

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, MAY 1, 1980.

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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, EURESTE, THOMPSON, ALDERETE, CANAVAN, ARCHER, STEEN, COCKRELL; Absent: NONE.

80-21 The invocation was given by the Reverend R.L. Archfield, Sr., Friendship Baptist Church.

80-21 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

80-21 The minutes of the meeting of April 24, 1980 were approved.

80-21 SMITHSON VALLEY HIGH SCHOOL

Mayor Cockrell recognized a group of students from Smithson Valley High School, who were present in the audience.

80-21 CONSENT AGENDA

Mr. Steen moved that items 6-20 constituting the consent agenda be approved, with the exception of item 19, 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: Webb, Dutmer, Wing, Eureste, Thompson, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Cisneros, Alderete.

AN ORDINANCE 52,130

ACCEPTING THE LOW BID OF AIR-KON SERVICE, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH HEATING AND AIR CONDITIONING FOR THE RILLING ROAD WASTE WATER TREATMENT PLANT FOR A NET TOTAL OF \$3,753.00.

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AN ORDINANCE 52,131

AUTHORIZING PAYMENT TO THE HONEYWELL CORPORATION FOR TEMPERATURE CONTROL MAINTENANCE SERVICE FOR THE TOWER OF THE AMERICAS FOR A NET TOTAL OF \$3,979.00.

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AN ORDINANCE 52,132

ACCEPTING THE LOW BID OF HAMILTON CONSTRUCTION COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH LAND CLEARING AT THE INTERNATIONAL AIRPORT FOR A NET TOTAL OF \$5,600.00.

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AN ORDINANCE 52,133

ACCEPTING THE LOW BID OF HINES-MASSEY, ROOFING, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH ROOFING FOR THE HUMBLE PAVILION FOR A NET TOTAL OF \$5,660.00.

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AN ORDINANCE 52,134

ACCEPTING THE LOW QUALIFIED BIDS OF ANCHOR POST PRODUCTS, COMMANCHE STEEL PRODUCTS, DIAMOND FENCE SUPPLY AND JAMIESON FENCE SUPPLY COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH AIRPORT FENCING FOR A TOTAL OF \$10,986.57.

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AN ORDINANCE 52,135

ACCEPTING THE LOW BIDS OF SIGNAL ENGINEERING COMPANY, MINNESOTA MINING AND MFG. COMPANY, TRANS-TRONICS, INC., AND VEPED TRAFFIC CONTROLS, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH TRAFFIC EQUIPMENT FOR A TOTAL OF \$21,932.50.

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AN ORDINANCE 52,136

AUTHORIZING EXPENDITURE OF THE SUM OF \$23,145.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ACCEPTING THE DEDICATION OF TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ALL TO BE USED IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

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AN ORDINANCE 52,137

APPROPRIATING FROM CERTAIN FUNDS AMOUNTS IN THE TOTAL SUM OF \$2,362.00 IN PAYMENT FOR EXPENSES INCURRED IN CONNECTION WITH OLMO'S CREEK DRAINAGE #88,87; NEW BRAUNFELS OVERPASS; BRIARWICK SUBDIVISION SANITARY SEWER; BRITANNIA SQUARE SUBDIVISION OFF-SITE SEWER MAIN; COLISEUM INDUSTRIAL PARK UNIT 3 OFF-SITE SANITARY SEWER MAIN; SPRING CREEK FOREST OFF-SITE SANITARY SEWER MAIN; UNSEWERED AREA NO. 44 AND CALLAGHAN ROAD DRAINAGE IMPROVEMENT.

* * * *

AN ORDINANCE 52,138

ACCEPTING THE LOW QUALIFIED BID OF KESSLER BROTHERS IN THE SUM OF \$64,729 FOR CONSTRUCTION OF BLOSSOM PARK IMPROVEMENTS; AUTHORIZING EXECUTION OF A STANDARD PUBLIC WORKS CONTRACT FOR THE PROJECT; AUTHORIZING REVISION OF THE BUDGET; AND AUTHORIZING PAYMENT OF \$67,929 FOR THE PROJECT AND FOR CONTINGENT CONSTRUCTION EXPENSES.

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AN ORDINANCE 52,139

ACCEPTING THE LOW QUALIFIED BID OF J.R. RAMON & SONS, INC. IN THE AMOUNT OF \$441,017.80 TO PERFORM THE SOUTH LAREDO STREET RECONDITIONING PROJECT; AUTHORIZING EXECUTION OF A STANDARD PUBLIC WORKS CONSTRUCTION EXPENDITURES; ESTABLISHING A FUND AND BUDGET; AUTHORIZING A REVISION IN THE BUDGET OF THE COMMUNITY DEVELOPMENT PROGRAM YEAR 5 FUND AND TRANSFER OF FUNDS TO THE SOUTH LAREDO STREET RECONDITIONING PROJECT; AND ACCEPTING THE COMMITMENT FROM THE CITY WATER BOARD OF \$75,533.00 IN SUPPORT OF THE COST OF ADJUSTMENTS TO CITY WATER BOARD FACILITIES IN THE PROJECT.

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AN ORDINANCE 52,140

AUTHORIZING RENEWAL OF COMPREHENSIVE AUTOMOBILE LIABILITY INSURANCE AND OF BASIC AND EXCESS MALPRACTICE INSURANCE COVERING VEHICLES, OPERATIONS AND PERSONNEL OF EMERGENCY MEDICAL SERVICES PLAN FOR A TOTAL PREMIUM OF \$63,569.77.

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AN ORDINANCE 52,141

AUTHORIZING THE RENEWAL OF COMPREHENSIVE AUTOMOBILE LIABILITY INSURANCE COVERING CITY-OWNED VEHICLES USED IN CONNECTION WITH THE COMPREHENSIVE SERVICES DELIVERY SYSTEM FOR SENIOR CITIZENS.

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AN ORDINANCE 52,142

AUTHORIZING THE RENEWAL OF A COMPREHENSIVE AUTOMOBILE LIABILITY INSURANCE COVERING CITY-OWNED VEHICLES INVOLVED IN THE MOBILE LIBRARIES SYSTEM.

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AN ORDINANCE 52,143

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH FOUNDATION PROPERTIES JOINT VENTURE FOR SEWER SERVICE TO A PROPOSED DEVELOPMENT OUTSIDE THE CITY'S REGIONAL AGENT BOUNDARY.

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80-21

The Clerk read the following Ordinance:

AN ORDINANCE 52,144

AUTHORIZING ADDITIONAL PAYMENT OF \$17,981.99 TO WILBUR SMITH AND ASSOCIATES, INC. IN ENGINEERING FEES FOR SERVICES RENDERED IN THE DOWNTOWN TRAFFIC CIRCULATION STUDY PROJECT CONDUCTED IN THE TRANSPORTATION PLANNING PROGRAM SUPPORTED BY GRANT FUNDS FROM THE FEDERAL HIGHWAY ADMINISTRATION.

* * * *

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

In response to a question by Mr. Archer, Mr. George Noe, Administrative Assistant to the City Manager, explained that this Ordinance covers only part of the downtown traffic circulation study.

Mr. Stewart Fischer, Director of Traffic and Transportation, explained why the engineering fees were needed, stating that the firm was based in Houston. He stated that the City, through this study project, wanted a mathematical computer model of the downtown traffic system so as to be able to determine quickly the impact of any variable or problem on the movement of traffic in the downtown area.

In response to a question by Mr. Eureste, Mr. Fischer stated that the utility relocation work for the Laredo Street Project is already underway and the project work should begin in the early summer.

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

80-21 ZONING HEARINGS

21. CASE 8045 - to rezone Lots 4 and 5, Block E, NCB 10113, in the 100 Block of Breeden Avenue, from "B" Two Family Residential District to "B-3" Business District, located on the southwest side of Breeden Avenue, being 285' northwest of the intersection of Breeden Avenue and Reoleta Road, having 140' on Breeden Avenue and a depth of 125'.

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 street dedication in accordance with the Traffic Department's recommendation 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: Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Cisneros.

AN ORDINANCE 52,145

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 4 AND 5, BLOCK E, NCB 10113, IN THE 100 BLOCK OF BREEDEN AVENUE, FROM "B" TWO FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT STREET DEDICATION IN ACCORDANCE WITH THE TRAFFIC DEPARTMENT'S RECOMMENDATION IS ACCOMPLISHED.

* * * *

22. CASE 8046 - to rezone Lot 8, Block 11, NCB 12907, in the 2600 Block of Ravina Drive, from "A" Single Family Residential District to "R-2" Two Family Residential District, located on the east side of Ravina Drive, being 240' north of the intersection of Finis Avenue and Ravina Drive, having 60' on Ravina Drive and a depth of 140'.

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

In response to a question by Mrs. Dutmer concerning drainage and other such problems in the subject area, the proponent, Mr. Albert Salas, stated that there was building activity in the area nearby, indicating people did want to move into the area.

Mrs. Dutmer expressed concern that further "R-2" zoning in the area would lead to low-income housing and stated that she would be voting against the request on the basis that it sets a precedent for more "R-2" in the neighborhood.

No citizen appeared to speak in opposition.

After discussion, Mr. Thompson moved that the recommendation of the Zoning Commission be approved. Mr. Alderete seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Webb, Wing, Eureste, Thompson, Alderete, Canavan, Steen, Cockrell; NAYS: Dutmer, Archer; ABSENT: Cisneros.

AN ORDINANCE 52,146

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 8, BLOCK 11, NCB 12907, IN THE 2600 BLOCK OF RAVINA DRIVE, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-2" TWO FAMILY RESIDENTIAL DISTRICT.

* * * *

23. CASE 8040 - to rezone Lot 2, Block 8, NCB 15570, 7306 S.W. Military Drive, from Temporary "R-1" Single Family Residential District to "B-1" Business District, located on the east side of S.W. Military Drive, being 84' north of the intersection of S.W. Military Drive and Westlawn Drive, having 75' on S.W. Military Drive and a depth of 136'.

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. Thompson moved that the recommendation of the Zoning Commission be approved provided that a six foot solid screen fence is erected and maintained along the east property line. Mr. Alderete 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, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Cisneros.

AN ORDINANCE 52,147

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 2, BLOCK 8, NCB 15570, 7306 S.W. MILITARY DRIVE, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-1" BUSINESS DISTRICT, PROVIDED THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE EAST PROPERTY LINE.

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24. CASE 8032 - to rezone Lot 2, Block 9, NCB 15573, 7010 Westlawn Drive, from Temporary "R-1" Single Family Residential District to "O-1" Office District, located on the south side of Westlawn Drive being 80' east of the intersection of S.W. Military Drive and Westlawn Drive, having 96' on Westlawn Drive and a depth of 133'.

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

In response to a question by Mr. Thompson, Mr. Gene Camargo, Planning Administrator, stated that he felt that the utility easement would serve as a buffer and then proceeded to outline the area on the map.

No citizen appeared to speak in opposition.

After consideration, 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 east property line. 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, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Cisneros.

AN ORDINANCE 52,148

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 2, BLOCK 9, NCB 15573, 7010 WESTLAWN DRIVE, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "O-1" OFFICE DISTRICT, PROVIDED THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE EAST PROPERTY LINE.

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25. CASE 8033 - to rezone the southeast irregular 125' of Lot 3, NCB 13827, being that portion of Lot 3, not presently zoned "B-3". The west irregular 60' of Lot 4, NCB 13827, having 60' along its southern boundary and 110' along its northern boundary, in the 14500 Block of Brook Hollow Boulevard from "B-2" Business District to "B-3" Business District.

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

Mr. Gus Linthicum, general partner of Reed and Linthicum Development Company, presented his firm's plans for the subject area. He stated that they planned to develop a shopping center on the land that is presently zoned partly "B-2" and partly "B-3", and stated that they further planned to establish a tavern on the part of the land that is currently zoned "B-2", situating the tavern in a less conspicuous location in the center with little frontage and thus being less objectionable to the tenants and neighborhood.

Mr. Canavan expressed his concern that should the requested zoning change be granted, the land to the east cannot be developed into single family housing. He stated his objection to locating "B-3" zoning adjacent to residential zoning.

Mr. Steen stated that since the neighbors are not objecting he will be voting for the zoning change, however, he is not comfortable with it.

A general discussion then ensued regarding the drainage, garbage disposal and building setbacks in the subject property.

After discussion, Mrs. Dutmer moved that the recommendation of the Zoning Commission be approved. Mr. Wing 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, Eureste, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: Thompson; ABSENT: Cisneros.

AN ORDINANCE 52,149

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 THE SOUTHEAST IRREGULAR 125' OF LOT 3, NCB 13827, BEING THAT PORTION OF LOT 3, NOT PRESENTLY ZONED "B-3". THE WEST IRREGULAR 60' OF LOT 4, NCB 13827, HAVING 60' ALONG ITS SOUTHERN BOUNDARY AND 110' ALONG ITS NORTHERN BOUNDARY. IN THE 14500 BLOCK OF BROOK HOLLOW BOULEVARD FROM "B-2" BUSINESS DISTRICT TO "B-3" BUSINESS DISTRICT.

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80-21 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Steen, seconded by Mr. Eureste, was passed and approved by the following vote: AYES: Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Cisneros.

AN ORDINANCE 52,150

AUTHORIZING THE GENERAL MANAGER OF THE WATER WORKS BOARD OF TRUSTEES OF SAN ANTONIO TO EXECUTE A SIXTEEN FOOT EASEMENT AND A SIX FOOT EASEMENT TO SOUTHWESTERN BELL TELEPHONE COMPANY.

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80-21 The Clerk read the following Ordinance:

AN ORDINANCE 52,151

ADOPTING NAMES FOR CERTAIN RECREATION FACILITIES AT THE HARLANDALE AREA PARK.

* * * *

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

Mr. Wing expressed his strong support regarding the recommendations of the Parks and Recreation Advisory Board as to the names for these facilities. He explained the many community efforts of Minerva Galan, for whom one of the facilities is to be named.

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

80-21 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Webb, seconded by Mr. Steen, was passed and approved by the following vote: AYES: Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Cisneros.

AN ORDINANCE 52,152

AUTHORIZING SUBMISSION OF AN APPLICATION TO THE TEXAS DEPARTMENT OF COMMUNITY AFFAIRS FOR A YOUNG ADULT CONSERVATION CORPS GRANT IN AN AMOUNT OF \$180,687 FOR A HORTICULTURAL SERVICES AND PARK RENEWAL PROGRAM, AND AUTHORIZING THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS AS MAY BE REQUIRED TO OBTAIN SUCH GRANT.

* * * *

80-21 The Clerk read the following Ordinance:

AN ORDINANCE 52,153

ACCEPTING A GRANT OF \$35,000.00 FROM THE OFFICE OF PERSONNEL MANAGEMENT OF THE U.S. CIVIL SERVICE COMMISSION THROUGH THE TEXAS DEPARTMENT OF COMMUNITY AFFAIRS IN SUPPORT OF THE COST OF CONDUCTING A MUNICIPAL PERSONNEL STUDY AND AUTHORIZING EXECUTION OF A GRANT AGREEMENT; ESTABLISHING A FUND AND ACCOUNTS AND ADOPTING A BUDGET FOR THE PROJECT; AND AUTHORIZING AN AGREEMENT WITH KANSAS-DENVER ASSOCIATES TO SERVE AS THE CONSULTANT IN THE STUDY.

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

In response to a question by Mr. Archer, Mr. Leroy Harvey, Assistant Director of Personnel, explained that there had been many changes in the personnel system during the 1970s, and that the City Personnel Department felt that, with so many changes, it was best to have an outside audit of what the department had done and what it could do. He noted the changes made in the Department of Equal Employment Opportunity, Workmens' Compensation, and other applicable laws dealing with the personnel systems and stated that studies such as this, proposed in this Ordinance, have been funded in the past. He stated that such a study is a good way to determine program improvements or detect possible errors as a strengthening agent for our own personnel system.

In response to Mr. Archer's comment as to the expenses proposed to be paid to the consultant, Mr. Harvey noted these were more than reasonable expenses. He stated that no City dollars were involved in the proposal; only 'in-kind' services, and expressed confidence that all expected accomplishments should be met by this study.

Mr. Thompson expressed his support for the proposal.

In response to a question by Mr. Archer, Mr. Harvey noted that the last Kansas-Denver personnel study done for the City of San Antonio was approximately 2 years ago, which was designed to study only the wages and salaries of employees.

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

80-21 Mayor Cockrell stated that the staff would explain the three options available to the City Council before any caption was read.

Mr. Frank Kiolbassa, Director of Public Works, explained the options open to the City Council, noting that the bid for Phase II of the Ella Austin Community Center Project did exceed the project estimate, but nevertheless was a good bid, considering all aspects. He recommended the available option which included reprogramming of funds from another Community Development Block Grant project, to make up for the deficit in the Ella Austin, Phase II project bid cost, and noted that if the Council passed Option 1, there would be no need to take action on the following ordinance, being item 31, since it would be covered in Option 1, instead.

Mr. Kiolbassa stated that he had consulted with Councilman Webb on this project.

Mr. Eureste then made a motion to accept Option 1. Mr. Webb seconded the motion.

Mrs. Dutmer expressed her concern about borrowing monies from the San Pedro Creek Community Development Block Grant project because of the possibility that the City funds may not be available when the monies are needed to finance that project.

Mr. Thompson noted that the Council had actually four options, not three. He stated that the fourth option was to take no action on the matter, that day. He expressed his concern regarding the Council's adoption of an Ordinance that they have not yet seen, and stated that he could not support this proposal until he knows more of its details.

Mr. Kiolbassa stated that the full explanation would be on next week's "B" session agenda, but urged that action be taken immediately because the bidder's agreements with this sub-contractors was fast nearing the end of the accepted 30-day period of the agreement and also stated that the bidder might not be able to hold the sub-contractors to their price quotes past that time.

Mr. Webb stated that he feels the City will not be able to get a better bid on the Ella Austin Phase II project and strongly urged passage of Option 1.

The Clerk then read the following Ordinance:

AN ORDINANCE 52,154

ACCEPTING THE LOW QUALIFIED BID OF STODDARD CONSTRUCTION CO. IN THE AMOUNT OF \$593,000.00 TO CONSTRUCT PHASE II OF THE ELLA AUSTIN COMMUNITY CENTER RENOVATIONS PROJECT; AUTHORIZING A CONSTRUCTION CONTRACT; INCREASING THE FUNDING OF THE PROJECT FROM COMMUNITY DEVELOPMENT PROGRAM FUNDS; AUTHORIZING PAYMENTS OF THE COSTS OF THE PHASE II PROJECT; AND AUTHORIZING A REVISION IN THE BUDGET OF THE COMMUNITY DEVELOPMENT PROGRAM YEAR 5 FUND AND AN ADDITIONAL PAYMENT OF \$17,717.57 TO STODDARD CONSTRUCTION COMPANY ON THE PHASE I CONSTRUCTION CONTRACT.

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

80-21MAYOR PRO-TEM HELEN DUTMER

Mayor Cockrell expressed her appreciation to Councilwoman Helen Dutmer for a job very well done during her tenure as Mayor Pro-Tem.

80-21SWEARING-IN CEREMONY

Councilman Henry G. Cisneros was administered the Oath of Office as Mayor Pro-Tem by City Clerk, Norma S. Rodriguez. Dr. Cisneros will serve during the period of May 6, 1980 through July 17, 1980.

Mr. and Mrs. J. George Cisneros, parents of Councilman Cisneros stood alongside him as he was administered the Oath. Dr. Cisneros then introduced a number of friends and relatives, who were present in the audience.

80-21 The following Resolution was read by the Clerk and after consideration, on motion of Mr. Steen, seconded by Dr. Cisneros, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

~~A~~ RESOLUTION
NO. 80-21-39

~~EXERCISING~~ OPTION TO REDEEM CERTAIN
OUTSTANDING CITY OF SAN ANTONIO SEWER
SYSTEM REVENUE BONDS.

* * * *

80-21 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 52,155

EXTENDING LIBRARY SERVICES TO BEXAR COUNTY
RESIDENTS NOT LIVING WITHIN THE CITY OF
SAN ANTONIO FOR THE PERIOD OCTOBER 1, 1979
THROUGH SEPTEMBER 30, 1980 AT A COST TO THE
COUNTY TO BE COMPUTED ON A PERCENTAGE OF
POPULATION AND REPEALING ORDINANCE NO.
51548.

* * * *

AN ORDINANCE 52,156

EXTENDING PUBLIC HEALTH SERVICES TO BEXAR
COUNTY RESIDENTS NOT LIVING WITHIN THE
CITY OR OTHER INCORPORATED AREAS FOR THE
PERIOD OCTOBER 1, 1979 THROUGH SEPTEMBER
30, 1980 AT A COST TO THE COUNTY COMPUTED
ON A PERCENTAGE OF POPULATION.

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AN ORDINANCE 52,157

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH CONTROL DATA CORPORATION IN THE AMOUNT OF \$276,000.00 FOR THE PLATO AUTOMATED LEARNING SYSTEM UNDER THE CETA TITLE VII PRIVATE SECTOR INITIATIVES PROGRAM 1979-80 PROGRAM YEAR BUDGET.

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

Mr. Rolando Lozano, Executive Assistant Director to the Department of Economic and Employment, explained the Control Data Corporation's PLATO Program to be integrated into the various CETA training programs for the purpose of raising academic skills of participants to a level that would assist them in finding employment in the non-subsidized sector.

In response to a question by Mr. Alderete, Mr. Lozano stated that this cost will not cause the City to accept less CETA applicants for its programs now funded.

Mrs. Dutmer spoke against the motion to approve the Ordinance.

A discussion of various program aspects and time-lines ensued between Mr. Lozano and Mr. Thompson.

Mr. Eureste stated that there is money available to train CETA personnel, and this is part of the City's mission in this area, noting that CETA meets the basic needs of the people for employment training.

A discussion was held as to whether this program was part of the original Memorandum of Understanding between the City and Control Data Corporation.

Dr. Cisneros stated that San Antonio now has become a high-technology center, and the City needs to encourage this transition to provide jobs and training for the 12,000 high school graduates of the City each May.

After discussion, Mr. Steen requested that staff provide the Council with a summary of the Memorandum of Understanding between the City and Control Data Corporation; a breakdown of CETA funds allocated under the Memorandum of Understanding; and a copy of Control Data Corporation's financial statement.

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

80-21 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Archer, seconded by Dr. Cisneros, was passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Webb.

AN ORDINANCE 52,158

ACCEPTING THE AMENDED PROPOSAL TO THE UNIVERSITY OF TEXAS TO PERFORM ARCHAEOLOGICAL MONITORING AND REVIEW IN CONNECTION WITH THE ALAMO PLAZA RIVER LINKAGE DEVELOPMENT PROJECT.

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80-21 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Archer, seconded by Mr. Thompson, was passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Thompson, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Webb, Alderete.

AN ORDINANCE 52,159

AUTHORIZING THE CLOSING OF SAN SABA STREET BETWEEN DOLOROSA AND WEST COMMERCE STREETS DURING CERTAIN HOURS OF MAY 2, 3, AND 4, 1980.

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80-21 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Thompson, seconded by Mr. Alderete, was passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Webb.

AN ORDINANCE 52,160

AUTHORIZING THE CLOSING OF JOHN ADAMS STREET BETWEEN ST. CLOUD AND WILLIFORD WAY DURING CERTAIN HOURS ON MAY 4, 1980.

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80-21 The Clerk read the following Ordinance:

AN ORDINANCE 52,161

AUTHORIZING THE CITY ATTORNEY TO FILE SUIT TO ENJOIN MAINTENANCE OF A NUISANCE AT 611 BERYL DRIVE.

* * * *

Mr. Archer moved to approve the Ordinance. Mr. Alderete seconded the motion.

Mr. Archer explained the history of his request for the Ordinance. He stated that Mrs. Wilhelmina Vasquez, 615 Beryl Drive lives next door to a man who raises a large number of dogs and they are a nuisance to her. He explained that the man had been cited several times in the past for violations in Municipal Court, for which he pleaded guilty, then appealed the case to the County Court-at-Law, where many of the cases have been dismissed.

Mrs. Vasquez then detailed a history of the situation.

Mayor Cockrell stated that the Ordinance would enable the City Attorney to go into District Court to pursue this issue.

Mr. Thompson stated that Mrs. Vasquez has been to Municipal Court nine times involving these alleged violations, and read from a list, the result of each cited violation. He then briefly outlined how such situations occur in the legal system.

(Mayor Cockrell was obliged to leave the meeting and Mayor Pro-Tem Dutmer presided.)

Mr. Canavan noted similar complaints of violations in his district in which cases result in small fines or no action is resulted.

City Attorney, Ms. Jane Macon explained the working of the judicial system that allows someone to appeal a guilty finding and noted that the Courts are often filled with waiting cases. She also noted that disposition of these cases is up to the judge.

Mrs. Dutmer expressed concern that the State Legislature sets the limits on fines, and that the Courts must have fines so stiff that people won't break the laws.

Mr. Eureste then urged that the City issue citations in this particular case each and every day. He stated that the volume of citations that this would generate would cause something to be done about the issue.

(Mayor Cockrell returned to the meeting and presided.)

Ms. Macon then explained the Ordinance. She stated that this Ordinance would give the City means to pursue the matter in District Court.

As to Mr. Eureste's request, staff was instructed to investigate the feasibility of citing on a daily basis, the resident at 611 Beryl Drive.

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

80-21

3:20 P.M. -- PUBLIC HEARING RE: THE PROPOSED TAXICAB RATE INCREASE

Mayor Cockrell declared the hearing open:

No citizens were present to speak on the matter.

Mayor Cockrell declared the hearing closed.

The Clerk read the following Ordinance:

AN ORDINANCE 52,162

AUTHORIZING AN INCREASE IN TAXICAB FARES
IN THE CITY OF SAN ANTONIO.

* * * *

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

Mr. Thompson, Chairman of the Council's Taxicab Committee, explained the need for the Ordinance and stated that several taxicab operators had urged its passage at last week's Citizens to be Heard segment of the City Council meeting.

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Dr. Cisneros asked about the status of the proposal to have a "starter" at the International Airport.

Mr. Thompson stated that it would cost about \$50,000 per year to provide "starter" service at the airport for taxicabs, limousines, and buses. He stated that the Committee was seeking an August 1, 1980 date for implementation of this service.

Dr. Cisneros then asked about the status of his previous request on providing senior citizens with discount rates.

Mr. Thompson cited the need for a solid data base and cost estimates in order to fully study the matter. He stated that the proposed Ordinance should provide the data needed to address this question.

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

The meeting was recessed at 3:46 P.M. and reconvened at 5:00 P.M.

80-21

CITIZENS TO BE HEARD

MR. JOHN POERNER

Mayor Cockrell welcomed Mr. John Poerner, Chairman of the Texas Railroad Commission.

Mr. Poerner then spoke to the City Council and reiterated the support of the Texas Railroad Commission to the City Council in their efforts to obtain lower utility rates. He then suggested the method by which coal could be hauled in to San Antonio, making it intrastate and under the jurisdiction of the Texas Railroad Commission instead of the Interstate Commerce Commission.

Mayor Cockrell thanked Mr. Poerner for his suggestion and for his appearance before the City Council.

Mr. Eureste stated that he would want the Railroad Commission to be more aggressive towards Burlington Northern Railroad.

In response to a question by Dr. Cisneros, Mr. Poerner spoke about the Texas Triangle and the movement of cargo and people because of new growth. He spoke about improving railroad traffic passenger service in Texas and spoke about generating power through the use of lignite for electric trains.

Mr. Wing asked Mr. Poerner if the Railroad Commission could legally become a partner in support of the City's efforts in fighting the Burlington Northern Railroad hikes.

Mr. Poerner stated that only the Attorney General of Texas can legally participate in such a matter.

Mr. Steen thanked Mr. Poerner for all his support when Mr. Poerner was a member of the Texas Legislature.

Mrs. Dutmer asked Mr. Poerner about the feasibility of using coal to run the railroads.

Mr. Poerner then stated that the most efficient way would be to use the coal to generate electricity and run the railroads.

Mr. Webb expressed concern about the railroad's negative image in San Antonio.

Mr. Poerner then spoke about the Texas Railroad's Commission record in granting utility increases.

In response to Mr. Alderete, Mr. Poerner spoke about the contractual agreement between the utility companies and suppliers.

MR. DAVID GARCIA

Mr. Garcia spoke about the Mexican-American Cultural Center's request that the City co-sponsor the Cinco de Mayo celebration at the Market Square. He spoke about the support that this group has received from the community and asked for the City Council's support.

Mr. Rolando Bono, Assistant to the City Manager, stated that the Market Square Advisory Board has under advisement, the waiving of the ten percent fee when the Market Square is used by such organizations, however, at this time, the staff is not recommending any waiver of fees.

Mr. Alderete then made a motion that the City co-sponsor the Cinco de Mayo celebration at the Market Square with the Mexican-American Cultural Center, thus eliminating the 10 percent fee charge. Mrs. Dutmer seconded the motion.

Mr. Canavan spoke about the fact that such a motion would cause a precedent to be set and expressed concern about treating every person equally.

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

In response to a question by Dr. Cisneros, Mr. Henry Travieso, Director of the Market Square, stated that similar requests would be brought before the City Council to co-sponsor such events since 95 percent of groups using the El Mercado area are non-profit organizations.

Mayor Cockrell stated that she supported the request because of the overriding cultural aspect of the holiday.

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

MR. RALPH BROCK

Mr. Brock expressed concern about the Ordinance that had been approved by the Council earlier in the meeting. He stated that the Taxi Cab Committee had indicated its approval of their request and they had been misled into believing that their total package would be recommended for approval.

Mr. Thompson, Chairman of the Taxicab Committee, stated that the Council had approved exactly what had been told to the Taxicab Drivers Association.

Mrs. Dutmer stated that a misunderstanding had occurred, since she had been under the impression that the Council supported the entire package brought forth last week at the Council meeting by the Taxicab Drivers Association.

In response to Mr. Eureste, Mr. Brock stated that the \$9.00 per hour waiting time had been omitted and \$7.50 had been substituted in lieu of the \$9.00.

(Mayor Cockrell was obliged to leave the meeting and Mayor Pro-Tem Dutmer presided.)

Mr. Eureste then made a motion that an item be placed on next week's agenda approving the \$9.00 waiting time instead of the \$7.50 figure. Mr. Wing seconded the motion.

Ms. Karen Davis, Executive Assistant to the City Manager, advised the City Council that since a public hearing would be needed in order to comply with the publication schedules, it will be a minimum of two weeks before it can be placed on the agenda for consideration.

After discussion, and on roll call, the motion to place the matter for reconsideration on a future agenda, prevailed by the following vote: AYES: Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Steen, Cockrell; NAYS: None; ABSENT: Cisneros, Archer.

MR. ARMAGAN KARTALTEPE

Mayor Pro-Tem Dutmer advised Mr. Kartaltepe that the ten minute time limit for this particular item on taxicabs had expired.

Mr. Kartaltepe then stated that the taxicab operators had been misled. He reiterated the remarks made by Mr. Brock.

At this point, Mr. Wing then made a motion to reconsider the previous motion. Mr. Canavan seconded the motion.

Mayor Pro-Tem Dutmer then advised Mr. Kartaltepe that the City Council had not intended to mislead anyone, and it wasn't the fault of anyone in particular.

After further discussion, Mr. Wing withdrew his motion.

There being no further business to come before the Council, the meeting was adjourned at 6:10 P.M.

A P P R O V E D

Lila Cockrell

M A Y O R

ATTEST:

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