the counter hazardous materials within this development shall be consistent with the labeling of those materials. Failure to comply with the label warnings may constitute a violation of Federal Law.

10. The City of San Antonio shall inspect all future construction of service laterals and sewer mains for proper construction according to State and City Regulations and Code.

11. If any solution openings, caves, sinkholes, or wells are found during the excavation, construction, or blasting, the developer shall notify the Texas Natural Resource Conservation Commission at (210) 490-3096 and the Aquifer Protection & Evaluation Division of the San Antonio Water System at (210) 704-7392.

12. The Aquifer Protection & Evaluation Division staff shall have the authority to inspect the site to ensure that the approved recommendations are being strictly adhered to during and after construction of the project.

SECTION 2: All other provisions of Chapter 35, as amended, shall remain in full force and effect, including the penalties for violations as made and provided in Section 35 - 1024.

SECTION 3: The Director of Planning shall change the zoning records and maps in accordance herewith and the same shall be available and open to the public for inspection.

SECTION 4: This ordinance is not severable.

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4V) CASE NO. #Z2001124 - The request of Gene Liqouri, Applicant, for Showcase Custom Homes of Texas, Inc., Owner(s), for a change in zoning from "(P-1) R-6" Planned Unit Development Townhouse Residence District to "B-2" Business District on Parcel 63C, NCB 14281, Intersection of Wurzbach Road and Gardendale Drive. Staff's recommendation was for approval.

Zoning Commission has recommended approval of "O-1" Office District. (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. Garcia seconded the motion.

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

AN ORDINANCE 94334

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 63C, NCB 14281, INTERSECTION OF WURZBACH ROAD AND GARDENDALE DRIVE, FROM "(P-1) R-6" PLANNED UNIT DEVELOPMENT TOWNHOUSE RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT.

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4W) CASE NO. #Z2001126SUP - The request of Larry Worry dba Blue Haven Pools, Applicant, for Johnny L. Humphrey, Owner(s), for a change in zoning from Temporary "R-1ERZD UC-1" Single Family Residence Edwards Recharge Zone Urban Corridor District to "B-2 ERZD UC-1 SUP" Business Edwards Recharge Zone Urban Corridor District with a Special Use Permit for sales and outside display of in-ground pools with amenities and landscape design concepts on Lot 10, Block 5, NCB 14760,

Northwest corner of Red Robin Road and North Loop 1604 Expressway West. Staff's recommendation was for approval with the following conditions: 1. A 50 foot buffer with no outside storage permitted along the northwest property line. 2. A six-foot solid screen fence shall be erected and maintained along the northwest property line.

Zoning Commission has recommended approval as per staff's recommendation. (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. Garcia seconded the motion.

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

AN ORDINANCE 94335

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 10, BLOCK 5, NCB 14760, NORTHWEST CORNER OF RED ROBIN ROAD AND NORTH LOOP 1604 EXPRESSWAY WEST, FROM TEMPORARY "R-1ERZD UC-1" SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE URBAN CORRIDOR DISTRICT TO "B-2 ERZD UC-1 SUP" BUSINESS EDWARDS RECHARGE ZONE URBAN CORRIDOR DISTRICT WITH A SPECIAL USE PERMIT FOR SALES AND OUTSIDE DISPLAY OF IN-GROUND POOLS WITH AMENITIES AND LANDSCAPE DESIGN CONCEPTS.

* * * *

Provided that the following recommendations of the Aquifer Protection & Evaluation Division of the San Antonio Water System are adhered to:

1. The following shall be submitted to the Aquifer Protection & Evaluation Division of the San Antonio Water System prior to the release of any building permits:
 - A. A WPWP shall be submitted for each particular development/use within the area being considered for re-zoning,
 - B. A set of site specific plans which must have signed Engineers Seal from the State of Texas,
 - C. A letter from the Texas Natural Resource Conservation Commission approving each WPAP,

D. A copy of the approved WPAP.

2. All stormwater run-off from the residential development shall be directed to a stormwater abatement system that shall be approved by the Aquifer Protection & Evaluation Division of the San Antonio Water System prior to the release of any building permits.
3. According to the provisions contained in the Edwards Rules 30 TAC, Section 213.5 (b) (5), the WPAP applicant is responsible for maintaining the permanent water pollution abatement structures and all other BMP's after construction until such time as the maintenance obligation is either assumed in writing by another entity having ownership or control of the property (such as without limitation, an owner's association, a new property owner or lessee, a district, or municipality) or the ownership of the property is transferred to the entity. Such entity shall then be responsible for maintenance until another entity assumes such obligations in writing.
4. After the water pollution abatement structure construction is complete and prior to the start of business, the owner shall notify the Source Water & Watershed Protection Department at (210) 704-7392 to schedule a site inspection.
5. If the water pollution abatement structure fails to drain properly, the owner shall notify the Source Water & Watershed Protection Department at (210) 704-7392.
6. All water pollution abatement structures shall be properly maintained and kept free of trash and debris.
7. The land uses within the commercial zoned areas shall be in conformance with the table of permitted uses at the time the re-zoning is approved. Should a proposed use be listed as requiring City Council approval, the owner/operator shall apply for re-zoning for that particular use at that site. If the land use is listed as prohibited, that land use will not be permitted on that site.
8. Landscaped areas shall be sensitive to minimizing water needs (i.e. use of native plants). The owner/operator of this development and each purchaser or occupant of an individual lot within this development shall be informed in writing about Best Management Practices (BMP) of pesticide and fertilizer application. "Preventing Groundwater Pollution, A Practical Guide to Pest Control", available from the Edwards Aquifer Authority (210) 222-2204, or equivalent information produced by recognized authorities such as the Soil Conservation Service, Texas Department of Agriculture, U.S. Department of Agriculture, etc. shall be used.
9. The owner/applicant of this development shall contact the San Antonio Water System at (210) 704-7259 to obtain information about commercial conservation programs and rebate opportunities.
10. The storage, handling, use and disposal of all over the counter hazardous materials within this development shall be consistent with the labeling of those materials. Failure to comply with the label warnings may constitute a violation of Federal Law.
11. The City of San Antonio shall inspect all future construction of service laterals and sewer mains for proper construction according to State and City Regulations and Code.

Ms. Sheila Buchholtz, 2303 Wilderness Wood, spoke in support of the zoning change.

Ms. Pat Fardel, 13747 Wilderness Pt., spoke in favor of the zoning change.

Ms. Christie Hoff, 2346 Cobble Way, spoke in support of the zoning change.

Mr. Ray Hamilton, Castle Hills Forest N.A., expressed concern on a business being developed in a residential area, and submitted a prepared statement on the covenants, a copy which is on file with the papers of this meeting.

Ms. Mary Hudzik, 13643 Forest Walk, spoke against the proposed zoning case, citing the traffic problems in a residential area.

* * * *

Ms. Conner explained the history of the proposed zoning case. She then made a motion for approval. 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 94336

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 1, BLOCK 1, NCB 16995, 13200 BLOCK OF N.W. MILITARY HIGHWAY, FROM "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT.

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4Y) CASE NO. #Z2001106 - The request of Harry Jewett, Applicant, for McDonough Ranch One, Inc., Owner(s), for a change in zoning from Temporary "R-1 ERZD" Single-Family Residence Edwards Recharge Zone District to "B-2 ERZD" Business Edwards Recharge Zone District, on 36.006 acres of land out of NCB 17701, 18680 Northwest Military Highway. 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. Carpenter seconded the motion.

The following citizen(s) appeared to speak:

Mr. Ken Brown, representing the property owner, submitted a letter for the record denoting the agreement, a copy of which is on file with 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 94337

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 36.006 ACRES OF LAND OUT OF NCB 17701, 18680 NORTHWEST MILITARY HIGHWAY, FROM TEMPORARY "R-1 ERZD" SINGLE-FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-2 ERZD" BUSINESS EDWARDS RECHARGE ZONE DISTRICT.

* * * *

Provided that the following recommendations of the Aquifer Protection & Evaluation Division of the San Antonio Water System are adhered to:

1. The following shall be submitted to the Aquifer Protection & Evaluation Division of the San Antonio Water System prior to the release of any building permits:
 - A. A WPWP shall be submitted for each particular development/use within the area being considered for re-zoning,
 - B. A set of site specific plans which must have signed Engineers Seal from the State of Texas,
 - C. A letter from the Texas Natural Resource Conservation Commission approving each WPAP,
 - D. A copy of the approved WPAP.

2. All stormwater run-off from the residential development shall be directed to a stormwater abatement system that shall be approved by the Aquifer Protection & Evaluation Division of the San Antonio Water System prior to the release of any building permits.
3. According to the provisions contained in the Edwards Rules 30 TAC, Section 213.5 (b) (5), the WPAP applicant is responsible for maintaining the permanent water pollution abatement structures and all other BMP's after construction until such time as the maintenance obligation is either assumed in writing by another entity having ownership or control of the property (such as without limitation, an owner's association, a new property owner or lessee, a district, or municipality) or the ownership of the property is transferred to the entity. Such entity shall then be responsible for maintenance until another entity assumes such obligations in writing.
4. After the water pollution abatement structure construction is complete and prior to the start of business, the owner shall notify the Source Water & Watershed Protection Department at (210) 704-7392 to schedule a site inspection.
5. If the water pollution abatement structure fails to drain properly, the owner shall notify the Source Water & Watershed Protection Department at (210) 704-7392.
6. All water pollution abatement structures shall be properly maintained and kept free of trash and debris.
7. The land uses within the commercial zoned areas shall be in conformance with the table of permitted uses at the time the re-zoning is approved. Should a proposed use be listed as requiring City Council approval, the owner/operator shall apply for re-zoning for that particular use at that site. If the land use is listed as prohibited, that land use will not be permitted on that site.
8. Landscaped areas shall be sensitive to minimizing water needs (i.e. use of native plants). The owner/operator of this development and each purchaser or occupant of an individual lot within this development shall be informed in writing about Best Management Practices (BMP) of pesticide and fertilizer application. "Preventing Groundwater Pollution, A Practical Guide to Pest Control", available from the Edwards Aquifer Authority (210) 222-2204, or equivalent information produced by recognized authorities such as the Soil Conservation Service, Texas Department of Agriculture, U.S. Department of Agriculture, etc. shall be used.
9. The owner/applicant of this development shall contact the San Antonio Water System at (210) 704-7259 to obtain information about commercial conservation programs and rebate opportunities.
10. The storage, handling, use and disposal of all over the counter hazardous materials within this development shall be consistent with the labeling of those materials. Failure to comply with the label warnings may constitute a violation of Federal Law.
11. The City of San Antonio shall inspect all future construction of service laterals and sewer mains for proper construction according to State and City Regulations and Code.
12. If any solution openings, caves, sinkholes, or wells are found during the excavation, construction, or blasting, the developer shall notify the Texas Natural Resource

Conservation Commission at (210) 490-3096 and the Aquifer Protection & Evaluation Division of the San Antonio Water System at (210) 704-7392.

13. The Aquifer Protection & Evaluation Division staff shall have the authority to inspect the site to ensure that the approved recommendations are being strictly adhered to during and after construction of the project.

SECTION 3: All other provisions of Chapter 35, as amended, shall remain in full force and effect, including the penalties for violations as made and provided in Section 35 – 1024.

SECTION 4: The Director of Planning shall change the zoning records and maps in accordance herewith and the same shall be available and open to the public for inspection.

SECTION 5: This ordinance is not severable.

* * * *

4Z) CASE NO. #Z2001119 - The request of FC Properties One, LTD, Applicant, for FC Properties One., Ltd., Owner(s), for a change in zoning from "R-3 ERZD" Multiple-Family Residence Edwards Recharge Zone District and "(P-1) R-1 ERZD" Planned Unit Development Single-Family Residence Edwards Recharge Zone District to "B-2 ERZD" Business Edwards Recharge Zone District on 39.13 acres out of a 168.87 acre tract out of NCB 19219. 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.

The following citizen(s) appeared to speak:

Ms. Linda Coffey, 21227 Harvest Hills, spoke in opposition to the proposed zoning change.

Mr. Ken Brown, stated that the property owner would provide additional protection for the trees and that additional buffers would also be provided.

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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, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia, Conner.

AN ORDINANCE 94338

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 39.13 ACRES OUT OF A 168.87 ACRE TRACT OUT OF NCB 19219, PROPERTY IS LOCATED BETWEEN STONE OAK PARKWAY AND EVANS ROAD, FROM "R-3 ERZD" MULTIPLE-FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT AND "(P-1) R-1 ERZD" PLANNED UNIT DEVELOPMENT SINGLE-FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-2 ERZD" BUSINESS EDWARDS RECHARGE ZONE DISTRICT.

* * * *

Provided that the following recommendations of the Aquifer Protection & Evaluation Division of the San Antonio Water System are adhered to:

1. The following shall be submitted to the Aquifer Protection & Evaluation Division of the San Antonio Water System prior to the release of any building permits:
 - A. A WPWP shall be submitted for each particular development/use within the area being considered for re-zoning,
 - B. A set of site specific plans which must have signed Engineers Seal from the State of Texas,
 - C. A letter from the Texas Natural Resource Conservation Commission approving each WPAP,
 - D. A copy of the approved WPAP.
2. All stormwater run-off from the residential development shall be directed to a stormwater abatement system that shall be approved by the Aquifer Protection & Evaluation Division of the San Antonio Water System prior to the release of any building permits.
3. After the water pollution abatement structure construction is complete and prior to the start of business, the owner shall notify the Source Water & Watershed Protection Department at (210) 704-7392 to schedule a site inspection.
4. If the water pollution abatement structure fails to drain properly, the owner shall notify the Source Water & Watershed Protection Department at (210) 704-7392.
5. All water pollution abatement structures shall be properly maintained and kept free of trash and debris.

6. According to the provisions contained in the Edwards Rules 30 TAC, Section 213.5 (b) (5), the WPAP applicant is responsible for maintaining the permanent water pollution abatement structures and all other BMP's after construction until such time as the maintenance obligation is either assumed in writing by another entity having ownership or control of the property (such as without limitation, an owner's association, a new property owner or lessee, a district, or municipality) or the ownership of the property is transferred to the entity. Such entity shall then be responsible for maintenance until another entity assumes such obligations in writing.

7. The land uses within the commercial zoned areas shall be in conformance with the table of permitted uses at the time the re-zoning is approved. Should a proposed use be listed as requiring City Council approval, the owner/operator shall apply for re-zoning for that particular use at that site. If the land use is listed as prohibited, that land use will not be permitted on that site.

8. Landscaped areas shall be sensitive to minimizing water needs (i.e. use of native plants). The owner/operator of this development and each purchaser or occupant of an individual lot within this development shall be informed in writing about Best Management Practices (BMP) of pesticide and fertilizer application. "Preventing Groundwater Pollution, A Practical Guide to Pest Control", available from the Edwards Aquifer Authority (210) 222-2204, or equivalent information produced by recognized authorities such as the Soil Conservation Service, Texas Department of Agriculture, U.S. Department of Agriculture, etc. shall be used.

9. The owner/applicant of this development shall contact the San Antonio Water System at (210) 704-7259 to obtain information about commercial conservation programs and rebate opportunities.

10. The storage, handling, use and disposal of all over the counter hazardous materials within this development shall be consistent with the labeling of those materials. Failure to comply with the label warnings may constitute a violation of Federal Law.

11. The City of San Antonio shall inspect all future construction of service laterals and sewer mains for proper construction according to State and City Regulations and Code.

12. If any solution openings, caves, sinkholes, or wells are found during the excavation, construction, or blasting, the developer shall notify the Texas Natural Resource Conservation Commission at (210) 490-3096 and the Aquifer Protection & Evaluation Division of the San Antonio Water System at (210) 704-7392.

13. The Aquifer Protection & Evaluation Division staff shall have the authority to inspect the site to ensure that the approved recommendations are being strictly adhered to during and after construction of the project.

SECTION 2: All other provisions of Chapter 35, as amended, shall remain in full force and effect, including the penalties for violations as made and provided in Section 35 – 1024.

SECTION 3: The Director of Planning shall change the zoning records and maps in accordance herewith and the same shall be available and open to the public for inspection.

SECTION 4: This ordinance is not severable.

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4AA) CASE NO. #Z2001143 - The request of KB Homes, Applicant, for Quadrilla, Inc., Owner(s), for a change in zoning from "R-3" Multiple-Family Residence District, to "(P-1) R-5" Planned Unit Development Single-Family Residence District on Parcel 1, NCB 11672, on Braesview east of N.W. Military Hwy. Staff's recommendation was for denial.

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 August 23, 2001. Mr. Perez seconded the motion.

After consideration, the motion to continue this case until August 23, 2001, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia.

Zoning Case ZC2001 143 was continued to the Council meeting of August 23, 2001.

— — —
4BB) CASE NO. #Z2001144 - The request of Earl & Brown, P.C., Applicant, for Dugas Diversified Development-Norman Dugas, President, Owner(s), for a change in zoning from Temporary "R-1" Single-Family Residence District to "B-2NA" Business Non-Alcoholic Sales District on Lot 90, Block 7, NCB 17825, 14093 Bulverde Road. Staff's recommendation was for denial of "B-2NA" Business Non-Alcoholic Sales District and approval of "O-1" Office District.

Zoning Commission has recommended approval of "B-2NA" Business Non-Alcoholic Sales District. (Council District 10)

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

Mr. Carpenter directed to re-advertise the proposed zoning case and send it back to the Zoning Commission for "B-2" designation. Mr. Perez seconded the motion.

After consideration, the motion to refer this zoning case back to the Zoning Commission for re-advertisement, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia.

Zoning Case ZC2001 144 was referred back to the Zoning Commission for re-advertisement.

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4CC) CASE NO. #Z2001147 - The request of Stephen G. Cook, Applicant, for Mark Sparrow, Owner(s), for a change in zoning from "B-1" Business District, "B-2" Business District and "B-3" Business District to "RM-5" Residential Mixed District on Lot P-28B, NCB 15724, 1300 Block of Independence Avenue. Staff's recommendation was for approval.

Zoning Commission has recommended approval. (Council District 10)

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

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

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

AN ORDINANCE 94339

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 P-28B, NCB 15724, 1300 BLOCK OF INDEPENDENCE AVENUE, FROM "B-1" BUSINESS DISTRICT, "B-2" BUSINESS

DISTRICT AND "B-3" BUSINESS DISTRICT TO "RM-5" RESIDENTIAL MIXED DISTRICT.

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4DD) CASE NO. #Z2001159: The request of Earl & Brown, P.C., Applicant, for Yantis Corporation, YC Partners, Ltd. and UP23 Partnership, Owner(s), for a change in zoning from Temporary "R-1" Single-Family Residence District to "QD CC" Quarry District with City Council approval for Blasting and Asphaltic Concrete, on 21.47 acres of land out of NCB 34963, 5425 North Loop 1604 Expressway East. Staff's recommendation was for approval.

Zoning Commission has recommended approval. (Council District 10)

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

Mr. Carpenter made a motion to approve the proposed rezoning. Mr. Barrera 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, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

AN ORDINANCE 94340

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 21.47 ACRES OF LAND OUT OF NCB 34963, 5425 NORTH LOOP 1604 EXPRESSWAY EAST, FROM TEMPORARY "R-1" SINGLE-FAMILY RESIDENCE DISTRICT TO "QD CC" QUARRY DISTRICT WITH CITY COUNCIL APPROVAL FOR BLASTING AND ASPHALTIC CONCRETE.

* * * *

2001-29 The Clerk read the following Ordinance:

AN ORDINANCE 94341

SELECTING ZEPHER ENVIRONMENTAL CORPORATION TO PROVIDE PROFESSIONAL ENGINEERING SERVICES NECESSARY TO INDEPENDENT REVIEW AND RECOMMENDATIONS CONCERNING THE AIR FORCE'S GROUNDWATER TREATMENT AND REMEDIATION OPTIONS AT KELLY AIR FORCE BASE AND ZONE 4 IN THE SURROUNDING AREA WITHIN THE CITY'S JURISDICTION; AUTHORIZING NEGOTIATION AND EXECUTION OF A CONTRACT IN THE AMOUNT OF \$34,950.00 AND PROVIDING FOR CONTINGENCY IN THE AMOUNT OF \$3,495.00; APPROPRIATING FUNDS AS MAY BE NECESSARY AND PROVIDING FOR PAYMENT.

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Mr. Martin made a motion to approve the proposed Ordinance. Ms. Moorhouse seconded the motion.

Mr. Dan Cardenas, Director of Environmental Services, narrated a slide presentation on the Independent Review of Kelly AFB groundwater cleanup options. He delineated the Air Force's responsibilities, timeline for the selection, proposed scope of work, selection criteria and the coordination of selection process.

Members of the City Council spoke in favor of the proposed plan, and commended staff for the work dedicated to this effort.

In response to Mr. Garcia, Mr. Cardenas clarified the issue regarding the selection criteria.

Mr. Garcia emphasized the importance of all issues being addressed specifically with regards to health.

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

— — —
2001-29 The Clerk read the following Ordinance:

AN ORDINANCE 94342

AUTHORIZING THE EXPENDITURE OF \$225.00 FROM THE DISTRICT 1 CONTINGENCY ACCOUNT, \$225.00 FROM THE DISTRICT 5 CONTINGENCY ACCOUNT, AND \$100.00 FROM THE DISTRICT 7 CONTINGENCY ACCOUNT, FOR A TOTAL SUM OF \$550.00 TO THE CITY OF SAN ANTONIO PARKS AND RECREATION DEPARTMENT FOR THE USE OF THE CITY'S SHOWMOBILE, WITH SOUNDS SYSTEMS, BY CHRIST THE KING CHURCH FESTIVAL COMMITTEE FOR THEIR ANNUAL FESTIVAL ON SUNDAY, SEPTEMBER 9, 2001, AS REQUESTED BY COUNCILMEN BOBBY PEREZ, DAVID A. GARCIA AND JULIAN CASTRO.

* * * *

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, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Castro.

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2001-29 **TRAVEL AUTHORIZATION - Granted:**

Confirmation and approval of Travel Authorization for Councilman David A. Garcia (District 5) who will travel to Santo Domingo, Dominican Republic to participate in the XXXIX General Assembly of the Pan American Sports Organization from Wednesday, August 15, 2001 through Sunday, August 19, 2001.

Mr. Martin made a motion to approve the proposed Travel Authorization. Mr. Perez seconded the motion.

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

2001-29 The Clerk read the following Ordinance:

AN ORDINANCE 94343

AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO, AS TENANT, AND 1200 NORTH MANSFIELD, A CALIFORNIA LIMITED PARTNERSHIP, AS LANDLORD, FOR THE RENTAL OF 390 SQUARE FEET OF OFFICE SPACE AT FAIRWAYS EXECUTIVE PLAZA, 4204 GARDENDALE, SUITE 207 AT A RENTAL OF \$500.00 PER MONTH FOR A TERM BEGINNING JUNE 1, 2001 AND ENDING JULY 31, 2003, WITH AN OPTION TO RENEW FOR AN ADDITIONAL ONE (1) YEAR PERIOD AT A RENTAL RATE TO BE RENEGOTIATED; AS REQUESTED BY COUNCILWOMAN BONNIE J. CONNER, DISTRICT 8.

* * * *

Ms. Moorhouse made a motion to approve the proposed Ordinance. Mr. Martin 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, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Castro.

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2001-29 The Clerk read the following Ordinance:

AN ORDINANCE 94344

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 8 ADMINISTRATIVE BUDGET FUND IN THE AMOUNT OF \$150.00 TO COUNCILWOMAN BONNIE J. CONNER FOR AN ADMINISTRATIVE SERVICES CONTRACT WITH JOSHUA A. WHITE FROM AUGUST 1, 2001 THROUGH AUGUST 15, 2001; AS REQUESTED BY COUNCILWOMAN BONNIE J. CONNER.

* * * *

Ms. Moorhouse made a motion to approve the proposed Ordinance. Mr. Martin 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, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Castro.

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2001-29

CITIZENS TO BE HEARD

MR. NAZARITE RUBEN FLORES PEREZ

Mr. Nazarite Ruben Flores Perez, 627 Hearne Avenue, spoke to various community issues.

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MR. RUBEN ESPRONCEDA

Mr. Ruben Espronceda, expressed concern on a particular permit issued to an individual and was issued as residential rather than business as is being run at this time. He added that this was in violation of City Code. (He submitted a prepared statement of which is on file with the papers of this meeting.)

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MS. LETICIA VERA

Ms. Leticia Vela, 615 W. Lynwood, spoke to Fulton Ave. project, and expressed concerned with transformers being placed adjacent to the homes. She recommended they be placed underground to avoid numerous safety hazards.

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MR. DAVID GUTIERREZ

Mr. David Gutierrez, 3826 Crossette Dr., expressed concern on the vehicles not in use being parked on narrow streets.

