

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, JANUARY 16, 1986.

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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, MARTINEZ, VERA, HARRINGTON, LABATT, HASSLOCHER, CISNEROS. Absent: THOMPSON.

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86-03 The invocation was given by Reverend J. C. Wheeler, Gardendale Baptist Church.

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86-03 The City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

86-03 ORDINATION OF COUNCILMAN WEBB

Mayor Cisneros spoke of Councilman Webb's ordination last Monday as a Baptist minister and his selection as the Pastor of Pleasant Zion Baptist Church. He further stated that Reverend J. C. Wheeler, who delivered the invocation just moments ago, was the chief ordinator at the ceremony.

Mr. Webb stated that he was proud to serve in his new post as a Baptist minister.

Mayor Cisneros stated that occasions such as this dictate that you give someone a gift that is very close and personal to you and thus he was giving Mr. Webb a wristwatch recently presented to him by Texas A&M football coach Jackie Sherrill, commemorating the 5th anniversary of the Cotton Bowl.

86-03 MARTIN LUTHER KING HOLIDAY

Mayor Cisneros noted that last year the City of San Antonio provided its employees an opportunity to observe the Martin Luther King holiday as a "floating" holiday. He stated that he now feels that the City should make the Martin Luther King birthday an official City holiday

since it is now a national holiday and stated that the City Council would take this up at the upcoming budget process.

Ms. Berriozabal made a motion to direct City staff to include the Martin Luther King birthday on the list of recommended City holidays during the upcoming budget considerations. Mrs. Dutmer seconded the motion.

Ms. Berriozabal spoke to the impact of Martin Luther King on all races in this nation.

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

86-03

DR. COURAND ROTHE

Mayor Cisneros spoke to the high degree of professionalism brought to the post of Metropolitan Health Director by Dr. Rothe during his tenure in that position and he read the following Resolution of Appreciation.

WHEREAS, Dr. Courand N. Rothe retired as Director of the Metropolitan Health District on December 31, 1985, and

WHEREAS, Dr. Rothe served the City of San Antonio for fourteen years, where he first began in 1971 as Deputy Director, and

WHEREAS, in 1976, Dr. Rothe became the Director of Health of the San Antonio Metropolitan Health District, devoting his health expertise to the citizenry of San Antonio, and

WHEREAS, Dr. Rothe has served in many health organizations, and is held in high regard by his fellow colleagues, NOW, THEREFORE:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

On the occasion of his retirement, the City Council on behalf of its citizenry, hereby extends best wishes to Dr. Rothe

January 16, 1986  
mlr

for much success and happiness in all his future endeavors.

\* \* \* \*

Mayor Cisneros spoke of Dr. Rothe's many contributions as Director of the Metropolitan Health District during his 14 years of tenure with the City and congratulated him for his service.

Mayor Cisneros and members of the City Council then presented the Resolution of Appreciation to Dr. Rothe and congratulated him individually.

Dr. Rothe noted that public health receives much of the attention from the citizens when something bad happens and he thanked the City Council for the award.

Mayor Cisneros spoke of Dr. Rothe's professionalism in acting rapidly during the typhoid outbreak a number of years ago in San Antonio.

86-03

JOSEPH ROY KAISER

Mayor Cisneros spoke of the highest regard that he holds for Mr. Joseph Roy Kaiser, the retiring chairman of the City's Planning Commission, and his own personal trust in Mr. Kaiser's professionalism. He noted that Mr. Kaiser is now becoming a full-time City employee in the Human Resources and Services Department and thus is having to resign as chairman of the City's Planning Commission. Mayor Cisneros then read the Citation commending Mr. Kaiser for his outstanding community work and his work as a member of the Planning Commission.

Mayor Cisneros stated that Mr. Kaiser and Dr. Rothe, who was moments ago honored by the City Council, both have extensive military backgrounds.

Mr. Labatt spoke of Mr. Kaiser's work in securing a new contract for a neighborhood clinic here in San Antonio.

Mrs. Dutmer spoke of her pride in Mr. Kaiser's accomplishments.

Mayor Cisneros and members of the City Council then presented the citation to Mr. Kaiser.

Mr. Kaiser spoke of his relationship with the COPS organization and spoke also of his duty with the City's Planning Commission for the past 8 1/2 years. He then introduced and recognized three of his Planning

Commission colleagues present in the audience today and thanked the Mayor and City Council for their confidence.

86-03

ST. GERARD'S HIGH SCHOOL

Mayor Cisneros noted that San Antonio's only state-wide football champions for the year 1985 were the St. Gerard's Royal Blues and spoke of the school as being a small school which produces many great leaders and he named several. He then read the following Citation:

ST. GERARD ROYALS

In recognition of its outstanding athletic achievement in winning the TCIL Class 3A Football Championship for the 1985 season over Kelly High School of Beaumont. The St. Gerard Royals demonstrated great determination, dedication and sportsmanship with their excellent season record of 8 wins-4 losses. The City of San Antonio is honored to have been represented by this great football club.

On behalf of its citizenry, the City Council proudly commends Head Coach George Pasterchick, his assistants, and the St. Gerard Royals for their successful season, and extends best wishes for continued success.

\* \* \* \*

Mayor Cisneros, Mr. Webb and Mrs. Dutmer then presented the Citation to members of the St. Gerard's football team.

Mr. George Pasterchick, the head coach of the St. Gerard's football team, thanked the City Council for the honor.

86-03 The minutes of the City Council meeting of January 2, 1986 were approved.

January 16, 1986  
mlr

86-03      CONSENT AGENDA

Mr. Harrington made a motion to approve Agenda Items 5 - 22, constituting the Consent Agenda, with Item 15 to be pulled for individual consideration. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 62,162

ACCEPTING THE HIGH BID OF AVS FOOD SERVICES, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH A FOOD AND BEVERAGE VENDING CONTRACT.

\* \* \* \*

AN ORDINANCE 62,163

ACCEPTING THE BID OF DUNCAN INDUSTRIES TO FURNISH THE CITY OF AN ANTONIO PUBLIC WORKS DEPARTMENT WITH PARKING METERS FOR A TOTAL OF \$4,668.30.

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AN ORDINANCE 62,164

ACCEPTING THE LOW QUALIFIED BID OF COOPER EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH HENSLEY EXCAVATING BUCKET PARTS ON AN ANNUAL CONTRACT BASIS.

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AN ORDINANCE 62,165

ACCEPTING THE PROPOSALS OF AIRE & ELECTRIC AND MASSENGALE ARMATURE TO MAKE EMERGENCY REPAIRS TO A 500 H.P. ELECTRIC MOTOR AT SALADO CREEK WASTEWATER TREATMENT PLANT AND A 1250 H.P. MOTOR AT RILLING ROAD WASTEWATER TREATMENT PLANT FOR A TOTAL OF \$20,870.

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## AN ORDINANCE 62,166

ACCEPTING THE LOW BID OF ASHBROOK-SIMON-HARTLEY TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH BELT PRESS MACHINES FOR A TOTAL OF \$2,155,620.00, AND APPROPRIATIONS ARE HEREBY AUTHORIZED FOR PAYMENT.

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## AN ORDINANCE 62,167

ACCEPTING A PROPOSAL DATED DECEMBER 30, 1985, FROM WILLIAM E. PARRISH ARCHITECT, INC., IN THE AMOUNT OF \$35,000.00 TO PROVIDE ARCHITECTURAL SERVICES FOR SITE ADAPTATION OF THE STANDARD PLANS FOR POLICE STATIONS, FOR THE SOUTHEAST AREA POLICE SUBSTATION LOCATED AT I.H. 10, E. COMMERCE AND E. HOUSTON INTERSECTIONS.

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## AN ORDINANCE 62,168

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH SINCLAIR ENGINEERING COMPANY, IN THE AMOUNT OF \$2,330.00 TO PROVIDE PROFESSIONAL SERVICES IN PREPARING FINAL PLANS AND SPECIFICATIONS TO PARTIALLY ELIMINATE THE WATER INTRUSION PROBLEM AT THE EASTSIDE MULTI-SERVICE CENTER.

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## AN ORDINANCE 62,169

AUTHORIZING EXECUTION OF FIELD ALTERATION NO. 1 ON THE INNER CITY DEVELOPMENT PROJECT IN THE TOTAL AMOUNT OF \$15,669.00 FOR THE ADDITION OF A 1500 SQUARE FOOT OPEN AIR WOOD STRUCTURE TO BE USED AS A RECREATIONAL PAVILION.

\* \* \* \*

## AN ORDINANCE 62,170

AUTHORIZING THE CITY MANAGER TO EXECUTE CONTRACT AMENDMENT #2 FOR THE DESIGN OF THE ADVANCED SECONDARY FACILITIES AT LEON AND SALADO CREEK WASTEWATER TREATMENT PLANTS WITH CH2M-HILL CENTRAL, INC., IN THE AMOUNT OF \$400,000.00 FOR THE DESIGN

January 16, 1986  
mlr

AND DEVELOPMENT OF CONSTRUCTION DOCUMENTS FOR THE REHABILITATION AND CLEANING OF THE DIGESTERS AT BOTH FACILITIES.

\* \* \* \*

AN ORDINANCE 62,171 .

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$20,385.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS; AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE TO EXECUTE AN EASEMENT AGREEMENT; ALL IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

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AN ORDINANCE 62,172 .

AUTHORIZING PAYMENT OF REFUNDS TO PERSONS MAKING OVERPAYMENTS OR DOUBLEPAYMENTS ON 105 TAX ACCOUNTS.

\* \* \* \*

AN ORDINANCE 62,173 .

AUTHORIZING PAYMENT OF COURT REPORTER'S FEE FOR THE TRANSCRIPTION OF TESTIMONY IN CITY OF SAN ANTONIO v HAMILTON ET. AL. CAUSE NO. 04-8500474-CV.

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AN ORDINANCE 62,174 .

AUTHORIZING AN AGREEMENT WITH AVENIDA GUADALUPE ASSOCIATION, INC., FOR SAID ASSOCIATION'S MANAGEMENT AND MAINTENANCE SERVICES AT PLAZA GUADALUPE.

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AN ORDINANCE 62,175 .

APPROVING A LICENSE AGREEMENT WITH THE GENERAL SERVICES ADMINISTRATION SO THAT CERTAIN IMPROVEMENTS MAY BE MADE TO PORTIONS OF GOLIAD WALK WHICH ARE OWNED BY THE FEDERAL GOVERNMENT IN CONJUNCTION WITH THE HEMISFAIR REDEVELOPMENT PROJECT.

\* \* \* \*

## AN ORDINANCE 62,176 .

AMENDING THE CONTRACT WITH REHLER, VAUGHN, BEATY AND KOONE TO PROVIDE FOR ADDITIONAL COSTS IN THE AMOUNT OF \$25,157.88 FOR DESIGN WORK AND MODIFICATIONS NEEDED FOR THE HEMISFAIR PARKING GARAGE.

\* \* \* \*

## AN ORDINANCE 62,177 .

AUTHORIZING THE CITY MANAGER OF THE CITY OF SAN ANTONIO, TEXAS, OR HIS DELEGATE, TO EXECUTE A SECOND AMENDMENT TO THE ENTITY SEWER AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE TOWN OF HOLLYWOOD PARK PROVIDING FOR THE PAYMENT OF THE STANDARD TWO-TIERED SEWER PLATTING FEE FOR ANY PROPERTIES TO BE DEVELOPED WITHIN THE CORPORATE LIMITS OF HOLLYWOOD PARK.

\* \* \* \*

## AN ORDINANCE 62,178 .

AUTHORIZING THE CITY WATER BOARD TO OVERSIZE A TWELVE (12) INCH MAIN TO TWENTY (20) INCHES ALONG THE HUEBNER ROAD EXTENSION ACROSS OLMOS CREEK AND TO OVERSIZE THE TWELVE (12) INCH ON-SITE MAIN EAST OF HUEBNER ROAD TO TWENTY (20) INCHES IN ORDER TO SERVICE THE 36.06 ACRE TRACT OF THE OAKS SUBDIVISION.

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86-03 The Clerk read the following Ordinance:

## AN ORDINANCE 62,179 .

ACCEPTING THE HIGH BIDS RECEIVED IN CONNECTION WITH CITY FUNDS AVAILABLE FOR DEPOSIT IN INTEREST-BEARING CERTIFICATES OF DEPOSIT.

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

January 16, 1986  
mlr

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

ZONING HEARINGS

23. CASE Z85333 - to rezone a 2.705 acre tract of land out of Parcel 50, NCB 15678, being further described by field notes filed in the Office of the City Clerk, from Temporary "R-1" One Family Residence District to "B-2NA" Non-Alcoholic Sales Business District; a 9.218 acre tract of land out of Parcel 50, NCB 15678, being further described by field notes filed in the Office of the City Clerk, from Temporary "R-1" One Family Residence District to "I-1" Light Industry District, 12000 Block of Wetmore Road, located 500' northwest of Wetmore Road, 2191' southeast of the intersection of Thousand Oaks Drive and Wetmore Road, having a width of 580' with a maximum depth of 900'.

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

Mr. Hasslocher made a motion to postpone consideration of this case for three weeks. Mr. Webb seconded the motion.

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

CASE Z85333 was postponed for three weeks.

24. CASE Z85448 - to rezone Lot 15, Block 2, NCB 2287, 3100 Block of W. Commerce Street, from "H" Local Retail District to "B-3R" Restrictive Business District, located on the northside of W. Commerce Street, being 120' east of the intersection of W. Commerce Street and N. Hamilton Street, having 40' on W. Commerce Street with a depth of 120'.

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

Mr. Martinez moved that the recommendation of the Zoning Commission be approved provided that 2.2' of dedication be given along W. Commerce Street and that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Wing seconded the motion.

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

AN ORDINANCE 62,180

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 15, BLOCK 2, NCB 2287, 3100 BLOCK OF W. COMMERCE STREET, FROM "H" LOCAL RETAIL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT 2.2' OF DEDICATION BE GIVEN ALONG W. COMMERCE STREET AND THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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25. CASE Z85453 - to rezone a 10.4209 acre tract of land out of NCB 13663, being further described by field notes filed in the Office of the City Clerk, 8400 block of Wurzbach Road, from Temporary "A" Single Family Residence District to "O-1" Office District, located on the northwest side of Wurzbach Road, being 901' southwest of the cut-back line of Fredericksburg Road and Wurzbach Road, having 211.21' on Wurzbach Road, with an approximate depth of 1200'.

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

Mr. Harrington moved that the recommendation of the Zoning Commission be approved provided that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mrs. Dutmer seconded the motion.

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

January 16, 1986  
mlr

AN ORDINANCE 62,181

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 10.4209 ACRE TRACT OF LAND OUT OF NCB 13663, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 8400 BLOCK OF WURZBACH ROAD, FROM TEMPORARY "A" SINGLE FAMILY RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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86-03

NEGOTIATIONS ON FIESTA PLAZA

Mayor Cisneros spoke of the intense negotiations now underway concerning the possible transfer of ownership of Fiesta Plaza and he asked that the Council consider pulling Item 26 from the Agenda for a week so as not to make it an issue in the negotiations now underway.

By general consensus of the Council, Agenda Item 26 was pulled from the Agenda.

86-03

The Clerk read the following Resolution:

A RESOLUTION NO. 86-03-03

APPROVING THE CITY OF SAN ANTONIO PLANNING DEPARTMENT STATEMENT REGARDING THE PROPOSED REGULATIONS FOR PROTECTION OF THE EDWARDS AQUIFER.

\* \* \* \*

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

Mrs. Dutmer voiced her concern that the Texas Water Commission has approved a new pipeline over the Edwards Aquifer and asked the City Council to establish its opposition to that pipeline. She also spoke of this as being one example to support her request for a water treatment plant in this area.

Ms. Becky Cedillo, Assistant Director of Planning, stated that the pipeline actually goes through Hays County and stated that she would meet with Mr. Tom Fox as soon as possible to include the City Council's concerns in these proposed new regulations.

Mrs. Dutmer offered an amendment to the main motion to voice the City Council's concerns with the approval of a pipeline over the Edwards Aquifer in Hays County. Ms. Vera seconded the motion.

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

The main motion, as amended, was approved by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: Thompson.

86-03 The Clerk read the following Ordinance:

AN ORDINANCE 62,182

AUTHORIZING ACCEPTANCE OF A PROPOSAL FROM RAUSCHER PIERCE REFSNES, INC., FOR FINANCIAL ADVISORY SERVICES; AND AUTHORIZING THE CITY MANAGER TO CONTRACT WITH FULBRIGHT & JAWORSKI FOR LEGAL SERVICES IN CONNECTION WITH THE MARKETING OF SEWER REVENUE BONDS TO FINANCE THE THIRD PHASE OF THE WASTEWATER CAPITAL IMPROVEMENT PROGRAM.

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

In response to a question by Mr. Martinez, Mr. Carl White, Director of Finance, discussed the evaluation of all proposals by a committee to select a new financial advisor.

Mr. Martinez stated that he favors this process to be used in the future where many firms are being considered for a City contract.

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

January 16, 1986  
mlr

86-03 The Clerk read the following Ordinance:

AN ORDINANCE 62,183

CLOSING AND ABANDONING A PORTION OF SUMMER PARK LANE, BETWEEN NEW CITY BLOCKS 16579 AND 16616, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE A QUITCLAIM DEED TO SOUTHERN UNION REALTY COMPANY, FOR A CONSIDERATION OF \$5,350.00.

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

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

86-03 POLICE-FIRE IMPROVEMENTS BOND ISSUE

Mayor Cisneros recommended that the City Council today hear from City staff concerning possible bond election details and then act at a later date. He noted that the Council can act as late as January 30th and still allow sufficient time for an election to be held in April. He then spoke of a number of meetings that he would recommend be held by a City Council committee in the community in order to discuss these matters of police-fire improvements.

The City Council generally agreed with the Mayor's suggestion and at this time delayed consideration of item 31 until completion of the remainder of the agenda.

86-03 The Clerk read the following Ordinance:

AN ORDINANCE 62,184

AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE AGREEMENT WITH THE UNICORN CENTERS, INC., FOR 2200 SQUARE FEET OF OFFICE SPACE LOCATED AT 534 ACME ROAD.

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

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

86-03 The Clerk read the following Ordinance:

AN ORDINANCE 62,185

AUTHORIZING SETTLEMENT OF CIVIL CAUSE NUMBER 84-CA-0861, IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS.

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

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

86-03 The Clerk read the following Ordinance:

AN ORDINANCE 62,186

APPOINTING INDIVIDUALS TO SERVE ON THE AIRPORT ADVISORY COMMITTEE. (APPOINTMENTS: LEWIS MARSHALL (DIST. 2); JOHN M. CARR (DIST. 5); PAT BOONE (DIST. 6); RUBEN MUNGUIA (DIST. 7); REAPPOINTMENTS: JIM DEMENT (DIST. 4); DOUG CROSS (DIST. 8); COL. LEWIS H. WALKER (MAYOR).)

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

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

January 16, 1986  
mlr

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

86-03 The Clerk read the following Ordinance:

AN ORDINANCE 62,187

PROVIDING FOR CLOSURE OF A PORTION OF NEW BRAUNFELS AVENUE SOUTH OF HOUSTON STREET ON JANUARY 20, 1986, FROM 12:00 NOON UNTIL 2:00 P.M. IN CONNECTION WITH A WREATH-LAYING CEREMONY AT MARTIN LUTHER KING PLAZA.

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

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

86-03 POLICE/FIRE IMPROVEMENTS

Mr. Louis J. Fox, City Manager, briefly reviewed the City Council's past directions to place this matter on the agenda and spoke to a number of items that are included in the proposed package of possible projects.

Mr. Charles Rodriguez, Chief of Police, then spoke to several police department issues involved including the police training academy, the police headquarters renovations, and emergency radio response system. He stated that eventually the City proposes to have five police substations scattered around the City and he spoke to the need for new substation locations. Chief Rodriguez then spoke to the 100 to 200 possible retirements from the police force that are possible in 1988 and the need for more training to fill those posts. He then spoke to the current move toward regional police training locations in lieu of localized training in the state of Texas and the need for the City of San Antonio to build its own police training facility soon.

At this point a videotape recording was played for the City Council discussing the police and fire issues proposed for the possible bond issue election.

Chief Rodriguez then briefly addressed the need to update the emergency radio response system with the police department.

Mr. John Brooks, Director of Purchasing and General Services, stated that the emergency radio response system of the City is now some 25 to 30 years in age and its parts cannot be replaced in many instances. He spoke of the need to update the radio system and to complete the coverage of the entire area.

Mr. I. O. Martinez, Fire Chief, echoed Mr. Brooks' remarks on the need to correct the emergency radio response system as well as the need to improve the fire department response in the Highway 90-Marbach Road area. He stated that the new fire station planned at the Loop 410-Marbach Road area will help to meet these needs and then he addressed the lack of aerial ladder trucks on the City's southside since fire stations on the southside are built in such a manner that they cannot accommodate the large aerial trucks. He then spoke of the need for a larger fire station to be built on the southside to handle aerial ladder trucks. Chief Martinez noted that the fire station at Stinson Field has needed replacing for some time since the present fire station utilizes a World War II barracks building. He also spoke to the need for building improvements for other fire stations around the City.

Mayor Cisneros called attention to the laundry list of proposed items to be funded by the possible April bond election and stated his feeling the City Council needs several weeks to have hearings on these possible projects as well as citizens' suggestions and to meet with all involved. Mayor Cisneros suggested the creation of a City Council committee in order to draft a final list for recommendation to the full Council.

Mr. Stuart Summers, Director of Budget & Research, spoke to the expected \$2 million annual debt financing figures on a proposed \$19.7 million bond issue.

Mr. Louis J. Fox, City Manager, suggested that this would be appropriate for long-term financing of capital items and he stated that a tax increase would not be necessary to finance these bonds.

In response to a question by Mr. Martinez, Fire Chief I. O. Martinez, then spoke of all the fire stations that need upgrading across the City.

In response to several questions regarding the proposed police training academy, Dr. Ginger, Police Planning & Research Department, stated that the study on the location of the police academy took approximately five months to complete. He then addressed the operations and scope of the proposed police academy and stated that 1988-89 would be a peak period of operation for the academy.

January 16, 1986

mlr

Mr. Bill Donahue, Assistant City Manager, then spoke of the new police academy for expanded in-service training for the City. He stated this new academy would provide facilities for community activities as well in addition to crimewatch-type organizational meetings of community members.

A discussion then took place concerning the general operation of the police academy.

Mr. Martinez stated that the study as presented today was very informative. He was particularly impressed with the advantages of locating the academy on the Palo Alto College Campus. He asked for perhaps a further study of the issue to see if it might be possible to locate the academy at two sites, with the major facility to be at the Palo Alto College site and field facilities at the Chavaneaux Gardens site. He spoke in support of this concept.

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86-03 At this point, Congressman Henry B. Gonzalez appeared before the City Council and the discussion on the police-fire improvements was momentarily suspended.

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86-03 HENRY B. GONZALEZ

Mayor Cisneros welcomed Congressman Henry B. Gonzalez to City Hall and spoke of the significance of the Benefactor Award made by the City of San Antonio to prominent San Antonio citizens. He then read the following Proclamation:

HENRY B. GONZALEZ

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 than the sum of all these efforts.

The Mayor and members of the City Council hereby commend you for the many contributions you have made to the City of San Antonio. Since your service as a member of the San Antonio City Council in 1953 to your present service as U.S. Congressman, your performance of duties and responsibilities have been characterized by excellent and constructive contributions to our city, state and nation. Your years as an elected public official have been marked with numerous achievements, honors, and recognition,

and your diligent efforts have brought many worthwhile programs to fruition which reflects great credit upon our City.

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

"BENEFACTOR DE LA COMUNIDAD"

The community owes you a great debt of gratitude. You should always take great pride in knowing that you have joined the ranks of all eminent San Antonians who have made this City such an exceptional place with such a bright future.

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Congressman Gonzalez stated that he was pleased to come to City Hall today and recalled his three years of service on the City Council in the 1950s. He lauded City Council members for their personal sacrifices in serving the citizens of San Antonio.

Mayor Cisneros spoke of Congressman Gonzalez's many individual accomplishments as both a state and national legislator.

Congressman Gonzalez recalled the hard work involved in getting HemisFair created for the City and of the role played by City Council members at that time. He further stated that San Antonio will be one of the largest urban centers in the future.

Mayor Cisneros, at this time, presented the Proclamation and a special gift to Congressman Gonzalez and his wife.

Congressman Gonzalez then spoke of his current committee and sub-committee assignments in Washington and again thanked the Mayor and Council for the recognition.

86-03

POLICE/FIRE IMPROVEMENTS (CONTINUED)

Mr. Martinez stated that he is convinced that a police academy is needed for the City of San Antonio and that he would like to conduct a more in-depth research with reference to the best location for the academy which would offer an expanded curriculum. He stated that the cost factor must be looked at in a fashion that includes all costs involved so that it

January 16, 1986  
mlr

18

related to additional facilities and the possibility of joint venturing these costs with perhaps the Alamo Community College District.

Dr. Ginger, representing the Police Department's Planning and Research Bureau, stated that it would cost at least \$1 million more to create and maintain a split police academy facility. He then spoke to how some aspects of higher education could be coordinated with Palo Alto College even if the police academy is located at the Chavaneaux Gardens site.

Mr. Hasslocher spoke in support of the Chavaneaux Gardens site because the City already owns the property. He spoke to the need of a police academy and thanked the Mayor for his hard work on this matter.

Mayor Cisneros stated his belief that the City needs to take the \$19.7 million proposed bond package and to pare it down to the bone, if necessary. He stated that the City might be able to renovate the police headquarters by certificates of obligation or some other form of financing rather than making it a part of this bond issue. He feels the sites for the police substations can be possibly donated free of charge. He spoke to the need to decide on the best of the bond issue proposals and justify the improved basic services for the citizens.

Mrs. Dutmer stated that she feels an improved work place is vital to improved City services and also stated that she feels all proposals on this proposed bond issue are important.

Mr. Wing asked Chief Rodriguez to return to the City Council with new recommendations on renovations to the police headquarters building.

Ms. Vera stated she supports renovation of the police headquarters building and wants the women's shower facilities improved. She spoke in support of new fire stations as well.

Mr. Webb stated that he feels the estimated \$8 million cost to renovate the communications systems of the City might possibly be pared down. He stated that citizens need to see some return on their investment.

Mr. Brooks stated that the \$8 million represents a 'bare-bones' estimate for renovation of the communications system.

Mr. Harrington expressed his concern with the growth of the proposed bond issue projects since last week's meeting and he spoke to traffic and street needs of the City as well. He stated that the Council will need to educate the public on these needs.

Mayor Cisneros noted the possibility of an April, 1987 bond issue to cover streets and drainage projects.

In response to a question by Mr. Hasslocher, Mr. Frank Kiobassa, Director of Public Works, discussed current air conditioning problems at the police headquarters building and noted that many City facilities are aging and thus costly to repair and to renovate.

Ms. Berriozabal spoke in support of renovation of older fire stations and asked for a list from Chief Martinez concerning the fire stations that are needing renovations. She stated her feeling that the City can justify the bond issue to the public and she spoke rather to the need for citizen input into the bond issue matters.

Mayor Cisneros reiterated his desire for a five member City Council committee to hold meetings over the next several weeks and to bring back to the Council a fleshed-out proposal for a possible bond issue. He asked that Mr. Hasslocher agree to serve as chairman and the following Council members agree to serve on the committee: Mrs. Dutmer, Ms. Vera, Mr. Webb and Mr. Wing.

Mayor Cisneros spoke to his rationale for recommending each of the individuals named and asked that they set up their meetings by the middle of next week and scatter them at different sites around the City.

Mrs. Dutmer made a motion to appoint a five member Council committee with Mr. Hasslocher as chairman and Mrs. Dutmer, Ms. Vera, Mr. Webb and Mr. Wing as members. Ms. Berriozabal seconded the motion.

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

Mayor Cisneros spoke to the need to keep the bond issue to public safety basic issues in his opinion.

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86-03 City Manager Louis J. Fox noted that Agenda Item 3A, being an appeal of Mr. Michael G. Owen from a decision of the Electrical Examining and Supervisory Board, was pulled from consideration.

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86-03

CITY WATER BOARD TRUSTEE

Mayor Cisneros spoke to the need to replace Mr. Richard Solis as a trustee to the City Water Board since his term is to expire shortly. He spoke for a good ethnic and regional balance on the City Water Board and

January 16, 1986  
 mlr

stated further that the City Council might wish to maintain that balance with the appointment of a southside Hispanic. At that point several possible candidate names were mentioned as candidates for this appointment.

Mr. Harrington made a motion to move the appointment of Mr. Sam Lopez for a term as trustee on the City Water Board to next week's "A" Session. Mrs. Dutmer seconded the motion.

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

- - -  
86-03 The Clerk read the following Resolution:

A RESOLUTION NO. 86-03-04 .

.  
APPROVING THE AMENDED POLICE DEPARTMENT INTERNAL  
REVIEW POLICY.

\* \* \* \*

Mayor Cisneros noted that a number of City Council members find merit in the possibility of having a civilian sit on the Police Review Board. He stated that the San Antonio Police Officers' Association has stated that it is willing to discuss this as a matter of negotiation since the contract does cover this area. He stated his hope that the City Council will enact the policy discussed by the Council last week and add the matter of a possible civilian on the Police Review Board as a negotiating point in contract talks with the San Antonio Police Officers' Association. He stated his feeling that any unilateral City Council action in this regard would result in probable litigation. He further noted that the District Attorney's letter, addressed to him, and in conjunction with the project, also supports that contention.

Reverend J. S. Smith, New Light Baptist Church, stated that he favors a civilian on the Police Review Board in order to create better relationships between the police department and San Antonio citizens.

Reverend C. Don Baugh, San Antonio Council of Churches, spoke in favor of adding a civilian to the Police Review Board as a step forward.

Mr. Ruben Sandoval, an attorney, spoke to the current Bar Association plan for representation on its own review board which has a mix of lawyers and non-lawyers. He stated that he feels that there is a need for more than one citizen on the Police Review Board.

Ms. Dolly Hudson, representing the Southside Chamber of Commerce Board of Directors, stated that their group is in support of a civilian on the Police Review Board.

Mr. Jerry DeLaRosa, American G.I. Forum, stated that his group supports a civilian on the Police Review Board.

Ms. Bonnie Bass stated that she found a lack of helpfulness and responsiveness when she filed a complaint with the police department back in October 1985 and she spoke in favor of having a civilian sit on the Police Review Board.

Mr. Cruz Chavira, representing LULAC, spoke in favor of civilians on the Police Review Board.

Mayor Cisneros stated that he feels that a civilian should be added to the Police Review Board possibly as a non-voting member and that this should be made a part of negotiations with the San Antonio Police Officers' Association in upcoming contract talks. He also stated that he feels it is necessary that a complainant who files a complaint with the police department against an officer should be allowed to appear in person before the Police Review Board.

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

Mr. Wing offered an amendment stating that wording in Section 7 of the Ordinance be substituted to read: "That the City Council expresses support on the question of civilian members on the Advisory Action Board and having a complainant appear before the Advisory Action Board to personally voice a complaint, and hereby directs the staff to make this subject a goal in the contract negotiations or any other negotiations other than contract negotiations." Mr. Hasslocher seconded the motion.

Mr. Wing stated that he feels the recommendations made last week adequately answered the questions of those speaking at that time and he feels that City Council cannot inject itself into the personnel area involving City employees.

Mayor Cisneros stated that he feels that the City can work something out with the San Antonio Police Officers' Association before contract talks this spring.

Mr. Martinez stated that the Resolution does not completely bind the hands of City staff but does provide policy direction to the City Manager on this issue. He then spoke in favor of civilian participation in the Police Review Board process, not creation of a wholly-civilian civilian review board.

January 16, 1986  
mlr

In response to a question by Mr. Martinez, Lowell Denton, City Attorney, stated that it is his legal opinion that the City Council can place a civilian on the Police Review Board without violating terms of the contract with the Police Officers' Association.

Mr. Martinez stated that he feels it is important that a civilian be on this board and that the complainant be allowed to appear before the Police Reivew Board in person.

Mr. Webb spoke in support of City Council action on the matter now.

Mrs. Dutmer spoke against the motion stating that she feels it will open up harrassment of police officers. She also spoke against a civilian involved in the review of the police department.

Mayor Cisneros spoke in favor of a non-voting civilian member on the Police Review Board but does support the motions presently on the table. He also spoke in support of rotating pools of civilian review board members, such as that utilized in Phoenix.

Ms. Berriozabal spoke in favor of the Council acting on the matter today, naming a civilian to the Police Review Board but she realizes the issue could end up in court. She commended the San Antonio Police Department for holding public meetings in each City Council district.

Mr. Harrington voiced his concern with adding a civilian to the Police Review Board but supports the idea of a rotating pool of civilian members, if such is enacted.

Mr. Labatt spoke in favor of having a complainant appear before the Police Review Board and the positioning of one non-voting civilian on a Police Review Board.

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

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

86-03CITIZENS TO BE HEARDFREEZE ON MERIT INCREASES

Ms. Rosa Rosales, National Association of Government Employees, stated that their organization is asking the City Council to reconsider un-freezing the merit raises. She stated that this decision is totally unjust and stated that federal cuts should not affect merit increases. She also stated that there was not enough budgeted for merit increases in the first place. She stated that many persons were already notified that they were going to be getting raises. She spoke about line items in department's budgets for other contractual services and suggested that cuts be made up from those particular line items. She also stated that the employees' morale will be affected.

Mrs. Linda Chavez Thompson, AFSCME, introduced several union representatives in the audience as well as members of AFSCME. She stated that they want their merit monies back. She read from a list of different job classes who will be affected by the freeze on merit raises imposed by the City Manager at the direction of the City Council. She asked the City Council to reconsider their action and un-freeze those monies. She stated that they are not speaking for executive salaries because they do not represent these executives.

Mr. Cruz Chavira, LULAC District XV, spoke to the Council about the Council's actions last week to freeze merit raises. LULAC is for the established merit system and spoke in favor of un-freezing these monies.

Mayor Cisneros stated that the City Council is already feeling the effects of the Gramm-Rudman amendment. He spoke to the fact that revenue sharing has already been cut, other federal monies such as CDBG, HUD, and other grant monies are going to be cut or eliminated. He stated that the concerns expressed at the Council meeting should be expressed at the federal level. He spoke to the fact that the federal government did not give their employees a cost of living increase, while the City did give its employees a 3% increase. He also spoke about the effects of Gramm-Rudman on the operations of the City.

Ms. Vera stated that she had expressed concern about the salaries especially at the high echelons. In response to Ms. Vera, City Manager Fox stated that \$700,000 out of the \$800,000 was set aside for the lower echelon employees.

Ms. Berriozabal stated that many other programs will be affected. She asked why the merit system line item was selected instead of other line items. She asked if the City Council will be looking at the whole budget to further reduce expenditures.

City Manager Fox stated that \$800,000 had been identified and the merit increase monies were identifiable. The other choices would be

January 16, 1986  
mlr

personal services. He feels that the merit freeze was first considered as it does not cut services, then a selective hiring freeze, and finally a reduction in force. He also reiterated the Mayor's concern about the Gramm-Rudman amendment and its effects on the City's expenditures.

Mayor Cisneros stated that the City Council is committed to taking care of its employees and is committed to providing basic services.

Ms. Berriozabal also stated that there is a general cry out in the public to cut costs and cap spending, yet she does not hear the public saying that the monies are well spent. She stated that she is concerned about possibly raising taxes to keep present services.

City Manager Fox, at the request of Mayor Cisneros, read a memo to the City Council written by the budget director on the revenue sharing shortfall in the fourth quarter.

Mr. Wing stated that the City Council must deal with these cuts and the foremost concern should be to not lose any positions.

Mayor Cisneros concluded by stating that in other cities City positions are eliminated, however, the City of San Antonio has not relied on revenue sharing for personnel costs.

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#### MARTIN LUTHER KING HOLIDAY

Mayor Cisneros stated that Martin Luther King Day is considered a floating holiday and has directed the staff to make Martin Luther King Day a City holiday in next year's budget. He stated that Dr. King's holiday is a national holiday and should be considered as such by the City.

Reverend R. A. Callies, Sr., representing Youth Leadership Conference, stated that if this action meant that the City of San Antonio will close its offices and it will be declared a City holiday, then their concerns have been met. He also thanked the City Council for the action they took today to close off the streets around Martin Luther King Drive for their activities celebrating Martin Luther King's holiday.

Mr. Webb invited the City Council to attend the activities celebrating Martin Luther King's birthday.

Mrs. Corine Duncan also invited the City Council to the day's activities.

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SUBDIVISION CODE VIOLATIONS

A group of citizens appeared to speak before the City Council with regard to subdivision code violations in their neighborhoods.

Mrs. Eleanor K. Sprawl, 5127 Timber Trace, spoke about their concerns with violations of the subdivision code. She then presented copies of a statement following the history of the Country Walker Products, Inc. case, a copy of which is on file with the papers of this meeting.

Mr. Dick Narup, 8239 Roy Lane, stated that several departments have violated the City's Subdivision Codes. He then related the issue of temporary electric power extended to Country Walker Products without approved plats.

Mrs. Cheryl L. Parkinson, 5111 Timber Trace, also stated that several City departments, including the Planning Department, City Public Service, City Attorney and the City Manager's office violates subdivision code by not reporting violations to the City Council.

Mr. Rudy Guevara, 3719 Pipers Meadow, stated that the sausage plant is right next to his property. He feels that his property is now useless for his family. He again reiterated remarks made by previous speakers about violations to the subdivision code.

Mr. Martin Meltz, 8418 Timber Crest, also spoke of this concern that a plot was issued to a factory in the middle of a growing subdivision. He spoke to the history of the plat being finally approved by the Planning Commission. He asked several questions of the City Council with regard to approval of this plat. He asked City Council to investigate this case and its irregularities and also to have the Planning Commission's action of January 8, 1986 declared illegal. A copy of Mr. Meltz's statement is on file with the papers of this meeting.

Mr. Roland Lozano, Director of Planning, explained how power was allowed to the project under construction and the Planning Commission's initial rejection of the subdivision plat, then its approval at a later meeting.

Mr. Lowell Denton, City Attorney, stated that the problem is that the City has no zoning authorization outside the City limits. The Planning Commission approved the subdivision plat of the project since it was in compliance with those subdivision regulations. He stated he feels the original denial of the plat by the Planning Commission was not correct and the matter was reconsidered. He added the City has no control over the land use by the firm involved and thus cannot halt the use of the property. He further added that if the residents in the area protest the land-use of the property, their recourse is to the courts.

January 16, 1986  
mlr

(Mayor Cisneros was obliged to leave the meeting. Mayor Pro Tem Webb presided.)

In response to a question by Mr. Wing, Mr. Lozano stated that the sausage factory would have to meet all health code requirements once this property was annexed. A discussion then took place on this area and what the City Council could do to limit expansion of the operation.

In response to Mr. Harrington, Mr. Lozano stated that the City Council had not been able to limit uses in the City's extra-territorial jurisdiction.

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RICHARD D. OVERTURF

Mr. Richard D. Overturf, 902 W. Agarita, spoke to the City Council, stating that he has spoken to several departments about violations of City codes in his neighborhood. These complaints were made based on what the Code stipulates. The property owner at 912 W. Agarita, has been issued several citations, however, to date nothing has been done to rectify the situation.

Mayor Pro Tem Webb asked staff to investigate this situation.

Mr. Gene Camargo, Building Inspections Director, stated that these cases will be heard on January 27, 1986.

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DAN CASTILLO

Mr. Dan Castillo spoke to the City Council about his incidents with the police department. He also asked the City Council to consider having citizens on a Civilian Review Board. He asked the City Council to investigate his case.

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January 16, 1986  
mlr

There being no further business to come before the City Council,  
the meeting was adjourned at 7:25 P.M.

A P P R O V E D

*Henry Cisneros*  
M A Y O R

ATTEST: *Norma S. Rodriguez*  
C I T Y C L E R K

January 16, 1986  
mlr