

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, AUGUST 19, 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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82-36 The invocation was given by Pastor Stephen Wende, University United Methodist Church.

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82-36 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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82-36 PRESENTATION OF ALCALDE

Mayor Cisneros asked Councilman Ed Harrington to read an Alcalde, making Consul General Richard G. Tallboys, of Great Britain, an Alcalde de La Villita. Councilman Harrington then presented the Alcalde to Consul Tallboys and Ms. Berriozabal presented Mrs. Tallboys with a set of River Prints.

Mayor Cisneros spoke of the Consul's visit to San Antonio from Houston where he is presently assigned. He spoke of Mr. Tallboys beginning his government career in Great Britain as a councilman. He invited Mr. Tallboys to speak of recent events in Britain.

Consul General Tallboys thanked the Council for the honor bestowed upon him and spoke briefly on the events Britain has recently had to face in the Falkland Islands.

Mrs. Dutmer noted that Mr. Tallboys had given her a pamphlet with information on the upcoming British Festival to be held in Houston, TX. on September 24 - 25, 1982.

Consul Tallboys explained that this Festival is sponsored by the American Institute of International Education (IIE) and invited citizens of San Antonio to attend.

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82-36

BUDDY MASS

Mayor Cisneros asked Councilman Joe Alderete to read and present the following Proclamation:

"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.

You have consistently demonstrated a willingness to perform above and beyond the requirements and expectations of the job and as a result your efforts have greatly enhanced the City of San Antonio.

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."

Mayor Cisneros spoke of Mr. Mass' recent election as International Vice President of the International Fire Fighters of America. He asked the Council to join him on congratulating Mr. Mass and his family, present in the audience.

Several members of the Council individually congratulated Mr. Mass. They spoke of his recent election and his accomplishments as an employee of the City.

Mr. Archer noted, that with the assistance of Mr. Mass, a recent blood drive in the Fire Department had been successful.

82-36

UPCOMING CITATIONS

Mayor Cisneros spoke of two upcoming citations to be presented to Mr. Demetrio Rodriguez and Mr. John Newman.

82-36

LAWSUIT

Mr. Harrington, on a point of personal privilege, noted that he was the subject of a suit concerning property he does not own.

82-36

ANIMAL CONTROL

Mr. Hasslocher spoke of the need to send Animal Control out to his district in the Northside to pick up stray animals.

82-36

NEIGHBORHOOD TALENT SHOW

Mr. Hasslocher spoke to a scheduling conflict between the Public Hearing on the 1982-83 Proposed Budget and his district's talent show. Both are scheduled for August 24, 1982.

82-36 The minutes of the meeting of August 5, 1982 were approved.

ZONING HEARINGS

5. CASE 8676 - to rezone a 5.097 acre tract of land out of NCB 16063, being further described by field notes filed in the Office of the City Clerk, 7615-7687 Highway 90 West, from "B-3" Business District to "I-1" Light Industry District, located on the northside of Highway 90 West, being 103.99' west of the intersection of Colt Drive and Highway 90 West, 205.64' east of the intersection of Gunsmoke Drive and Highway 90 West, having 1022.84' on Highway 90 West and a maximum depth of 286.97'.

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

No citizen appeared to speak in opposition.

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Mr. Thompson moved for postponement of this case for four weeks. Mrs. Dutmer seconded the motion. On voice vote, the motion to postpone consideration of this zoning case prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing.

Case 8676 was postponed.

6. CASE 8897 - to rezone Lot 8, Block 1, NCB 7185, 233 Sherwood Drive, zoned "B-2" to allow for the removal of a non-access easement that was imposed along Sherwood Drive by Ordinance #50627, dated April 19, 1979, located between I.H. 10 Expressway and Sherwood Drive, being approximately 800' east of the intersection of Vance Jackson, having 102' on Sherwood Drive and 104.8' on I.H. 10 Expressway.

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

No citizen appeared to speak in opposition.

Mr. Archer opposed the recinding of Ordinance #50627 to allow for removal of the non-access easement because of the increased traffic a residential street would experience.

After consideration, Mr. Archer moved that the recommendation of the Zoning Commission be approved. Mrs. Dutmer seconded the motion. On voice vote, the motion, carrying with it the denial of the case, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing.

Case 8897 was denied.

7. CASE 8937 - to rezone a 8.436 acre tract of land out of NCB 11608, being further described by field notes filed in the Office of the City Clerk, in the 5100 block of Newcome Drive, from "Temporary R-1" One Family Residence District, "A" Single Family Residence District, and "R-6" Townhouse Residence District to "P-1 (R-6)" Planned Unit Development Townhouse District, located on the northeast side of Newcome Drive, being approximately 136' north west of the intersection of Cambray Drive and Newcome Drive having 641.02' on Newcome Drive and a maximum depth of 572.14'.

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

Mr. Neal Carter, 4318 Woodcock, stated that he was requesting the change in zoning because he proposes to build an apartment complex, whose quality would equal or exceed the quality of the surrounding property. He stated he had spoken to those individuals who were opposed to the building of this complex and found their concern to be the extension of the street to Newcome Drive. They were concerned about the increased traffic which would be generated by this apartment complex. He further stated that after talking to some of the opponents of the rezoning, it was agreed that they would be amiable to the change if a non-access easement was imposed on Beverly Mae Drive.

Mr. John Pike, 4908 Belle Ellen, reaffirmed Mr. Carter's comments and withdrew his opposition to the change in zoning providing that the non-access easement was imposed.

Mr. Scott Smith, 4914 Belle Ellen, also withdrew his opposition.

In response to a question, Mr. Neal Carter stated he agreed to the non-access easement.

Mr. Harrington praised all parties for discussing the issue and reaching a mutually satisfying solution.

Mrs. Dutmer asked if the property has been platted. Mr. Andy Guerrero, Planning Administrator, stated that this is a requirement of

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the rezoning process. When property is rezoned it must be replatted.

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

AN ORDINANCE 55,684

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 AN 8.436 ACRE TRACT OF LAND OUT OF NCB 11608, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 5100 BLOCK OF NEWCOMBE DRIVE, FROM TEMPORARY "R-1" SINGLE-FAMILY RESIDENTIAL DISTRICT, "A" SINGLE-FAMILY RESIDENTIAL DISTRICT AND "R-6" TOWNHOUSE DISTRICT TO "P-1 (R-6)" PLANNED UNIT DEVELOPMENT TOWNHOUSE DISTRICT, PROVIDED THAT A ONE-FOOT NON-ACCESS EASEMENT IS IMPOSED ON BEVERLY MAE DRIVE.

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8. CASE 8894 P.P. - to rezone Tract "A" Block 61, NCB 10590, 319 Vance Jackson Road, from "B" Residence District to "R-6" Townhouse Residence District located northwest of the intersection of Tansyl Drive and Vance Jackson Road, having 111.62' on Vance Jackson Road and 170.71' on Tansyl Drive.

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.

Proponents failed to appear for hearing.

Mr. Harrington moved for denial. Mr. Hasslocher seconded the motion.

After consideration, the motion, to deny the change in zoning, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing.

Case 8894 P.P. was denied.

9. CASE 8906 S.R. - to rezone Tract 1-B and the west 60' of the east 366.1' of the north 712' and the west 350' of the south 212' of the north 712' of tract 1-N, NCB 10615, 4542 E. Houston Street, from "A" Single Family Residence District to "R-1" Single Family Residence District for a non-profit ball park for a period of 5 years, located on the southside of Houston Street being approximately 332' east of the intersection of S.W.W. White Road and Houston Street, having 410' on Houston Street and a depth of 712'.

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. R. C. Mack, Jr., 406 E. Craig, the proponent, stated that residents of the area had erroneously thought that the property was being rezoned for the purpose of building a mobile home park instead of just to enable the caretaker for the church and ball park to keep a mobile home on the property as his residence. After communication with opponents of the rezoning, the misunderstanding was resolved.

After consideration, Mr. Webb moved that the recommendation of the Zoning Commission be approved. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 55,685

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 TRACT 1-B AND THE WEST 60' OF THE EAST 366.1' OF THE NORTH 712', AND THE WEST 350' OF THE SOUTH 212' OF THE NORTH 712' OF TRACT 1-N, NCB 10615, 4542 EAST HOUSTON STREET, FROM "A" SINGLE-FAMILY RESIDENTIAL DISTRICT TO "R-1" SINGLE-FAMILY RESIDENTIAL DISTRICT FOR A NON-PROFIT BALLPARK FOR A PERIOD OF 5 YEARS, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED; THAT PROPER ACCESS AND OFF-STREET PARKING IS PROVIDED; THAT NO INGRESS OR EGRESS BE ALLOWED ON HOLLYSPRING DRIVE; THAT A ONE-FOOT NON-ACCESS EASEMENT IS IMPOSED UPON HOLLYSPRING DRIVE AS THE PROPERTY LINE IS OPPOSITE TO THE SINGLE-FAMILY DWELLINGS ON THAT STREET; AND THAT THE CONDITIONS FOR THE BALLPARK BE IMPOSED, THE SAME BEING ATTACHED TO THE OFFICIAL MINUTES OF THIS CASE.

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10. CASE 8787 - to rezone a 6.504 acre tract of land out of NCB 11672, being further described by field notes filed in the Office of the City Clerk, 11800 Block of Braesview Drive, from "O-1" Office District to "R-3" Multiple Family Residence District, located on the southeast side of Braesview Drive, being 789.06' southwest of the intersection of Braesview Drive and Larkspur Drive, having 152.16' on Braesview Drive and a maximum depth of 1050'.

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.

After consideration, Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved. Mr. Harrington seconded the motion.

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

AN ORDINANCE 55,686

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 6.504 ACRE TRACT OF LAND OUT OF NCB 11672, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 11800 BLOCK OF BRAESVIEW DRIVE, FROM "O-1" OFFICE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENTIAL DISTRICT.

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11. CASE 8889 - to rezone a 10.542 acre tract of land out of NCB 14943, being further described by field notes filed in the Office of the City Clerk, in the 4300 and 4400 block of Naco-Perrin Blvd, from "R-6" Townhouse Residence District to P-1 ("R-6") Planned Unit Development-Townhouse Residence District, located on the eastside of Naco-Perrin Blvd., approximately 115' northwest of the intersection of Naco-Perrin Blvd. and El Sendero, having 1141.32' on Naco-Perrin Blvd. and 160.33' on Capotillo.

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.

After consideration, Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved. Mr. Harrington seconded the motion.

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

AN ORDINANCE 55,687

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 10.542 ACRE TRACT OF LAND OUT OF NCB 14943, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 4300 AND 4400 BLOCKS OF NACO-PERRIN BLVD., FROM "R-6" TOWNHOUSE RESIDENTIAL DISTRICT TO "P-1 (R-6)" PLANNED UNIT DEVELOPMENT TOWNHOUSE RESIDENTIAL DISTRICT, PROVIDED THAT APPLICANT WORK WITH THE TRAFFIC ENGINEERING DIVISION FOR PROPER ACCESS.

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12. CASE 8940 - to rezone Lots 10, 11, and 12, BLOCK 35, NCB 8073, 2016 Ceralvo Street, from "C" Apartment District to "R-3" Multiple Family Residence District, located on the southside of Ceralvo Street, being 129.46' west of the intersection of Ceralvo Street and S. General McMullen having 75' on Ceralvo Street and a depth of 111'.

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.

After consideration, Mrs. Dutmer moved that the recommendation of the Zoning Commission be approved. Mr. Webb seconded the motion.

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

AN ORDINANCE 55,688

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 10, 11 AND 12, BLOCK 35, NCB 8073, 2016 CERALVO STREET, FROM "C" APARTMENT DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENTIAL DISTRICT PROVIDED THAT THE

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APPLICANT WORK WITH THE TRAFFIC ENGINEERING DIVISION FOR PROPER ACCESS; THAT A 6-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE SOUTH AND WEST PROPERTY LINES; AND THAT THE CONDITIONS REQUIRED FOR A DAY-CARE CENTER CARING FOR UP TO TWENTY (20) CHILDREN ARE IMPOSED.

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13. CASE 8942 - to rezone a 0.0661 acre tract of land out of Lot 1, Block 1, NCB 16360, being further described by field notes filed in the Office of the City Clerk, in the 5800 block of Babcock Road, in the 5900 block of Whitby Road, from "B-3R" Restrictive Business District to "B-2" Business District, located 89' north of Whitby Road, being 203.58' southwest of the intersection of Babcock Road and Whitby Road, having a maximum width of 64' and a maximum depth of 46'.

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.

After consideration, Mr. Harrington moved that the recommendation of the Zoning Commission be approved. Mr. Alderete seconded the motion.

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

AN ORDINANCE 55,689

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 0.0661 ACRE TRACT OF LAND OUT OF LOT 1, BLOCK 1, NCB 16360, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 5800 BLOCK OF BABCOCK ROAD AND THE 5900 BLOCK OF WHITBY ROAD, FROM "B-3R" RESTRICTIVE BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT.

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82-36 The Clerk read the following Ordinance:

AN ORDINANCE 55,690

ACCEPTING THE HIGH BID(S) RECEIVED IN CONNECTION WITH CITY FUNDS AVAILABLE FOR DEPOSIT IN INTEREST-BEARING CERTIFICATES OF DEPOSIT.

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

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

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82-36 The Clerk read the following Ordinance:

AN ORDINANCE 55,691

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 4 TO THE CONTRACT FOR THE BARBARA JORDAN COMMUNITY CENTER PROVIDING FOR REDESIGN AND RELOCATION OF THE PARKING LOT AND PROVIDING FOR PAYMENT OF \$20,877.00 TO BETTER CONSTRUCTION, INC. UPON COMPLETION OF THE SPECIFIED ADDITIONAL WORK.

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

In reply to a question by Mrs. Dutmer as to whether there were funds available for this additional work, Mr. Skip Noe, Assistant to the City Manager noted that monies would come from the project contingency account.

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

82-36 The Clerk read the following Ordinance:

AN ORDINANCE 55,692

AUTHORIZING EXECUTION OF A FIELD ALTERATION TO THE CONTRACT FOR THE NORTH EAST TRANSFER STATION, PROVIDING FOR CHANGES TO A FENCE AND THE COMPUTER SYSTEM, ADDITIONAL SIDEWALKS AND OTHER CHANGES, AND PROVIDING FOR PAYMENT OF \$16,916.19 FOR THIS ADDITIONAL WORK.

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

In reply to a question by Mr. Hasslocher on the status of the transfer station, Mr. Frank Kiolbassa, Director of Public Works, noted that the station was operating smoothly. He added that the sprinklers Mr. Hasslocher had seen at the station were the property of the contractor, who has one year's responsibility for landscaping the land. Mr. Hasslocher complimented Mr. Kiolbassa on the clean facility and urged those council members who had not yet done so to visit the facility.

Mrs. Dutmer expressed concern in substituting cedar fencing for chain link fencing. She emphasized the need for upkeep as improper maintenance of cedar fencing will detract from the facility.

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

82-36 The Clerk read the following Ordinance:

AN ORDINANCE 55,693

AUTHORIZING EXECUTION OF A FINANCIAL AGREEMENT WITH THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC

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TRANSPORTATION FOR THE MKT RAILROAD AND JUDSON-
LOOKOUT ROADS PROJECTS AND PROVIDING FOR A
\$121,000.00 CITY CONTRIBUTION.

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

Mr. Hasslocher spoke to safety problems near schools in construction areas.

Mr. Harrington shared Mr. Hasslocher's concern for safety.

Mr. Eureste spoke of need to continue construction work during all seasons.

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

82-36 The Clerk read the following Ordinance:

AN ORDINANCE 55,694

SETTING THE DATE FOR THE 1982 LABOR DAY PARADE
CELEBRATIONS; AND MAKING PROVISIONS IN CONNECTION
WITH THE PARADE.

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

Mr. Eureste spoke of permit denial for a parade planned for September 18, 1982 on Guadalupe Street. Mr. Skip Noe, Assistant to the City Manager, stated an Ordinance authorizing street closure for that particular parade is being prepared.

Ms. Berriozabal spoke of safety factors involved in last year's parade on Guadalupe Street.

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

82-36 The Clerk read the following Ordinance:

AN ORDINANCE 55,695

GRANTING A ONE YEAR LICENSE TO SAN ANTONIO EXECU-
TIVE SERVICES, INC., FOR OPERATION OF A LIMOUSINE
AND CUSTOM TOUR SERVICE WITHIN THE CITY OF SAN
ANTONIO.

* * * *

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

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

82-36 Mayor Cisneros requested Item 20 be postponed for a later hour to allow time for members of the Technical Energy Panel to arrive and address the Council.

Informal consensus of the Council was given.

82-36 The Clerk read the following Ordinance:

AN ORDINANCE 55,696

AUTHORIZING THE GENERAL MANAGER OF THE WATER WORKS BOARD OF TRUSTEES OF SAN ANTONIO TO EXECUTE A RELEASE OF CERTAIN REVERSIONARY INTERESTS.

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

Mrs. Dutmer spoke to the reasons for executing a release of reversionary interests on property.

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

82-36 The Clerk read a proposed Ordinance granting the Mexican Cultural Institute a waiver of rental fees for the use of Beethoven Hall and the Theatre of the Performing Arts in connection with musical performances and a presentation of the Ballet Folklorico de Veracruz.

Ms. Berriozabal moved to approve the Ordinance. Mr. Thompson seconded the motion.

Mayor Cisneros noted that he had instructed City staff to withhold from consideration requests for waiver of rental fees for the use of Beethoven Hall until the Council formulated policy. This Ordinance had erroneously been included on the Agenda.

Mayor Cisneros spoke to the need for fledgling groups to have the use of a "public facility" to hold their performances.

Mrs. Dutmer spoke of the recent cost to refurbish Beethoven Hall and concern of its possible decline if groups are not charged a stipend to cover cost of clean-up and any damages incurred.

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

Mr. Thompson shared Mrs. Dutmer's concern. He noted that a "right balance" should be formulated to ensure the general public does not have to bear the costs of the hall's upkeep that only specific non-profit groups will use.

In reply to questions by Council members, Mr. Joe Madison, Convention Facilities Director, stated that the hall is provided to non-profit organizations at cost and that a large percentage of the groups using the hall are non-profit.

(Mayor Cisneros returned to the meeting.)

Mr. Thompson amended the motion to call for postponement from consideration of the Ordinance for one week. Mr. Eureste seconded the motion.

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The amendment failed to carry by the following vote: AYES: None; NAYS: Berriozabal, Webb, Dutmer, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; ABSENT: Wing.

Mr. Hasslocher then made a substitute motion to instruct City staff to place on the next Council agenda (August 26, 1982) a discussion for setting City policy on allowing free-of-charge use of Beethoven Hall by non-profit organizations that charge no fees for their events. Mr. Eureste seconded the motion.

On voice vote, the substitute motion prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing.

On voice vote, the main motion, as substituted, carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing.

82-36 The Clerk read the following Ordinance:

AN ORDINANCE 55,697

CHANGING A PREVIOUSLY AUTHORIZED DATE FOR EXCEPTION TO THE "NO ALCOHOLIC BEVERAGE" RULE FOR AN EVENT AT THE SUNKEN GARDEN THEATER, AUTHORIZING AN ADDITIONAL SPECIAL EVENT AT SAID FACILITY AND AUTHORIZING EXCEPTION TO SAID RULE FOR SAID ADDITIONAL EVENT.

* * * *

Ms. Berriozabal moved to approve the Ordinance. Mr. Archer seconded the motion.

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

82-36 The Clerk read the following Ordinance:

AN ORDINANCE 55,698

AUTHORIZING THE CITY MANAGER TO COMPLETE THE GUADALUPE THEATER PROJECT AND AUTHORIZING THE MANAGER TO EXECUTE DOCUMENTS NECESSARY FOR COMPLETION OF THE PROJECT.

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

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

82-36

RADAR

Mr. Alderete, on a point of personal privilege, noted that traffic at Santa Maria and W. Woodlawn should be monitored for speeding. It was noted that the police are periodically working radar at that location.

PRESENTATION BY COL. JAMES ADAMS

Mayor Cisneros introduced Col. James Adams, Director of the Texas Department of Public Safety, and appointee to the Governor's Task Force on Safety. Col. Adams spoke to the Council on recommendations which this committee will propose to the next legislative session in an effort to get drunken drivers off the streets and highways. Some of these recommendations include: a mandatory jail term for a second D.W.I. conviction, suspension of a driver's license if the motorist refuses a breath test, increasing the minimum drinking age to 21 years, an open container law prohibiting drinking of beer or liquor in motor vehicles, and, if a breath test shows .10 alcohol in the blood stream, the person be assumed drunk.

Mayor Cisneros thanked Col. Adams for addressing the Council and introduced Karen Kliever, Inter-governmental Relations Coordinator. He noted that Ms. Kliever will prepare for Council approval, either Ordinances or Resolutions addressing the drunk driver issue.

Several members of the City Council thanked Col. Adams individually for speaking to the Council on this important issue.

In reply to a question by Ms. Berriozabal on why Col. Adams' presentation did not deal with treatment of alcoholism, Col. Adams noted that the committee's recommendations not only deal with punishment but also with treatment for the alcoholic. He added that part of the recommendation for a first offense is that probation not be granted unless the person goes to an alcohol rehabilitation program.

Mr. Thompson suggested an alternate sentencing program where the convicted person would provide so many hours of community service.

Mr. Wing recommended that the committee's report address limiting the amount of drinking establishments in a city block and limiting proximity of bars to schools and churches.

In reply to a question by Mr. Webb, Col. Adams explained that under the new regulation regarding liability insurance, automobiles must be insured but not necessarily to the person driving the automobile.

Mr. Eureste spoke of concerns of law enforcement being selective and minorities being more oppressed.

Col. Adams agreed that selective law enforcement is not effective and is wrong.

Mr. Archer, a member of the President's Commission on Drunk Driving, spoke in support of raising drinking age in Texas to 21.

Col. Adams spoke to the possibility of legislation penalizing drivers who have had enough to drink to suffer impairment of driving ability.

Mayor Cisneros asked Councilmen Archer and Hasslocher to present Col. Adams with a San Antonio belt buckle and his wife with a La Villita Plate.

Col. Adams introduced two Department of Public Safety officers who accompanied him and thanked the Mayor and Council for the gifts.

Mrs. Dutmer spoke to the need for establishing a system whereby alcoholics can be sentenced to receive medical treatment.

Mayor Cisneros called upon members of the City Council to thank Col. Adams for a very informative presentation.

TECHNICAL ENERGY PANEL REPORT

Dr. Richard Howe, Chairman of the Technical Energy Panel, reported on the panel's progress toward contracting for a study geared at identifying the

City's energy needs through the year 2006.

Dr. Howe noted that the panel had received 17 proposals and approximately 50 subproposals. From these, three finalists had been selected and the panel recommended to the City Council that C. T. Main, Inc. be appointed as prime contractor with Decision Focus, Inc., Applied Forecasting Analysis, and The Bickle Group appointed as subcontractors.

Dr. Howe also noted that an additional \$46,400 was needed to finance the study.

He reported that once completed the study will cover power demands, conservation, a review of present energy plans and development of alternate energy plans.

Mr. Hasslocher moved to place on next week's agenda the approval of C. T. Main, Inc. as prime contractor and Decision Focus, Inc., Applied Forecasting Analysis, and The Bickle Group as subcontractors; and appropriating an additional \$46,400. Mr. Alderete seconded the motion.

Several members of the City Council thanked Dr. Howe for his hard work as chairman of the panel and expressed confidence and trust in him.

After discussion, the motion to place this item on next week's agenda carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Thompson, Alderete, Harrington, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Archer.

82-36

CITIZENS TO BE HEARD

MIKE SWOBODA

Mr. Mike Swoboda, Incoming President of San Antonio Citizens Concerned About Handicapism, presented a letter from the San Antonio Independent Living Services requesting \$11,250 from the City of San Antonio Revenue Sharing Fund to assist them in meeting the 1982-83 inflationary increase and continue their work with the disabled.

Mayor Cisneros thanked Mr. Swoboda and stated his request would be presented at the budget hearings.

REMIGIO VALDEZ, JR.

Mr. Remigio Valdez, Jr., Performance Artists Nucleus, Inc. and Parade Chairman of the proposed Guadalupe Street parade, requested the Council's approval for closing Guadalupe Street on September 18, 1982 to allow a parade.

Mr. Eureste moved that an Ordinance approving closure of Guadalupe Street be put on next week's agenda. Mr. Wing seconded the motion.

Mr. Thompson offered to have four airplanes fly over the parade provided that Mr. Valdez sends him a letter requesting it.

After discussion, the motion to place this item on next week's agenda carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Harrington, Cisneros; NAYS: None; ABSENT: Alderete, Archer, Hasslocher.

FRANCES CADENA

Ms. Frances Cadena, Board Member of The Advocate Social Services, Inc., called upon the Council to appropriate funds for this organization. She spoke of the many services The Advocates provide for the community.

Mayor Cisneros noted that this request would be taken into consideration as part of the budget procedure.

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MATILDE M. RUIZ

Ms. Matilde M. Ruiz, The Advocates, asked Council to recognize the financial needs of The Advocates when appropriating funds for this organization

Several members of the City Council spoke of support for the work this organization does.

Ms. Berriozabal noted this is one of the northernmost agencies in the City offering direct assistance to people and offered to work with the group to seek monetary assistance from her colleagues on the Council.

Mayor Cisneros reiterated that consideration for The Advocates will be given during budget process and stated that he personally supports this agency's work.

JOE KOON

Mr. Joe Koon requested that City Council consider city-provided entertainment for Hemisfair, such as Brown Bag Days, in order to stimulate citizen interest and attendance to the Plaza.

MARIO JIMENEZ, M.D.

Dr. Mario Jimenez, U.S. Public Health Service, requested assistance from the Council in obtaining participation from certain Hispanic families to prepare a Hispanic Survey Report. Information obtained from this report will be used to develop health benefits for Hispanics. He has met resistance from the Hispanic community and has only reached 77% of the project goal for participation.

Mayor Cisneros requested staff meet with Dr. Jimenez to formulate a letter for signature by the Council member from the district the target families reside to request their cooperation for participation in this study.

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

Mr. Thompson requested a list of names of families from his district so that he could personally contact them.

ANGIE BECKER

Ms. Angie Becker, Metropolitan Congregational Alliance, thanked members of the City Council who supported public hearings on South Texas Nuclear Project. She added that residents of the Northside are interested in attending a public hearing.

ROSEMARY ENGSTROM

Ms. Rosemary Engstrom, Metropolitan Congregational Alliance, added that MCA is an independent organization not affiliated with any other organization. It is made up of a coalition of congregations from different sections of the City. She also supported a public hearing on the Northside.

REVEREND TED FOOTE

Reverend Ted Foote, Metropolitan Congregational Alliance, expressed concern that the Public Hearing slated for September 13 on STNP might be cancelled.

Mr. Harrington spoke to his memorandum suggesting cancellation of the Public Hearing at Lee High School. He reiterated his feeling that the hearing on the Northside would serve no useful purpose as there would not be credible citizen input. He stated that he had received numerous calls in support of his position.

Several members of the City Council spoke in support of holding a Public Hearing on the Northside of the City.

Mayor Pro Tem Webb stated that there appeared to be a scheduling conflict at Lee High School and that Nimitz had been tentatively reserved in the event that the conflict could not be resolved.

ELENA VEGARA

Ms. Elena Vegara, Executive Director of YWCA, spoke to the need for monetary assistance from the City. She noted that lost federal funds and high utility and repair bills because of faulty construction of the building at 503 Castroville Road that the City built have put a burden on their budget. She spoke of services the YWCA offers to the community and its future needs.

JUDGE IRENE CANALES-JANSSEN

Judge Canales-Janssen, Board Member of the YWCA, reiterated Ms. Vegara's statements that bad construction of the building built by the City on Castroville Road is costing the YWCA much money for repair of the building and utilities. She noted that the money drained from the budget could be used to fund other programs.

Mr. Thompson moved to refer to staff the request of YWCA for study of a possible new agreement with YWCA recommending actions to Council and reporting at next week's meeting. Ms. Berriozabal seconded the motion.

Mr. Wing moved to amend the motion to include a study by staff on the funds needed to re-open the Villa Coronado Clinic and keep open Clinica Amistad for FY 82-83. Mrs. Dutmer seconded the motion.

Mrs. Dutmer further amended the motion to include the Eastside YMCA on Iowa Street in the study. Ms. Berriozabal seconded the motion. On voice vote, the second amendment to the main motion prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson; NAYS: None; ABSENT: Alderete, Harrington, Archer, Hasslocher, Cisneros.

On voice vote, the first amendment to the main motion prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson; NAYS: None; ABSENT: Alderete, Harrington, Archer, Hasslocher, Cisneros.

The main motion as amended prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson; NAYS: None; ABSENT: Alderete, Harrington, Archer, Hasslocher, Cisneros.

RUBEN G. ALTAMIRANO

Mr. Ruben G. Altamirano, 5209 Swann Lane, approached Council with a suggestion that a stress clinic for police officers be created. His encounter with a police officer that afternoon had resulted in his being issued six traffic tickets which he claimed were unwarranted. He believed that the police officer was under undue stress.

(Mayor Cisneros returned to the meeting and presided.)

Mayor Cisneros instructed staff to refer Mr. Altamirano's problem to Internal Affairs and report back to Council next week.

Mr. Eureste spoke of procedures used by the Internal Affairs Office to identify offending police officer.

Several members of the Council spoke to letting Internal Affairs handle this matter as the police officer in question was not present to present his side.

MATILDE ESCAMILLA

Ms. Matilde Escamilla, President of The Advocates, expressed concern at being by-passed by Council members when communication between the Council and The Advocates transpires.

Ms. Escamilla was assured by members of the Council that she would be recognized as President of The Advocates in the future.

82-36POSTPONEMENT OF CITY WATER BOARD MATTER

Mr. Eureste, on a point of personal privilege, moved that action on the City Water Board extension policy and schedules be postponed until Thursday September 2, 1982, as he will be out of town next week. Mr. Wing seconded the motion.

On voice vote, the motion to postpone discussion on the City Water Board prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Cisneros; NAYS: None; ABSENT: Alderete, Harrington, Archer, Hasslocher.

82-36NEIMAN-MARCUS SALE

Mayor Cisneros spoke to the recent Neiman-Marcus' sale at the Convention Center and stated that a policy needs to be formulated relative to the use of the Convention Center for profit-making activities of that nature.

Informal consensus of the Council to place this item for discussion at a "B" Session was given.

82-36HIGHWAY DEPARTMENT REQUEST

Mayor Cisneros spoke of a request received from the chairman of the Highway Department. He asked for passage of a resolution urging the request by the Highway Department for highway construction and maintenance money be approved.

82-36CITY AUDIT

Mayor Cisneros noted the need to set up a City Audit Committee. He requested Mr. Wing chair this Committee and that two additional members of the Council be selected to serve.

82-36ZOO

Mayor Cisneros requested status of the Zoo negotiations. Ms. Jane Macon, City Attorney, noted that several meetings with union representatives had been held and some progress was being made. She added that at present two proposals are being considered.

82-36PORT OF CORPUS CHRISTI

Mayor Cisneros spoke of a study the Port of Corpus Christi is attempting to undertake to identify the impact to South Texas and San Antonio if the Port were to be upgraded. The cost of the study is \$40,000, with the Port proposing to pay \$20,000 and requesting \$10,000 each from Corpus Christi and San Antonio.

Informal consensus of the Council was given to place this item for further discussion on an upcoming "B" session.

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There being no further business to come before the Council, the meeting was adjourned at 7:45 P.M.

Henry Cisneros
A P P R O V E D
M A Y O R

ATTEST: *Norma S. Rodriguez*
C i t y C l e r k

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