

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, AUGUST 9, 1979.

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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, THOMPSON, ALDERETE, CANAVAN, ARCHER, STEEN, COCKRELL; Absent: EURESTE.

79-38 The invocation was given by Mr. Roosevelt Sams, Preacher of the Coliseum Park Church of Christ.

79-38 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

79-38 The minutes of the meeting of August 2, 1979, were approved.

79-38 CONSENT AGENDA

Mr. Steen moved that items #4-16, constituting the consent agenda, be approved with the exception of items 4, 6, and 8, to be considered individually. Mr. Archer 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, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Eureste.

AN ORDINANCE 51,082

ACCEPTING THE LOW QUALIFIED BID OF HOGAN MECHANICAL, INC., IN THE SUM OF \$325,069 FOR INSTALLATION OF DISSOLVED AIR FLOATA-TATION UNITS AT RILLING WASTEWATER TREATMENT PLANT; AUTHORIZING EXECUTION OF A STANDARD PUBLIC WORKS CONTRACT FOR THE PROJECT; AND AUTHORIZING PAYMENT PURSUANT TO THE CONTRACT AND FOR CONTINGENT CONSTRUCTION EXPENSES, ADDITIONAL ENGINEERING FEES AND ADDITIONAL CONTINGENT ENGINEERING EXPENSES.

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AN ORDINANCE 51,083

ACCEPTING THE LOW QUALIFIED BID OF E-Z BEL CONSTRUCTION CO., INC., IN THE SUM OF \$93,765.50 FOR THE CDA EXPANDED SIDEWALK PROGRAM; AUTHORIZING EXECUTION OF A STANDARD PUBLIC WORKS CONTRACT THEREFOR; AND AUTHORIZING PAYMENT PURSUANT TO THE CONTRACT AND FOR CONTINGENT CONSTRUCTION EXPENSES.

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AN ORDINANCE 51,084

AUTHORIZING RENEWAL OF CERTAIN FIRE AND EXTENDED COVERAGE INSURANCE, AND AUTHORIZING PAYMENT OF THE PREMIUM THEREFOR.

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AN ORDINANCE 51,085

AUTHORIZING RENEWAL OF COMPREHENSIVE AUTO-MOBILE LIABILITY INSURANCE AND OF BASIC AND EXCESS MALPRACTICE INSURANCE COVERING OPERATIONS AND PERSONNEL OF THE EMERGENCY MEDICAL SERVICES PLAN; AND AUTHORIZING PAYMENT OF THE PREMIUMS THEREFOR.

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AN ORDINANCE 51,086

AUTHORIZING THE REPROGRAMMING OF CERTAIN COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.

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AN ORDINANCE 51,087

CLOSING AND ABANDONING A PORTION OF FRED MAY DRIVE ADJACENT TO NEW CITY BLOCK 11608; AND AUTHORIZING A QUITCLAIM DEED TO THE SUMMIT JOINT VENTURE FOR THE CONSIDERATION OF \$1.00.

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AN ORDINANCE 51,088

AUTHORIZING A LEASE AGREEMENT WITH GEORGE E. DAVIS, D/B/A RED BARON PILOT SHOP FOR A LEASE OF SPACE IN THE TERMINAL BUILDING AT STINSON AIRPORT.

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AN ORDINANCE 51,089

MANIFESTING AN AGREEMENT TO EXTEND A CONTRACT WITH THE UNIVERISTY OF TEXAS HEALTH SCIENCE CENTER TO PROVIDE EMS WITH CARDIOLOGY MEDICAL SUPPORT.

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AN ORDINANCE 51,090

MANIFESTING AN AGREEMENT TO EXTEND A CONTRACT WITH THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER TO PROVIDE EMS WITH TRAUMA MEDICAL SUPPORT.

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AN ORDINANCE 51,091

REPEALING ORDINANCE NO. 51084 AND ESTABLISHING PLAN CHECKING FEES COVERING CERTAIN PLANS AND SPECIFICATIONS IN ACCORDANCE WITH THE 1979-80 ANNUAL BUDGET.

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79-38

The Clerk read the following Ordinance:

AN ORDINANCE 51,092

ACCEPTING THE LOW QUALIFIED BID OF MISSION CONTRACTORS, INC., IN THE AMOUNT OF \$2,079,670.89 TO CONSTRUCT THE PATTON DRAINAGE PROJECT NO. 39L, 39P, 39Q, & 39R; AUTHORIZING EXECUTION OF A STANDARD PUBLIC WORKS CONTRACT FOR THE PROJECT; AUTHORIZING PAYMENT OF THE CONTRACT, CONTINGENT CONSTRUCTION EXPENDITURES AND ADDITIONAL ENGINEERING FEES; ESTABLISHING A FUND FOR THE PROJECT AND ADOPTING A BUDGET; AND AUTHORIZING REVISIONS IN COMMUNITY DEVELOPMENT PROGRAM FUNDS.

* * * *

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

Mr. Thompson asked that the citizens who reside in the area be notified as to when construction is expected to commence and terminate.

Mr. George Noe, Administrative Assistant to the City Manager, in response to a question by Mr. Wing, stated that the funds for this project would be supplemented from the funding of the San Pedro Creek Drainage Project and the Golden Drainage Project. He stated that the bid cost for the actual construction would be \$2,079,670.89.

Councilwoman Dutmer complimented Mr. Thompson on his suggestion that the citizens should be notified on the status of the proposed project.

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

79-38 The Clerk read the following Ordinance:

AN ORDINANCE 51,093

ACCEPTING THE LOW QUALIFIED BID OF HEATH & STICH, INC., IN THE SUM OF \$113,333.33 FOR CONSTRUCTION OF KYLE STREET DRAINAGE PROJECT; AUTHORIZING EXECUTION OF A STANDARD PUBLIC WORKS CONTRACT FOR THE PROJECT; AUTHORIZING PAYMENT PURSUANT TO THE CONTRACT AND FOR CONTINGENT CONSTRUCTION EXPENSES; AND AUTHORIZING A BUDGET REVISION.

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Mr. Steen moved to approve the Ordinance. Mr. Wing 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: Webb, Dutmer, Wing, Thompson, Alderete, Archer, Steen, Cockrell; NAYS: None; DISQUALIFICATION: Canavan; ABSENT: Cisneros, Eureste,

79-38 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Webb, seconded by Mr. Canavan, was passed and approved by the following vote: AYES: Webb, Dutmer, Wing, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Cisneros, Eureste.

AN ORDINANCE 51,094

AUTHORIZING EXECUTION OF A STANDARD PROFESSIONAL SERVICES CONTRACT WITH HALLENBERGER, GALINDO & ASSOCIATES, INC., FOR ENGINEERING SERVICES ON THE GEORGE ROAD SUBDIVISION OFF-SITE SANITARY SEWER PROJECT; AND APPROPRIATING THE SUM OF \$9,650.00 PAYABLE FOR ENGINEERING FEES AND CONTINGENT ENGINEERING EXPENSES.

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79-38 ZONING HEARINGS

17. CASE 7771 - to rezone Tract A, NCB 15031, in the 6300 Block of N.W. Loop 410, from Temporary "R-1" Single Family Residential District to "R-3" Multiple Family Residential District, located on the southeast side of N.W. Loop 410 being 136' southwest of the intersection of Tom Tom Drive and N.W. Loop 410, having 251' on N.W. Loop 410 and a depth of 200'.

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. Steen moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished if necessary. Also, that a six foot solid screen fence is erected and maintained on that portion of the property that abuts single family residences. Mr. Archer seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Webb, Dutmer, Wing, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Cisneros, Eureste.

AN ORDINANCE 51,095

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 A, NCB 15031, IN THE 6300 BLOCK OF N.W. LOOP 410 FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED IF NECESSARY. ALSO THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ON THAT PORTION OF THE PROPERTY THAT ABUTS SINGLE FAMILY RESIDENCES.

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18. CASE 7767 - to rezone a 0.663 acre tract of land out of NCB 13732, being further described by field notes filed in the Office of the City Clerk, in the 14100 Block of Jones Maltsberger Road, from "B-3" Business District to "R-5" One Family Residential District, located south of the intersection of Jones Maltsberger Road and Burning Trail, having 185' on Jones Maltsberger Rd, and 175' on Burning Trail.

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. Canavan 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, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Eureste.

AN ORDINANCE 51,096

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 0.663 ACRE TRACT OF LAND OUT OF NCB 13732, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 14100 BLOCK OF JONES MALTSBERGER ROAD FROM "B-3" BUSINESS DISTRICT TO "R-5" ONE FAMILY RESIDENTIAL DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED.

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19. CASE 7737 - to rezone Lot 59, Block 4, NCB 11264, in the 3500 Block of Pitluk Avenue from "B-1" Business District to "I-1" Light Industry District, located on the north side of Pitluk Avenue, being 150' west of the intersection of Somerset Road (U.S. Hwy. 81) and Pitluk Avenue, having 300' on Pitluk Avenue and a depth of 430.6'.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Zoning Commission recommended be approved by the City Council.

The applicant, Mr. Jose Martinez, explained the proposed use for the property and asked the Council to grant the zoning being requested.

In response to Mr. Wing, Mr. Camargo stated that the "I-1" zoning classification had been recommended by staff because of the heavy equipment which requires outside storage. He also explained the surrounding area which is presently zoned "B" Two Family Residential District.

Mrs. Darson Persyn, a citizen residing south of Pitluk Street, asked for a clarification on the zoning under consideration. She stated that the people residing in the surrounding area were anxious to sell their property and her concern was the "I-1" zoning classification proposed for the area.

Mayor Cockrell explained the area outlined on the map which would be affected by this zoning change. She stated that if the neighbors wished to have their properties rezoned, they could contact the Zoning Department individually, or come together as a group.

A discussion then took place among a few of the Council members as to how much of this land is still under federal property.

Mayor Cockrell suggested that the group who was present, along with Mrs. Persyn, meet with Mr. Camargo and staff to discuss exactly where the overlay exists.

After discussion, Mr. Steen moved that the recommendation of the Zoning Commission be approved provided that a six foot solid screen fence is erected and maintained along the north property line and that street dedication is accomplished in accordance with the Traffic Department's recommendation. 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, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Eureste.

AN ORDINANCE 51,097

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 59, BLOCK 4, NCB 11264 IN THE 3500 BLOCK OF PITLUK AVENUE, FROM "B-1" BUSINESS DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTH PROPERTY LINE AND THAT STREET DEDICATION IS ACCOMPLISHED IN ACCORDANCE WITH THE TRAFFIC DEPARTMENT'S RECOMMENDATION.

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20. CASE 7768 - to rezone an 8.255 acre tract of land out of NCB 15688, being further described by field notes filed in the Office of the City Clerk, in the 13000 Block of Uhr Lane, from Temporary "R-1" Single Family Residential District, "R-3" Multiple Family Residential District and "B-2" Business District, to "R-5" Single Family Residential District, located on the northwest side of Uhr Lane, being 3418.33' southwest of the intersection of Higgins Road and Uhr Lane, having 575' on Uhr Lane and a maximum depth of 1570'.

Mr. Gene Camargo, Planning Administrator, explained the proposed change which the Zoning Commission recommended 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, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Eureste.

AN ORDINANCE 51,098

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 8.255 ACRE TRACT OF LAND OUT OF NCB 15688, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 13000 BLOCK OF UHR LANE, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT, "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT, AND "B-2" BUSINESS DISTRICT, TO "R-5" SINGLE FAMILY RESIDENTIAL DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED.

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79-38 The Clerk read the following Ordinance:

AN ORDINANCE 51,099

AUTHORIZING EXECUTION OF A REVISION TO THE EXISTING 302(a) PLANNING GRANT TO THE ECONOMIC DEVELOPMENT ADMINISTRATION WHICH WILL EXTEND THE PROGRAM TO 24 MONTHS AND INCREASE THE FUNDING BY \$120,000 FOR A TOTAL OF \$220,800 TO FUND CONTINUATION OF A LONG RANGE ECONOMIC DEVELOPMENT PLANNING FUNCTION WITHIN THE DEPARTMENT OF ECONOMIC & EMPLOYMENT DEVELOPMENT; AND PROVIDING THE CITY'S SHARE OF THE PROJECT COST, AN ESTIMATED \$39,524 WHICH WILL BE MADE AVAILABLE THROUGH IN-KIND SERVICES.

* * * *

Dr. Cisneros moved to approve the Ordinance. Mrs. Dutmer seconded the motion.

In response to a question by Mr. Archer, Assistant City Manager, Louis Fox, stated that job descriptions are written in such a manner that each description states what the job entails.

Dr. Cisneros made reference to item 5, dealing with the One-Stop Business Service. He spoke for the continuation of this function.

Mayor Cockrell stated that she was very proud of the work being done by this department. She stated that in its early stages, there was some concern as to whether there would be overlapping or duplication of efforts with the private business sector, but this Council and staff had made it clear that in no sense is the City trying to compete with the private business sectors.

Mr. Archer concurred with the Mayor's remarks.

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

79-38 The Clerk read the following Ordinance:

AN ORDINANCE 51,100

AUTHORIZING THE SUBMISSION OF A TECHNICAL ASSISTANCE APPLICATION TO THE ECONOMIC DEVELOPMENT ADMINISTRATION FOR THE PURPOSE OF OPERATING A ONE YEAR EMPLOYMENT DEMONSTRATION PROGRAM.

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Dr. Cisneros moved to approve the Ordinance. Mrs. Dutmer seconded the motion.

In a response to Mr. Archer's request, Mayor Cockrell asked staff to get a summary back to Council of exactly what the qualifications are for summer employment under the various programs from which funding flows through the City.

Mr. Steen concurred with Mr. Archer's remarks.

In response to a question by Mr. Steen, Mr. David Garcia, Senior Planner, with Economic and Employment Development, explained that in federal construction programs, what is presently done is to insure that as many jobs that are created from public monies be targeted to persons who are unemployed. He explained the present existing programs that are serving the unemployed.

Mr. Thompson expressed his concern that federal money is being spent at a local level on federal projects with federal rules. He felt that the City could handle these type of programs itself.

In response to a question by Mr. Webb, Mr. Garcia explained that the Section dealing with the Resistance of Employers, on page 7 of the narrative, deals with outlaying problems that may arise in attempting to complete the objectives of the program. He stated that this was one area that was anticipated by the department that could slow down the progress if the employers were not receptive to the participation of the program.

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

79-38 The Clerk read the following Ordinance:

AN ORDINANCE 51,101

AMENDING ORDINANCE 50505 IN ACCORDANCE WITH
THE MODIFIED FUNDING LEVELS RECEIVED FROM
THE ECONOMIC DEVELOPMENT ADMINISTRATION AS
PART OF THE FINAL IMPLEMENTATION AGREEMENT.

* * * *

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

Dr. Cisneros stated that the projects in this Ordinance were nice but they were not economic development type projects. He felt that the City needs to put stronger emphasis on the Council's intent to develop blue-collar type jobs. He stated that the future of the City of San Antonio demands emphasis on manufacturing.

Mr. Thompson concurred with Dr. Cisneros's remarks.

Mr. Steen spoke in support of the Ordinance and stated that he agreed with staff in creating the proper atmosphere in the City in order that private enterprise will come to San Antonio. He complimented the Economic Development Department on doing a fine job.

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

79-38 The Clerk read the following Ordinance:

AN ORDINANCE 51,102

AMENDING THE CITY CODE OF SAN ANTONIO,
TEXAS, BY INCREASING THE SCHEDULE OF
FINES FOR PARKING VIOLATIONS.

* * * *

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

Mayor Cockrell spoke in support of the Ordinance and stated that this Ordinance would enhance the revitalization efforts in the downtown area. She stated that because of the low scale of parking fines, it is cheaper for persons to remain parked for long intervals at parking spaces and pay low fines rather than parking at a parking lot. She stated that what has changed is that the persons who remain overtime will face a high rate of fines. She felt that this Ordinance was simply addressing the violation of the law.

Mr. Archer spoke against the Ordinance because he felt that the rates being charged were too high.

In response to a question by Dr. Cisneros, Assistant City Manager, Mr. Louis Fox, stated that between now and September 1, 1979, the City Council would be able to set rates on city-owned parking lots.

Mr. Steen spoke strongly in support of the Ordinance.

In response to Mr. Webb's question, Mr. Stewart Fischer, Director of Traffic and Transportation addressed the problem of the parking meter system which needs much improvement.

After discussion, Mr. Archer, again stressed the fact that unless cheap parking is available in the downtown area, people would not be coming to the downtown area.

Assistant City Manager, Mr. Fox, stated that staff would be back to Council on the issue of the parking fees.

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

79-38 The Clerk read the following Ordinance:

AN ORDINANCE 51,103

MAKING AND MANIFESTING A CONTRACT BETWEEN THE FROST NATIONAL BANK OF SAN ANTONIO AND THE CITY OF SAN ANTONIO, TEXAS, RELATING TO THE MAKING OF LOANS BY SAID BANK TO SAID CITY DURING THE PERIOD BEGINNING AUGUST 1, 1979 AND ENDING JULY 31, 1980, AND TO PAY INTEREST ON DEPOSITS TO SAID CITY FOR SAID FISCAL YEAR.

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

Mr. Steen asked the Director of Finance, Mr. Carl White, for a report as to how the money can be borrowed to change the tax year from June 1st to January 1st and the fiscal year from August 1st to October 1st. He spoke of the various advantages of such a request.

Mayor Cockrell requested that City staff prepare a report as to the exact cost of such a conversion and identification of possible source of funding for such a conversion.

Mr. Alderete concurred with Mr. Steen's remarks.

Mr. Thompson asked staff to consider this borrowing of money into a bond issue, perhaps in the near future.

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

79-38 The Clerk read the following Ordinance:

AN ORDINANCE 51,104

AUTHORIZING THE CITY MANAGER TO RETAIN THE TEXAS MUNICIPAL LEAGUE TO REPRESENT THE CITY OF SAN ANTONIO IN HEARINGS BEFORE THE PUBLIC UTILITY COMMISSION RELATIVE TO THE REQUESTED RATE INCREASE OF SOUTHWESTERN BELL TELEPHONE COMPANY, AND AUTHORIZING PAYMENT OF FEES RELATING THERETO IN THE AMOUNT OF \$13,083.00.

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

Mayor Cockrell clarified that the 2¢ per capita is set as a standard fee and that all other cities that want to be represented will have to pay the set 2¢ per capita.

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

79-38 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, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Eureste.

AN ORDINANCE 51,105

AUTHORIZING THE CITY MANAGER TO EXECUTE THE CLOSING OF THE LOAN DOCUMENT FOR THE PLAZA NACIONAL HOTEL.

* * * *

AN ORDINANCE 51,106

AUTHORIZING PAYMENT IN SETTLEMENT OF CLAIMS OR LAWSUITS IN AMOUNTS NOT TO EXCEED \$3,000.00 UPON THE WRITTEN RECOMMENDATION OF THE CITY ATTOTNEY AND REPEALING ORDINANCE NO. 38087.

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79-38 Item 29, being a proposed ordinance authorizing an increase in the taxi cab fares was withdrawn from consideration.

Mr. Thompson explained the reason for the withdrawal of this ordinance.

Dr. Cisneros asked the Taxi Cab Committee, headed by Mr. Thompson, to look at two things:

- 1) perhaps changing to a zone system, which would allow you to go anywhere in the downtown area on a set amount; and
- 2) to look into a system that will give a discount price to senior citizens with proper I.D. cards.

Mr. Steen stated that taxi cab operators need immediate relief in fares because of the high price of gasoline and concurred with the postponement of this item.

79-38 The Clerk read the following Ordinance:

AN ORDINANCE 51,107

AMENDING ORDINANCE 51046 TO ELIMINATE THE ALLEY GARBAGE COLLECTION FEE AND AUTHORIZING A BUDGET AMENDMENT.

* * * *

The Assistant City Manager, Mr. Louis Fox, explained the options of the Ordinance and advised the Council against the reduction of the contingency funds.

After discussion, Mr. Canavan made a motion to use a portion of the City's insurance reserve which was held from last year to cover the cost of the alley service. Mrs. Dutmer seconded the motion.

Mr. Wing spoke against the motion and stated that the funds taken from the insurance revenue may help the situation this year but what will happen next year. He also stated that this move was an effort to circumvent the budgetary process which the Council went through over the last several weeks. At this point, Mr. Wing made a motion to do away with the 25¢ increase, altogether. The motion died for a lack of a second.

Mr. Steen presented a petition to the Council signed by several citizens in opposition to the \$2.00 fee for alley collection. (The petition is on file with the minutes of this meeting in the City Clerk's Office.) He also spoke of the many phone calls received from various citizens asking to do away with the \$2.00 charge.

Mr. Alderete spoke regarding the City Manager's options and commended Mr. Canavan on his recommendation.

Mr. Louis Fox, Assistant City Manager, spoke regarding the problems that could arise if Council were to follow through with Mr. Canavan's motion.

Mr. Joe Aceves, Assistant Director of Public Works, in response to Mr. Webb's question, stated that alleys are still being red-tagged. He stressed the importance regarding the maintenance of alleys.

After further discussion, Mr. Canavan amended his motion to substitute for income for the alley fee in the amount of \$432,000.00 from other sources such as insurance reserve or other reductions in the budget, at the discretion of the City Manager. Mrs. Dutmer, as the seconder of the motion concurred with Mr. Canavan's amendment.

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

79-38 The Clerk read the following Resolution:

A RESOLUTION
NO. 79-38-82

OPPOSING ESTABLISHMENT OF A GOVERNMENT-
OWNED AND OPERATED PACKAGED BEVERAGE
STORE AT FORT SAM HOUSTON.

* * * *

Mrs. Dutmer moved to approve the Resolution. Mr. Canavan seconded the motion.

Mr. Canavan explained the Resolution and after discussion among a few of the Council members, the following citizens spoke on the issue.

Colonel Robert M. Luckey, representing Colonel Hall with Fort Sam Houston, spoke to the Council requesting the Council's rejection of the proposed Resolution. He stated that on the 25th day of August, 1978, the application was submitted and on January 18, 1979, the Army approved the opening of the store. Col. Luckey explained that Col. Hall was put in charge of making up a deficit of \$400,000.00 in the Moral and Welfare Fund. The operation of this store would help offset this deficit and if this cannot be done, Congress will not give the money to operate this type of agency. He asked the Council to offer their services.

Mr. Stanley Eisenberg, representing the Texas Packing Store, spoke in favor of the proposed Resolution. He explained that the proper channels for the opening of the store were not followed through properly, which resulted in the closing of the store. He further stated that military stores pay no state or city taxes and if this Resolution were to be rejected, it would cause unfair competition with nearby liquor stores and would reduce sales tax revenue to the City. He urged the Council to give guidance to those persons who will be reviewing the application in Washington.

Mr. Paul Mayen, with the Greater San Antonio Chamber of Commerce also spoke in support of the Resolution.

Mr. Steen stated that he felt this was a good Resolution because of the interference of these type of stores upon private enterprise.

Mrs. Dutmer spoke in support of the Resolution and expressed her concern about rehabilitating those persons who cannot control their drinking.

Mr. Archer stated that he would be voting against the Resolution because he felt that it was an attempt to appease a few liquor store owners near Fort Sam Houston and noted that items such as food and tires are sold on base without facing the free-enterprise arguments.

Mr. Webb also spoke in support of the Resolution.

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

79-38 The following Resolutions 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, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Eureste.

A RESOLUTION
NO. 79-38-83

MANIFESTING THE DETERMINATION OF THE CITY COUNCIL THAT THE ENCINO PARK VENTURE HAS VESTED RIGHTS UNDER ARTICLE THREE OF ORDINANCE NO. 48484.

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A RESOLUTION
NO. 79-38-84

MANIFESTING THE DETERMINATION OF THE CITY COUNCIL THAT MR. JOE F. GARCIA HAS VESTED RIGHTS UNDER ARTICLE THREE OF ORDINANCE NO. 48484.

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A RESOLUTION
NO. 79-38-85

MANIFESTING THE DETERMINATION OF THE CITY COUNCIL THAT MR. LOUIS WITTA HAS VESTED RIGHTS UNDER ARTICLE THREE OF ORDINANCE NO. 48484.

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A RESOLUTION
NO. 79-38-86

MANIFESTING THE DETERMINATION OF THE CITY COUNCIL THAT MR. C.V. WOGENSTAHL HAS VESTED RIGHTS UNDER ARTICLE THREE OF ORDINANCE NO. 48484.

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SIDEWALK IMPROVEMENT

Mr. Webb asked that the City conduct another sidewalk cleaning operation in the downtown area in the near future.

The Assistant City Manager stated that Centro 21 had requested an ordinance for review that would require shop owners or property owners to maintain their sidewalk in some acceptable level. He stated that steps are being taken to resolve the problem.

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THE TENTATIVE CALENDAR FOR
"B" SESSION MEETINGS

Dr. Cisneros made a report to the Council regarding the meeting of the Policy and Objectives Committee. He brought attention to the various changes on the schedule and distributed copies to the Council members. (A copy of the Tentative Calendar is on file with the minutes of this meeting.)

After discussion, Dr. Cisneros made a motion that the Legal Department draft a proposed resolution generally saying, "whereas the Texas Employment Commission has now written regulations making it possible for the municipalities to put together the mechanism for issuing industrial revenue bonds," the City Council supports it and directs the staff to start the process leading towards this September 13th item where final decisions will be made about Board Sessions. Mr. Steen seconded the motion. On roll call, the motion carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Thompson, Alderete, Canavan, Steen, Cockrell; NAYS: None; ABSENT: Archer, Eureste.

THE APPLEWHITE RESERVOIR PROJECT

In response to Mr. Thompson's inquiry, Mr. George Noe, Administrative Assistant to the City Manager, stated that the Public Works Department looked at the site at the landfill versus the Reservoir site itself; it is not in the site or in the basin area where the reservoir will be and the department does not feel that they are capable of evaluating impacts of the landfill on any surface water flows to that reservoir or any impact that it might have on any underground waters that might flow to that reservoir. He stated that the department has asked the City Water Board to supply the department with their comments and information, which will be forthcoming sometime next week.

Mayor Cockrell stated that she will have a letter drafted stating that the City Council, in response to the citizens' comments and concerns, has initiated a further study and will forward it to them as quickly as it is available.

The Council concurred.

79-38 The meeting was recessed at 4:05 P.M. and reconvened at 5:10 P.M.

CITIZENS TO BE HEARDMR. FRANK CORTEZ

Mr. Cortez, with KCOR, spoke regarding a phone call he had received from Karen Fraige, with Home Owners for Better Building, informing him that Mrs. Alice Martinez had claimed that she was receiving harassment from the Building and Zoning Inspectors who had been assigned to go to her home to check on any City Code violations on the building of her home.

He presented a tape which involved a conversation between himself and Mr. Russell Lindley, the Assistant Director of Building and Zoning.

Mr. George Vann, Director of Building and Zoning, stated that the report requested by Council at last week's meeting from the inspectors, had not been completed on these projects. He stated that because a few violations on the premises were sited by his inspectors, the citizens feel threatened but Mr. Vann stated that the woman in question was only warned of the violations; no violation was issued. He stated that the inspectors never meant to harass the citizens in any way.

Mr. Wing expressed concern that the inspectors went out to the premises, looking for other type of violations other than those that were pointed out by Mrs. Ahmad at last week's meeting.

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MR. GENARO CANO, JR.

Mr. Cano spoke to the City Council regarding the two arrests that took place five weeks ago at Woodlawn Park. He stated that his father had been arrested for selling snow cones in the premises of the park. He made mention of two park rangers, in particular, who have constantly harrassed his father in the past. He asked that something be done regarding these individuals.

Mayor Cockrell stated that this is a matter that will be referred to the City Manager's Office. Mr. Louis Fox, Assistant City Manager, stated that he had asked the Police Department's Internal Affairs Office to submit a report to the Police Chief on these allegations. He stated that he is aware of the problem and is using their expertise in dealing with a problem of this type of nature. He stated that a report would be forthcoming to the Council in a week or two.

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MS. LINDA LEDESMA

Ms. Ledesma, Chairman of the Water Committee of COPS, stated COPS' opposition to the City Water Board's rate increase. She urged the Council to deny the rate increase.

Father Benavides reiterated Ms. Ledesma's statements.

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MR. CANO, SR.

Mr. Cano spoke regarding the alleged harassment he has been receiving from two park rangers. He reiterated Mr. George Cano, Jr.'s statements on the matter. He urged the Council to investigate the matter.

Mayor Cockrell stated that this matter had been referred to the City staff for investigation.

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MR. LANNY SINKIN

Mr. Sinkin, representing the Aquifer Protection Association, spoke in opposition to the City's expenditure for surface water. He stated that there is no need for surface water in the near future.

He urged the City Council not to grant the City Water Board any money to be used for surface water and further urged the City Council to re-orient their approach to emphasize the other areas the City Water Board suggested.

MRS. ALICE MARTINEZ

Mrs. Martinez spoke regarding the alleged harassment she received from the building inspectors who were instructed by the Council to observe the City Code violations that were mentioned at last week's meeting.

MR. LOUIS THOMPSON

Mr. Thompson, an independent taxi cab driver, spoke to the Council regarding a statement that had appeared in the newspaper regarding taxi cab drivers. He stated that by not limiting the application for taxi cab drivers, it would help San Antonio to develop the best taxi cab service available in the United States.

Mrs. Dutmer stated that the terminology used in the newspaper was not hers. She spoke of a complaint she had received from an independent taxi cab driver and stated that any decisions made regarding the taxi cab drivers are the decisions of the Taxi Cab Committee, and not just herself.

MR. CURTIS BELL

Mr. Bell, representing Texans for Freedom, spoke against the consideration of another bond issue, involving millions of dollars, solely for the purpose of drainage.

Mayor Cockrell stated that the bond issue being considered at the present time would be addressing a variety of issues, not just drainage. She also stated that no specific amount has been decided yet.

MR. REMIGIO VALDEZ

Mr. Valdez spoke to the Council regarding the character of Mr. Cano, Sr., who was involved in the unpleasant incident at Woodlawn Park.

REVEREND R.A. CALLIES, SR.

Reverend Callies, Chairman of the Committee on the Safety of the Rice Road Bridge asked the Council regarding the status of the staff's investigation dealing with the east end of the Rice Road Bridge.

Mr. George Noe, Administrative Assistant to the City Manager, gave background information on the project and stated that no action could be taken at this point because there were no funds available.

The Mayor was obliged to leave the meeting and Mayor Pro-Tem Webb presided.

MR. JOHN BOLDT

Mr. Boldt, a resident of 323 Rice Road Bridge, spoke to the Council regarding his property that was affected by the construction of the Rice Road Bridge. He described the damages done to his property and asked the Council if the City would consider purchasing this property because it is of lesser value now than it was prior to the construction of the bridge.

Assistant City Attorney, Mr. Louis Garcia stated that Mr. Boldt should file a claim with the City along with the request of the purchase of his land by the City.

Mayor Pro-Tem Webb asked staff to furnish Reverend Callies with a calendar of the events that are coming up in regard to the Community Development Block Grant Public Hearings.

MS. KAREN FRAIGE

Ms. Fraige, 811 Arizona Ash, spoke regarding the allegations made by Mrs. Martinez.

Mr. Wing stated that he receives complaints daily from people in this area regarding the terrible conditions of some of the properties. He spoke of the incident that occurred between Mrs. Martinez and the building inspectors.

Mr. Rolando Bono, Assistant to the City Manager, stated that a report from the Building and Zoning Department would be forthcoming in the near future.

MRS. ALICIA ESPINOZA

Mrs. Espinoza, a member of Home Owners for Better Building, spoke to the Council regarding the inspection that was done at her home by the City's building inspectors.

Mr. Thompson stated that she had received valuable information from the inspectors and he felt that they did provide good service for her.

79-38 The Clerk read the following Letter:

August 3, 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.

July 31, 1979

Petition submitted by Frank E. Reyes and signed by other residents in the area, requesting garbage pick-up in front of their homes.

August 2, 1979

Petition submitted by Ida Samsel and signed by other residents of her area, requesting garbage pick-up in front of their homes.

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

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There being no further business to come before the Council, the meeting was adjourned at 6:45 P.M.

ATTEST: 
City Clerk

A P P R O V E D

M A Y O R