

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, SEPTEMBER 27, 1979.

* * * *

The meeting was called to order at 1:00 P.M. by the presiding officer, Mayor Lila Cockrell, with the following members present: CISNEROS, WEBB, DUTMER, WING, EURESTE, THOMPSON, ALDERETE, CANAVAN, ARCHER, STEEN, COCKRELL; Absent: NONE.

79-45 The invocation was given by The Reverend Edgar H. Graham, Highland Park Presbyterian Church.

79-45 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

79-45 MINUTES OF SEPTEMBER 20, 1979

Mrs. Dutmer stated that the third paragraph on page 14, under Case #7808 should be inserted into Case #7792, since it pertains to the Mission Road discussion.

Mr. Eureste asked that the approval of the minutes be postponed in order that the portion involving the annexation discussion, be included verbatim, as an addendum to the minutes. The Council concurred to postpone the approval of the minutes of September 20, 1979.

79-45 VISITORS FROM MEXICO

Mr. Alderete, Chairman of the Sister City Committee, introduced the following group of distinguished visitors: Lic. Sergio Marcos Tueme, Director of the Cultural and Civic Actions in Monterey, accompanied by his wife, Marilou de Marcos; and Lic. Robert Larias Valencia, Mayor Pro-Tem of Guadalajara, accompanied by his wife, Mrs. Irma Casillas de Larios.

Mayor Cockrell and the Council extended greetings and thanked them for their participation in the Mariachi Month celebration.

79-45 MAYOR PRO-TEM JOE WEBB

Mayor Cockrell expressed her appreciation to Mayor Pro-Tem Joe Webb for a job very well done during his tenure as Mayor Pro-Tem.

79-45 SWEARING-IN CEREMONY

Councilman Gene Canavan was administered the Oath of Office as Mayor Pro-Tem by City Clerk, G.V. Jackson, Jr. Mr. Canavan will serve during the period of September 28, 1979 through December 10, 1979.

Mr. Canavan introduced his wife, Roslyn, his in-laws, and his staff, who were present in the audience.

SPECIAL REPORT RE: THE MUNICIPAL
AUDITORIUM

Mr. Carl White, Finance Director, gave a special report regarding the loss of the Municipal Auditorium and the proposed insurance settlement. He gave background information regarding the detailed study of the structural loss. He stated that the General Adjustment Bureau was retained by two Insurance Companies, Aetna Insurance Co. and Royal Globe Insurance to determine what the loss was. He stated that the consensus of opinion arrived at, was that 45% of the structure was lost in the fire and 55% is still good and solid. He then introduced Mr. Gordon Refoy.

Mr. Gordon Refoy, with the General Adjustment Bureau, from Dallas, stated that he came to San Antonio after January 6th, 1979, to establish why the fire occurred, the value of the structure and the amount of the loss. He stated that he had not determined what had been the cause of the fire. He stated that as far as the scope of damage was concerned, his purpose was to establish if the building was sound and if it was restorable. He stated that the engineer groups and the architect groups that were hired, did agree that the cost to restore the auditorium would be \$5,536,299.00. He stated that they were prepared to negotiate with the City and offered the amount of \$3,321,204.00.

After the presentation, Mayor Cockrell suggested that the report be referred back to the City Manager for final review and report back to the City Council.

79-45 At this time, Mr. Eureste distributed a copy of a report by Mr. Bob Galvan, regarding the Metropolitan Tax Office to each of the Council members.

79-45 CONSENT AGENDA

Mr. Steen moved that items 5-32, constituting the Consent Agenda be approved, with the exception of items #17, 20, 25 and 26, to be considered individually. Mr. Webb seconded the motion.

On roll call, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 51,274

ACCEPTING THE LOW BID OF JAMIESON MFG.
COMPANY TO FURNISH THE CITY OF SAN ANTONIO
TRAFFIC AND TRANSPORTATION AND THE AVIATION
DEPARTMENTS WITH TRAFFIC SIGN POSTS FOR A
NET TOTAL OF \$20,451.51.

* * * *

AN ORDINANCE 51,275

ASSIGNING THE CURRENT CONTRACT FOR TRUCK
& INDUSTRIAL TIRES & TUBES FROM WORLD TIRES
TO INTERNATIONAL TIRE, INC.

* * * *

AN ORDINANCE 51,276

ACCEPTING THE LOW BID OF DUMAS HARDWARE COMPANY TO FURNISH THE CITY OF SAN ANTONIO CONVENTION FACILITIES WITH CYLINDER LOCKS & KEYS FOR A NET TOTAL OF \$4,034.22.

* * * *

AN ORDINANCE 51,277

ACCEPTING THE LOW BID OF LAW ENFORCEMENT EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH VEHICLE WARNING LIGHTS FOR A NET TOTAL OF \$39,317.

* * * *

AN ORDINANCE 51,278

ACCEPTING THE LOW BID OF PLAINS MACHINERY COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH A TRACTOR DOZER FOR A NET TOTAL OF \$96,216.

* * * *

AN ORDINANCE 51,279

ACCEPTING THE LOW BIDS OF SIGNAL ENGINEERING COMPANY AND TRAFCON CORPORATION TO FURNISH THE CITY OF SAN ANTONIO TRAFFIC & TRANSPORTATION DEPARTMENT WITH TRAFFIC SIGNAL EQUIPMENT FOR A TOTAL OF \$315,911.95.

* * * *

AN ORDINANCE 51,280

ACCEPTING THE BID OF RALPH B. CARTER COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS SEWER DEPARTMENT WITH BELT FILTER PRESSES UNITS AND EQUIPMENT FOR A TOTAL OF \$1,013,420.00.

* * * *

AN ORDINANCE 51,281

APPROPRIATING THE SUM OF \$249,025.00 FOR THE PURPOSE OF ACQUIRING TITLE TO CERTAIN LANDS; ACCEPTING THE DEDICATION OF EASEMENTS TO CERTAIN LANDS; ALL TO BE USED IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

* * * *

AN ORDINANCE 51,282

AUTHORIZING EXECUTION OF A STANDARD PROFESSIONAL SERVICES CONTRACT WITH H-P ASSOCIATES, CONSULTING ENGINEERS, TO PROVIDE PROFESSIONAL SERVICES AND PREPARE PLANS AND SPECIFICATIONS FOR THE SANITARY SEWER RELOCATION - IH 35 FROM WALZEM ROAD TO STARLIGHT TERRACE, APPROPRIATING FUNDS AND AUTHORIZING PAYMENT.

* * * *

AN ORDINANCE 51,283

AUTHORIZING EXECUTION OF A PIPE LINE LICENSE AGREEMENT WITH THE SAN ANTONIO BELT & TERMINAL RAILWAY COMPANY COVERING CONSTRUCTION OF A BOX CULVERT AND INSTALLING A WATER LINE ON RAILWAY PROPERTY.

* * * *

AN ORDINANCE 51,284

ACCEPTING THE LOW QUALIFIED BID OF UTILITIES CONSOLIDATED IN THE AMOUNT OF \$83,450.00 TO CONSTRUCT THE KUGLER TRACT OFFSITE SANITARY SEWER MAIN.

* * * *

AN ORDINANCE 51,285

AUTHORIZING THE CITY'S DEPARTMENT OF TRAFFIC & TRANSPORTATION TO PROCEED WITH TRAFFIC MARKINGS WORK ON PORTIONS OF CERTAIN STREETS RESURFACED BY THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION IN PHASE 3 OF THE 1977/78 URBAN SYSTEMS STREET IMPROVEMENTS PROGRAM; ESTABLISHING A FUND AND ADOPTING A BUDGET.

* * * *

AN ORDINANCE 51,286

AUTHORIZING EXECUTION OF FIELD ALTERATION NO. 8 IN THE SUM OF \$18,468.12 TO THE CONTRACT FOR YOLANDA DRAINAGE PROJECT NO. 58G.

* * * *

AN ORDINANCE 51,287

ACCEPTING PROPOSALS FROM RABA-KISTNER CONSULTANTS, INC., TO PROVIDE GEOTECHNICAL ENGINEERING SERVICES & FROM BOLNER-RONFELDT CONSULTING ENGINEERS TO PROVIDE SURVEYING SERVICES IN CONNECTION WITH THE INTERNATIONAL AIRPORT TERMINAL DEVELOPMENT PROGRAM.

* * * *

AN ORDINANCE 51,288

AUTHORIZING EXECUTION OF A STANDARD PROFESSIONAL SERVICES CONTRACT WITH BARRY F. JOHNSON TO PREPARE PLANS AND SPECIFICATIONS FOR CITY HALL ANNEX ELECTRICAL SYSTEMS MODIFICATION; AND AUTHORIZING PAYMENT OF FEES OUT OF FUND 11.

* * * *

AN ORDINANCE 51,289

GRANTING A LICENSE FOR TWENTY-FIVE YEARS TO THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO, ITS SUCCESSORS AND ASSIGNS FOR THE CONSTRUCTION AND MAINTENANCE OF A PEDESTRIAN BRIDGE AT ST. PAUL SQUARE ON AND OVER A PORTION OF EAST COMMERCE STREET WHICH IS PUBLIC PROPERTY AND IS MORE SPECIFICALLY DESCRIBED BELOW AND MANIFESTING AN AGREEMENT IN CONNECTION THEREWITH.

* * * *

AN ORDINANCE 51,290

AUTHORIZING PAYMENT OF REFUNDS TO PERSONS MAKING OVERPAYMENTS OR DOUBLE PAYMENTS ON CITY OF SAN ANTONIO TAXES.

* * * *

AN ORDINANCE 51,291

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

* * * *

AN ORDINANCE 51,292

AUTHORIZING THE EXECUTION OF A STATEMENT OF ASSURANCES BY THE CITY MANAGER IN CONNECTION WITH THE EXPENDITURE OF PERIOD 11 GENERAL REVENUE SHARING FUNDS.

* * * *

AN ORDINANCE 51,293

AUTHORIZING RENEWAL OF LIABILITY, MEDICAL & HULL DAMAGE INSURANCE, FOR THE PERIOD OF AUGUST 31, 1979 TO AUGUST 31, 1980, COVERING TWO CITY OWNED HELICOPTERS OPERATED BY THE SAN ANTONIO POLICE DEPARTMENT.

* * * *

AN ORDINANCE 51,294

AUTHORIZING THE PAYMENT OF \$4,250 OUT OF AVIATION DEPARTMENT FUNDS FOR 1979-1980 DUES TO THE AIRPORT OPERATOR'S COUNCIL INTERNATIONAL.

* * * *

AN ORDINANCE 51,295

AUTHORIZING EXECUTION OF A \$151,320 GRANT CONTRACT WITH THE TEXAS DEPARTMENT OF COMMUNITY AFFAIRS TO CARRY OUT A YOUNG ADULT CONSERVATION CORPS HORTICULTURAL SERVICES PROGRAM; ESTABLISHING A BUDGET FOR THE PROJECT; AND AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT FOR PROJECT ADMINISTRATION AND A CONTRACT WITH TEXAS EMPLOYMENT COMMISSION FOR RECRUITMENT OF ENROLLEES FOR SAID PROGRAM.

* * * *

AN ORDINANCE 51,296

CLOSING AND ABANDONING PORTIONS OF NORTH MEDINA, LEAL, PEREZ, RUIZ AND NORTH FRIO STREETS IN NEW CITY BLOCKS 252,253,257,258, 259 AND 291, AND
-AUTHORIZING A QUITCLAIM DEED TO SAN ANTONIO DEVELOPMENT AGENCY [REDACTED] THE CONSIDERATION OF \$1 [REDACTED]

* * * *

79-45 Travel Authorization- Granted

Henry G. Cisneros - Washington D.C. - 10/10/79-10/13/79.

79-45 The Clerk read the following Ordinance:

AN ORDINANCE 51,297

AUTHORIZING EXECUTION OF FIELD ALTERATION
NO. 4 IN THE SUM OF \$35,493.50 TO THE
CONTRACT FOR CONSTRUCTION OF WESTSIDE
STREET IMPROVEMENTS.

* * * *

Mr. Steen moved to approve the Ordinance. Mr. Eureste seconded the motion.

Mr. Canavan disqualified himself from voting on this Ordinance.

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

79-45 The Clerk read the following Ordinance:

AN ORDINANCE 51,298

ACCEPTING THE LOW QUALIFIED BID IN THE
SUM OF \$9,628 BY HOWARD L. COOK CO., FOR
RESTROOM EXPANSION AND TRACON STOREROOM
RELOCATION AT INTERNATIONAL AIRPORT; AUTHORIZ-
ING EXECUTION OF A STANDARD PUBLIC WORKS
CONTRACT FOR THE PROJECT; AND AUTHORIZING
PAYMENTS FROM FUND 51-001000.

* * * *

Dr. Cisneros moved to approve the Ordinance. Mr. Steen seconded the motion.

In response to a question by Mr. Archer, Mr. George Noe, Administrative Assistant to the City Manager, explained that the existing restroom facilities are inadequate for the number of personnel currently employed by the Federal Aviation Administration. He stated that after a thorough investigation, it was determined that the most feasible solution is to relocate the storeroom and expand the existing restroom.

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

79-45 The Clerk read the following Ordinance:

AN ORDINANCE 51,299

AUTHORIZING THE LEASE OF TWO ADDITIONAL
BUILDINGS AT HEMISFAIR PLAZA TO UTSA FOR
THE CONTINUING EDUCATION PROGRAM.

* * * *

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

Mr. Alderete stated that the University of Texas at San Antonio is expanding in growth, and he expressed his concern that the Council should keep them in mind with the proposed development that will be taking place at Hemisfair.

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

79-45 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Alderete, seconded by Mr. Wing, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 51,300

AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE UNIVERSITY OF TEXAS AT SAN ANTONIO FOR LEASE OF BUILDING NO. 235 AT HEMISFAIR PLAZA AT A RENTAL OF \$1.00 PER YEAR, TO BE USED IN SAID UNIVERSITY'S CONTINUING EDUCATION PROGRAM.

* * * *

79-45 ZONING HEARINGS

33. CASE 7812 - to rezone Tracts B & C, NCB 13837, in the 2300 Block of Thousand Oaks Drive, from Temporary "A" Single Family Residential District to "R-5" One Family Residential District, located on the southwest side of Thousand Oaks Drive, being 625' northwest of the cut-back of Thousand Oaks Drive and Jones Maltsberger Road, having 974' on Thousand Oaks Drive and a depth of 806.9'.

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, Dr. Cisneros moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished, Mr. Steen seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 51,301

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 TRACTS B & C, NCB 13837, IN THE 2300 BLOCK OF THOUSAND OAKS DRIVE, FROM TEMPORARY "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-5" ONE FAMILY RESIDENTIAL DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED.

* * * *

34. CASE 7816 - to rezone Lots 9 and 10, Block 13, NCB 8301 in the 2900 Block of Culebra Road from "F" Local Retail District to "B-3" Business District, located southeast of the intersection of Culebra Road and N. San Gabriel Street, having 45.8' on Culebra Road and 130.9' on N. San Gabriel Street.

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

Mr. Alderete made a motion to approve the zoning for a "B-3R" classification in lieu of "B-3" zoning, based on staff's recommendation. He stated that "B-3R" permits all uses except the consumption of alcoholic beverages, which he expressed concern about since there are single family dwellings located behind the subject property. Dr. Cisneros seconded the motion.

Mr. Fred G. Garza, the applicant, explained the proposed use of the property. He stated that there is "B-3" zoning in the area and asked that the Council not downzone his property, but grant his request.

Mr. Canavan spoke in opposition to the "B-3R" zoning. He expressed concern regarding the downzoning of the land.

In response to a question by Mrs. Dutmer, Mr. Gene Camargo, Planning Administrator, explained that there is a vacant commercial building on the subject property. He clarified that under the "F" Local Retail District, a body shop is not one of the permitted uses.

Mr. Canavan made a substitute motion to approve the "B-3" zoning as recommended by the Zoning Commission. Mr. Steen seconded the motion.

Mr. Eureste spoke against the substitute motion, expressing his concern that the zoning goes with the land.

No citizen appeared to speak in opposition.

After discussion, the substitute motion failed to carry by the following vote: AYES: Canavan, Steen; NAYS: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Archer, Cockrell; ABSENT: None;

After further discussion, the original motion to grant the change in zoning to "B-3R", provided that a six foot solid screen fence is erected and maintained along the south property line carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 51,302

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 9 AND 10, BLOCK 13, NCB 8301, IN THE 2900 BLOCK OF CULEBRA ROAD, FROM "F" LOCAL RETAIL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE SOUTH PROPERTY LINE.

* * * *

35. CASE 7798 - to rezone a 1.046 acre tract of land out of NCB 12171, being further described by field notes filed in the Office of the City Clerk, in the 2500 Block of Harry Wurzbach Highway, from "B-2" Business District to "B-3" Business District, located on the northeast side of Harry Wurzbach Hwy., being 1100' northwest of the cutback between Harry Wurzbach Hwy., and Corinne Drive having 257.95' on Harry Wurzbach Highway and a maximum depth of 177.87'; to rezone a 7.600 acre tract of

land out of NCB 12171, being further described by field notes filed in the Office of the City Clerk, in the 3500 Block of Eisenhower Road, from "B-2" Business District to "I-1" Light Industry District, located on the south side of Eisenhower Road, being 106.66' east of the intersection of Eisenhower Road and Austin Highway, having 121.31' on Eisenhower Road and a maximum depth of 581.2'.

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

Mr. Canavan disqualified himself from voting on this Ordinance.

No citizen appeared to speak in opposition.

After consideration, Mr. Steen moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Thompson, Alderete, Archer, Steen, Cockrell; NAYS: None; DISQUALIFICATION: Canavan; ABSENT: Webb.

AN ORDINANCE 51,303

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 1.046 ACRE TRACT OF LAND OUT OF NCB 12171, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 2500 BLOCK OF HARRY WURZBACH HIGHWAY, FROM "B-2" BUSINESS DISTRICT TO "B-3" BUSINESS DISTRICT; A 7.600 ACRE TRACT OF LAND OUT OF NCB 12171, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 3500 BLOCK OF EISENHAUER ROAD FROM "B-2" BUSINESS DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED.

* * * *

36. CASE 7820 - to rezone Parcels 123, 124, 127, 128 and the west 670' of Parcel 122, NCB 10614, 208 S.W.W. White Road from Temporary "A" Single Family Residential District to "B-3" Business District, located on the east side of S.W.W. White Road, being 900' south of the cutback between U.S. Highway 90 West and S.W.W. White Road, having 155' on S.W.W. White Road and a depth of 670'; to rezone Parcel 125 and 122, same and except the west 670', NCB 10614, from Temporary "A" Single Family Residential District to "I-1" Light Industry District, located 670' east of S.W.W. White Road and 1325' south of U.S. Highway 90 West, having a length of 2370' and a width of 285'.

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

Mr. C.P. Kosub, a real estate broker, representing the applicant, stated that he has been trying to sell this property for the past 1½ years. He stated that he has secured a buyer subject to the change in zoning. He described the surrounding properties and asked that Council grant the applicant's request.

Mrs. Madeline Bass spoke in opposition to the requested change. She expressed concern that if this zoning were granted, she would be surrounded by commercial zoning on all three sides.

Mr. Canavan described the surrounding area and spoke in favor of the zoning change.

A discussion then took place regarding the ingress and egress of the subject property.

Mrs. Dutmer asked if an amendment to the Ordinance or a stipulation would be necessary in order to allow the applicant to have access to a major thoroughfare.

Mr. Gene Camargo, Planning Administrator, stated that on a dedicated street, which has a private ingress and egress, it requires the concurrence of the property owners to do away with this entrance.

Mr. Kosub, representing the applicant, stated that the subject in question is a utility easement and that all the property owners are using this as a road. He assured the Council that the client has no intentions of closing this thoroughfare off.

Mrs. Mary L. Meckle, the applicant, stated that she is the owner of the property and wants to have the property rezoned.

After discussion, Mr. Steen moved that the recommendation of the Zoning Commission be approved. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 51,304

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 PARCELS 123, 124, 127, 128 AND THE WEST 670' OF PARCEL 122, NCB 10614, 208 S.W. W. WHITE ROAD, FROM TEMPORARY "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT; PARCEL 125 AND PARCEL 122, SAVE AND EXCEPT THE WEST 670', NCB 10614, FROM TEMPORARY "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED.

* * * *

37. CASE 7800 - to rezone a 10.92 acre tract of land out of NCB 16582, being further described by field notes filed in the Office of the City Clerk, in the 22000 Block of Nacogdoches Road from Temporary "R-1" Single Family Residential District to "B-2" Business District, located on the northwest side of Nacogdoches Road, being 500' southwest of the intersection of Kings Mountain and Nacogdoches Road, having 1900' on Nacogdoches Road and a maximum depth of 252.53'.

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, Dr. Cisneros moved that the recommendation of the Zoning Commission be approved provided that the property is properly platted. Mr. Steen seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 51,305

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 10.92 ACRE TRACT OF LAND
OUT OF NCB 16582, BEING FURTHER DESCRIBED BY
FIELD NOTES FILED IN THE OFFICE OF THE CITY
CLERK, IN THE 22000 BLOCK OF NACOGDOCHES ROAD,
FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL
DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED
THAT THE PROPERTY IS PROPERLY PLATTED.

* * * *

38. CASE 7899 - to rezone Lot 233, Block 9, NCB 15625, 5107 Hayden Drive, from Temporary "R-1" Single Family Residential District to "R-2" Two Family Residential District, located on the north side of Hayden Drive, being 70' west of the intersection of Dempsey Drive and Hayden Drive, having 70' on Hayden and a depth of 135'.

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

Mrs. Dutmer expressed concern regarding the construction of duplexes in a single family dwelling.

Mr. Steen described the area as being one of mixed zoning. He stated that he saw no objection to the proposed use.

Mr. Thompson made reference to duplexes already located on Hayden Drive and Dempsey Drive.

No citizen appeared to speak in opposition.

After consideration, Mr. Steen moved that the recommendation of the Zoning Commission be approved. Mr. Canavan seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 51,306

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 233, BLOCK 9, NCB
15625, 5107 HAYDEN DRIVE, FROM TEMPORARY "R-1"
SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-2"
TWO FAMILY RESIDENTIAL DISTRICT.

* * * *

79-45 The following Ordinances were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 51,307

APPROVING PRICE AND CONDITIONS OF SALE BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF CERTAIN SINGLE-FAMILY RESIDENTIAL LOTS IN THE COMMUNITY DEVELOPMENT COLONIA AMISTAD LOCATED WITHIN THE BOUNDARIES OF THE NEIGHBORHOOD DEVELOPMENT PROGRAM, TEX. A-8.

* * * *

AN ORDINANCE 51,308

APPROVING PRICE AND CONDITIONS OF SALE BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF CERTAIN SINGLE-FAMILY RESIDENTIAL LOTS IN THE COMMUNITY DEVELOPMENT COLONIA SANTA CRUZ PROJECT IV LOCATED WITHIN THE BOUNDARIES OF THE NEIGHBORHOOD DEVELOPMENT PROGRAM, TEX. A-8.

* * * *

AN ORDINANCE 51,309

AUTHORIZING IMPLEMENTATION OF THE SAPD LATENT PRINT SUPPORTIVE UNIT 1979/80 PROJECT BEGINNING NOVEMBER 1, 1979 AND ENDING OCTOBER 31, 1980; AUTHORIZING A FUND AND ACCOUNTS AND ADOPTING A BUDGET TALLING \$45,760.00; AUTHORIZING PERSONNEL POSITIONS; AND AUTHORIZING A CONTRIBUTION FROM THE GENERAL FUND.

* * * *

79-45 The Clerk read the following Ordinance:

AN ORDINANCE 51,310

AUTHORIZING IMPLEMENTATION OF THE ANALYSIS OF PATTERNS & TRENDS SYSTEM (RAPS) 1979/80 PROJECT BEGINNING OCTOBER 1, 1979, AND ENDING SEPTEMBER 30, 1980; AUTHORIZING A FUND AND ACCOUNTS AND ADOPTING A BUDGET TALLING \$312,290.00; AUTHORIZING PERSONNEL POSITIONS; AND AUTHORIZING A CONTRIBUTION FROM THE GENERAL FUND.

* * * *

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

In response to a question by Dr. Cisneros, the City Manager, Thomas Huebner, explained that this Ordinance does aid in insuring the distribution of police manpower according to need. He explained that police districts have been modified in the past, and it's an on-going review to improve police productivity.

Mr. Thompson stated that he has received additional manpower assistance in the Valley Hi area and said that this program will aid the targeted areas.

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

79-45 The following Ordinances were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 51,311

AUTHORIZING IMPLEMENTATION OF A GRANT FROM THE TEXAS CRIMINAL JUSTICE DIVISION IN THE AMOUNT OF \$8,564.00 FOR AN ARSON INVESTIGATION UNIT FOR THE PERIOD, OCTOBER 1, 1979 TO SEPTEMBER 30, 1980, AND AUTHORIZING A CONTRIBUTION FROM THE GENERAL FUND IN THE AMOUNT OF \$1,652.00 FOR A TOTAL BUDGET OF \$10,216.00.

* * * *

AN ORDINANCE 51,312

IMPLEMENTING THE VICTORY OUTREACH DRUG REHABILITATION PROGRAM FOR THE PERIOD OCTOBER 1, 1979 THROUGH SEPTEMBER 30, 1980; AUTHORIZING AN AGREEMENT WITH VICTORY OUTREACH, INC., TO OPERATE THE PROGRAM; ESTABLISHING A FUND AND AUTHORIZING A BUDGET OF \$47,633.00; AUTHORIZING PAYMENT TO VICTORY OUTREACH, INC.; AND DESIGNATING THE HUMAN RESOURCES AND SERVICES DEPARTMENT AS THE DEPARTMENT RESPONSIBLE FOR MONITORING AND EVALUATING THE PROGRAM.

* * * *

AN ORDINANCE 51,313

AUTHORIZING AGREEMENTS WITH CERTAIN AGENCIES IN THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT PROGRAM (CETA) FOR TRAINING SERVICES FOR CETA ENROLLEES BY THE CITY'S PUBLIC SERVICE CAREERS OFFICE; APPROVING AN OPERATING BUDGET FOR THE PSC OFFICE IN 1979/80, AUTHORIZING PERSONNEL POSITIONS AND DESIGNATING A FUND AND ACCOUNTS.

* * * *

79-45 The Clerk read the following Ordinance:

AN ORDINANCE 51,314

AUTHORIZING CONTINUANCE OF THE OPERATION BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT OF THE SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS, AND CHILDREN (WIC); ESTABLISHING A FUND, ADOPTING A BUDGET, AND AUTHORIZING PERSONNEL POSITIONS; AND AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE STATE DEPARTMENT OF HEALTH FOR A GRANT TO SUPPORT A PROGRAM COST OF \$323,900.00.

* * * *

Mr. Steen moved to approve the Ordinance. Mr. Eureste seconded the motion.

In response to a question by Mr. Webb, Mr. George Noe, Administrative Assistant to the City Manager, stated that Mrs. Adame's child is currently enrolled in the Women, Infants, and Children (WIC) Program. He stated that the child will be allowed under this program until his fifth birthday.

Mr. Webb expressed the concerns of the people living in the East Side who have complained about mistreatment of people under this program. He stated that this is a good program but needed to be taken care of fully and professionally.

Dr. Courand Rothe, Director of the Metropolitan Health District, spoke to the Council and assured them that there was no truth to the rumor that infants who cry are evicted from the premises.

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

79-45 The Clerk read the following Ordinance:

AN ORDINANCE 51,315

ESTABLISHING THE MUNICIPAL COURT DIVISION OF THE FINANCE DEPARTMENT AS A SEPARATE ADMINISTRATIVE DEPARTMENT, AND AMENDING THE PAY PLAN & BUDGET IN CONNECTION WITH SUCH ACTION.

* * * *

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

In response to a question by Mr. Archer, the City Manager, Thomas Huebner, explained that as it is now, the Municipal Courts is a division of the Finance Department. He stated that there is strong concern on the part of the Municipal Court judges that the Municipal Court gives the appearance of being a revenue producing operation. He also explained the reason for the additional \$10,000.00 being allocated for the move.

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

79-45 The Clerk read the following Ordinance:

AN ORDINANCE 51,316

REPROGRAMMING FUNDS IN THE 5TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION FROM THE BARBARA JORDAN COMMUNITY CENTER TO THE LOCAL OPTION LINE ITEM.

* * * *

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

Mr. Marcus Jahns, Director of the Budget and Research Department, presented the Council with the history of the project known as the Barbara Jordan Community Center. He explained that the local Housing and Urban Development Department had instructed the staff to reprogram the funds which had been allocated to the project at a Local Option Contingency line item. He stated that if this was not done, the amended application may be rejected or the grant reduced by \$500,000. He further explained that it is staff's opinion that this latest decision made by the regional office be appealed.

Mr. Webb expressed concern regarding the constant inconsistency by the local Housing and Urban Development Office. He asked that this be appealed through all levels.

Mr. Archer stated that he wants to see the money in the East Side but feels that it could best be utilized for other facilities, such as parks, basketball courts, etc.

Mr. Eureste stated that he agrees with Mr. Webb on the matter and feels that this decision is very unfair to this sector of town. He also stated that it is virtually impossible to comply with all the regulations as put forth by Mr. Jolly, in his letter.

Mayor Cockrell stated that she will support the motion. She stated that citizen groups have brought forth this project and have presented their views on the recommended use of the money and this vote is keeping good faith with these groups. She asked that the staff make every effort in its appeal on the matter.

In response to a question by Mr. Archer, Mr. Webb stated that no group of citizens in the East Side opposed this project.

Mr. Thompson expressed his view that the City cannot satisfy the needs as outlined in Mr. Jolly's, Regional Director of HUD, letter.

After discussion, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Canavan, Steen, Cockrell; NAYS: Archer; ABSENT: Alderete.

79-45 The Clerk read the following Ordinance:

AN ORDINANCE 51,317

AUTHORIZING THE ALLOCATION OF THE 1980
ECONOMIC DEVELOPMENT ADMINISTRATION PUBLIC
WORKS FUNDS TO THE LA VILLITA RESTORATION
PROJECT, AND THE SUBMISSION OF THE POTENTIAL
PROJECT DATA FORMS FOR THIS PROJECT.

* * * *

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

Mr. Ray Lopez, Assistant Director of the Department of Economic and Employment Development, explained that the Economic Development Administration had allocated \$2 million for use by the City of San Antonio in the fiscal year 1980. He stated that these funds were awarded as part of the Comprehensive Economic Development Strategy (CEDs) Program, in which the City participated. He stated that it was recommended that these funds be utilized for the renovation of La Villita. In response to a question by Mrs. Dutmer, he stated that that as a result of the CEDs submitted by San Antonio, the Economic Development Administration has awarded \$1.5 million in Public Works funds, which has been committed to the construction of the Texas A & M Vocational Training Center.

Mr. Lopez explained how the La Villita structure has suffered wear and tear and that further delay would require wholesale reconstruction at a much greater cost. He urged the Council to approve this project.

Mr. Canavan addressed the issue of the Vista Verde South Project and stated that he hoped this project was not being ignored.

City Manager, Thomas Huebner, stated that the decision by the federal government was put off until the end of this year; the money is not needed until next fall. He stated that the Council would not be jeopardizing the Vista Verde South Project by allocating these funds. He asked the City Council to continue with the La Villita project and allow \$2 million for next year to Vista Verde South.

Mr. Alderete expressed concern regarding the withdrawal of monies; how this would be viewed by the federal government.

A discussion then took place regarding the alternatives that could be utilized should these funds not be available for the Vista Verde South project.

Mr. Winston Martin, Executive Director of the San Antonio Development Agency, explained a discussion that he had had with the City Manager. He stated that a suggestion has been made to allocate \$300,000 out of the \$2 million for engineering work, in connection with Vista Verde South and \$1.7 million for the La Villita Restoration Project.

At this point, Mr. Wing made a substitute motion that \$300,000 out of the \$2 million be allocated for the Vista Verde South renewal program to finance preliminary engineering and that \$1.7 million be allocated for the Vista Verde South Project. Mr. Eureste seconded the motion.

Mr. Thompson spoke in favor of the substitute motion.

Mayor Cockrell suggested that staff prepare a resolution reinforcing the City's commitment to fund items that it is responsible for, in the Vista Verde South Project.

Mr. Steen spoke against the substitute motion. He stated that La Villita is an excellent project; a facility that is used by the citizens and a great tourist attraction. He spoke against the Council's intent to take out \$300,000 from the \$2 million.

Mrs. Dutmer voiced her support for the two needed projects.

Dr. Cisneros then spoke in support of the substitute motion.

The following citizens spoke on the matter:

Mrs. JoAnna Parrish, President of the San Antonio Conservation Society, spoke in favor of the La Villita Restoration. She expressed her appreciation for the \$1.7 million allocated for this much needed project.

Mr. O'Neill Ford concurred with statements made concerning the two needed projects. He spoke of the past history of La Villita and made suggestions as to how this landmark could be improved. He urged that La Villita be renovated.

The City Manager, Thomas Huebner, stated that he would be doing the following things in the near future: strengthening the management of La Villita and reviewing the leases that exist in La Villita, and he stated that staff would be re-examining the 1939 Ordinance which re-established this site and make every effort possible to make the area exciting to San Antonio residents as well as tourists.

After a lengthy discussion, the substitute motion carried by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Cockrell; NAYS: Archer, Steen; ABSENT: Webb.

79-45 The Clerk read a proposed resolution declaring a bond in the amount of \$4,000.00 from Aetna Casualty and Surety Company as surety for Bennie R. Cavazos forfeit, pursuant to the Provisions of Chapter 10, Article IV of the City Code; and further authorizing the City Attorney to take all necessary legal action to collect said forfeiture.

Mr. Canavan moved to approve the Resolution. Mr. Steen seconded the motion.

Mr. Alderete stated that the City has been very lenient in granting an extension to complete this project in the past; however, Mr. Cavazos has asked that the City Council grant him two more weeks for this same purpose.

Mr. Steve Arronge, Assistant City Attorney, stated that there would be no legal problem in granting this extension but stated that after November, a problem regarding the Statute of Limitation could arise. He stated that this item could be on the agenda for consideration in the next two weeks.

At this point, Mr. Alderete made a substitute motion for the two week extension. Mr. Thompson seconded the motion.

Mr. Canavan spoke against the substitute motion because he felt that Mr. Cavazos was aware of the 90 day period, and had time to complete the project and expressed concern that this was Mr. Cavazos' third request for an extension.

Mr. Archer stated that he had spoken to Mr. Cavazos and that not much progress had been done towards the completion of this project. He spoke against the substitute motion.

After discussion, the substitute motion carried by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Steen, Cockrell; NAYS: Archer; ABSENT: Webb.

79-45 The following Ordinances were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Webb, Eureste.

AN ORDINANCE 51,318

ACCEPTING A SUPPLEMENTAL GRANT FROM THE ECONOMIC DEVELOPMENT ADMINISTRATION IN THE AMOUNT OF \$120,000 TO FINANCE A 12 MONTHS EXTENSION BEGINNING SEPTEMBER 29, 1979 OF THE EXISTING LONG RANGE ECONOMIC PLANNING GRANT; ADOPTING A REVISED 24 MONTHS BUDGET; AND, AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT MODIFICATION WITH ECONOMIC DEVELOPMENT ADMINISTRATION.

* * * *

AN ORDINANCE 51,319

CLOSING THE 900 BLOCK OF KENTUCKY STREET BETWEEN ZARZAMORA AND ELMENDORF STREETS FROM SEPTEMBER 29 - SEPTEMBER 30, FOR OUR LADY OF MT. CARMEL AND ST. THERESA CHURCH TO HOLD A PARISH FESTIVAL.

* * * *

TENTATIVE CALENDAR

Dr. Cisneros, Chairman of the Policy and Objectives Committee, presented the Council with a proposed schedule and asked for their concurrence.

The Council concurred with the schedule as follows:

September 27, 1979	No "B" Session
October 3, 1979	Special Meeting -5:00 P.M. St. Paul Square Development Loans, Computerized Ticketing Proposals Spurs Requests
October 4, 1979	"B" Session - 7:00 P.M. Bond Issue - Staff Report Municipal Auditorium Re-Use Long Range Financial
October 11, 1979	"B" Session - 7:00 P.M. Professional Service Contracts Platting Proecdures
October 17, 1979	Special Session - 5:00 P.M. CWB Rate and Water/Sewer Refunding and Consolidation
October 18, 1979	"B" Session - 7:00 P.M. Census Briefing Ad Benches Sunset Ordinance
October 25, 1979	"B" Session - 7:00 P.M. Historic Preservation Tax Abate- ment STNP

INDUSTRIAL BOARD CORPORATION

Dr. Cisneros asked that the Council work to make its appointments to the Industrial Board Corporation. A suggestion was made that appointment to this very important board, consist of some members from the Local Development Corporation and Economic Development Foundation as well as, any other members that a Councilmember may wish to appoint on the board.

RESOLUTION REQUEST FOR NEXT WEEK

Mrs. Dutmer made the suggestion that staff prepare a resolution opposing the relocation of a portion of the customs operation in San Antonio to Laredo. She asked that this be placed on next week's agenda.

79-45 The meeting was recessed at 4:00 P.M. and reconvened at
5:00 P.M.

79-45

CITIZENS TO BE HEARD

NEWTON TREY ELLISON

Mr. Newton Trey Ellison expressed his concerns about the coal contract that City Public Service Board has negotiated. He asked why they have not yet installed scrubbers. He asked if the Japanese firm that has been negotiating for Australia coal have the means of transportating the coal. He stated that the Energy Task Force has not met since the Three Mile Island Incident. He feels that a Sub-Committee that was formed was not done so properly and that a City Ordinance has been violated.

Dr. Cisneros stated that City Public Service Board has not made a definite contract with the Japanese firm.

MR. E.L. RICHEY

Mr. E.L. Richey, 1118 W. Craig Place, District 1, spoke about civil defense. He stated that the civil defense alarm ran off accidentally and that he doesn't think the City of San Antonio is prepared with regard to civil defense procedure.

Mr. Rolando Bono, Assistant to the City Manager, stated that a briefing has been scheduled for October 9, 1979 with regard to Civil Defense. The Public Information Office will issue a press release on this matter.

MR. JACK SCHMITZ

Mr. Jack Schmitz, 902 Steves Avenue, spoke about the Peddler's Ordinance, which was approved by the City Council. He stated that the major issue was with the plant merchants, and he felt that the new Peddlers' Ordinance did not address this main issue. He stated that the new Peddlers' Ordinance has hurt him financially and asked the City Council to review the Ordinance and possibly amend it. He further stated that the Ordinance as it reads now, affects many vendors.

Mayor Cockrell stated that the Council will want to review the Ordinance and asked that the staff investigate the matter and report back to the Council.

Mr. Eureste stated that he has spoken to many of the vendors and that the Economic Development Committee reviewed and discussed the impact that it has had on several individuals. He stated that staff could review how the Ordinance can be modified so that these people can continue to operate. He further stated that he understands that another ordinance is being prepared by staff on food and beverage vendors. He asked that the staff review both these items before a final ordinance on food and beverage is brought before the Council.

Mr. Wing stated that what started out as an Ordinance to address transient flower and plant merchants has adversely affected the local citizens. He asked the staff to further review the Ordinance.

Dr. Cisneros asked if Mr. Schmitz had considered the possibility of amending the Ordinance by providing a section which would exclude the downtown area.

Mr. Schmitz stated that many peddlers also operate in the east and west sides of town.

Mrs. Dutmer spoke about many peddlers that operate without a sales tax permit and asked Mr. Schmitz if he had one.

Mr. Schmitz stated that he has to file a return every three months.

Mr. Eureste stated that he feels that these individuals contribute a fair share either directly or indirectly. He spoke about the prohibitions that have occurred. He also spoke about cases where individuals have been put in bad situations.

In response to a question by Mrs. Dutmer, Mr. Louis Garcia, Assistant City Attorney, stated that exceptions can be made by the Council by amending the present Ordinance.

Mayor Cockrell stated that the Council is interested and concerned and will refer this matter for review to the staff.

- - -

MR. GEORGE ALVA

Mr. George Alva stated that the Taxicab Ordinance has a particular section which deals with the maximum age of vehicles used as taxicabs. He stated that the owners of the 1974 vehicles have asked him to appear before the City Council to request a temporary permit or extension in time until midnight, December 31, 1979; this will enable them to purchase newer models.

Mr. Wing asked that this item be referred to the Taxicab Committee for a review.

Mr. Thompson, Chairman of the Taxicab Committee, stated that the Taxicab Committee will review the request.

- - -

MRS. YOLANDA LARA

Mrs. Yolanda Lara stated that she sells snow cones in certain areas of town and that her equipment was confiscated. She stated that this is her only means of support and explained that she has children to take care of. She stated that she has tried to speak to different Council members about this issue.

Mr. Wing stated that Mrs. Lara has been selling snow cones on City property. He stated that he was familiar with this case and he asked for a report from the City Attorney on the matter of her not having permission to make one phone call when she was arrested.

Mr. Garcia stated that Mrs. Lara was living on the premises and not just selling snow cones. He stated that she was given citations but was not aware that she had been arrested.

Mayor Cockrell asked that a report on this matter be made available to the City Council.

MR. ALFONSO RODRIGUEZ

Mr. Alfonso Rodriguez also spoke about the Peddlers' Ordinance. He stated that on occasions, teenagers have been picked up for peddling. He stated that he is also a raspa vendor and feels that the Ordinance has been detrimental to them. He stated that they are trying to make an honest living and that the City should address the dope peddlers, instead. Mr. Rodriguez stated that he has been intimidated several times this past summer, while selling outside the parks.

MR. THOMAS MORGAN

Mr. Thomas Morgan also addressed the matter of the Peddlers' Ordinance. He stated that the peddlers object to the streets which are prohibited in the Ordinance. He spoke about the number of peddlers which will be affected.

MR. GENARO CANO, SR.

Mr. Genaro Cano, Sr., stated that he has been continuously harrassed and that the Ordinance is an attempt to put him out of business. He stated that he has been jailed three times by the same Park Ranger and that his rights have been violated because he was not told why he was arrested. He asked for a complete investigation of the Park Ranger Department.

Mr. Eureste spoke about the problems that are confronting the vendors. He stated that the vendors have been harrassed and said that all investigations that have been made have been white-washed investigations.

79-45 The Clerk read the following Letter:

September 24, 1979

Honorable Mayor and Members of the City Council
City of San Antonio

The following petitions were received in my office and forwarded to the City Manager for investigation and report to the City Council.

September 17, 1979

Petition submitted by E.A. Tatum and other residents of his area, requesting alley garbage pick-up.

September 18, 1979

Petition submitted by Mrs. Mary N. Farr, for St. Anthony School. The petition requests closure of the block of Howard Street and Huisache Street between the hours of 9:00 A.M. and 10:00 P.M. on Sunday, October 28, 1979.

September 21, 1979

Petition submitted by Warren W. Wilkinson, for Alamo Iron Works, requesting permission to extend material handling cranes over City property.

/s/ G.V. JACKSON, JR.
City Clerk

* * * *

There being no further business to come before the Council,
the meeting was adjourned at 6:20 P.M.

A P P R O V E D

Lela Cockull

M A Y O R

ATTEST:

Kenna J. Rodriguez
C i t y C l e r k