

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, JANUARY 13, 1983.

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The meeting was called to order at 1:00 P.M. by the presiding officer, Mayor Henry Cisneros, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, EURESTE, THOMPSON, ALDERETE, HARRINGTON, ARCHER, HASSLOCHER, CISNEROS. Absent: NONE.

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83-02 The invocation was given by Michael J. Pennington, Associate Pastor of Lackland Baptist Church.

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83-02 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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83-02 U-A COLUMBIA CABLEVISION SCHOLARSHIP FUND

Mr. Cipriano Guerra, representing U-A Columbia Cablevision, reminded the City Council that his firm, when awarded the cable franchise for San Antonio, agreed to set up a \$150,000 scholarship fund. He noted that the fund has drawn good financial interest since its establishment, and the company now is ready to take applications for scholarships ranging up to \$1,000 per person, with some \$15,000 to be disbursed this year. He stated that the response so far has been good, and spoke to the restrictions on the scholarships, noting that they are only for San Antonio residents, students who have taken at least 15 semester hours of college work.

Mr. Guerra then introduced Ms. Jean Longwith, chairperson of the Cable TV Advisory Board of the City, and other members in the audience.

Mayor Cisneros expressed his personal gratitude for the efforts of UA Columbia in this area, and spoke briefly of what CATV means to the City.

Mr. Guerra introduced a number of UA Columbia officials present in the audience, and noted that installation of CATV in San Antonio is almost complete, although there are areas of the City not yet served, principally the downtown area, because of the problems with underground utilities. He also stated that both City Public Service and Bell Telephone have been very cooperative with his firm in their work. He also noted that the system has some 146,000 customers as of the last day of December, 1982, and stated that some Planned Unit Developments and apartment complexes still are not connected to the system. He also stated that areas annexed to the City since 1978 will be connected to the system by September 1983.

Mayor Cisneros spoke to the details of the UACC franchise, stating his belief that it has been a beneficial arrangement.

Mr. Harrington stated that San Antonio has good CATV service, compared to many other cities.

Mrs. Dutmer spoke of a resident in her district with a large dish antenna in their back yard, and stated that she planned to check whether or not this is allowed under the zoning ordinance.

Mr. Thompson stated his opinion that cable TV is a great public service because of its telecasts of City Council meetings, and spoke of his desire to extend those telecasts to the 'Citizens to be Heard' portion

of the meetings. He spoke of the cable channels available for use by local governmental units, and his desire that all governmental units be telecast during their meetings by cable TV.

Mr. Guerra stated that he would investigate the costs related to videotape the 'Citizens to be Heard' segment of Council meetings and perhaps show them at another time.

Mr. Eureste spoke of the reactions he had heard to the lengthy Council meeting of last week concerning a gas contract for San Antonio, and congratulated UA Columbia on its scholarship program.

Mr. Archer spoke of the number of governmental meetings on CATV.

Mr. Hasslocher congratulated UACC on its scholarship program, and noted that 13 per cent of the complaint calls to his offices concern CATV.

Mr. Wing also congratulated UACC on the program, and Mr. Guerra for his part in securing the contract for UACC with the City of San Antonio.

93-02

ANIMAL CONTROL CURRICULUM GUIDE

Ms. Bonnie Blayney presented the City with a Curriculum Guide to educational programs of the Metropolitan Health District, asking that it be used or placed in the Library.

Mayor Cisneros noted that Ms. Blayney and a number of friends held a Christmas party for workers at the Animal Control Facility over the Christmas holidays, honoring those workers on behalf of the citizens of San Antonio.

Mr. Alderete stated that Ms. Blayney has worked hard to resolve the problems with animal control as a member of the Advisory Board on Animal Control, and continues to do the same as a private citizen.

Mr. Thompson spoke of Ms. Blayney's activities as a sincere concerned citizen, and thanked her for her service to the City.

83-02

AVANCE FUND RAISING/MURAL PRINTS

Mayor Cisneros introduced Mr. Jesse Trevino, the artist who painted the mural at the Exchange Bank, noting that some 250 prints of that mural have been produced for sale in connection with the June 17, 1983 fund raising event for Avance.

Ms. Gloria Rodriguez, Executive Director of Avance, and Mr. Trevino presented Council members with framed prints of the mural.

Ms. Rodriguez then outlined details of the June 17th event, noting that proceeds of the event would go to the endowment fund for Avance programs.

Mayor Cisneros asked that the Council's arts and transportation committees perhaps study the idea, utilized by the City of Atlanta, of having private citizens produce murals for the new terminal building at International Airport. He asked that Mr. Trevino and others be considered for perhaps painting murals in the new building and also perhaps at Municipal Auditorium, now under reconstruction. He stated that this is an effective and beneficial usage of indigeneous talent, and would add much to the story of San Antonio.

On the matter of the construction of the new terminal building for International Airport, Mayor Cisneros spoke of the dramatic changes now taking place there and asked that an 11:30 A.M. luncheon be set up some Thursday so that Council members could see the progress being made.

He asked that this be done in the next few weeks.

Mr. Trevino stated that his dream is to do a mural for all San Antonians to see and to enjoy, and that International Airport would be a good place to display the character of San Antonio in this manner.

Mr. Thompson spoke of details of Mr. Trevino's mural at the Exchange Bank.

Ms. Berriozabal noted that the focal-point of this mural is 'family', and thanked Mr. Trevino and Ms. Rodriguez for the print. She also spoke of having met Mr. Trevino in 1968 when he produced a mural for the Democratic Party. She also detailed how injuries suffered in Vietnam forced him to use his left hand to paint, and of her pride in his progress and accomplishments.

Mrs. Dutmer thanked Mr. Trevino for the print.

82-03

VIETNAM STATUE

Mr. Hasslocher introduced Mr. John Baines, Mr. Jim Stinslund and Mr. Austin Deuel, and displayed for the Council a small model of a proposed bronze statue to honor the veterans of the Vietnam conflict, which these men wish to produce and donate to the City of San Antonio. He stated that Mr. Deuel is a sculptor from Arizona, and himself a veteran of the Vietnam conflict. Mr. Hasslocher stated that it was the desire of this group of men to raise necessary funds from the private sector to construct this statue in San Antonio, and asked City staff to assist in perhaps locating a suitable site for such a statue, to be about 8 by 12 feet in size.

Mayor Cisneros noted that U.S. News and World Report recently featured an article on Mr. Baines. He then asked the City Manager to begin the process to seek such a location for the statue.

Mr. Hasslocher spoke of the work that the Greater San Antonio Chamber of Commerce Military Affairs Council, as well as representatives of the military services, could do on this project.

Mr. Webb stated his opinion that the statue would be an excellent addition to the front of Municipal Auditorium, once that structure is renovated.

A brief discussion of that proposal then took place.

Mr. Deuel described in detail his bronze statue plans.

Mayor Cisneros spoke of the Vietnam Memorial in Washington, D.C., and stated that he supports any such statement that the Vietnam veterans of San Antonio wish to make in this regard.

Mr. Eureste and Mrs. Dutmer both spoke in support of the proposal.

Mr. Hasslocher spoke of the significance of the works of art displayed today by two veterans of the Vietnam war, Mr. Trevino and Mr. Deuel.

Mr. Hasslocher moved that the matter of site location for such a memorial statue be referred to City staff for action. Mrs. Dutmer seconded the motion.

Mr. Hasslocher asked all San Antonians to contribute to the cost to produce and erect this memorial, which is estimated to be some \$300,000.

Mayor Cisneros stated that the City of San Antonio might wish to contribute to the campaign in some way, perhaps by providing the pedestal,

lighting, or other amenities.

Mr. Baines stated that the Vietnam Veterans Leadership Council will sponsor completion of the statue campaign, after which it will donate the memorial to the City of San Antonio.

Ms. Berriozabal spoke in support of the Municipal Auditorium site and of her desire for creation of a large plaza in front of the auditorium.

After discussion, the motion passed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

83-02

ALVARO MATUTE/AUTONOMOUS UNIVERSITY OF MEXICO

Mayor Cisneros introduced Profesor Alvaro Matute, Director del Centro de Ensenansa para Extranjeros, Universidad Nacional Autonoma de Mexico. He also noted that San Antonio is the site of the only branch of this great university outside of the Republic of Mexico.

Mayor Cisneros stated that San Antonio wants to do everything possible to let the Republic of Mexico know that San Antonio supports this facility, and noted that pressures have been brought to bear in Mexico to discontinue this extension branch in San Antonio. He also noted that other pressures are coming from Denver, which would like to have the branch located there instead of San Antonio.

Mayor Cisneros read a 1982 Resolution of the City Council expressing the City's full support of this facility in San Antonio. He also noted that City Manager Louis J. Fox is working hard to make UNAM a major portion of the current HemisFair Plaza redevelopment project.

Mayor Cisneros and Ms. Berriozabal then presented a copy of this Resolution to Prof. Matute, and members of the City Council offered their individual congratulations.

Prof. Matute spoke in appreciation for San Antonio's support of UNAM, and spoke of the many bonds that link San Antonio and the Republic of Mexico. He stated that it is important always to look to the future, and spoke of UNAM's plans to sustain its program at the HemisFair Plaza site. He further stated that he would do everything possible to insure that this comes about.

Mayor Cisneros asked City Manager Fox to work on new priorities for parking, lighting, landscaping and other amenities in the UNAM area, to help insure that the facility remains in San Antonio.

Ms. Berriozabal introduced other members of the visiting party present in the audience.

Mayor Cisneros spoke of his personal plans to take a course in Spanish writing at UNAM this year.

83-02 The minutes of the meeting of December 22, 1982 were approved.

83-02 CONSENT AGENDA

Mr. Archer moved that items 4 - 34 constituting the consent agenda be approved with the exception of item 33, to be pulled for individual consideration. Mr. Thompson seconded the motion.

On voice vote, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES:

Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Alderete.

AN ORDINANCE 56,366

ACCEPTING THE LOW QUALIFIED BID OF S. W. EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH A HYDRAULIC SCAFFOLD FOR A TOTAL OF \$4,812.00.

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AN ORDINANCE 56,367

ACCEPTING THE BID OF SNAPPY SNACK VENDING CO. TO FURNISH THE CITY OF SAN ANTONIO WITH VENDING MACHINE SERVICE AT THE HEALTH DEPARTMENT FOR A TWO (2) YEAR PERIOD STARTING FEBRUARY 1, 1983, WITH TWO ONE-YEAR RENEWAL OPTIONS; AND WITH THE CITY RECEIVING 15.7% OF THE CONTRACTOR'S GROSS RECEIPTS.

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AN ORDINANCE 56,368

ACCEPTING THE LOW QUALIFIED BID OF PERFORMANCE BUSINESS FORMS, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH LIBRARY TRANSACTION CARDS FOR A TOTAL OF \$14,680.00.

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AN ORDINANCE 56,369

ACCEPTING THE LOW QUALIFIED BIDS OF W. A. NEEL ASSOCIATES TO FURNISH THE CITY OF SAN ANTONIO WITH FIREFIGHTING GLOVES FOR A TOTAL OF \$3,900.60.

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AN ORDINANCE 56,370

ACCEPTING THE LOW BID OF AMERICAN PRINTERS TO FURNISH THE CITY OF SAN ANTONIO CONVENTION & VISITORS BUREAU WITH THE PRINTING OF FOUR (4) ISSUES OF THE QUARTERLY EVENTS BROCHURE FOR A COST OF \$1,600.00 PER ISSUE AND A TOTAL COST OF \$6,400.00.

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AN ORDINANCE 56,371

ACCEPTING THE BID OF DAVIS TRUCK & EQUIPMENT CO., INC., TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH REFUSE COMPACTORS FOR A TOTAL COST OF \$22,000.00.

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AN ORDINANCE 56,372

ACCEPTING THE LOW BID OF DUBOSE FLOORS TO FURNISH THE CITY OF SAN ANTONIO WITH CARPET FOR THE POLICE FIRING RANGE FOR A TOTAL OF \$3,866.00.

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AN ORDINANCE 56,373

ACCEPTING THE LOW QUALIFIED BID OF LEEMAR, INCORPORATED, TO FURNISH THE CITY OF SAN ANTONIO

WITH A ROOT CHEMICAL KILLING RIG FOR A TOTAL OF \$17,667.00.

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AN ORDINANCE 56,374

ACCEPTING THE LOW QUALIFIED BID OF I.C.M. OF SAN ANTONIO TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH A SURVEYOR LASER BEAM FOR A TOTAL PURCHASE OF \$6,900.00.

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AN ORDINANCE 56,375

ACCEPTING THE LOW BID OF AFCC FENCE COMPANY TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH CHAIN LINK FENCING AT STINSON AIRPORT FOR A TOTAL COST OF \$6,158.59.

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AN ORDINANCE 56,376

ACCEPTING THE LOW QUALIFIED BIDS OF WAUKESHA PEARCE, INCORPORATED, PLAINS MACHINERY COMPANY, ROMCO EQUIPMENT COMPANY, ANDERSON MACHINERY COMPANY, HOLT MACHINERY COMPANY, TORGERSON COMPANY, AND SOUTHWEST EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH HEAVY EQUIPMENT FOR A TOTAL OF \$1,038,064.00; AND ACCEPTING THE BID OF THE CITY OF CASTROVILLE TO BUY CERTAIN TRADE-IN EQUIPMENT.

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AN ORDINANCE 56,377

ACCEPTING THE PROPOSAL OF FEIGENSPAN AND PINNELL, CONSULTING ENGINEERS, TO PROVIDE ENGINEERING SERVICES FOR REPAIR OF THE ANTENNA ATOP THE TOWER OF THE AMERICAS; AND AUTHORIZING PAYMENT UP TO \$13,750.00 IN ENGINEERING FEES AND AUTHORIZING A CONTINGENCY OF \$3,000.00 FROM THE GENERAL FUND.

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AN ORDINANCE 56,378

AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH H.G.T. GROUP, INC., TO PREPARE PLANS AND SPECIFICATIONS FOR SEWER SERVICE TO TRACTS 29, 29B, AND 29C, NCB 12858 AT WURZBACH ROAD AND FREDERICKSBURG ROAD; APPROPRIATING THE SUM OF \$7,500.00 IN THE DEVELOPER CUSTOMER CONNECTIONS FUNDS; AND AUTHORIZING PAYMENT OF ENGINEERING FEES AND CONTINGENCY EXPENDITURE.

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AN ORDINANCE 56,379

AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH VICKREY & ASSOCIATES, INC., TO PROVIDE ENGINEERING DESIGN FOR THE LOWARENCE CREEK OUTFALL SEWER PROJECT; APPROPRIATING THE SUM OF \$32,375.00 IN THE SEWER IMPROVEMENT AND CONTINGENCY FUND; AND AUTHORIZING PAYMENT OF \$29,375.00 FOR ENGINEERING FEES AND \$3,000.00 FOR ENGINEERING CONTINGENCY.

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AN ORDINANCE 56,380

AUTHORIZING THE CITY MANAGER TO EXECUTE FIELD ALTERATION NO. 2 TO THE CONTRACT FOR THE PACIFIC AVENUE DRAINAGE PROJECT #66A (MOD) PHASE I; PROVIDING FUNDS AND AUTHORIZING PAYMENT.

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AN ORDINANCE 56,381

ACCEPTING THE LOW QUALIFIED BID OF MISSION CONTRACTORS, INC., IN THE AMOUNT OF \$271,785.24 FOR CONSTRUCTION OF THE 105 ACRE TRACT ON BLANCO ROAD OFF-SITE SANITARY SEWER LINE; AUTHORIZING A CONSTRUCTION CONTRACT; APPROPRIATING FUNDS AND AUTHORIZING PAYMENT.

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AN ORDINANCE 56,382

AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH ALBERT E. MCCALL & ASSOCIATES TO PROVIDE ARCHITECTURAL DESIGN SERVICES FOR THE ELLA AUSTIN CHILD CARE CENTER AND AUTHORIZING PAYMENT OF ARCHITECTURAL CONTRACT AND CONTINGENT FEES FROM COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.

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AN ORDINANCE 56,383

AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH S.M. GALINDO ENGINEERS & ASSOCIATES TO PROVIDE ENGINEERING DESIGN FOR THE HOSACK STREET - NOGALITOS TO ZARZAMORA RECONSTRUCTION PROJECT AND AUTHORIZING PAYMENT OF \$13,000.00 IN ENGINEERING FEES FROM CDBG FUNDS AND PROVIDING CONTINGENCY FUNDS.

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AN ORDINANCE 56,384

ACCEPTING THE BID OF HALL SPRINKLER CO. TO FURNISH LABOR FOR THE INSTALLATION OF AN IRRIGATION SYSTEM AT THE SPANISH-AMERICAN BASEBALL DIAMOND AT PADRE PARK FOR THE AMOUNT OF \$4,920.00 AND AUTHORIZING PAYMENT FROM THE GENERAL FUND.

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AN ORDINANCE 56,385

ACCEPTING THE BID OF BENCO FENCE COMPANY IN THE AMOUNT OF \$10,440.00 FOR FURNISHING THE CITY WITH MATERIALS AND LABOR TO CONSTRUCT A WOODEN FENCE FOR THE SPANISH AMERICAN BASEBALL DIAMOND AT PADRE PARK, AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 56,386

ACCEPTING THE LOW QUALIFIED BID OF NUNNELLY AND SUTHERLAND, INC. IN THE AMOUNT OF \$39,480.00 TO RECONSTRUCT THE MONTERREY PARK BATHHOUSE;

AUTHORIZING A CONTRACT; PROVIDING FUNDS AND AUTHORIZING PAYMENT.

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AN ORDINANCE 56,387

AUTHORIZING EXECUTION OF FIELD ALTERATION NO. 12 IN THE AMOUNT OF \$58,691.00 TO THE CONTRACT FOR THE INTERNATIONAL AIRPORT TERMINAL GENERAL CONSTRUCTION (STAGE 2, PACKAGE 8); PROVIDING FUNDS AND AUTHORIZING PAYMENT.

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AN ORDINANCE 56,388

APPROVING THE PRICE AND CONDITIONS OF THE SALE BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF PARCELS C-b-36, C-b-37, C-b-38, C-b-39, AND C-b-42, CONTAINING APPROXIMATELY 152,280.8 SQUARE FEET, LOCATED WITHIN THE VISTA VERDE PROJECT, TEX. R-109 TO LOUIS VIRAMONTES FOR THE SUM OF \$287,000.00.

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AN ORDINANCE 56,389

APPROPRIATING FROM CERTAIN FUNDS IN THE TOTAL SUM OF \$1,648.00 IN PAYMENT FOR EXPENSES INCURRED IN CASTILLO DRAINAGE NO. 20C; COKER LOOP - UNSEWERED AREA NO. 46; FITCH AVENUE RECONSTRUCTION; GOLDEN TRIANGLE OFF-SITE SANITARY SEWER; OAKLAND ESTATES, UNSEWERED AREA NO. 66, PHASE I; AND 105 ACRE BLANCO OFF-SITE SANITARY SEWER.

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AN ORDINANCE 56,390

APPROPRIATING \$17,896.00 ACQUISITION COSTS FOR FEE SIMPLE TITLE FOR A STORM DRAINAGE RIGHT OF WAY, PARCEL 9379, GOLDEN STREET DRAINAGE PROJECT NO. 250 (MODIFIED) AND AUTHORIZING DISBURSEMENT AND DISPOSITION OF SUCH SUM.

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AN ORDINANCE 56,391

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

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AN ORDINANCE 56,392

AUTHORIZING PAYMENT OF REFUNDS TO PERSONS MAKING OVERPAYMENTS OR DOUBLEPAYMENTS ON TWENTY-NINE TAX ACCOUNTS.

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AN ORDINANCE 56,393

AUTHORIZING TRANSFER OF FUNDS REMAINING FROM SEVERAL HOUSING REHABILITATION PROJECTS INTO A CDBG

MULTI-YEAR FUNDED PROJECT.

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AN ORDINANCE 56,394

AMENDING CHAPTER 38 (TRAFFIC REGULATIONS) OF THE CITY CODE DESIGNATING STOP SIGN LOCATIONS; DESIGNATING YIELD-RIGHT-OF-WAY LOCATIONS; SETTING MAXIMUM SPEED LIMITS ON CERTAIN STREETS; PROHIBITING PARKING AT ALL TIMES ON CERTAIN STREETS; AND PROVIDING THAT VIOLATIONS HEREOF BE PUNISHABLE BY A FINE OF NOT LESS THAN \$1.00 NOR MORE THAN \$200.00.

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AN ORDINANCE 56,395

GRANTING A LICENSE TO THE WRIGHT OIL COMPANY TO CONSTRUCT A TRACK OVER CORPORATION DRIVE, ADJACENT TO LOT 1, BLOCK 7, NEW CITY BLOCK 16472.

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83-02 The Clerk read the following Ordinance:

AN ORDINANCE 56,396

AUTHORIZING EXECUTION OF A CONTRACT WITH THE U.S. POSTAL SERVICE PROVIDING FOR ESTABLISHMENT OF A POST OFFICE IN LA VILLITA.

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Mr. Hasslocher moved that the Ordinance be approved. Mrs. Dutmer seconded the motion.

In response to a question by Mr. Eureste, Mr. Ron Darner, Director of Parks & Recreation, stated that it has been planned for some time to have a post office facility in La Villita after its renovation, and noted that it will be operated by the San Antonio Conservation Society and, when necessary, City staff in La Villita.

Mr. Thompson spoke of his concern that the main post office is located some 27 miles from his home, and also spoke of the need for more post office facilities in the downtown area.

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

ZONING HEARINGS

35. CASE 9118 - to rezone the west 150' of the south 225' of Tract 10A, NCB 11316, in the 1800 Block of General McMullen Drive, from "B" Residence District to "B-2" Business District, located northeast of the intersection of Thompson Place and General McMullen Drive, having 150' on Thompson Place and 225' on General McMullen Drive.

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

No citizen appeared to speak in opposition.

Mr. Eureste spoke in support of the request, noting that the

parish also supports this type of development in this area.

Mr. Thompson moved that the recommendation of the Zoning Commission be approved provided that proper access and off-street parking is provided. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 56,397

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 WEST 150' OF THE SOUTH 225' OF TRACT 10A, NCB 11316, IN THE 1800 BLOCK OF GENERAL MCMULLEN DRIVE, FROM "B" RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT PROPER ACCESS AND OFF-STREET PARKING IS PROVIDED.

* * * *

36. CASE 9119 - to rezone a 1.3590 acre tract of land out of Tract A, NCB 11674, being further described by field notes filed in the Office of the City Clerk, 3434-3354 E. Commerce Street, from "H" Local Retail District to "I-1" Light Industry District, located southeast of the intersection of Dafoste Street and E. Commerce Street having 350' on E. Commerce Street and approximately 250' on Dafoste Street.

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

No citizen appeared to speak in opposition.

Mr. Webb moved that the recommendation of the Zoning Commission be approved provided that a six-foot solid screen fence is erected and maintained at the alley across from the single-family residence. Mr. Thompson seconded the motion.

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

AN ORDINANCE 56,398

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 1.3590 ACRE TRACT OF LAND OUT OF TRACT A, NCB 11674, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 3434-3354 E. COMMERCE STREET, FROM "H" LOCAL RETAIL DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED AT THE ALLEY ACROSS FROM THE SINGLE-FAMILY RESIDENCE.

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37. CASE 9114 - to rezone a 68.487 acre tract of land out of C.B. 4943, being further described by field notes filed in the Office of the

City Clerk, in the 1500 and 1600 block of North F.M. 1604 West, from Temporary "R-1" ERZD, One Family Residence, Edwards Recharge Zone District to "B-3" ERZD, Business, Edwards Recharge Zone District, located on the westside of U.S. Hwy. 281 North and the north side of F.M. 1604, being approximately 500' north of the intersection of F.M. 1604 & U.S. Hwy. 281 North, and 2179.57' west of the intersection of U.S. Hwy. 281 North & F.M. 1604, having 2077.82' on F.M. 1604 and 267.13' on U.S. Hwy. 281 North; an 8.978 acre tract of land out of C.B. 4943, being further described by field notes filed in the Office of the City Clerk, in the 1500 and 1600 Block of North F.M. 1604 West, from Temporary "R-1" ERZD, One Family Residence, Edwards Recharge Zone District to "B-3R" ERZD, Restrictive Business, Edwards Recharge Zone District, located on the north side of F.M. 1604, being approximately 4227.39' west of the intersection of U.S. Hwy. 281 North and F.M. 1604, having 391' on F.M. 1604 and a depth of 1189.69'; an 8.711 acre tract of land out of C.B. 4943, being further described by field notes filed in the Office of the City Clerk, in the 1500 and 1600 Block of North F.M. 1604 West from Temporary "R-1" ERZD, One Family Residence, Edwards Recharge Zone District, to "B-3R" ERZD, Restrictive Business, Edwards Recharge Zone District, located on the north side of F.M. 1604, being approximately 5.398' west of the intersection of U.S. Hwy. 281 North and F.M. 1604, having 282.45' on F.M. 1604 and a depth of 1380.96'; and a 36.036 acre tract of land out of C.B. 4943, being further described by field notes filed in the Office of the City Clerk, in the 1500 and 1600 Block of North F.M. 1604 West, from Temporary "R-1" ERZD, One Family Residence, Edwards Recharge Zone District to "B-3" ERZD, Business, Edwards Recharge Zone District, located on the north side of F.M. 1604 being approximately 5789' west of the intersection of U.S. Hwy. 281 North and F.M. 1604, having 1092.55' on F.M. 1604 and a maximum depth of 1567.21'.

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

No citizen appeared to speak in opposition.

Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved provided that the applicant work with the Traffic Division for proper egress and ingress and that proper platting is accomplished if necessary. Mr. Harrington seconded the motion.

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

AN ORDINANCE 56,399

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 68.487 ACRE TRACT OF LAND OUT OF C.B. 4943, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 1500 AND 1600 BLOCK OF NORTH F.M. 1604 WEST FROM TEMPORARY "R-1" ERZD, ONE FAMILY RESIDENCE, EDWARDS RECHARGE ZONE DISTRICT TO "B-3" ERZD, BUSINESS, EDWARDS RECHARGE ZONE DISTRICT; A 8.978 ACRE TRACT OF LAND OUT OF C.B. 4943, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 1500 AND 1600 BLOCK OF NORTH F.M. 1604 WEST, FROM TEMPORARY "R-1" ERZD, ONE FAMILY RESIDENCE, EDWARDS RECHARGE ZONE DISTRICT TO "B-3R" ERZD, RESTRICTIVE BUSINESS, EDWARDS RECHARGE ZONE DISTRICT; A 8.711 ACRE TRACT OF LAND OUT OF C.B. 4943, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 1500 AND 1600 BLOCK OF NORTH F.M. 1604 WEST, FROM TEMPORARY "R-1" ERZD, ONE FAMILY RESIDENCE, EDWARDS RECHARGE ZONE DISTRICT TO "B-3" ERZD, BUSINESS, EDWARDS

RECHARGE ZONE DISTRICT; AND A 36.036 ACRE TRACT OF LAND OUT OF C.B. 4943, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 1500 AND 1600 BLOCK OF NORTH F.M. 1604 WEST, FROM TEMPORARY "R-1" ERZD, ONE FAMILY RESIDENCE, EDWARDS RECHARGE ZONE DISTRICT TO "B-3" ERZD, BUSINESS, EDWARDS RECHARGE ZONE DISTRICT, PROVIDED THAT THE APPLICANT WORK WITH THE TRAFFIC DIVISION FOR PROPER EGRESS AND INGRESS AND THAT PROPER PLATTING IS ACCOMPLISHED IF NECESSARY.

* * * *

83-02 The Clerk read the following Ordinance:

AN ORDINANCE 56,400

ACCEPTING THE PROPOSAL OF UAM, INC., IN THE AMOUNT OF \$12,650.00 TO PROVIDE PROFESSIONAL SERVICES FOR AERIAL PHOTOGRAPHY, AND REVISING THE FEE FOR COPIES OF AERIAL PHOTOGRAPHS.

* * * *

Mr. Harrington moved that the Ordinance be approved. Mr. Hasslocher seconded the motion.

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

83-02 The Clerk read the following Ordinance:

AN ORDINANCE 56,401

AMENDING CHAPTER 16 OF THE CITY CODE BY ADDING AN ARTICLE X WHICH WILL PROVIDE FOR MOBILE FOOD VENDING AND SET REQUIREMENTS AND RESTRICTIONS IN CONNECTION THEREWITH; AND AMENDING SECTION 16-1 OF THE CITY CODE TO INCLUDE THE DEFINITION OF SHED AND CHANGE THE DEFINITION OF FOOD ESTABLISHMENT; AND AMENDING SECTION 16-47 ITEM 1 OF THE CITY CODE.

* * * *

Mr. Hasslocher moved that the Ordinance be approved. Mr. Harrington seconded the motion.

In response to a question by Mr. Wing, Mr. George Noe, Assistant to the City Manager, outlined details of the proposed Ordinance, noting that it principally establishes a mobile food vending code for San Antonio. He distributed to the Council a one-page memorandum on the effects of the proposed Ordinance in several areas, a copy of which is made a part of the papers of this meeting. He also noted that the Council will need to make decisions on a number of other points, in regard to this overall matter of vending in the downtown area and, particularly, in Alamo Plaza.

Ms. Jane Macon, City Attorney, stated that the proposed Ordinance also deals with sale of fruits and vegetables.

Mr. Noe again spoke of the need for Council direction concerning vending in downtown San Antonio and Alamo Plaza in particular.

Mr. Archer spoke to the need for some type of guidelines to

govern roadside peddlers.

In response to a question by Mr. Hasslocher, Mr. Noe spoke to prohibitions against mobile food vending within 300 feet of a food establishment.

Mrs. Dutmer moved to table the Ordinance. Mr. Thompson seconded the motion.

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

Mr. Noe spoke to the separate issues of downtown peddlers and those under the Ordinance solely for vending in Alamo Plaza. He spoke to staff-proposed restrictions on each, noting that they are designed in part to help hold down the conflicts between peddlers and to protect them.

Mayor Cisneros, referring to page 2 of the backup material on this proposed Ordinance, spoke to the four options proposed by staff for Council consideration, and explained the four options involved.

Mrs. Dutmer moved that Option B be changed to substitute the word "licensing" for the word "lease" to allow maximum administrative discretion. Also, to allow peddling of food items only at specific approved locations. Mr. Thompson seconded the motion.

Mr. Webb discussed the limitations on items allowed for sale.

Mr. Noe discussed the various staff-recommended options and provisions and the differences between staff recommendations and those proposed in the motion by Mrs. Dutmer. He stated that under terms of the motion, prospective vendors would approach the City for a license to vend at specific sites in the downtown area.

Ms. Macon stated her opinion that Option B and the staff recommendation are virtually the same thing.

Ms. Berriozabal stated that the Council will provide direction to the staff to prepare the Ordinance covering the ultimate decision in this matter, then spoke to details of the various alternatives.

Mr. Hasslocher spoke of his concern for vending in the area of schools.

Mrs. Dutmer spoke against the sale of non-food items in the downtown area from a mobile vending stance, with some exceptions.

Ms. Berriozabal made an amended motion to allow City staff to decide on the matter of the proposed sale of non-food items in the downtown area. Mr. Wing seconded the motion.

Mrs. Dutmer spoke against a 'flea market atmosphere' in the downtown area by the sale of non-food items in mobile vending, and discussed the options available and the possible areas to be covered.

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

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

Mayor Cisneros then explained briefly the two issues to be decided in regard to the Alamo Plaza vending matters: the number of sites and the mix of food/non-food sites allowed.

Mrs. Dutmer moved that 14 sites be established in Alamo Plaza for

vending of food items only. Mr. Archer seconded the motion.

Mr. Hasslocher made a substitute motion to accept staff recommendation number 5 regarding the mix of food and non-food vending areas. Mr. Alderete seconded the motion.

Mr. Wing made a second substitute motion to approve 14 vending sites in Alamo Plaza, with 10 food-only sites and four non-food sites. Mr. Eureste seconded the motion.

Mayor Cisneros stated his opinion that 14 sites are too many.

Ms. Berriozabal spoke against reducing the present number of raspa-vending sites in Alamo Plaza and allowing others to vend food. She further stated her belief that 14 sites is not too many.

Mr. Thompson spoke in favor of eliminating all vending in Alamo Plaza.

A discussion then took place concerning possible mixes of food and non-food vending sites in Alamo Plaza.

Mayor Cisneros spoke in favor of establishing nine rotating vending sites in Alamo Plaza.

After discussion, the second substitute motion failed to carry by the following vote: AYES: Berriozabal, Webb, Wing, Eureste, Cisneros; NAYS: Dutmer, Thompson, Alderete, Harrington, Archer, Hasslocher; ABSENT: None.

Mrs. Dutmer then made a substitute motion to approve nine vending sites on Alamo Plaza, with all nine restricted to food only. Mr. Archer seconded the motion.

Mrs. Dutmer spoke against non-food mobile vending sales in Alamo Plaza, noting that a number of Alamo Plaza stores sell novelties to tourists and also pay City taxes.

After discussion, the substitute motion to approve nine non-food vending sites in Alamo Plaza failed to carry by the following vote: AYES: Dutmer, Alderete, Harrington, Archer, Hasslocher; NAYS: Berriozabal, Webb, Wing, Eureste, Thompson, Cisneros; ABSENT: None.

Mr. Eureste offered a substitute motion to establish 14 vending sites in Alamo Plaza, with nine to be optional, allowing food and/or non-food as desired; and five sites restricted to non-food items. Mr. Wing seconded the motion.

After discussion, the substitute motion by Mr. Eureste failed to carry by the following vote: AYES: Berriozabal, Webb, Wing, Eureste, Cisneros; NAYS: Dutmer, Thompson, Alderete, Harrington, Archer, Hasslocher; ABSENT: None.

Mr. Harrington made a substitute motion to approve nine vending sites in Alamo Plaza, with six restricted to food-only and three restricted to non-food items. Mr. Hasslocher seconded the motion.

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

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

Mrs. Dutmer offered a motion that non-food vendors in Alamo Plaza be restricted to the sale of trinket-type items, specifically forbidding sale of such things as clothing and tee-shirts. Mr. Hasslocher seconded

the motion.

Mrs. Dutmer spoke in support of her motion, and spoke of having seen photographs of Alamo Plaza showing racks of clothing for sale in the same photo as the Alamo.

Mr. Wing spoke of his concern that the raspa vendors now located in front of the Alamo would lose their right to vend in that area, and asked the Council to give peddlers a break.

A discussion then took place concerning the definition of "trinket."

Mr. Eureste spoke against restricting sales of such things as tee-shirts and caps in Alamo Plaza, noting the popularity of both to tourists.

A discussion took place concerning controls to be placed on non-food item sales.

After discussion, the motion to restrict non-food vendors in Alamo Plaza to sale of trinket-type items only failed by carry by the following vote: AYES: Dutmer, Thompson, Archer, Hasslocher; NAYS: Berriozabal, Webb, Eureste, Cisneros; ABSENT: Wing, Alderete, Harrington.

Mr. Hasslocher moved to untable consideration of agenda item 39. Mr. Archer seconded the motion. After consideration, the motion prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

Ms. Berriozabal made an amended motion to direct City staff to investigate establishment of a procedure by which staff would work with vendors in Alamo Plaza to standardize the design of kiosks to be used as vending sites. Mrs. Dutmer seconded the motion.

After discussion, the amended motion prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Alderete, Cisneros; NAYS: Thompson, Archer, Hasslocher; ABSTAIN: Wing; ABSENT: Harrington.

Mr. Wing then made an amended motion that the six authorized food vending sites in Alamo Plaza be restricted to raspa. Mr. Eureste seconded the motion.

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

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

83-02 The Clerk read the following Ordinance:

AN ORDINANCE 56,402

PROVIDING FUNDING FOR THE CITY'S SHARE OF AN EXPANDED STUDY ON THE USE OF THE PORT OF CORPUS CHRISTI.

* * * *

Mr. Thompson moved for approval of the Ordinance. Mrs. Dutmer seconded the motion.

After consideration the motion, carrying with it the approval of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Thompson, Archer, Cisneros; NAYS: Wing, Alderete,

Harrington, Hasslocher; ABSENT: None.

83-02 Agenda Item 41, being a proposed ordinance providing \$31,220.00 for purchase of an economic development advertisement in Business Week and \$3,800.00 for associated production costs, was withdrawn from consideration.

83-02 The Clerk read the proposed Ordinance:

AN ORDINANCE 56,403

AUTHORIZING CHANGES TO THE CITY OF SAN ANTONIO
CITIZEN PARTICIPATION PLAN.

* * * *

Mrs. Dutmer moved that the Ordinance be approved. Mr. Eureste seconded the motion.

Ms. Rhea Korsh, Budget & Research Department, explained the changes from last year's City of San Antonio Citizen Participation Plan brought about by changes in the program at the federal level. She stated that the existing levels of citizen participation have been maintained.

Ms. Perriozabal spoke of her concern with new federal requirements for citizen participation being much less stringent in this program.

Ms. Korsh reiterated that San Antonio will maintain its own high standards and requirements for citizen participation, in order to give citizens time to speak on CDBG matters.

Mrs. Dutmer stated her concern that there is no location for citizen participation meetings in the Villa Coronado neighborhood.

Ms. Korsh stated that staff would look into the matter.

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

83-02 The Clerk read the following Ordinance:

AN ORDINANCE 56,404

GRANTING THE WEINER NEWS COMPANY AND THE GANNETT COMPANY NEWSPAPER GROUP, THE RIGHT TO PLACE COIN-OPERATED NEWSPAPER STANDS ON THE SIDEWALKS WITHIN THE CITY OF SAN ANTONIO.

* * * *

Mr. Alderete moved for approval of the Ordinance. Mrs. Dutmer seconded the motion.

Mayor Cisneros stated that USA Today is a new national newspaper, which San Antonio is receiving in circulation well before many other large metropolitan cities. He stated that distribution would begin in Houston/San Antonio on Monday.

Ms. Jane Macon, City Attorney, stated that the dispensing paper racks would be placed on City sidewalks near other such newspaper racks.

Mr. Jack Cavaleri, General Manager, Weiner News Company, Inc., distributed sample copies to the City Council for study and spoke of his company's distribution plans, estimating sales at about 15,000 per day in sidewalk newspaper racks initially. He then spoke of details of how the newspaper is assembled daily and fed by computer to regional printing sites.

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

83-02 The Clerk read the following Ordinance:

AN ORDINANCE 56,405

AUTHORIZING PROJECT WARM, A WINTER UTILITY RELIEF PROGRAM FOR NEEDY CITIZENS; APPROVING PROGRAM POLICY AND GUIDELINES, AND DESIGNATING AN OPERATING DEPARTMENT.

* * * *

Mrs. Dutmer moved for approval of the Ordinance. Mr. Eureste seconded the motion.

Mr. Harrington spoke to the outline of the program and stated that the parameters on eligibility for the program have now been determined, and qualification will be handled by the City's Department of Human Resources and Services. He noted that there will be no cost for administration of the program, over and above the staff time already devoted, and that funds earmarked for the program will be transferred directly into the using customer's account. He stated that he is encouraged by the contributions now coming in at an average of \$10 per contribution, and that the program will be in full swing by next winter. He further stated that as of Tuesday, some 220 contributions had been made to the program by CPS customers for contribution of some \$2,500.

Mayor Cisneros spoke of the percentage of the program to be spent on senior citizens, noting that the largest percentage of senior citizens is in District 9, with the smallest percentage in District 6.

Mrs. Dutmer spoke of her belief that the priority for use of this program should go to families with small children.

Mr. Kevin Moriarty, Director of the Department of Human Resources and Services, spoke of the impact made by the various relief programs aimed at the senior citizen in San Antonio, noting that priority of these programs is to the life-threatening situation.

Ms. Berriozabal asked the City staff to utilize the same program of publicity that was used to publicize the senior citizen rate relief program in the past.

Mr. Moriarty stated that plans already are underway to do this.

Mr. Harrington stated that resources are too scarce to reach everyone who might need help in this program, and explained the reasons why the priority is on senior citizens, calling them an 'unprotected class'.

Mr. Wing spoke of two different programs which address help for senior citizens.

In response to a question by Mr. Webb, Mr. Moriarty discussed the various relief programs for the senior citizen in San Antonio.

Mr. Webb voiced his concern with the \$60 charge to reconnect CPS

service to homes, once the service is severed for non-payment of bills, and with the uncertainty of exactly how many cutoffs are senior citizens. He asked CPS to advise Council how many of the average 2,000 monthly cutoffs are elderly persons.

Mr. Moriarty stated that he would try to secure the necessary data for the council on the senior citizen rate relief program.

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

In response to a question by Mayor Cisneros, Mr. Moriarty stated that any senior citizen making at least payments toward their outstanding CPS bill will not be cut off.

83-02

WATER ISSUES WORK SESSION

Mayor Cisneros announced that a special City Council work session on pending water issues has been set for 5 P.M., Tuesday, January 25, 1983 at the Commanders House in the Arsenal area.

83-02

BOARD APPOINTMENTS WORK SESSION

Mayor Cisneros announced that a special City Council work session on board appointments has been set for 5 P.M., Tuesday, February 1, 1983 at the Commanders House in the Arsenal area.

83-02

D W I ARRESTS

Mr. Eureste and Mr. Wing displayed a map, outlining areas of arrests for driving while intoxicated and areas of highest DWI-related accidents, all during FY 1981-82.

Mr. Eureste stated that the City is consistently conducting DWI arrest drives in the wrong areas, noting that West Commerce St./Highway 90 West records many DWI arrests, but statistics show this area is not a high-accident area in DWI-related cases. He further stated that large numbers of drinking establishments have opened along Loop 410 in the north segment of the City. Mr. Eureste stated that City Council put an extra \$220,000 in a crackdown drive on DWI matters in this year's budget, but that accident areas and DWI arrest areas don't match up. He spoke to the presence of traditional arrest patterns being followed, and the need to change those patterns.

Mr. Eureste noted that the City Manager has the responsibility to stress to the police chief the need to change such patterns, and spoke of his fear for possible violence and/or demonstrations if the current DWI crackdown as ordered by the new District Attorney isn't realigned and corrected.

Mr. Archer asked that the police begin a new DWI enforcement in District 9, and spoke to the need to spread enforcement equally over the entire City.

Mr. Eureste spoke to the need to compare statistics from FY 1981-82, comparing DWI arrests to DWI-related accidents, by council district. He also asked for an ethnic breakdown of DWI arrests, DWI-related accidents and DWI-related accidents involving fatalities for the past two years.

Mr. Louis J. Fox, City Manager, stated that most of the police patrol activity is in districts or areas where police are needed the most,

and spoke of his belief that DWI enforcement should be placed on high-accident corridors of the City. He stated that he would respond to the Council request for data, and also will secure and report on the ethnic breakdown desired.

Mr. J. Rolando Bono, Assistant City Manager, stated his belief that regular police district patrol officers need to stress DWI vigilance in high-accident areas of the City.

Ms. Berriozabal also asked for data on how deterrence of DWI incidents is handled by the Police Department, voicing her concern that many DWI arrest cases never reach the prosecution stage.

Mrs. Dutmer stated her belief that DWI enforcement should be applied equally to all, even public officials, and spoke to her belief that marijuana users also are a driving hazard in San Antonio.

(At this point, Mayor Cisneros was obliged to leave the meeting. Mayor Pro-Tem Wing presided.)

Mr. Webb spoke to the need to deal with the future, in such matters.

Mr. Harrington stated that San Pedro Avenue (Highway 281 North) and Loop 410 carry heavy truck traffic, and as a result, accidents there are of a serious nature, usually. He stated that he welcomes more DWI surveillance activity in those areas.

Mr. Wing reiterated the reported disparity between DWI arrests and DWI-related accident cases around the City.

Mr. Thompson stated that he would like to see the results of the increased police enforcement of DWI matters.

Mr. Archer asked that DWI enforcement be concentrated on the north side on Friday and Saturday evenings.

Mr. Fox stated that he would look into these matters, and would also meet with individual City Council members, as well, to discuss them.

Mr. Eureste spoke of his concern that San Antonians must feel that the Police Department is enforcing DWI matters on an equal basis.

Mr. Wing asked for more DWI surveillance in high-accident areas of the City.

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83-02

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CITIZENS TO BE HEARD

POSTERITY FOUNDATION

Ms. Hattie Cook, representing the Posterity Foundation, spoke about the founding of the Posterity Foundation and the purpose of organizing the Foundation for the sole function of seeking out and fostering writers. She stated that the Foundation is now ten years old and she proceeded to read out the names of the incorporators. She stated that the Foundation has presented concerts of original music. She asked for \$25,000 seed money from the Council to lobby in Austin and in Washington, D.C. to establish a Book Publishing Company in San Antonio.

Mr. Archer stated that there is definitely a need for such a Book Publishing Company and moved to direct Jerry Henckel to lobby for this money in Austin. Mr. Alderete seconded the motion.

Mrs. Mary Wright also spoke on this subject and asked City Council to support their request.

Mr. Wing explained that in order to obtain City funds procedures need to be set up and referred her to Alex Briseno, Assistant City

Manager.

No vote was taken on this matter.

* * * *

MRS. MARIA DOMINGUEZ

Mrs. Maria Dominguez, 250 Freiling Drive, asked what the maximum penalty was for selling spray paint to a minor. Mr. Jake Talley, Assistant City Attorney, stated that it is a Class C misdemeanor, \$200 fine, no jail time imposed unless fine is not paid.

Mrs. Dominguez noted that the laws are not strict enough and penalties are not either and that persons who sell spray paint to minors should be jailed. She stated that she will take this matter to the State Legislature. She also stated that there are not enough police.

Mrs. Dutmer stated that Mrs. Dominguez can go to the State Legislature to see if the law can be changed to a felony.

* * * *

MR. GARRY K. HODGIN

Mr. Garry K. Hodgin, 1234 E. Mulberry, thanked the City Council for approving the Mobile Food Vending Ordinance. He asked the Council to entertain a temporary permit until the Ordinance goes into effect.

Mrs. Dutmer stated that there is no ordinance in effect at this time. The staff will have the discretion of where Mr. Hodgin can locate.

In response to Mr. Alderete, Mr. Skip Noe stated that the current code doesn't provide to allow mobile food vending. The ordinance approved today does allow mobile food vending.

Ms. Macon stated that the staff will investigate the matter and report back in one week.

* * * *

83-02 The Clerk read the following Letter:

January 5, 1983

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

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

December 28, 1982

Petition submitted by Mr. Freddie Mosley requesting resurfacing or repair of Alabama Street.

* * * *

December 28, 1982

Petition submitted by Mr. Rubin Kremling requesting permission to place planters on the sidewalk outside the South Texas Building.

* * * *

/s/ NORMA S. RODRIGUEZ
City Clerk

There being no further business to come before the Council, the meeting was adjourned at 6:09 P.M.

A P P R O V E D

Henry Cisneros
M A Y O R

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

0629