

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, MARCH 4, 1982.

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The meeting was called to order at 1:00 P.M. by the presiding officer, Mayor Henry Cisneros, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, EURESTE, THOMPSON, ALDERETE, HARRINGTON, ARCHER, HASSLOCHER, CISNEROS. Absent: None.

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82-10 The invocation was given by Rev. Richard J. Owens, West Laurel Heights Baptist Church.

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82-10 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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82-10 CITATION TO MR. FRANK KIOLBASSA

Mayor Cisneros spoke of the high quality of the work of Mr. Frank Kiolbassa, Director of Public Works, and read the following Citation:

FRANK KIOLBASSA

In recognition of his selection as "Engineer of the Year" for 1982 in Bexar County by the Texas Society of Professional Engineers, Bexar County Chapter. His expertise in a wide variety of fields and continuing professional development in engineering make him a valuable asset to the steady growth of the City in the all-important position as Director of Public Works.

The City Council commends Mr. Kiolbassa for his past achievements, recognition reinforced by this coveted honor by his peers, and extends wishes for continued success.

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Mr. Kiolbassa asked members of his family to join him in receiving the award, and noted that the honor must also be shared with members of his staff as well.

Members of the City Council joined Mayor Cisneros in offering individual congratulations to Mr. Kiolbassa.

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82-10 MR. SONNY OZUNA

Mayor Cisneros spoke of the national recognition given to Mr. Ozuna's unique style of music since the 1950's, and read the following proclamation:

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This extraordinary City earned its position among America's unique cities because of the many contributions made in the past by special people like you, Our present City is nothing more and nothing less that the sum of all these efforts.

At this time, the Mayor and City Council call to the attention of all the citizens of San Antonio your very important contributions and hereby proclaim you as

"BENEFACOR DE LA COMUNIDAD"

You are hereby and forevermore authorized to take great pride in joining all eminent San Antonians who have made this City such an exceptional place.

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Mr. Ozuna thanked the City Council and citizens of San Antonio for this honor and spoke briefly of the music played by his group.

Members of the City Council individually spoke of their recollections of Mr. Ozuna and his music from years past.

Mayor Cisneros presented the "Benefactor de la Comunidad", and other members of the City Council joined in offering their individual congratulations.

82-10

VISTA VERDE SOUTH STATUS REPORT

Mayor Cisneros spoke of the roles played by Council members Eureste and Berriozabal in the search for agreement between Vanir Properties and Control Data Corporation concerning the lease of space in Vista Verde South, and stated that an agreement now has been signed, allowing the project to go forward to the next stage. He spoke of the high-technology, computer-oriented jobs and new business that this agreement will mean to downtown San Antonio, and CDC's history of involvement in San Antonio. Mayor Cisneros stated that CDC considers San Antonio the hub of its operations, and spoke further of the more than 1,000 additional jobs the agreement will mean to boost San Antonio's economy.

Mayor Cisneros recognized several officials of CDC, present in the audience, and their efforts in working out the agreement. He also thanked other members of the Council and City staff for their efforts in this regard.

Several members of the City Council spoke to the agreement and those responsible for that agreement.

Mayor Cisneros spoke of the location of new plants in San Antonio as the city's number-one priority, in order to create new jobs.

Members of the Council congratulated Mayor Cisneros for bringing the idea of Vista Verde South to fruition, and to Councilman Eureste for his efforts in pushing for the ultimate solution to the leasing problems.

82-10 The minutes of the meeting of February 18, 1982 were approved, subject to correction of a page-numbering problem.

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The Clerk read the following Ordinance:

AN ORDINANCE 54,986

ORDINANCE AUTHORIZING THE ISSUANCE OF INTERNATIONAL AIRPORT CERTIFICATES OF OBLIGATION.

Mr. Hasslocher moved to approve the Ordinance. Mr. Webb seconded the motion.

Mayor Cisneros spoke of future plans for major U.S. airlines to use San Antonio as the center for such things as ticketing operations and other functions.

In response to a question by Mrs. Dutmer, Mr. Mike Kutchins, Acting Director of Aviation, spoke to the reassignment of a number of the temporary employees hired during the air traffic controllers walkout.

After consideration, the motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros. NAYS: None. ABSENT: None.

82-10

CONSENT AGENDA

Mr. Hasslocher moved that items 5-27 constituting the consent agenda be approved with the exception of items 8, 15, 18 and 19 to be pulled for individual consideration. Mr. Archer seconded the motion.

On voice vote, the motion carried by the following vote: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros.

AN ORDINANCE 54,987

ACCEPTING THE LOW BID OF SHILL STEEL COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH REINFORCING STEEL FOR A TOTAL OF \$3,655.00, LESS $\frac{1}{2}$ OF 1% - 10 DAYS.

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AN ORDINANCE 54,988

ACCEPTING THE BID OF TERRAD ENTERPRISES, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH AN AM BROADCAST SYSTEM FOR THE HEARING IMPAIRED FOR A TOTAL OF \$5,375.00, LESS 2%-10 DAYS.

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AN ORDINANCE 54,989

ACCEPTING THE PROPOSAL OF G.D. HALL & COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH LIBRARY BOOKS FOR A TOTAL OF \$7,539.29.

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AN ORDINANCE 54,990

ACCEPTING THE PROPOSAL OF GENERAL ELECTRIC COMPANY TO FURNISH THE CITY OF SAN ANTONIO

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WITH EMERGENCY REPAIRS TO THE BLOWER AT THE RILLING ROAD WASTEWATER TREATMENT PLANT FOR A NET TOTAL OF \$12,969.00.

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AN ORDINANCE 54,991

ACCEPTING THE LOW QUALIFIED BID OF ROYAL MATTHIESSEN EQUIPMENT AND SUPPLY COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH AN AIR COMPRESSOR FOR A TOTAL OF \$13,150.00 LESS $\frac{1}{2}$ %-15 DAYS.

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AN ORDINANCE 54,992

ACCEPTING THE LOW QUALIFIED BIDS OF WILSON FIRE APPARATUS, S 7 L SEAGRAVE SALES, HALPRIN SUPPLY CO., ALAMO FIRE & SAVETY EQUIPMENT CO. AND THUNDERBIRD FIRE & SAFETY EQUIPMENT CO. TO FURNISH THE CITY OF SAN ANTONIO WITH FIRE-FIGHTING EQUIPMENT FOR A TOTAL OF \$16,134.40.

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AN ORDINANCE 54,993

ACCEPTING THE LOW QUALIFIED BID OF THOMAS M. NILAND COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH GARGOYLE LIGHT STANDARDS FOR A TOTAL OF \$48,000.00, LESS 1%-10 DAYS.

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AN ORDINANCE 54,994

ACCEPTING THE LOW BID OF AM BRUNING TO FURNISH THE CITY OF SAN ANTONIO WITH DRAFTING FURNITURE FOR A NET TOTAL OF \$6,962.06.

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AN ORDINANCE 54,995

ACCEPTING THE LOW QUALIFIED BID OF QUEST UTILITY CORP. IN THE SUM OF \$38,289.62 TO CONSTRUCT THE TRES CINCO SUBDIVISION OFF-SITE SANITARY SEWER MAIN; AUTHORIZING EXECUTION OF A STANDARD PUBLIC WORKS CONTRACT; AND APPROPRIATING THE SUM OF \$42,118.58 AND AUTHORIZING PAYMENTS.

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AN ORDINANCE 54,996

AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES CONTRACT WITH DEBNEY-BYRN ASSOCIATES, INC., IN CONNECTION WITH THE AIRCRAFT CONTROL TOWER AT INTERNATIONAL AIRPORT; AND AUTHORIZING PAYMENT OF ADDITIONAL FEES.

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AN ORDINANCE 54,997

MANIFESTING AN AGREEMENT AMENDING A LEASE TO ALLIED AVIATION SERVICES OF SAN ANTONIO, DIVISION OF ALLIED BUILDING AND AIRPORT SERVICES, INC., OF SPACE AT SAN ANTONIO INTERNATIONAL AIRPORT.

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AN ORDINANCE 54,998

AUTHORIZING THE EXECUTION OF LEASE AGREEMENTS WITH THE TEXAS ENGINEERING EXTENSION SERVICE, WHICH IS A PART OF THE TEXAS A & M UNIVERSITY SYSTEM, FOR THE LEASE OF BUILDINGS NUMBERS 212-215, 218-129 AND 248-249 IN HEMISFAIR PLAZA.

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AN ORDINANCE 54,999

AUTHORIZING THE CITY MANAGER TO EXECUTE AN ASSIGNMENT OF EASEMENT: MAKING AND MANIFESTING AN AGREEMENT BETWEEN THE CITY AND ARCO PIPE LINE COMPANY FOR RELOCATION OF A PRODUCTS PIPELINE, AND AUTHORIZING THE PAYMENT OF ACTUAL COSTS FOR RELOCATION OF SAID PIPELINE ESTIMATED TO COAT \$71,394.491 ALL IN CONNECTION WITH THE ST. HEDWIG DRAINAGE PROJECT NO. 114B.

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AN ORDINANCE 55,000

AUTHORIZING ADJUSTMENTS TO THE CITY TAX ROLL RECOMMENDED BY THE TAX ERROR BOARD OF REVIEW.

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AN ORDINANCE 55,001

AUTHORIZING PAYMENT OF REFUNDS TO PERSONS MAKING OVERPAYMENTS OR DOUBLE PAYMENT ON 47 TAX ACCOUNTS.

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AN ORDINANCE 54,002

ACCEPTING THE HIGH BIDS RECEIVED IN CONNECTION WITH \$23,000,000 IN CITY FUNDS AVAILABLE FOR DEPOSIT IN INTEREST-BEARING CERTIFICATES OF DEPOSIT.

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AN ORDINANCE 55,003

APPROVING THE SAN ANTONIO 1981-82 EMERGENCY MANAGEMENT PROGRAM AND ACCEPTING AND AWARD BY THE DIVISION OF EMERGENCH MANAGEMENT OF THE TEXAS DEPARTMENT OF PUBLIC SAFETY OF A REIMBURSEMENT GRANT OF \$54,500.00 IN SUPPORT OF ONE-HALF OF THE COST OF PERSONNEL AND

CERTAIN ADMINISTRATIVE EXPENSES OF THE
CITY'S EMERGENCY MANAGEMENT ASSISTANCE
OFFICE.

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AN ORDINANCE 55,004

ACCEPping A GRANT OF \$58,450.00 FROM
THE PUBLIC HEALTH SERVICE OF THE U.S.
DEPARTMENT OF HEALTH AND HUMAN SERVICES
IN SUPPORT OF THE OPERATION OF THE
CHILDHOOD IMMUNIZATION MAINTENANCE
PROJECT IN 1982; ESTABLISHING A FUND AND
ACCOUNTS; AND ADOPTING A BUDGET AND
APPROVING PERSONNEL POSITIONS.

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AN ORDINANCE 55,005

AUTHORIZING OPERATION OF THE FIFTH YEAR
OF THE LATEN PRINT SUPPORT UNIT IN THE
SAN ANTONIO POLICE DEPARTMENT BEGINNING
NOVEMBER 1, 1981; APPROVING A BUDGET OF
\$52,920.00 AND PERSONNEL POSITIONS:
ACCEPTING A \$10,584.00 GRANT FROM THE
CRIMINAL JUSTICE DIVISION OF THE OFFICE
OF THE GOVERNOR; AND AUTHORIZING A
CONSTRIBUTION OF \$42,336.00 FROM THE
GENERAL FUND.

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The Clerk read the following Ordinance:

AN ORDINANCE 55,006

ACCEPTING THE PROPOSAL OF GILLETTE
AIR CONDITIONING COMPANY, INC., TO FURNISH
THE CITY OF SAN ANTONIO WITH THE INSTALLA-
TION OF PIPE AND VALVES TO REPAIR THE AIR
CONDITIONING AT THE POLICE DEPARTMENT
FOR A TOTAL OF \$8,890.00.

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Mr. Harrington moved to approve the Ordinance.
Mr. Wing seconded the motion.

In response to a question by Mr. Hasslocher, Mr. John Brooks,
Director of Purchasing and General Services, explained this
emergency chilled-water line needed to be run from the basement
facilities to the third floor of Police Headquarters to take care
of the communications center located there, 24 hours a day, while
other repairs to the overall system are taking place to repair
air-conditioning operations throughout the building.

In response to a question by Mr. Webb, Mr. Brooks stated
that this amount is in addition to the \$80,000 allocated several
weeks ago for the repair project for the Police air-conditioning
system, and addressed the need to provide temporary air-conditioning
to the communications center while the other main system is being
worked on.

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Mr. Louis J. Fox, City Manager, stated that this is not an amount in addition to the previously allocated amount to repair the system.

82-10 The Clerk read the following Ordinance:

AN ORDINANCE 55,007

ACCEPTING THE LOW QUALIFIED BID OF MEADOR CONSTRUCTION CO., INC., IN THE SUM OF \$1,749,582.32 ON THE ELDRIDGE DRAINAGE PROJECT PHASE I (PROJECT 61K); AUTHORIZING EXECUTION OF A STANDARD PUBLIC WORKS CONTRACT: ESTABLISHING A FUND AND A BUDGET; AND AUTHORIZING PAYMENTS.

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Mr. Hasslocher moved to approve the Ordinance.
Mr. Wing seconded the motion.

Mayor Cisneros spoke of a number of problems experienced with the contractor in conjunction with the Saunders and Picoso projects and spoke of his concern that these problems not re-occur with this project.

A brief discussion followed concerning specific problems encountered with this contractor and other contractors in various other City projects.

In response to a question by Mr. Alderete, Mr. Joe Aceves, Assistant Director of Public Works, spoke of the need for the contractor to be open and honest with area citizens concerning the project and its various ramifications. Mr. Aceves also spoke to a number of safeguards built into the contracts designed to insure proper completion of Public Works projects by contractors. He further stated that the Public Works Department would be dealing directly with matters of public relations concerning area citizens affected by this project, to insure proper handling of communications with the citizens affected.

A discussion took place concerning the problem of contractors having too many projects underway at the same time, with a resulting shifting of personnel that works as a detriment to the completion of certain projects.

Ms. Jane Macon, City Attorney, spoke of the practice of insuring that contractors can effectively perform a job in a timely manner, before a contract is awarded.

Mayor Cisneros spoke of the need to investigate a number of things that should be done to keep the area public informed on the effects of a project's construction, how it will affect area citizens, etc.

Mr. Frank Kiobassa, Director of Public Works, stated that his department is in process of preparing a manual to assist contractors on how projects should be done. He stated it would be going to the Planning Commission, then to City Council for acceptance.

Mayor Cisneros noted that many of the provisions of this manual probably need to be included in contracts with the City.

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Mr. Thompson stated that in this contract in question, the citizens in the area need to be notified by mail of meetings set up to discuss project plans and their effects. He spoke of the need to have community meetings on such projects, and stated that he would attend meetings on this project.

Ms. Macon spoke of the possibility that the Council might need to amend this Public Works contract, to specify that the contractor be required to work with area citizens on the project.

A discussion was held on various problems between the City and some contractors in working on projects awarded by the City.

After consideration, the motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None. ABSENT: None.

82-10 The Clerk read the following Ordinance:

AN ORDINANCE 54,008

MANIFESTING AGREEMENT AMENDING AND EXTENDING
LEASES OF SPACE ON THE TOWER OF THE AMERICAS
TO WATERMAN BROADCASTING CORPORATION AND
HARBENITO RADIO CORPORATION.

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Mr. Wing moved to approve the Ordinance. Mr. Hasslocher seconded the motion.

In response to a question by Mr. Webb, Mr. Joe Madison, Director of Convention Facilities, spoke to the Council's past direction on the matter. leasing of private FM broadcast facilities on the Tower of the Americas, and problems involving City equipment atop the Tower. Mr. Madison spoke of the completion of a study financed by the FM broadcasters concerned that indicated that some work needs to be done to facilities atop the Tower, and that both City and private FM facilities can co-exist in the Tower tophouse environment. Mr. Madison stated that only last week the City Council approved the designing of a Master Plan for the Tower broadcasting operations.

Mr. Webb spoke of the need for the Police Department to move its transmitting/receiving facilities from the tower in Pittman-Sullivan Park to the Tower of the Americas, and also spoke of problems encountered with this requested extension of lease agreements for equipment atop the Tower.

Mr. Madison stated that within 90 days, the City would have a full report from the consultant as to what work needs to be done on the Tower to facilitate joint-use broadcasting. Mr. Madison also discussed the terms of these leases, and the City's plans to make the end-dates coincide with the end-dates of other leases on FM operations on the Tower.

Mr. Louis J. Fox, City Manager, spoke of the details of the recent study concerning usage of the Tower facilities by both the City and private FM broadcasters. He stated that many questions remain to be answered before he is prepared to recommend to the City Council any final actions concerning the Tower.

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Mr. Madison stated that the broadcasters with equipment atop the Tower are anxious to negotiate a long-term lease with the City.

Mr. Webb stated that he recognized that there were space problems on the Tower, but spoke to the need to give all FM stations the same consideration as far as leased space atop the Tower is concerned.

Mr. Fox stated that one of the problems being surveyed is that of the compatibility of equipment, and the need for the study to survey this.

Mr. Webb spoke in favor of a full bid process in awarding leases for broadcast space atop the Tower of the Americas.

Mr. Alderete spoke in support of Mr. Webb's statement.

A discussion of space limitations on the Tower then took place.

Mr. Madison stated that there is only room on the Tower, at the present time, for three FM broadcast facilities, and spoke of the City Council's previous direction to the staff and outlined the background of the consultant's study into the matter.

Mr. Webb made a substitute motion to deny the Ordinance. The motion died for lack of a second.

Mr. Tullos Wells, Attorney for the FM broadcasters involved, spoke to the Federal Communications Commission restrictions limiting the possibility of placing other FM stations on the Tower, such as their licensed broadcast locations.

Mr. Webb spoke in favor of the City taking bids on leases for space on the Tower, rather than extending the present leases.

Mr. Thompson spoke to the possibility of six-month lease extensions for current lease-holders, allowing the City time to go out for bids on the space to be leased.

Mr. Thompson made a substitute motion to grant eight-month extensions on the leases in question, and during that time City staff would develop a bid package to receive bids based upon the number of antennae that can be positioned on the Tower, based upon the on-going consultant study. Mr. Alderete seconded the motion.

After discussion, on roll call, the substitute motion failed to carry by the following vote: AYES: Berriozabal, Webb, Thompson, Alderete, Harrington; NAYS: Dutmer, Wing, Eureste, NAYS: Archer, Cisneros ABSENT: Hasslocher.

The main motion motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berrriozabal, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Cisneros, NAYS: Webb; ABSENT: Hasslocher.

82-10 The Clerk read the following Ordinance:

AN ORDINANCE 55,009

ESTABLISHING RENTAL RATES AND POLICIES FOR
BEETHOVEN HALL.

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Mrs. Dutmer moved to approve the Ordinance.
Mr. Thompson seconded the motion.

In response to a question by Ms. Berriozabal, Mr. Joe Madison, Director of Convention Facilities, discussed the exemption of certain groups from the recommended rental fees, and stated that the guidelines are the same as for other Convention facilities of the City.

A discussion then took place relative to non-profit groups which are not classified as 'charitable'.

After discussion, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Webb.

ZONING HEARINGS

28. CASE 8740 to rezone Lots 15 & 19 thru 23, Block 11, NCB 14815, In the 1600 Block of Silverwood Drive, In the 1700 Block of Springhill Drive, from Temporary "R-1" E.R.Z.D. One Family Residence, Edwards Recharge Zone District "R-1" E.R.Z.D. One Family Residence District, located on the south side of Silverwood Drive, being 315' west of the intersection of Silverwood Drive and Springhill Drive, having 90' on Silverwood Drive and a maximum depth of 159.55'. Lots 19 thru 23 is located southwest of the intersection of Silverwood Drive and Springhill Drive, having 80' on Silverwood Drive and 330' on Springhill Drive and Parcel 11, Block 11, NCB 14815, in the 16900 Block of San Pedro Avenue (U.S. 281 North) from Temporary R-1" E.R.Z.D. One Family Residence District E.R.Z.D. to "B-3" E.R.Z.D., Business Edwards Recharge Zone District, located on the southeast side of San Pedro Avenue, being approximately 750' northeast of the intersection of Thousand Oaks Drive and San Pedro, having 254.82' on San Pedro Avenue and a maximum depth of 685'.

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

Mrs. Dutmer moved that the recommendation of the Zoning Commission be approved provided that a 6-foot solid screen fence is erected and maintained along the north and east property lines.
Mr. Thompson seconded the motion.

Mr. Andy Guerrero, Planning Administrator, stated that the proponent is asking for B-3 zoning on the front property and R-1 on the rear, but wants to refer the case back to the Zoning Commission for a rehearing. He further explained that the proponent's original petition sought B-3 zoning on the entire property in question.

Mr. Harry Jewett III, engineering and planning consultant to the proponent, asked that the case be sent back to the Zoning Commission because the City Council cannot 'up-zone' a property with proper notice, and stated that he wants to ask again for B-3 rezoning on the entire tract in question.

Mrs. Dutmer moved to refer the case back to the Zoning Commission. Mr. Harrington seconded the motion.

After consideration, the motion failed to carry by the following vote: AYES: Dutmer, Wing, Eureste, Harrington, Archer; NAYS: Berriozabal, Webb, Thompson, Cisneros; ABSENT: Alderete, Hasslocher.

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A discussion then took place concerning the time-span required if the Council grants the rezoning request as it stands, and the proponent wants to go into the Zoning Commission for a change.

Mr. Jewett then asked the Council to approve the Zoning Commission recommendation, and the proponent then would come back to the Zoning Commission for another change in zoning after the elapsed time period.

Mr. Craig Denton, 17100 Springhill, asked the Council to maintain the area residential, and spoke against location of a parking lot near area homes.

Mr. Sid Tarro, 17002 Springhill, spoke against any change from the present recommendation of the Zoning Commission.

Mr. Babe Peters, 16815 Silverwood, spoke of the history of this case before the Zoning Commission and the proper zoning on the property for its previously-used restaurant operation. He asked the City to check out alleged illegal uses for the present zoning on the property in question.

Mr. Bill Stephens, 16809 Springhill, spoke against a parking lot being located so near area homes.

Mr. Jewett displayed for Council a new architect's sketch of plans for the location he will bring before the Zoning Commission as soon as allowed, a plan which includes a B-3 zoning on the rear portion of the property, but surrounded in a horseshoe-shaped manner with R-3 zoning as a buffer to the homes, with a non-access easement onto Springhill.

Mayor Cisneros spoke in favor of enacting the Zoning Commission recommendation at this time, and allowing the proponent to go back before the Zoning Commission with his new recommendations after a six-month wait.

After discussion, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Harrington, Archer, Cisneros; NAYS: None; ABSENT: Alderete, Hasslocher.

AN ORDINANCE 55,010

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 15, AND 19 THROUGH 23, BLOCK 11, NCB 14815, IN THE 1600 BLOCK OF SILVERWOOD DRIVE, AND IN THE 1700 BLOCK OF SPRINGHILL DRIVE FROM TEMPORARY "R-1" E.R.Z.D. SINGLE-FAMILY RESIDENTIAL EDWARDS RECHARGE ZONE DISTRICT TO "R-1" E.R.Z.D. SINGLE-FAMILY RESIDENTIAL EDWARDS RECHARGE ZONE DISTRICT AND PARCEL 11, BLOCK 11, NCB 14815, IN THE 16900 BLOCK OF SAN PEDRO AVENUE (U.S. 281 NORTH) FROM TEMPORARY "R-1" E.R.Z.D. SINGLE-FAMILY RESIDENTIAL EDWARDS RECHARGE ZONE TO "B"3" E.R.Z.D. BUSINESS EDWARDS RECHARGE ZONE DISTRICT, PROVIDED THAT A 6-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTH AND EAST PROPERTY LINES.

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29. CASE 8764 to rezone Lot 31, save and except the northeast 764.17, NCB 14735, 11130 Vance Jackson Road, from Temporary "R-1" One Family Residence District to "R-3" Multiple Family Residence District, located on the northeast side of Vance Jackson Road, being approximately 75' northwest of the intersection River North Drive and Vance Jackson Road, having 140' on Vance Jackson Road and a maximum depth of 1226.45'

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

No citizen appeared to speak in opposition.

Mr. Harrington moved that the recommendation of the Zoning Commission be approved provided that the applicant work with the Traffic Engineering Division for street dedication if necessary, and that a 6-foot solid screen fence is erected and maintained along the southeast property line. Mr. Thompson seconded the motion.

After consideration, the motion, carried by the following vote: AYES: Berriozabal, Webb, Eureste, Thompson, Harrington, Archer, Cisneros; NAYS: None; ABSENT: Dutmer, Wing, Alderete, Hasslocher.

AN ORDINANCE 55,011

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 31, SAVE AND EXCEPT THE NORTHEAST 764.17 FEET, NCB 14735, 11130 VANCE JACKSON ROAD, PROVIDED THAT THE APPLICANT WORK WITH THE TRAFFIC ENGINEERING DIVISION FOR STREET DEDICATION IF NECESSARY, AND THAT A 6-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE SOUTHEAST PROPERTY LINE.

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30. CASE 8765 to rezone a 7.672 acre tract of land out of lots 29 and 30, Block 1, NCB 12561, being further described by field notes filed in the Office of the City Clerk, 859, 901, 903 N.E. Loop 410 Expressway from "F" Local Retail District to "B-3" Business District located northeast of the intersection of New Braunfels Avenue and N.E. Loop 410 Expressway, having 568.79' on Cheever Alley, 241.54' on New Braunfels Avenue and 833.02' on N.E. Loop 410 Expressway.

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

Mr. Andy Guerrero, Planning Administrator, stated that of the notices mailed out to property owners within 200 feet of the subject property, two notices were returned in favor, one against. Mr. Guerrero further stated that the proponents are requesting the rezoning in order to erect another office tower on Lot 30. He stated that the Zoning Board of Adjustment granted a variance to the proponents in order for them to erect the first two office towers on the adjacent property, but a rezoning of the entire tract was now being sought.

Mr. Harrington moved that the recommendation of the Zoning Commission be approved. Mr. Thompson seconded the motion.

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At this time, it was determined that opposition to the requested zoning change was present in the audience, but the proponent had temporarily left the Council Chamber. Mayor Cisneros asked that continuation of this case be held in abeyance until the end of the remainder of the zoning cases, at which time it would be resumed. Council consensus was granted by voice vote.

82-10

31. CASE 8762 to rezone Lot 2, Block 3, NCB 8418, 914 Vance Jackson Road from "A" Single Family Residential District to "B-1" Business District, located on the east side of Vance Jackson Road, being 100' south of the intersection of Green Lawn Drive and Vance Jackson Road, having 100' on Vance Jackson Road and a depth of 310'.

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

No citizen appeared to speak in opposition.

Mr. Thompson moved that the recommendation of the Zoning Commission be approved provided that the applicant work with the Traffic Engineering Division for street dedication if necessary, and that a 6-foot solid screen fence is erected and maintained along the north and east property lines and on the east 50-feet of the south property line. Mr. Wing seconded the motion.

After consideration the motion carried with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Harrington, Archer, Cisneros; NAYS: None. ABSENT: Alderete, Hasslocher.

AN ORDINANCE 55,012

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 2, BLOCK 3, NCB 8418, 914 VANCE JACKSON ROAD, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-1" BUSINESS DISTRICT, PROVIDED THAT THE APPLICANT WORK WITH THE TRAFFIC ENGINEERING DIVISION FOR STREET DEDICATION IF NECESSARY, AND THAT A 6-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTH AND EAST PROPERTY LINES AND ON THE EAST 50-FEET OF THE SOUTH PROPERTY LINE.

* * * *

82-10

32. CASE 8761 to rezone a 67.081 acre tract of land out of NCB 11298, being further described by field notes filed in the Office of City Clerk, in the 8600 Block of U.S. Hwy 81 South, from "B" Residential District to "I-1" Light Industry District, located on the southeast side of U.S. Hwy 81 South, being 300' northeast of the intersection of the centerline of Leon Creek and U.S. Hwy 81 South, having 1763.94' on U.S. Hwy 81 South and approximately a maximum depth of 1990'.

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

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C507

No citizen appeared to speak in opposition.

Mr. Wing moved that the recommendation of the Zoning Commission be approved provided that the applicant work with the Traffic Engineering Division for street dedication if necessary. Mr. Thompson seconded the motion.

After consideration the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Harrington, Archer, Cisneros; NAYS: None; ABSENT: Alderete, Hasslocher.

AN ORDINANCE 55,013

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 67.081 ACRE TRACT OF LAND OUT OF NCB 11298, BEING FURTHER DESCRIBED IN FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 8600 BLOCK OF U.S. HWY. 81 SOUTH, FROM "B" RESIDENTIAL DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT THE APPLICANT WORK WITH THE TRAFFIC ENGINEERING DIVISION FOR STREET DEDICATION IF NECESSARY.

* * * *

82-10 CASE 8760 to rezone Lot 13-B, Block B, NCB 11906, In the 2400 Block of Babcock Road, from "A" Single Family Residence District to "B-2" Business District, located on the southwest side of Babcock Road, being 303' Northwest of the intersection of Snowden Road and Babcock Road, having 144.98' on Babcock Road and a depth of 287.6'.

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

No citizen appeared to speak in opposition.

Mr. Harrington moved that the recommendation of the Zoning Commission be approved provided that the applicant work with the Traffic Engineering Division for street dedication if necessary. Mr. Thompson seconded the motion.

After consideration, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Harrington, Archer, Cisneros; NAYS: None; ABSENT: Alderete, Hasslocher.

AN ORDINANCE 55,014

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 13-B, BLOCK B, NCB 11906, IN THE 2400 BLOCK OF BABCOCK ROAD, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT THE APPLICANT WORK WITH THE TRAFFIC ENGINEERING DIVISION

WORK WITH THE TRAFFIC ENGINEERING DIVISION
FOR STREET DEDICATION IF NECESSARY.

* * * *

82-10

34. CASE 8748 to rezone a 4.966 acre tract of land out of Lot 4, Block 2, NCB 13802, being further described by field notes filed in the Office of the City Clerk, in the 5200 block of Randolph Blvd, from "R-3" Multiple Family Residential District to "B-3" Business District, located on the southside of Randolph Blvd., being 1213' northeast of the intersection of Crestway Road and Randolph Blvd., having 174.40' on Randolph Blvd., a maximum depth of 684.9' and a maximum width of 356.4'.

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

No citizen appeared to speak in opposition.

Mrs. Dutmer moved that the recommendation of the Zoning Commission be approved provided that street dedication is provided if necessary. Mr. Harrington seconded the motion.

After consideration, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Harrington, Archer, Cisneros; NAYS: None; ABSENT: Alderete, Hasslocher.

AN ORDINANCE 55,015

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 4.966 ACRE TRACT OF LAND OUT OF LOT 4, BLOCK 2, NCB 13802, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 5200 BLOCK OF RANDOLPH BLVD., FROM "R-3" MULTIPLE-FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT STREET DEDICATION IS PROVIDED IF NECESSARY.

* * * *

82-10 At this point, City Council resumed consideration of Zoning Case 8765.

Mr. David R. Miller, 2426 Cee Cee, speaking in opposition, stated that he fears granting the rezoning will allow unsatisfactory uses for the property such as a dancehall or other such usage.

Mr. Webb spoke in favor of keeping the present "F" Local Retail zoning on the property and let the Zoning Board of Adjustment consider variances for each request as they come up, as in the past.

Mr. Webb moved a substitute motion to deny the request for rezoning. Mr. Archer seconded the motion.

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0509

Mr. Gene Dawson, 9310 Broadway, representing the proponent, stated that the present zoning on Lot 29 restricts the height of the planned new third tower. He further stated that the proponent desires rezoning to B-3 on all the property, including that on which the two present office towers are located, to allow them to locate a restaurant in the bottom floor of the easternmost tower.

After consideration, the substitute motion to deny the rezoning failed to carry by the following vote: AYES: Berriozabal, Webb, Archer; NAYS: Dutmer, Wing, Thompson, Harrington, Hasslocher, Cisneros; ABSTAIN: Eureste; ABSENT: Alderete.

The main motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Eureste, Thompson, Harrington, Archer, Hasslocher, Cisneros; NAYS: Webb; ABSENT: Alderete.

AN ORDINANCE 55,016

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 7.672 ACRE TRACT OF LAND OUT OF LOTS 29 AND 30, BLOCK 1, MCB 12571, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, AT 859, 901, 903 N.E. LOOP 410 EXPRESSWAY.

* * * *

82-10

The Clerk read the following Ordinance:

AN ORDINANCE 55,017

SETTING A TIME, PLACE, AND DATE FOR A PUBLIC HEARING ON PROPOSED AMENDMENTS MODIFYING VARIOUS SECTIONS OF CHAPTER 36 (SUBDIVISION REGULATIONS) AND CHAPTER 42 (ZONING ORDINANCE) OF THE CITY CODE INCLUDING THE CREATION OF SMALL LOT HOME SUBDIVISIONS AND A NEW SINGLE FAMILY RESIDENTIAL DISTRICT (R-7) TO ACCOMMODATE SMALL LOT DEVELOPMENT.

* * * *

Mr. Thompson moved to approve the Ordinance. Mr. Harrington seconded the motion.

After consideration, on voice vote, the motion carried by the following vote: AYES: Berriozabal, Webb, Wing, Eureste, Thompson, Harrington, Hasslocher, Cisneros; NAYS: None; ABSENT: Dutmer, Alderete, Archer.

82-10

The Clerk read the following Ordinance:

AN ORDINANCE 55,018

APPROVING THE EXPANSION PLANS FOR THE PALACIO HILTON HOTEL.

* * * *

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Mr. Thompson moved to approve the Ordinance. Mr. Wing seconded the motion.

Mr. H.B. Zachry stated that approval is being sought for a planned addition to the front of the Hilton Palacio del Rio, which also includes a redesign of the vehicle access to the hotel off South Alamo Street.

Mrs. Peggy Penshorn, President of the San Antonio Conservation Society, expressed concern with the expansion of the hotel and its possible impact upon nearby La Villita and the Convention Center, with an increase in traffice.

Mrs. Wanda Ford, 7 Willow Way, spoke of her concerns with the planned expansion and its impact upon La Villita.

Mr. Thompson stated that City staff has met with Mr. Zachry on this planned expansion project for months.

Mrs. Dutmer stated that she is one of the Council members who had met with Mr. Zachry on the project and assured Mrs. Penshorn that the Little Rhein Steak House, property of the Conservation Society, will not be adversely affected, and the configuration of the hotel will not be substantially changed.

Mr. Hasslocher commended Mr. Zachry for his many efforts on behalf of the city, and spoke in favor of the Ordinance.

In response to a question by Ms. Berriozabal, Mr. Joe Aceves, Assistant Director of Public Works, stated that members of the City staff had met with the Conservation Society and outlined the procedures involved with the acquisition of property in front of the Little Rhein Steak House.

Mrs. Penshorn stated that previous to yesterday, the Conservation Society had no idea of the proposed expansion plans.

Ms. Berriozabal expressed concern that the Conservation Society, adjacent property owners, were not apprised of the proposed expansion plans.

Mr. Louis J. Fox, City Manager, stated that he felt the Society did not have a position in this issue.

Mr. Larry Raba, engineer, presented an artist's rendering of the proposed expansion, stating that it would add a ballroom and other amenities to the hotel, and at the same time smooth traffic flowing into the hotel off South Alamo Street.

In response to a question by Mr. Eureste, Mrs. Penshorn stated that the Society did not know what was planned in the way of expansion, and expressed fears it might affect the Steak House next door. She stated that the Society, as adjacent property owner, was not notified of the work planned.

Ms. Berriozabal asked that in the future, interested groups be included in project planning, if the City Council member from the affected district so requests.

After consideration, the motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

6511

82-10

The Clerk read the following Ordinance:

AN ORDINANCE 55,019

ACCEPTING THE LOW QUALIFIED BID OF CLEARWATER CONSTRUCTORS INC., IN THE AMOUNT OF \$21,147,000.00 FOR THE SAN ANTONIO INTERNATIONAL AIRPORT TERMINAL GENERAL CONSTRUCTION (STAGE 2-PACKAGE 8); AUTHORIZING THE EXECUTION OF A STANDARD FORM OF AGREEMENT BETWEEN OWNER AND CONTRACTOR (AIA DOCUMENT A101); AMENDING THE PROFESSIONAL SERVICES CONTRACT AWARDED TO HEERY/MARMON MOK/SIMPSON, A JOINT VENTURE; APPROPRIATING THE SUM OF \$22,688,782.00 FROM THE AIRPORT SYSTEM REVENUE BOND FUND: AND AUTHORIZING PAYMENT AS HEREIN SPECIFIED.

* * * * *

Mr. Hasslocher moved to approve the Ordinance.
Mrs. Dutmer seconded the motion.

Mr. Richard Ihfe, Attorney for the Associated Subcontractors of San Antonio, spoke concerning an 'additional bid solicitation' placed in the February 2, 1982 editions of the San Antonio Express-News by Clearwater Constructors, Inc., successful low bidder on the airport terminal project. He also drew attention to a letter written to City Manager Thomas E. Huebner by Mr. Thomas Sullivan, President of the Associated Subcontractors of San Antonio, stating that the City requires that a list of all subcontractors to be used by a general contractor on a City project must be included with the bid and the fact that the contractor cannot make deletions or substitutions from that list without the consent of the City's Director of Public Works and Director of Equal Employment Opportunity.

In response to a question by Mrs. Dutmer, Mr. Mike Kutchins, Acting Director of Aviation, discussed a bid alternative involving a firm belonging to a former City Councilman, Mr. Phil Pyndus.

After discussion, the motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Thompson, Alderete, Harrington, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Archer.

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82-10

The Clerk read the following Ordinance:

AN ORDINANCE 55,020

AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT #ITH CRESS & ASSOCIATES, INC., FOR COMPLETION OF THE STINSON MUNICIPAL AIRPORT MASTER PLAN.

* * * * *

Mr. Hasslocher moved to approve the Ordinance.
Mrs. Dutmer seconded the motion.

After consideration, the motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Thompson, Alderete, Harrington, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Archer.

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82-10

The Clerk read the following Ordinance:

AN ORDINANCE 55,021

REPROGRAMING CDBG FUNDS FOR USE IN THE
FAIR HOUSING COUNSELING, COLONIA SANTA
CRUZ, AND MULTI-USE SLAB CLOSEOUT
PROJECTS, APPROVING PERSONNEL POSITIONS
FOR THE FAIR HOUSING COUNSELING PROJECT
& PROVIDING FOR TRANSFERS TO THE URBAN
RENEWAL AGENCY.

* * * *

Mrs. Dutmer moved to approve the Ordinance. Mr. Thompson seconded the motion.

After consideration, the motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Thompson, Alderete, Harrington, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Archer.

82-10

The Clerk read the following Ordinance:

AN ORDINANCE 55,022

APPROPRIATING \$4,634,400.43 AND AUTHORIZING
PAYMENT THEREOF TO TWELVE SCHOOL DISTRICTS
AND THE HOSPITAL DISTRICT IN CONNECTION
WITH LITIGATION STYLED CITY OF SAN ANTONIO V.
SAN ANTONIO INDEPENDENT SCHOOL DISTRICT,
ET AL, NO. 77-CI-13810.

* * * *

Mrs. Dutmer moved to approve the Ordinance. Mr. Harrington seconded the motion.

In response to a question by Mrs. Dutmer, Ms. Jane Macon, City Attorney, discussed the status of the effort to have the various independent school districts pay the City of San Antonio for collecting their property taxes, including the fact that the amount involved so far, some \$404,204 is being held in escrow.

In response to a question by Mr. Webb, Mr. Louis J. Fox, City Manager, stated that this amount of money being paid to various independent school districts does not include the San Antonio Independent School District, which was not a litigant in the matter involving the CPS charges for utility costs. He further stated that the City might well owe additional monies if SAISD successfully sues to collect back payments involved. Mr. Fox also stated that the City stands to lose some \$2 million in otherwise anticipated revenue each year because of the court decision.

Mrs. Dutmer stated her opinion that the school districts and the hospital district should reduce their taxes to the citizens, as a result of this decision and rebate from the City.

After discussion, the motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Thompson, Alderete.

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82-10 The Clerk read the following Ordinance:

AN ORDINANCE 55,023

APPROPRIATING \$150,000.00 FOR PLANNING AND SITE ACQUISITION FOR A BRANCH LIBRARY IN DISTRICT 8; AUTHORIZING ESTABLISHMENT OF A FUND FOR THE PROJECT; AUTHORIZING A CONTRIBUTION FROM THE GENERAL FUND; AND AUTHORIZING BUDGET REVISIONS.

* * * *

Mr. Hasslocher moved to approve the Ordinance.
Mr. Harrington seconded the motion.

Mr. Archer spoke of this concern with using monies from the contingency fund for this, stating that he feels the expenditure is a future bond issue matter.

Mrs. Dutmer stated that she opposes the use of the City's contingency fund, as well, but supports its usage for day care centers which receive no other funding, such as through the United Way.

In response to a question by Mr. Eureste, Mr. Marcus Jahns, Director of Budget and Research, stated that the City will have some \$600,000 left in the contingency fund after the Council enacts a series of planned Ordinances today.

After consideration, the motion carried by the following vote: Berriozabal, Webb, Dutmer, Eureste, Harrington, Hasslocher, Alderete, Cisneros; NAYS: Archer; ABSENT: Wing, Thompson,

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82-10 The Clerk read the following Ordinance:

AN ORDINANCE 55,024

AMENDING THE 1981-82 ANNUAL BUDGET BY A TRANSFER OF \$77,740 FROM THE GENERAL FUND CONTINGENCY TO THE BUILDING INSPECTIONS DEPARTMENT.

* * * *

Mr. Hasslocher moved to approve the Ordinance.
Mr. Wing seconded the motion.

After consideration, the motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher; NAYS: None; ABSENT: None.

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82-10 The Clerk read the following Ordinance:

AN ORDINANCE 55,025

AMENDING THE 1981-82 GENERAL FUND BUDGET BY REDUCING PROJECTED REVENUES AND THE CONTINGENCY APPROPRIATION BY \$451,266 TO COMPENSATE FOR LOSS OF PROJECTED REVENUE FROM BEXAR COUNTY.

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March 4, 1982

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Mayor Cisneros stated that he favors expansion of the present special committee on City-County matters to an inter-governmental group that would hear multi-governmental matters of concern and interest, and asked that a City Public Service representative be present at the next committee meeting to discuss with the committee the matter of interest payments on certain charges.

Mr. Eureste stated his opinion that this joint group meet at a time convenient to the City Council, and voiced his further opinion that this Ordinance is a direct give-away to Bexar County involving monies that could better be used elsewhere. He stated his belief that the County is taking advantage of the City, and spoke against the Ordinance.

Mrs. Dutmer spoke in favor of tougher negotiations with Bexar County on these matters next year.

Mr. Thompson stated that the committee would meet at 5:30 P.M.

Mr. Eureste stated that some \$600,000 of the \$800,000 being spent from the City's contingency fund today is going to pay for services that Bexar County will not fund.

Mayor Cisneros stated his opinion that the City should not even offer any of these services to Bexar County next year.

Mr. Eureste stated that he would rather use these monies for something such as funding for day care centers or senior citizens volunteer programs, rather than giving it to Bexar County.

After discussion, the motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: Eureste, ABSENT: None.

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82-10 At this point, it was the City Council's consensus to hear Citizens to be Heard before proceeding with the formal agenda items.

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82-10

CITIZENS TO BE HEARD

MARINA M. RAMIREZ

Mrs. Ramirez, if 1423 West Mistletoe Avenue, spoke of problems with the City Water Board in which the CWB relocated water meters further out toward the street and replaced existing pipes leading to the meters with plastic pipe which now is breaking. She stated that CWB contends the breakage is the owners' responsibility because the pipe was laid from the meter location to the homes. She expressed her opinion that CWB should pay for repair of the pipe breakage, since the owners did not consent at the time to the installation of plastic pipe.

Mrs. Ramirez presented to the Council a Petition containing 19 line entries of persons living in the immediate area, asking CWB to repair any damages incurred as a result of the relocation of the water meters and resulting usage of plastic pipe.

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82-10 (At this point, Mayor Cisneros was obliged to leave the meeting and Mayor Pro-Tem Thompson presided.)

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March 4, 1982
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C515

Mayor Pro-Tem Thompson asked City staff to look into this matter and decide whose problem it really is.

Mr. Alderete noted that Mrs. Ramirez already has spent some \$200 to repair the broken plastic pipe.

Mr. Alderete moved to direct City staff to work with the City Water Board staff and come back to Council in two weeks with a solution concerning the plastic pipe situation in the 1400 Block of West Mistletoe Avenue, and to identify and other similar situations in the City. Ms. Berriozabal seconded the motion. On voice vote, the motion prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Thompson, Alderete, Archer, Cisneros; NAYS: None; ABSENT: Wing, Harrington, Hasslocher.

Mr. Eureste stated that he feels if the City Water Board moved the water pipes then they are responsible for any breakage. He said that the City Water Board should place the replacement of plastic pipes on a future bond issue.

Mrs. Berriozabal, stated that the City Water Board has been replacing water pipes since 1975 and outlined the policy with regard to guarantees.

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82-10

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MR. P. D. LUNA, JR.

Mr. Luna, St. Leos' CCPS, thanked Mr. Wing for his efforts in helping him resolve a problem on a City Street Closure.

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82-10

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COPS

Sister Rose, C.O.P.S., stated that they are very concerned about sub-standard water mains in the east side of San Antonio. She expressed displeasure over the proposed 15% increase in water rates.

MR. JAMES FOSTER

Mr. James Foster expressed their concern about public hearings on water scheduled by the City Water Board. He expressed displeasure of having the March 29, Public Hearing at Pat Neff. They are desirous of having the hearings at Douglas or Smith Schools.

Mayor Cisneros stated that he feels this is a good suggestion.

Mr. Webb then moved to have the March 29, Public Hearing at Smith Elementary School. Mrs. Dutmer seconded the motion.

Mr. Eureste spoke to the proposed rate increase and its relationship to a future bond issue. He said that the City Water Board needs to be upfront with the City Council and the Community.

Mrs. Dutmer stated that she also feels that Smith School would serve the south-east sector.

Mr. Harrington would like to meet with Metropolitan Planning Group before committing to the March 15th at Pat Neff School.

March 4, 1982
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Mrs. Rosemary Houston invited the Council to their Public Hearing on March 22, at JFK High School and the March 29, at Smith Elementary School.

After consideration, Mr. Webb moved that the scheduling of the Public Hearing on the City Water Board on March 29 at Smith Elementary School. Mrs. Dutmer seconded the motion. On roll call, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Cisneros; NAYS: None; ABSENT: Archer, Hasslocher.

MRS. LINDA LEDESMA

Mrs. Ledesma stated that they want to meet with Dr. San Martin for a work session prior to the public hearing and asked Mayor Cisneros to direct Dr. San Martin to meet with them.

Mayor Cisneros stated that he cannot direct Dr. San Martin, however, he will call and tell Dr. San Martin they want to meet with him.

82-10

EXCLUSION OF SUBURBAN AREAS

FOURTEEN PERCENT PASS-THROUGH

Mr. Alderete asked for the staff to identify who the state legislator is who stated he wants to exclude military bases and other non-taxable authorities from the 14% pass-through.

82-10

MRS. NORMA TORRES

Mrs. Torres, 243 Cunningham, spoke to the Council about the South Texas Nuclear Project and the increases in utility bills to support this project. She urged the City Council to deny any future rate increases.

Mr. Wing stated that there is a common misconception that Council members like to vote for rate increase, however, monies that came in to the City Coiffers are used to provide city services. The alternative would be to raise taxes.

82-10

MR. ROBERT GONZALES

Mr. Robert Gonzales, representing United Cab Drivers of San Antonio, spoke to the City Council regarding the Airport Limousine Service. They feel that this company is doing things that the taxicab operators are forbidden to do under their Ordinance. He stated that the taxicab operators are losing monies by such actions as offering coupons, altering their rate structure and compensating hotel employees. He stated that the taxi-cab operators have to follow strict regulations, while the limousine service does not.

Mr. David Delgado of the United Cab drivers of San Antonio, also reiterated the allegations against the Airport Limousine Service.

Dale Quinn, U.C.D. of San Antonio, stated that the limousine operators should also be forced to follow the same type of regulations as they are required.

March 4, 1982

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C517

Mr. Skip Noe, Administrative Assistant, spoke to the City Council about the discount tickets offered by the Airport Limosine Service. Mr. Noe stated that the City staff has not approved the one-way coupon and a letter to the effect was mailed to the Limo Service. He also spoke of the legal points with regard to payment to individuals performing certain types of service. He stated that the City will be hiring a starter and the monitoring and soliciting problem will hopefully be resolved.

Mr. Bob Thompson appreciated the taxicab drivers not attempting to follow the same activity of soliciting. He stated that the City is still in the process of rewriting the taxi-cab Ordinance and spoke of the proposed changes.

Mr. Eureste asked if a cab company can have an agent solicit for him. He said that the staff says it doesn't. He stated that there is unfair competition going on.

82-10

MR. ROY COONS

Mr. Roy Coons, 7618 N. Vandiver, spoke to the City Council regarding his city employment and termination under the employ of Mr. William Donahue, Director of Human Resources and Services. He stated he was denied the post of Carver Community Position and was told that the director did not wish to change the ethnicity of that post. He cited statistics of ethnicity in the Department of Human Resources. He stated he has been ignored by the City's EEO Department, and he requested City Council to make a full investigation on his case and asked that a Commission outside the City staff structure to investigate discrimination.

In response to Mr. Webb, Mr. Coons stated that he had served as Acting Director of the Carver Cultural Center for five months and felt he was the best qualified person. He also spoke about duties he performed at the Cultural Center.

Mrs. Berriozabal stated that she is committed to an Affirmative Action Plan. She asked that the City Manager provide the Council with a quarterly report.

Mrs. Dutmer asked that she be furnished a report on why Mr. Coons didn't get the answers he requested.

82-10 The Clerk read the following Ordinance:

AN ORDINANCE 55,026

AMENDING THE 1981-82 ANNUAL BUDGET BY A TRANSFER OF \$148,655 FROM THE GENERAL FUND CONTINGENCY TO THE EMERGENCY MEDICAL SERVICE FUND IN ORDER TO COMPENSATE FOR THE LOSS OF REVENUE RESULTING FROM SEVEN MUNICIPALITIES WITHDRAWING FROM PARTICIPATION IN EMS REVENUE AND SERVICES.

* * * *

Mr. Webb moved to approve the Ordinance.
Mrs. Dutmer seconded the motion.

Mrs. Dutmer expressed concern that she would not be able to receive EMS service if she were injured in any of the seven municipalities withdrawing from the EMS system, and spoke in favor of rejecting EMS service for citizens of those municipalities is injured within the City of San Antonio.

Mr. Alderete concurred.

Mr. Louis J. Fox, City Manager, stated that the City of San Antonio could possible charge a higher EMS fee for citizens who reside in these municipalities.

Mrs. Dutmer made an amended motion to have City staff investigate the possibility of charging higher charges for EMS services rendered to recipients living in these seven municipalities. Mr. Alderete seconded the motion.

After discussion, the motion failed to carry by the following vote: Berriozabal, Webb, Dutmer, Alderete; NAYS: Wing, Thompson, Harrington, Archer, Cisneros.

After consideration, the main motion carrying with it the passage of the Ordinance, by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Alderete, Harrington, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste, Archer.

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82-10 The Clerk read the following Ordinance:

AN ORDINANCE 55,027

PROVIDING FUNDING FOR CURBS AND SIDEWALKS
ON BUFFALO STREET.

* * * *

Mr. Wing moved to approve the Ordinance. Mr. Webb seconded the motion.

After consideration, the motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Alderete, Harrington, Archer, Cisneros; NAYS: None; ABSENT: Eureste, Hasslocher.

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82-10 The Clerk read the following Ordinance:

AN ORDINANCE 55,028

PROVIDING FUNDING FOR A RETAINING WALL AND
SIDEWALK AT 1352 VERMONT.

* * * *

Mr. Wing moved to approve the Ordinance. Mr. Thompson seconded the motion.

In response to a question by Mr. Archer, Mr. Frank Kiobassa, Director of Public Works, stated that he administratively disapproved this request previously, but noted that the costs involved will still come from the project funds by way of a field alteration.

After consideration, the motion passed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Alderete, Harrington, Archer, Cisneros; NAYS: None; ABSENT: Eureste, Hasslocher.

March 4, 1982

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82-10 The Clerk read the following Ordinance:

AN ORDINANCE 55,029

AMENDING ORDINANCE #54,879 TO REFLECT THE APPOINTMENT OF MEMBERS TO SERVE ON THE CENTRO 21 TASK FORCE.

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After consideration, the motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Alderete, Harrington, Archer, Cisneros; NAYS: None; ABSENT: Eureste, Hasslocher.

82-10

CITY MANAGER'S REPORT

Mr. Louis J. Fox, City Manager, stated that he would have an Ordinance ready for consideration concerning control of exotic animals within the City limits by next week's Council meeting.

82-10

The Clerk read the following Ordinance:

AN ORDINANCE 55,030

REQUESTING THE CITY PUBLIC SERVICE BOARD TO RELEASE A PARCEL OF PROPERTY IT OWNS WITHIN THE VISTA VERDE SOUTH PROJECT AREA FOR THE SUM OF \$221,600.00, & PROVIDING FOR SAID LAND TO BE UTILIZED IN CONNECTION WITH SAID PROJECT.

* * * *

Mr. Wing moved to approve the Ordinance. Mr. Thompson seconded the motion.

After consideration, the motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Alderete, Harrington, Archer, Cisneros; NAYS: None. ABSENT: Eureste, Hasslocher.

82-10

CONSUL-GENERAL OF JAPAN

Mayor Cisneros stated that the Consul-General of Japan would be in the city tomorrow, and noted that the Japanese are currently making many economic investments in the southwestern United States. He further stated that the Consul-General would be in San Antonio specifically to look at possible investment sites, and that a luncheon is planned.

82-10

SOUTH TEXAS NUCLEAR PROJECT

Mayor Cisneros states that the next scheduled meeting of the chief executive officers of the various partners involved in the South Texas Nuclear Project would be held in Bay City on Tuesday, March 9, 1982. He spoke of three main topics of discussion on the agenda, and asked that two members of City Council make the

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trip with him, suggesting Mr. Archer and Mr. Eureste, who had attended a previous meeting of the STNP partners.

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82-10

MUNICIPAL COURT

Mayor Cisneros stated that City Council needs to decide whether or not to fill the vacant position on Municipal Court caused by the resignation of Judge McKnight, or to hold it open.

After discussion, Mayor Cisneros asked the City Clerk to advertise for applications for the open position on Municipal Court.

Mr. Wing spoke of the Council's agreement on a 24-hour Night Magistrate and stated that the City also will need a part-time Night Magistrate in addition to a full-time judge to fill Mr. McKnight's vacated position.

By Council consensus, it was decided that March 31, 1982 would be the cut-off date for receiving applications for the Municipal Court Judge position.

Mayor Cisneros spoke in favor of replacing Judge McKnight with another black to maintain an ethnic balance on Municipal Court.

Mrs. Dutmer spoke in favor of appointing a woman to the court.

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82-10

FOREIGN-TRADE ZONE HEARING

Mayor Cisneros provided members of City Council with a brief summary of the events taking place during the just-concluded hearing on establishment of a Foreign Trade Zone in San Antonio, held by the Foreign Trade Zone Board. He stated that San Antonio made an impressive case with good representation from elected governmental officials of Texas and Bexar County. Mayor Cisneros stated that it would be about 60-90 days before a final determination is made on the application by the Board.

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82-10

WATER PLANNING

Mayor Cisneros stated that he had met with City Manager Louis J. Fox and Co. William Dodds, Chairman of the Planning Commission on the topic of comprehensive water needs planning for San Antonio, a topic the Commission is getting into. He stated that the City has no clear sense of direction at the moment on this matter, and the Planning Commission is looking into two aspects: a future date when surface water will be required by San Antonio, and a regional financing system for development of surface water.

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82-10

CARVER COMMUNITY CULTURAL CENTER

Mr. Webb stated that remarks he had made earlier in the meeting, in reference to comments made by Mr. Roy Coons during 'Citizens to be Heard', were his personal remarks only, and are not to be construed to be anything else that could touch on the City Manager's right under the City Charter to hire anyone he chooses for a City position.

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82-10

AACOG WATER TASK FORCE

Mr. Alderete stated that at the last meeting of the Alamo Area Council of Governments, it was suggested that AACOG set up a Water Task Force involving representatives of governments from Bexar and surrounding counties to review the existing information available on the water needs of this area for the future. He spoke in support of this idea.

82-10 There being no further business to come before the Council, the meeting was adjourned at 7:38 P.M.

A P P R O V E D

Henry Cisneros
M A Y O R

Attest: *Karna S. Rodriguez*
C i t y C l e r k

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