The City Council convened in an informal “B” Session at 10:00 am, Municipal Plaza Building “B” Room, 103 Main Plaza, San Antonio, Texas 78205.

The Council members present were: Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. ABSENT: None.

Mayor Garza recessed the “B” Session at 10:42 am in order to convene in Executive Session for the purpose of:

Deliberation and consideration of the performance evaluation of Interim City Manager J. Rolando Bono, pursuant to Texas Government Code Section 551.074 (personnel matters).

Mayor Garza reconvened the “B” Session from Executive Session at 12:12 pm, at which time he stated that City Council had been briefed on the above-styled matters and given staff direction, but had taken no official action.

The “B” Session adjourned at 12:52 pm.

The Regular Meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Ed Garza, with the following members present: Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. ABSENT: None.

The Invocation was delivered by Reverend Thomas Gibbons, District 3, Epworth Methodist Church.

Mayor Garza led the Pledge of Allegiance to the flag of the United States.
CEREMONIAL ITEMS

Mayor Garza presented Citations to the Prospect Hill Jr. Pee Wee Yellow Jackets for capturing the San Antonio Pop Warner Football Conference City Championship Title, and the Lady Bobcats Soccer Team for capturing the Western District Championship and State Championship.

Mayor Garza recognized the efforts of the City of San Antonio department coordinators, Steering Committee, and COSA employees for exceeding the Charitable Campaign goal.

On a point of personal privilege, Councilmember Barrera recognized the students who were working with him as part of the Shadow Program.

On a point of personal privilege, Councilmember Hall recognized the San Antonio Sports Foundation, and further recognized Gabe Trevino who had been inducted into the Hall of Fame.

On a point of personal privilege, Councilmember Radle also congratulated those being inducted into the Hall of Fame, specifically citing Gabe Trevino.

The minutes of the City Council meeting of January 13, 2005 were approved as presented.

CONSENT AGENDA – CITIZEN’S COMMENTS

The following citizen(s) appeared to speak:

Mr. Jack M. Finger, PO Box 12048, commented on the ceremonial agenda, and also addressed campaign contributions to City Councilmembers. He further requested those Councilmembers abstain from voting on item 12.

Items 6, 8, 9 and 14 were addressed individually from the consent agenda. The remaining Items 6 through 16C were approved under the consent agenda upon motion made by Councilmember Perez and seconded by Councilmember Haass.

After consideration, the motion, carrying with it the passage of the Ordinances, prevailed by the following vote: AYES: Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: None.
AN ORDINANCE 100386

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 2 IN THE AMOUNT OF $66,700.00 TO THE CONTRACT WITH YANTIS COMPANY IN CONNECTION WITH THE STREET AND DRAINAGE IMPROVEMENT PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; REVISIONING THE PROJECT BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT. (Amends Ordinance 99472, July 22, 2004)

AN ORDINANCE 100387

ACCEPTING THE LOW QUALIFIED BID OF JERDON ENTERPRISE, L.P., IN THE AMOUNT OF $695,230.50 TO PROVIDE CONSTRUCTION SERVICES IN CONNECTION WITH THE EAST AIR CARGO EXPANSION PHASE II LANDSIDE PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING $69,523.05 FOR CONSTRUCTION CONTINGENCIES, FOR A TOTAL AMOUNT OF $764,753.55; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; REVISIONING THE BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

AN ORDINANCE 100388

RATIFYING AND AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH CLAUDIA GRISELDA PAZ AND SALVADOR CAZARES NEGRETE D/B/A CASA CLASAL FOR USE OF 642 SQUARE FEET OF RETAIL SPACE IN BUILDING NUMBER 14, UPSTAIRS AND DOWNSTAIRS, IN LA VILLITA IN COUNCIL DISTRICT 1, FOR A TERM WHICH COMMENCED ON AUGUST 15, 2004 AND WHICH WILL EXPIRE ON JUNE 30, 2007, AT AN INITIAL RENT OF $6,329.75 IN YEAR ONE, $7,347.01 IN YEAR TWO, AND $7,440.69 IN YEAR THREE.

AN ORDINANCE 100389

AUTHORIZING THE EXECUTION OF A RENEWAL AND EXTENSION OF LEASE AGREEMENT WITH WNLV, LTD. FOR USE BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT OF APPROXIMATELY 8,400 SQUARE FEET OF CLINIC AND OFFICE SPACE AT 4020 NACO-PERRIN BOULEVARD IN COUNCIL DISTRICT 10 FOR THE PERIOD FEBRUARY 1, 2005 THROUGH SEPTEMBER 30, 2005 AT A RATE OF $5,916.00 PER MONTH; AND APPROVING PAYMENTS TO THE LESSOR IN CONNECTION THEREWITH.
AN ORDINANCE 100390

RELEASING AN EASEMENT RETAINED FOR UTILITIES ON, OVER, ACROSS AND UNDER PECAN SPRINGS ROAD LOCATED BETWEEN NCBS 14858 AND 15825, WHICH WAS RESERVED IN ASSOCIATION WITH A RIGHT OF WAY CLOSURE APPROVED BY ORDINANCE NO. 83176, PASSED AND APPROVED ON NOVEMBER 9, 1995, IN COUNCIL DISTRICT NO. 8, AS REQUESTED BY GALLERIA VENTURES, LTD.

AN ORDINANCE 100391

APPROVING THE PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF PORTIONS OF CERTAIN STREETS IN THE DOWNTOWN AREA IN CONNECTION WITH THE ST. PATRICK’S DAY PARADE BE HELD FROM 12:00 P.M. UNTIL 4:00 P.M. SATURDAY, MARCH 12, 2005.

AN ORDINANCE 100392

APPOINTING PAUL E. KLEIN (DISTRICT 6) AS A REGULAR MEMBER OF THE BOARD OF ADJUSTMENT FOR A TERM OF OFFICE TO EXPIRE ON FEBRUARY 22, 2007.

AN ORDINANCE 100393

APPOINTING ERNIE DE LA ROSA (DISTRICT 4) TO THE COMMISSION FOR CHILDREN AND FAMILIES FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 31, 2006.

AN ORDINANCE 100394

APPOINTING SAMMY L. GOTT (DISTRICT 10) AS A TRUSTEE TO THE SOUTH TEXAS BUSINESS FUND FOR A TERM OF OFFICE TO EXPIRE ON MAY 9, 2008.

CONSENT ITEMS CONSIDERED INDIVIDUALLY
The City Clerk read the following ordinance:

AN ORDINANCE 100395

AMENDING THE PROFESSIONAL SERVICES CONTRACT FOR DESIGN DEVELOPMENT AND CONTRACT ADMINISTRATION SERVICES WITH CDS/MUERY SERVICES FOR AN AMOUNT NOT TO EXCEED $282,515.54 FOR THE REMAIN OVER NIGHT APRON AT SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING $28,300.00 FOR CONSTRUCTION CONTINGENCIES; AUTHORIZING $6,000.00 FOR ADMINISTRATIVE EXPENSES; APPROPRIATING $1,642,892.38 FOR THE FEDERAL AVIATION ADMINISTRATION GRANT 41 MATCHING SHARE; REVISING THE BUDGET; AND PROVIDING FOR PAYMENT.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Haass seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Segovia, Perez, Radle, Barrera, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Flores, Williams, Castro.

The City Clerk read the following ordinance:

AN ORDINANCE 100396

ACCEPTING THE LOW RESPONSIBLE BID OF 3TI, INC., IN THE AMOUNT OF $203,000.00 FOR THE CONSTRUCTION OF THE RENOVATIONS TO EXISTING PARKING GARAGE – BID PACKAGE 3 PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING $20,300.00 FOR CONSTRUCTION CONTINGENCIES, FOR A TOTAL AMOUNT OF $223,300.00; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Flores, Williams.
The City Clerk read the following ordinance:

AN ORDINANCE 100397

ACCEPTING THE LOW RESPONSIBLE BID OF JERDON ENTERPRISE, L.P., IN THE AMOUNT OF $1,181,800.00 TO PROVIDE AND INSTALL NEW LANDSCAPING IN CONJUNCTION WITH THE ROADWAY & ENTRANCE LANDSCAPING PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING $118,180.00 FOR CONSTRUCTION CONTINGENCIES, FOR A TOTAL AMOUNT OF $1,299,980.00; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; REVISIONS TO THE BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Flores, Williams.

The City Clerk read the following ordinance:

AN ORDINANCE 100398

ACCEPTING THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION FY 2005 LOAN STAR LIBRARIES GRANT AWARD IN THE AMOUNT OF $87,838.00, TO BE USED TO REPLACE OVER EIGHTY (80) OUTDATED STAFF DESKTOP COMPUTER WORKSTATIONS THROUGHOUT THE SAN ANTONIO PUBLIC LIBRARY SYSTEM.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Flores.

ZONING CASES

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The City Clerk read the following ordinance:

AN ORDINANCE 100399

AMENDING THE LAND USE PLAN CONTAINED IN THE NOGALITOS/S. ZARZAMORA COMMUNITY PLAN, A COMPONENT OF THE MASTER PLAN OF THE CITY, BY CHANGING THE USE OF APPROXIMATELY 21.98-ACRES BOUNDED BY MAYFIELD BLVD. TO THE NORTH, KYLE ST. TO THE EAST, S.W. MILITARY DRIVE TO THE SOUTH AND S. ZARZAMORA TO THE WEST FROM MEDIUM DENSITY RESIDENTIAL AND MIXED USE LAND USES TO REGIONAL COMMERCIAL LAND USE. STAFF’S RECOMMENDATION IS FOR APPROVAL. THE PLANNING COMMISSION RECOMMENDED APPROVAL. (COUNCIL DISTRICT 4)

Mr. Emil Moncivais, Director, Planning Department, explained the proposed land use plan amendment.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

The following citizen(s) appeared to speak on the above mentioned item:

Jaymie Balboa, Hispanic Chamber
Ms. Esther Rodriguez, Greater San Antonio Chamber of Commerce
Mr. Allen Townsend, 143 Walton
Ms. Diane Lang, 143 Walton

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Williams, Segovia, Perez, Radle, Hall, Garza. NAYS: None. ABSENT: Barrera, Haass. ABSTAINED: Castro, Schubert.

4A(1) ZONING CASE NUMBER Z2005019: The request of HEB Grocery Co, LP % Eric Moede, Applicant, for Wulfe Development Ltd., Ana M. Jasso, Lorenzo & Anna Davila, Gregorio & Julia Zamora, Margarite Garcia, Joe Reyes, Pilar Negrete, Aurora Bautista, Rose Mary Guerra, Carlos Mireles, Susan Scherr & Mattie Hendrix, HEB Investment & Retirement Plan Trust, and H.E. Butt Grocery Co., Owner(s), for a change in zoning from “O-2” Office District, “C-2NA” C General Commercial Nonalcoholic Sales with a Conditional Use for auto repair, “R-6” Single-Family Residential District, “C-2” Commercial District, “C-3” General Commercial District, and “C-3NA” General Commercial Nonalcoholic Sales to “C-2” Commercial District on 4.25 acres out of NCB 8607 and from “I-1” General Industrial to “C-3” General Commercial
District on 13.31 acres out of NCB 8607, all on 17.56 acres out of NCB 8607. The block bound by South Zarzamora Street, Southwest Military Drive, Kyle Street, and Mayfield Boulevard. Staff's recommendation was for approval. Zoning Commission has recommended approval upon approval of plan amendment. (Council District 4)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Perez made a motion to approve the proposed Rezoning case. Councilmember Williams seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Williams, Segovia, Perez, Hall, Haass, Garza. NAYS: None. ABSENT: Radle, Barrera. ABSTAINED: Castro, Schubert.

AN ORDINANCE 100400


4B) ZONING CASE NUMBER Z2004286: The request of City of San Antonio, Historic Preservation Officer, Applicant, for Carolina R. Trevino, Owner(s), for a change in zoning to designate Historic Significance on Lots 26 through 33, NCB 2237, 2211 West Salinas. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 1)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Flores made a motion to approve the proposed rezoning case. Councilmember Williams seconded the motion.
After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Radle.

**AN ORDINANCE 100401**

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 26 THROUGH 33, NCB 2237 FROM “MF-33” MULTI-FAMILY DISTRICT TO “MF-33 HS” MULTI-FAMILY DISTRICT, HISTORIC SIGNIFICANCE.

4C) **ZONING CASE NUMBER Z2005017:** The request of City of San Antonio, Historic Preservation Office for Jon H. Thompson, Applicant, for Jon H. Thompson, Owner(s), for a change in zoning to designate Historic Significance on the east 36.77 feet of Lot 5 and the west 28.63 feet of Lot 6, Block 10, NCB 1750, 219 East Park Avenue. Staff’s recommendation was for approval. Zoning Commission has recommended approval. (Council District 1)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Flores made a motion to approve the proposed rezoning case. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Perez.

**AN ORDINANCE 100402**

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 EAST 36.77 FEET OF LOT 5 AND THE WEST 28.63 FEET OF LOT 6, BLOCK 10, NCB 1750 FROM “MF-33” MULTI-FAMILY DISTRICT TO “MF-33 HS” MULTI-FAMILY DISTRICT, HISTORIC SIGNIFICANCE.

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4D) ZONING CASE NUMBER Z2005018: The request of City of San Antonio, Historic Preservation Office for Methodist Healthcare System, Applicant, for Methodist Healthcare System, Owner(s), for a change in zoning to designate Historic Significance on Lot B-1, Block 2, NCB 843, 836 and 838 Erie Street. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 1)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Flores made a motion to approve the proposed rezoning case. Councilmember Williams seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Haass, Garza. NAYS: None. ABSENT: None. ABSTAINED: Schubert.

AN ORDINANCE 100403

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 B-1, BLOCK 2, NCB 843 FROM “MF-33” MULTI-FAMILY DISTRICT TO “MF-33 HS” MULTI-FAMILY DISTRICT, HISTORIC SIGNIFICANCE.

4E) ZONING CASE NUMBER Z2004227: The request of Heather Drake, Applicant, for Standage Company, Owner(s), for a change in zoning from “C-3NA” S General Commercial Nonalcoholic Sales District with a specific use authorization for a Mini Storage Facility to “MF-33” Multi-Family District on Lot 1B through Lot 13B, NCB 10614, 4603, 4607 and 4426 East Houston Street. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 2)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Williams made a motion to approve the proposed rezoning case. Councilmember Segovia seconded the motion.
After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

**AN ORDINANCE 100404**

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 1B THROUGH LOT 13B, NCB 10614 ZONING FROM “C-3NA” S GENERAL COMMERCIAL NONALCOHOLIC SALES DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A MINI STORAGE FACILITY TO “MF-33” MULTI-FAMILY DISTRICT.

4F) ZONING CASE NUMBER Z2005014: The request of City of San Antonio, Historic Preservation Office for Blanca Bolner Bird, Applicant, for Blanca Bird, Owner(s), for a change in zoning to designate Historic Significance on Lot 1, NCB 2664, 2900 South Flores Street. Staff’s recommendation was for approval. Zoning Commission has recommended approval. (Council District 3)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Segovia made a motion to approve the proposed rezoning case. Councilmember Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Williams, Segovia, Perez, Radle, Barrera, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Flores, Castro.

**AN ORDINANCE 100405**

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, NCB 2664 FROM “I-1” GENERAL INDUSTRIAL DISTRICT TO “I-1 HS” GENERAL INDUSTRIAL DISTRICT, HISTORIC SIGNIFICANCE.
4G) ZONING CASE NUMBER Z2005005: The request of Obra Homes & Culebra-Galm, Ltd., Applicant, for Obra Homes & Culebra-Galm, Ltd., Owner(s), for a change in zoning from “R-6” Residential Single-Family District to “R-5” Residential Single-Family District on 44.96 acres and “C-2” Commercial District on 5.95 acres, all out of NCB 18296 on 50.91 acres out of NCB 18296, 12891 FM 471 West. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 6)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Barrera made a motion to approve the proposed rezoning case. Councilmember Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Flores.

AN ORDINANCE 100406

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 50.91 ACRES OUT OF NCB 18296 FROM “R-6” RESIDENTIAL SINGLE-FAMILY DISTRICT TO “R-5” RESIDENTIAL SINGLE-FAMILY DISTRICT ON 44.96 ACRES AND “C-2” COMMERCIAL DISTRICT ON 5.95 ACRES, ALL OUT OF NCB 18296.

4H) ZONING CASE NUMBER Z2005012: The request of MB Acquisition Company, Inc., Applicant, for VIA Metropolitan Transit, Owner(s), for a change in zoning from “I-1” General Industrial District and “R-6” Residential Single-Family District to “C-3” General Commercial District on Lot 5, Block 1, NCB 15053 (4.338 Acres), 5706 Northwest Loop 410. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 7)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Castro made a motion to approve the proposed rezoning case. Councilmember Perez seconded the motion.
After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Flores.

**AN ORDINANCE 100407**

**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 5, BLOCK 1, NCB 15053 FROM “I-1” GENERAL INDUSTRIAL DISTRICT AND “R-6” RESIDENTIAL SINGLE-FAMILY DISTRICT TO “C-3” GENERAL COMMERCIAL DISTRICT.**

41) **ZONING CASE NUMBER Z2005013:** The request of Jaime Arechiga, Applicant, for Jaime Arechiga, Owner(s), for a change in zoning from “RE” Residential Estate District to PUD “R-6” Planned Unit Development Residential Single-Family District on 0.95 acre tract of land out of Block H, NCB 14660, 6537 Kitchener Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 7)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Castro made a motion to approve the proposed rezoning case. Councilmember Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

**AN ORDINANCE 100408**

**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 0.95 ACRE TRACT OF LAND OUT OF BLOCK H, NCB 14660 FROM “RE” RESIDENTIAL ESTATE DISTRICT TO PUD “R-6” PLANNED UNIT DEVELOPMENT RESIDENTIAL SINGLE-FAMILY DISTRICT.**
4J) ZONING CASE NUMBER Z2005015: The request of City of San Antonio, Historic Preservation Office for Ralph Fairchild, Applicant, for Ralph Fairchild, Owner(s), for a change in zoning to designate Historic Significance on Lot 39 and the west 25 feet of Lot 40, NCB 6829, 2109 West Mistletoe Avenue. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 7)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

The following citizen(s) appeared to speak:

Ms. Charlotte Kohl, 2103 W. Mistletoe

Councilmember Castro made a motion to approve the proposed rezoning case. Councilmember Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Williams, Segovia, Perez, Radle, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Flores, Barrera.

AN ORDINANCE 100409

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 39 AND THE WEST 25 FEET OF LOT 40, NCB 6829 FROM "R-6" RESIDENTIAL SINGLE FAMILY DISTRICT TO "R-6 HS" RESIDENTIAL SINGLE FAMILY DISTRICT, HISTORIC SIGNIFICANCE.

4K) ZONING CASE NUMBER Z2004099: The request of Royal Properties, Applicant, for Roy Barrera, Owner(s), for a change in zoning from “C-3” ERZD General Commercial Edwards Recharge Zone District to “MF-33” ERZD Multi-Family Edwards Recharge Zone District on 4.455 acres out of NCB 14865, on the west side of Babcock Road approximately 215 feet north of West Hausman Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Hall made a motion to continue the proposed rezoning case to the meeting of April 14, 2005. Councilmember Perez seconded the motion.
After consideration, the motion to continue the proposed rezoning case prevailed by the following vote: AYES: Williams, Segovia, Perez, Radle, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Flores, Barrera.

Zoning case Z2004099 was continued to the meeting of April 14, 2005.

4L) ZONING CASE NUMBER Z2004167: The request of Ken Brown, Inc., Applicant, for Educational Development Co. of America, L. L. C., Owner(s), for a change in zoning from “C-3” ERZD Commercial Edwards Recharge Zone District to “MF-25” ERZD Multi Family Edwards Recharge Zone District on P-200B, NCB 14859, 15502 Babcock Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Hall made a motion to continue the proposed rezoning case to the meeting of April 14, 2005. Councilmember Perez seconded the motion.

After consideration, the motion to continue the proposed rezoning case prevailed by the following vote: AYES: Williams, Segovia, Perez, Radle, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Flores, Barrera.

Zoning case Z2004167 was continued to the meeting of April 14, 2005.

4M) ZONING CASE NUMBER Z2004259: The request of City of San Antonio, Applicant, for Multiple Owners, for a change in zoning to establish Neighborhood Conservation District 4 (NCD-4) Overlay on property generally bound by Wurzbach Parkway on the northwest, Lockhill-Selma Road on the northeast, Dreamland on the southeast and the Union Pacific Railroad right-of-way on the southwest. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Hall made a motion to continue the proposed rezoning case to the meeting of February 24, 2005. Councilmember Segovia seconded the motion.
After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

Zoning case Z2004259 was continued to the meeting of February 24, 2005.

**4N) ZONING CASE NUMBER Z2005003:** The request of Salah E. Diab, P. E., Applicant, for Seaford Trust, Owner(s), for a change in zoning from “R-6” Residential Single Family District and “C-3NA” General Commercial Nonalcoholic Sales District to “C-2NA” C Commercial Nonalcoholic Sales District with a conditional use for a medical clinic with inpatient care limited to six beds on 1.663 acres out of NCB 15656, 9396 Huebner Road. Staff’s recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Hall made a motion to approve the proposed rezoning case. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Barrera.

**AN ORDINANCE 100410**

**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 1.663 ACRES OUT OF NCB 15656 FROM “R-6” RESIDENTIAL SINGLE FAMILY DISTRICT AND “C-3NA” GENERAL COMMERCIAL NONALCOHOLIC SALES DISTRICT TO “C-2NA” C COMMERCIAL NONALCOHOLIC SALES DISTRICT WITH A CONDITIONAL USE FOR A MEDICAL CLINIC WITH INPATIENT CARE LIMITED TO SIX BEDS.**

**4O) ZONING CASE NUMBER Z2005020 S:** The request of Earl & Associates, P. C., Applicant, for HCRA of Texas Inc., Owner(s), for a change in zoning from “R-6” Residential Single-Family District to “RM-6” S Mixed Residential District with a specific use authorization for an assisted living facility on Lot 3, Block 1, NCB 20050203

February 10, 2005

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17788, 1 Heartland Drive. Staff’s recommendation was for approval. Zoning Commission has recommended approval. (Council District 10)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Haass made a motion to approve the proposed rezoning case. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams.

AN ORDINANCE 100411

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 3, BLOCK 1, NCB 17788 FROM “R-6” RESIDENTIAL SINGLE-FAMILY DISTRICT TO “RM-6” S MIXED RESIDENTIAL DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR AN ASSISTED LIVING FACILITY.

ITEMS FOR INDIVIDUAL CONSIDERATION

The City Clerk read the following ordinance:

AN ORDINANCE 100412

ORDERING THE GENERAL MUNICIPAL ELECTION TO BE HELD ON SATURDAY, THE 7TH DAY OF MAY, 2005, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR THE PURPOSE OF ELECTING THE MEMBERS OF THE COUNCIL AND THE MAYOR OF THE CITY OF SAN ANTONIO; AUTHORIZING SAID ELECTION TO BE HELD JOINTLY WITH THE NORTHSIDE INDEPENDENT SCHOOL DISTRICT; AND REVISING EARLY VOTING AND ELECTION DAY POLLING SITE LOCATIONS.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.
City Clerk Leticia Vacek made a presentation on the upcoming May 7, 2005 election. She stated the purpose of this ordinance was to authorize the conduct of the election, establish early voting and Election Day voting sites, and set the procedures for early voting and Election Day. She further presented the election calendar noting the dates for the submission to the Justice Department, and the beginning and ending dates of early voting, adding that should a Run-off Election be necessary, it would be held on Tuesday, June 7, 2005.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Williams, Segovia, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Perez.

The City Clerk read the following ordinance:

AN ORDINANCE 100413

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH PUBLIC ENTERPRISE GROUP, INC. IN AN AMOUNT NOT TO EXCEED $30,000.00 FOR THE DEVELOPMENT OF AN INVENTORY OF ASSETS, PROGRAM POLICIES AND A STRATEGIC MARKETING PLAN FOR A COMPREHENSIVE AND INTEGRATED MUNICIPAL MARKETING PARTNERSHIP PROGRAM; AUTHORIZING AN AMOUNT NOT TO EXCEED $10,000.00 FOR RELATED REIMBURSABLE EXPENSES, FOR A TOTAL AMOUNT OF $40,000.00; AND PROVIDING FOR PAYMENT.

Councilmember Williams made a motion to approve the proposed Ordinance. Councilmember Haass seconded the motion.

Ms. Colleen Swain, Special Projects Coordinator, Asset Management made a presentation on the Municipal Marketing Partnership Program request for proposal, a copy of which is on file with the Office of the City Clerk. She presented background information, the process for request for proposals, responses, and the Evaluation Team. She further outlined the evaluation criteria, evaluation scores, summary of experience, listing of clients for Public Enterprise Group and the development phase compensation. She amplified on the development phase recommendations, the implementation phase term and compensation and timeline of the project.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Perez.
The City Clerk read the following resolution:

A RESOLUTION 2005-07-05

DECIDING AN APPEAL BY AETNA SIGN GROUP, LTD., OF THE DECISION OF THE DIRECTOR OF DEVELOPMENT SERVICES TO DENY A BILLBOARD RELOCATION PERMIT AT 13111 SAN PEDRO; AND CONSIDERATION OF A VARIANCE TO THE CODE REQUIREMENTS FOR BILLBOARDS. STAFF RECOMMENDS DENIAL OF THE APPEAL.

Mr. Florencio Pena, Director of Development Services, narrated a slide presentation on the appeal of the denial for a billboard relocation permit, a copy of which is on file with the Office of the City Clerk. He outlined information on the denial of the permit for Aetna Sign Group, background information on the variance request approved by the Board of Adjustment, the review by the Electrical Examining and Supervising Board, and the decision rendered by the Director of Development Services after careful review. He stated that staff was recommending denial of the appeal for a billboard relocation permit.

Councilmember Flores made a motion to deny the appeal. Councilmember Perez seconded the motion.

The following citizen(s) appeared to speak:

Mr. Jack M. Finger, PO Box 12048, spoke to denying the appeal.
Mr. Larry Gottsman, spoke in favor of the appeal.

After consideration, the motion, carrying with it the passage of the Resolution to deny the appeal, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams.

CITY MANAGER’S REPORT

Chief Albert Ortiz, San Antonio Police Department made a presentation on the City of San Antonio Juvenile Curfew, a copy of which is on file with the Office of the City Clerk.

Mr. Kevin Doliole, Aviation Director, presented an award to the City Council that had been presented to the Aviation Department.
CITIZENS TO BE HEARD

Mr. David Morales, 227 Durant, asked the Council for assistance in helping him locate his brothers.
Mr. Nazarite Ruben Flores Perez, 627 Hearne, addressed various community issues.
Mr. Eddie Masson, spoke in regards to taxi permits, discrimination of the handicapped at the Airport, and Title II of the ADA.
Mr. Adrian Sky, addressed issues of the disabled.
Mr. Jose Perez, spoke in regards to the City Council taking time to hear citizens’ comments.

Mayor Garza recessed the Regular Session at 4:06 pm until the 5:00 pm time certain item.

Mayor Garza reconvened the Regular Session at 5:00 pm, at which time there were no citizens to speak.

There being no further business to come before the City Council, Mayor Garza adjourned the meeting at 5:01 pm.

APPROVED

EDWARD D. GARZA
MAYOR

Attest:

LETICIA M. VACEK
City Clerk

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