

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, MARCH 1, 1984.

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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: WEBB, DUTMER, WING, EURESTE, THOMPSON, ALDERETE, HARRINGTON, CISNEROS. Absent: BERRIOZABAL, ARCHER, HASSLOCHER.

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84-09 The invocation was given by Reverend Joe Owen, Beacon Hill Presbyterian Church.

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84-09 The Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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84-09 GREATER SAN ANTONIO CHAMBER OF COMMERCE

Mayor Cisneros spoke of the Chamber of Commerce's leadership in working towards passage of the streets bond issue on April 7, 1984. He noted that the Chamber had brought together a broad spectrum of City organizations who have committed their support for passage of this bond issue.

Members of the different organizations, gathered in the Chamber, introduced themselves and named the organizations they represented.

Mr. Bob Marbut, Chairman of the Board of the Greater San Antonio Chamber of Commerce, stated that repair of the City streets is one of San Antonio's critical needs. He stated that the Committee for Better Roads will work toward passage of the bond issue by raising funds to solicit support and publicize the upcoming election. He added that citizens of San Antonio will be informed of the importance of this bond issue via public forums, speakers at organizational gatherings, and individuals going house to house to distribute information.

Mayor Cisneros thanked the Chamber for its work and the representatives from the different organizations for coming to City Hall to express their support.

Mr. Webb thanked those individuals responsible for defining and putting the streets package together and Mr. Harrington and Mr. Wing, in particular, for their leadership roles in this regard. He added that he had never seen such broad based support of a project.

Messrs. Harrington, Wing, Thompson and Mrs. Dutmer individually commended the Chamber and members of those organizations represented for their commitment to assuring passage of the bond issue.

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84-09 POTHOLE PROGRAM

Councilman Harrington read a letter sent to him by the San Antonio Foster Grandparents in which they expressed their support of the pothole program and enclosed a check for purchase of a pothole.

84-09ST. BENEDICT'S SCHOOL

Mayor Cisneros acknowledged the presence today of students from St. Benedict's School and their teacher, Mrs. Janice Hammond.

Two student representatives and Mrs. Hammond presented the Mayor with a St. Benedict's T-shirt.

Mayor Cisneros thanked them for the gift and welcomed them to City Hall.

84-09CITY PUBLIC SERVICE BOARD PRESENTATION

Mayor Cisneros spoke of a resolution to be presented to the City Public Service Board commending them for their participation in the Governor's ninety-day statewide Residential Energy Cost Control Program. He then asked Mr. Cecil Henne and Mr. Jack Thornton, CPSB representatives, to come forward and presented the following Resolution No. 84-09-18:

## A RESOLUTION NO. 84-09-18

DECLARING CITY COUNCIL SUPPORT FOR CITY OF SAN ANTONIO PARTICIPATION IN GOVERNOR WHITE'S STATEWIDE RESIDENTIAL ENERGY COST CONTROL PROGRAM.

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Mr. Cecil Henne thanked the Council for the Resolution and presented Mr. Jack Thornton, Conservation Superintendent, who stated that this is one of several programs funded by oil refund monies from which citizens will benefit. He spoke of programs now in effect that will assist citizens, such as the toll-free number which will answer most of the questions people have about energy conservation. He added that a series of workshops, available for customers throughout the City, will also be conducted upon request. Participants in these workshops will receive free weatherization kits, which include energy saving items to be used in weatherizing their homes.

Mrs. Dutmer moved that the Resolution be approved. Mr. Webb seconded the motion.

Mr. Alderete commended CPS for developing the energy conservation program.

Mr. Thompson spoke of the valuable information contained in the manual which accompanies the weatherization kit.

Mrs. Dutmer and Mr. Webb spoke to some specific weatherization problems.

Mr. Webb encouraged citizens to have CPS come to their homes to do an energy audit.

Mr. Webb reiterated Mr. Thompson's comments on the manual.

Mr. Harrington spoke of his appreciation for the work that has been done on this project as well as the work that has been done on Project Warm. He added that a report on the status of Project Warm would be presented to the Council in a few weeks and noted that similar projects have been developed in other cities throughout the country.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Webb, Dutmer,

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

84-09      CONSENT AGENDA

Mr. Harrington moved that items 5 - 30 constituting the consent agenda be approved with items 12, 15, 16, and 22 to be pulled for individual consideration. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 58,346

ACCEPTING THE LOW BIDS OF VAN WATERS & ROGERS AND OF CHEMICAL & TURF SPECIALTY TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH HERBICIDES, FOR A TOTAL OF \$13,278.00.

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AN ORDINANCE 58,347

ACCEPTING THE ONE SUBMITTED BID OF INTERSTATE HIGHWAY SIGN COMPANY TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH FABRICATION AND INSTALLATION OF ROADWAY SIGNAGE, FOR A TOTAL OF \$3,897.75.

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AN ORDINANCE 58,348

ACCEPTING THE ONE SUBMITTED BID OF ACCUTRONICS, INC., TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS PARKING DIVISION WITH CONTROL EQUIPMENT, FOR A TOTAL OF \$6,900.00.

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AN ORDINANCE 58,349

ACCEPTING THE LOW QUALIFIED BIDS OF B & B WAREHOUSE, INC., ALAMO IRON WORKS, H & H ROPER AUTO PARTS & MACHINE SHOP, & OF SANKEY EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO AUTOMOTIVE OPERATIONS DIVISION WITH AIR TOOLS, FOR A TOTAL OF \$6,866.67.

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AN ORDINANCE 58,350

ACCEPTING THE LOW QUALIFIED BID OF CHEMICAL & TURF SPECIALTY COMPANY TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH FERTILIZER FOR A TOTAL OF \$50,406.00.

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AN ORDINANCE 58,351

AUTHORIZING PAYMENT IN THE AMOUNT OF \$8,741.48 TO SOUTHWESTERN LABORATORIES FOR METHANE GAS WELL CASINGS THAT WERE INSTALLED AT THE WEST AVENUE LANDFILL SITE.

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## AN ORDINANCE 58,352 .

ACCEPTING THE BID OF SHAFER PLUMBING & HEATING, INC., IN THE AMOUNT OF \$10,434.00 FOR THE CONSTRUCTION OF THE OXFORD SQUARE SUBDIVISION UNIT 14 OFF-SITE SEWER PROJECT; APPROVING A CONTRACT AND PROVIDING FOR PAYMENT.

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## AN ORDINANCE 58,353 .

AUTHORIZING THE EXECUTION OF A STANDARD PROFESSIONAL SERVICES CONTRACT WITH CIVIL ENGINEERING CONSULTANTS TO PROVIDE PLANS AND SPECIFICATIONS FOR SEWER SERVICE TO CANDLEWOOD PARK SUBDIVISION; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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## AN ORDINANCE 58,354 .

ACCEPTING THE BID OF J & G SERVICES, INC. IN THE AMOUNT OF \$9,166.00 FOR THE CONSTRUCTION OF THE ROANOKE SUBDIVISION OFF-SITE SANITARY SEWER MAIN PROJECT; APPROVING A CONTRACT AND PROVIDING FOR PAYMENT.

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## AN ORDINANCE 58,355 .

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$22,815.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING AN EASEMENT AND FOR AN AGREEMENT WITH THE SOUTHERN PACIFIC TRANSPORTATION COMPANY; ALL IN CONNECTION WITH CERTAIN RIGHT OF WAY PROJECTS.

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## AN ORDINANCE 58,356 .

CLOSING AND ABANDONING A PORTION OF ASCOT AVENUE, BETWEEN NEW CITY BLOCKS 9503 AND 9389; A PORTION OF CLOVIS STREET, BETWEEN NEW CITY BLOCKS 9346 AND 9389; AND A PORTION OF A 20-FOOT ALLEY IN NEW CITY BLOCK 9389; AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE A QUITCLAIM DEED TO H.B. ZACHRY COMPANY, ADJACENT OWNER, FOR A CONSIDERATION OF \$16,575.00.

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## AN ORDINANCE 58,357 .

DECLARING A TRACT OF LAND ADJACENT TO NEW CITY BLOCK 142 SURPLUS TO THE CITY'S NEEDS AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE A SPECIAL WARRANTY DEED TO SAN ANTONIO CONSERVATION SOCIETY, ADJACENT OWNER, FOR A CONSIDERATION OF \$22,100.00.

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## AN ORDINANCE 58,358 .

GRANTING A LICENSE TO MR. FRANK PHELPS AND THE VILLAGE SALOON & EATERY FOR THE RIGHT TO PLACE

TABLES, CHAIRS, AND OTHER OBJECTS FOR OUTDOOR DINING AND SERVICE ON CITY PROPERTY IN CONJUNCTION WITH RESTAURANT OPERATIONS.

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AN ORDINANCE 58,359

CANCELLING TWO CERTAIN LEASE AGREEMENTS FOR PREMISES IN LA VILLITA AND AUTHORIZING A NEW LEASE AGREEMENT WITH NEVA ELLIS IN BUILDING NUMBER 25 IN LA VILLITA.

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AN ORDINANCE 58,360

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 58,361

AMENDING CHAPTER 38 (TRAFFIC REGULATIONS) OF THE CITY CODE SETTING FORTH LOCATIONS AT WHICH ELECTRONIC TRAFFIC CONTROL SIGNALS ARE IN FULL OPERATION; DESIGNATING STOP SIGN LOCATIONS; DESIGNATING YIELD-RIGHT-OF-WAY LOCATIONS; PROHIBITING PARKING AT ALL TIMES ON CERTAIN STREETS; PROHIBITING CERTAIN TURNS; ESTABLISH CERTAIN SCHOOL ZONES; 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 58,362

AUTHORIZING THE USE OF ALAMO PLAZA FOR SEVERAL ART SHOWS AND SALES. (HELOTES ART GUILD; CITY ART GROUP; HAYES ART GUILD; RANDOLPH ART LEAGUE; CREATIVE ART GUILD; MISSION ART GROUP).

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AN ORDINANCE 58,363

ADJUSTING THE BUDGET FOR THE SPECIAL SUPPLEMENT FOOD PROGRAM FOR WOMEN, INFANTS AND CHILDREN (WIC) AUTHORIZED IN ORDINANCE #57634, PASSED SEPTEMBER 29, 1983.

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AN ORDINANCE 58,364

AUTHORIZING THE RENEWAL OF THE CITY OF SAN ANTONIO'S MAJOR MEDICAL BENEFIT PLAN ANNUAL AGGREGATE STOP LOSS INSURANCE WITH INA FOR THE PERIOD OCTOBER 1, 1983 THROUGH OCTOBER 1, 1984, AT AN ANNUAL PREMIUM OF \$6,000.00.

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## AN ORDINANCE 58,365

AUTHORIZING THE EXECUTION OF A SEWER SERVICE CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND POTRANCO APARTMENT J.V.

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## AN ORDINANCE 58,366

AUTHORIZING THE EXECUTION OF A SEWER SERVICE CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND K&M DEVELOPMENT COMPANY.

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## AN ORDINANCE 58,367

AUTHORIZING THE PAYMENT OF \$8,350.00 TO THE TEXAS DEPARTMENT OF WATER RESOURCES FOR A WASTEWATER DISCHARGE PERMIT AS REQUIRED BY CHAPTER 26 OF THE TEXAS WATER CODE.

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84-09 The minutes of the meeting of February 16, 1984 were approved.

84-09 The Clerk read the following Ordinance:

## AN ORDINANCE 58,368

ACCEPTING THE BID OF MEADER CONSTRUCTION CO., INC., IN THE AMOUNT OF \$1,608,175.82 FOR THE CONSTRUCTION OF THE WEST AVENUE-HILDEBRAND-SAN FRANCISCO-BRAD SEWER RECONSTRUCTION PROJECT; AUTHORIZING ADDITIONAL ENGINEERING FEES PAYABLE TO W. F. CASTELLA & ASSOCIATES, INC., IN THE AMOUNT OF \$30,960.44; APPROVING A CONTRACT AND PROVIDING FOR PAYMENT.

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

In response to a question by Mrs. Dutmer, Mr. Frank Kiolbassa, Director of Public Works, stated that the mains in this area are in bad condition and monies will be used to replace the collection system.

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

84-09 The Clerk read the following Ordinance:

## AN ORDINANCE 58,369

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 20, IN THE AMOUNT OF \$295,165.00, TO THE CONTRACT FOR THE INTERNATIONAL AIRPORT TERMINAL MECHANICAL CONSTRUCTION (STAGE 2, PACKAGE 10); APPROPRIATING FUNDS AND PROVIDING PAYMENT.

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

In response to a question by Mrs. Dutmer, Mr. Frank Kiobassa, Director of Public Works, stated that both Items 15 and 16 are for mechanical work required at the International Airport but for different items in the system.

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

84-09 The Clerk read the following Ordinance:

AN ORDINANCE 58,370

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 21, IN THE AMOUNT OF \$24,898.00, TO THE CONTRACT FOR THE INTERNATIONAL AIRPORT TERMINAL MECHANICAL CONSTRUCTION (STAGE 2, PACKAGE 10); APPROPRIATING FUNDS AND PROVIDING PAYMENT.

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

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

84-09 The Clerk read the following Ordinance:

AN ORDINANCE 58,371

EXTENDING CERTAIN LA VILLITA LEASE AGREEMENTS. (LAWRENCE WILLIAMS - BLDG 4; PATRICIA F. HENRY - BLDG 8; GERALDINE LEDENHAM AND ROY LEDENHAM - BLDG 24; DORIS FODGE AND DOT PARROTT - BLDG 23)

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

In response to a question by Mrs. Dutmer, Mr. Ron Darner, Director of Parks & Recreation, explained that there are two types of leases at La Villita; one type offers the option for the leasees to extend their leases at any time and these particular lessees have opted to extend them now rather than wait until their termination dates in 1985 and 1986.

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

#### ZONING HEARINGS

31. CASE Z83311 - to rezone a 7.350 acre tract of land out of NCB 14794, being further described by field notes filed in the Office of the

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City Clerk, in the 9000 Block of Wurzbach Road, in the 4300 Block of Bluemel Road, from "R-6" Townhouse Residence District and "R-3" Multiple Family Residence District to "P-1(R-6)" Planned Unit Development Townhouse Residence District, located on the northwest side of Wurzbach Road, being approximately 60' southwest of the intersection of Fernglen Drive and Wurzbach Road, having approximately 140' on Wurzbach Road, approximate depth of 1660' and a maximum width of 450', also having 50' frontage on Bluemel Road.

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

Mr. Robert Ashcroft, 4815 Fredericksburg Road, stated that the applicant has met with residents in opposition to the rezoning and some deed restrictions and covenants have been developed agreeable to both the applicant and the opponents.

Mr. Harrington moved that the recommendation of the Zoning Commission be approved provided that a one-foot non-access easement is placed along the north property line; that a six-foot solid screen fence is erected and maintained along the north property line; that a 3-foot right-of-way dedication is made from Mitchell Webb Drive to a point opposite the middle of the rear property line of Lot 5, Block 6, of Mount Laurel Unit 1 Sub-Division, and that a 5-foot right-of-way is dedicated along the remainder of the alley. Mr. Thompson seconded the motion.

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

AN ORDINANCE 58,372

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 7.350 ACRE TRACT OF LAND OUT OF NCB 14794, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 9000 BLOCK OF WURZBACH ROAD, IN THE 4300 BLOCK OF BLUEMEL ROAD, FROM "R-6" TOWNHOUSE RESIDENCE DISTRICT AND "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT TO "P-1(R-6)" PLANNED UNIT DEVELOPMENT TOWNHOUSE RESIDENCE DISTRICT, PROVIDED THAT A ONE-FOOT NON-ACCESS EASEMENT IS PLACED ALONG THE NORTH PROPERTY LINE; THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTH PROPERTY LINE; THAT A 3-FOOT RIGHT-OF-WAY DEDICATION IS MADE FROM MITCHELL WEBB DRIVE TO A POINT OPPOSITE THE MIDDLE OF THE REAR PROPERTY LINE OF LOT 5, BLOCK 6 OF MOUNT LAUREL UNIT 1 SUB-DIVISION, AND THAT A 5-FOOT RIGHT-OF-WAY IS DEDICATED ALONG THE REMAINDER OF THE ALLEY.

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32. CASE Z84029 - to rezone Lot A-2 and the west 60' of the north 90' of Lot A-1, Block 15, NCB 373, 208-214 W. Laurel Street, from "E" Office District to "B-2" Business District, located on the southside of Laurel Street, being 83.5' east of the intersection of Lewis Street and Laurel Street, having 140' on Laurel Street and 167.7' on Lewis Street.

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

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Mr. Wing moved that the recommendation of the Zoning Commission be approved provided that proper access and off-street parking are provided. Mr. Eureste seconded the motion.

Ms. Debra Sanchez Reed, 108 W. Laurel Street, stated that she and her partners request the change in zoning to allow them to operate a women's body building gymnasium.

Ms. Abby Antuna, Attorney for the applicants, spoke to the proposed renovation of the building and the improvements proposed to the property.

Ms. Linda Reed Machayett, partner, spoke to the overall condition of the neighborhood and of the area immediately around the property for which the rezoning is requested.

Mr. Mike Smith, President of the Tobin Hills Association, expressed the Association's concern that the Main Avenue Corridor be protected against establishment of undesirable businesses in the area. He read a memorandum which stated that the rezoning request would not be acceptable to the Association unless certain deed restrictions were imposed. He described businesses such as liquor stores, video game arcades and "adult" video/movie houses as being unacceptable.

Mr. Jeff Pierce, real estate broker, stated that the owner, Mr. William Snodgrass, supported maintaining the quality of the Community and noted he would not object to the imposition of deed certain restrictions.

Ms. Reed stated that she did not object to the restrictions.

Mr. Wing moved that the recommendation of the Zoning Commission be approved provided that proper access and off-street parking are provided. Mr. Eureste seconded the motion.

Mr. Webb read from a letter written by Ms. Berriozabal in which she stated that residents of the area had expressed their concern with the requested rezoning.

In reply to a question by Mr. Alderete, Mr. Andy Guerrero, Planner II, stated that the types of undesirable establishments which had been mentioned are not permitted within 500 feet of residential areas.

Mrs. Dutmer noted that this property is part of a HUD package and HUD will not approve for development in this area businesses such as those described by Tobin Hills Association

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

AN ORDINANCE 58,373

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 A-2 AND THE WEST 60' OF THE NORTH 90' OF LOT A-1, BLOCK 15, NCB 373, 208-214 WEST LAUREL STREET, FROM "E" OFFICE DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT PROPER ACCESS AND OFF-STREET PARKING ARE PROVIDED.

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33. CASE Z83474 - to rezone Lots 16 thru 21, Block 6, NCB 16856, in the 1500 block of Vista Norte Drive, Lots 27 thru 31, Block 1, NCB 16851, in the 12100 Block of Vista Nogal Drive, from "R-2" Two Family Residence District to "R-6" Townhouse Residence District, located on the southwest side of Vista Norte Drive, southeast side of Vista Nogal Drive, being northwest and southeast of the intersection of Vista Drive and Vista Norte Drive, having 360' on Vista Norte Drive, 490' on Vista Nogal 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. Harrington moved that the recommendation of the Zoning Commission be approved. Mr. Wing seconded the motion.

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

AN ORDINANCE 58,374

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 16 THRU 21, BLOCK 6, NCB 16856, IN THE 1500 BLOCK OF VISTA NORTE DRIVE AND LOTS 27 THRU 31, BLOCK 1, NCB 16851, IN THE 12100 BLOCK OF VISTA NOGAL DRIVE, FROM "R-2" TWO-FAMILY RESIDENCE DISTRICT TO "R-6" TOWNHOUSE RESIDENCE DISTRICT.

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34. CASE Z84050 - to rezone a 34.447 acre tract of land out of NCB 13665, being further described by field notes filed in the Office of the City Clerk, in the 7800 Block of Huebner Road, from "R-3" Multiple Family Residence District and "R-5" One Family Residence District to "B-2" Business District and a 13.789 acre tract of land out of NCB 13665, being further described by field notes filed in the Office of the City Clerk, in the 7800 Block of Huebner Road, from "R-3" Multiple Family Residence District to "R-5" One Family Residence District, located approximately 700' southeast of Huebner Road also 140' northeast of Walking Gait Drive and having approximate maximum width of 2600' and approximate maximum depth of 1600'.

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. Harrington moved that the recommendation of the Zoning Commission be approved provided that street dedication is given, and that driveways and paved parking are provided in accordance with Subdivision Regulations. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 58,375

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 34.447 ACRE TRACT OF LAND OUT OF NCB 13665, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 7800 BLOCK OF HUEBNER ROAD, FROM "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT AND "R-5" ONE-FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT AND A 13.789 ACRE TRACT OF LAND OUT OF NCB 13665, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 7800 BLOCK OF HUEBNER ROAD, FROM "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT TO "R-5" ONE-FAMILY RESIDENCE DISTRICT, PROVIDED THAT STREET DEDICATION IS GIVEN, AND THAT DRIVEWAYS AND PAVED PARKING ARE PROVIDED IN ACCORDANCE WITH SUBDIVISION REGULATIONS.

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35. CASE Z84052 - to rezone a 10.053 acre tract of land out of NCB 15825, being further described by field notes filed in the Office of the City Clerk, from Temporary "R-1" One Family Residence District to "B-2" Business District, an 11.445 acre tract of land out of NCB 15825, being further described by field notes filed in the Office of the City Clerk, from Temporary "R-1" ERZD, One Family Residence, Edwards Recharge Zone District to "B-2" ERZD, Business, Edwards Recharge Zone District; and a 4.906 acre tract of land out of NCB 15825, being further described by field notes filed in the Office of the City Clerk, 13000 IH 10 Expressway, from Temporary "R-1" ERZD, One Family Residence, Edwards Recharge Zone District to "R-3" ERZD, Multiple Family Residence, Edwards Recharge Zone District, located on the east side of IH 10 Expressway, being 300' north of the intersection of Casa Bella Street and IH 10 Expressway, having 280.56' on IH 10 Expressway, a maximum depth of 1980'.

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. Harrington, Mr. Harry Jewett, III, 342 Woodlawn, stated that in order to protect the adjacent residential area only one-story units would abut the single family dwellings, landscaping would be accomplished and a 6' foot solid screen fence be erected. He added that there would be no vehicular access to that area.

Mr. Harrington moved that the recommendation of the Zoning Commission be approved provided that right-of-way dedication is given along Clingman; that driveways and off-street parking are provided; and that frontage road access is approved by the Texas Department of Highways and Public Transportation. Mr. Wing seconded the motion.

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

AN ORDINANCE 58,376

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 10.053 ACRE TRACT OF LAND OUT OF NCB 15825, BEING FURTHER DESCRIBED BY FIELD NOTES

FILED IN THE OFFICE OF THE CITY CLERK, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT; AN 11.445 ACRE TRACT OF LAND OUT OF NCB 15825, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM TEMPORARY "R-1" ERZD ONE-FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-2" ERZD, BUSINESS, EDWARDS RECHARGE ZONE DISTRICT; A 4.906 ACRE TRACT OF LAND OUT OF NCB 15825, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 13000 IH 10 NORTH EXPRESSWAY FROM TEMPORARY "R-1" ERZD ONE-FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "R-3" ERZD MULTIPLE-FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT, PROVIDED THAT RIGHT-OF-WAY DEDICATION IS GIVEN ALONG CLINGMAN; THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED; AND THAT FRONTAGE ROAD ACCESS IS APPROVED BY THE TEXAS DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION.

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36. CASE Z84047 - to rezone Lot 7, Block 25, NCB 513, in the 400 Block of Burleson Street, from Historic "D" Apartment District to Historic "B-3NA" Business, Non-Alcoholic Sales District, located on the northside of Burleson Street being 141' west of the intersection of Hackberry Street and Burleson Street having 62' on Burleson Street and a depth of 176'.

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 Ordinance be approved provided that proper access and off-street parking are provided, and that a six-foot solid screen fence is erected and maintained along the west property line abutting the single-family dwellings. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 58,377

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 7, BLOCK 25, NCB 513, IN THE 400 BLOCK OF BURLESON STREET, FROM HISTORIC "D" APARTMENT DISTRICT TO HISTORIC "B-3NA" BUSINESS DISTRICT, NON-ALCOHOLIC SALES, PROVIDED THAT PROPER ACCESS AND OFF-STREET PARKING ARE PROVIDED, AND THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE WEST PROPERTY LINE ABUTTING THE SINGLE-FAMILY DWELLINGS.

\* \* \* \*

37. CASE Z84051 - to rezone Parcels 10 C and 10 E, NCB 15046, 6519 Ingram Road, from Temporary "R-1" One Family Residence District to "B-3R"

Restrictive Business District, located between NW Loop 410 Expressway and Ingram Road, being 288' east of the intersection of NW Loop 410 Expressway & Ingram Road, having 121' on NW Loop 410, 112' on Ingram Road, and a maximum depth of 401'.

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

Mr. Harrington moved that the recommendation of the Zoning Commission be approved provided that street dedication is given, and that necessary frontage access is approved by the Texas Department of Highways and Public Transportation. Mrs. Dutmer seconded the motion.

Mr. Alderete expressed his concern that this property is located across the street from a school zone.

Mr. Alderete offered an amendment to zone this property "B-3NA" Business District, Non-Alcoholic Sales. Mr. Webb seconded the motion.

Mr. Abe Gonzales, representing the owner, stated that they both had met with Northside Independent School District officials and they had not voiced any objections to the proposed rezoning.

Mr. Harrington noted his objection to "B-3NA" zoning in an area where abutting properties do not have the non-alcohol sales restriction and where all parties agree with the requested zoning.

The amendment failed to carry by the following vote: AYES: Webb, Wing, Eureste, Alderete, Cisneros; NAYS: Dutmer, Harrington; ABSENT: Berriozabal, Thompson, Archer, Hasslocher.

Mr. Webb stated that this Council has consistently applied this type of zoning to areas close to schools.

Mr. Harrington reiterated his comments and stated that if Council wants to apply a restriction that no one within 300 feet of a school can apply for zoning other than B-3NA, then Council should pass an ordinance to that effect.

- - -  
84-09                    INTRODUCTION OF CANDIDATE FOR COUNTY JUDGE

Mr. Eureste introduced Mr. Roy Valdez, candidate for County Judge, and his campaign manager, Mr. Eddie Morales.

- - -  
84-09                    ITEM NO. 37 (CONTINUED)

Mrs. Dutmer stated that this restriction should not be imposed as the adjacent property is zoned B-3R.

Mrs. Dutmer then called the question but motion died for lack of a second.

Mr. Alderete stated that the B-3R was perhaps zoned prior to adoption of B-3NA zoning.

Mr. Harrington spoke in favor of B-3R zoning.

The motion to approve B-3R zoning failed to carry by the following vote: AYES: Webb, Dutmer, Wing, Eureste, Harrington; NAYS: Thompson, Alderete, Cisneros; ABSENT: Berriozabal, Archer, Hasslocher.

Mr. Harrington moved to reconsider the zoning request. Mr. Alderete seconded the motion.

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

Mr. Thompson moved that the property be zoned "B-3NA" provided that street dedication is given, and that necessary frontage access is approved by the Texas Department of Highways and Public Transportation. Mr. Alderete seconded the motion.

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

AN ORDINANCE 58,378

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS PARCELS 10-C AND 10-E, NCB 15046, 6519 INGRAM ROAD, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "B-3NA" BUSINESS DISTRICT, NON-ALCOHOLIC SALES, PROVIDED THAT STREET DEDICATION IS GIVEN, AND THAT NECESSARY FRONTAGE ACCESS IS APPROVED BY THE TEXAS DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION.

\* \* \* \*

84-09 Mr. Eureste made a motion that an ordinance authorizing an agreement with the Performing Artists Nucleus for sublease of the Guadalupe Theater for use as an Hispanic Cultural Center be considered for passage today. Mr. Wing seconded the motion.

Mr. Fox had staff explain that consideration of this ordinance had been postponed because of some needed corrections and additions to the lease and because of some confusion on insurance.

Mr. Alderete made a substitute motion that Item 38 be postponed for one week to allow staff and the Performing Artists Nucleus the time to make the needed corrections to the lease. Mr. Eureste seconded the motion.

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

84-09 The Clerk read the following Ordinance:

AN ORDINANCE 58,379

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH THE PRESERVATION TECHNOLOGY GROUP, LTD., TO CONDUCT THE HOT WELLS FEASIBILITY STUDY AT A TOTAL COST NOT TO EXCEED \$75,000.00.

\* \* \* \*

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

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

84-09 The Clerk read the following Ordinance:

AN ORDINANCE 58,380

AUTHORIZING EXECUTION OF AN AGREEMENT WITH MEIDINGER, INCORPORATED, TO PROVIDE A FLEXIBLE BENEFIT FEASIBILITY STUDY FOR A TOTAL OF \$50,000.00.

\* \* \* \*

Mr. Thompson moved that the Ordinance be approved. Mr. Webb seconded the motion.

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

84-09 By general concensus of the Council, Item #41 was postponed for consideration later in the meeting.

84-09 The Clerk read the following Ordinance:

AN ORDINANCE 58,381

ACCEPTING A GRANT FROM THE GOVERNOR'S OFFICE FOR THE THIRD-YEAR FUNDING FOR CONTINUATION OF THE SAN ANTONIO POLICE DEPARTMENT'S STRESS PROGRAM, APPROPRIATING FUNDS, AND ADOPTING A BUDGET.

\* \* \* \*

Mr. Webb moved that the Ordinance be approved. Mr. Thompson seconded the motion.

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

84-09 The Clerk read the following Ordinance:

AN ORDINANCE 58,382

DENYING THE PETITION OF THE BERG PROPERTIES, INC. FOR FORMATION OF A MUNICIPAL UTILITY DISTRICT WITHIN THE CITY'S EXTRATERRITORIAL JURISDICTION.

\* \* \* \*

Mr. Webb moved that the Ordinance be approved. Mr. Wing seconded the motion.

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Mr. Harrington requested postponement for consideration of this Ordinance to allow time for the Planning Commission to further evaluate the request by Berg Properties, Inc.

Mr. Roland Lozano, Director of Planning, stated that after careful review, staff recommended the petition be denied as the City can adequately supply water and sewer service to the area.

Mr. William Wright, Vice President of Berg Properties, Inc., stated that his attorney had advised him favorably on the validity of granting a 45 day extension.

Mr. Lozano stated that staff is not certain whether an extension can be legally granted. He added that the petitioner would still have to present his case before the State water authorities. He further stated that staff feels the City can provide the services the area needs without having to resort to creation of a MUD.

Mr. Harrington expressed concern that Mr. Wright and his organization not lose the right to have their petition evaluated at some future date or lose their right of appeal.

Mr. Wright reiterated his previous statement and stated that the 45 day extension should not compromise their position.

Mr. Thompson expressed concern with the excessive delay in addressing this request.

Mrs. Dutmer spoke in favor of the City extending utilities to that vicinity because of the rapid development in the area. She urged her colleagues on the Council to vote in favor of the Ordinance.

Mr. Eureste noted that this decision must be approached carefully.

Mr. Harrington noted that the applicant had not asked for the 45 day extension, but had agreed to it to allow more time for evaluation of this request.

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

- - -  
84-09 By general concensus, Items #44 and #45 were postponed for consideration later in the meeting.

- - -  
84-09 The Clerk read the following Ordinance:

AN ORDINANCE 58,383

ORDERING A BOND ELECTION TO BE HELD ON THE 7TH DAY OF APRIL, 1984, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS ON A PROPOSED BOND ISSUE FOR STREET IMPROVEMENTS AND RESCINDING ORDINANCE NO. 58109 PASSED ON JANUARY 12, 1984.

\* \* \* \*

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

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

84-09 The Clerk read the following Ordinance:

AN ORDINANCE 58,384

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE 1983-84 CONTRACT BETWEEN THE SAN ANTONIO BALLET COMPANY AND THE CITY OF SAN ANTONIO.

\* \* \* \*

Mr. Eureste moved that the Ordinance be approved. Mr. Webb seconded the motion.

Mr. Eureste explained that a language change in the 1983/84 contract now prohibits members of the Board of Directors of the San Antonio Ballet Company from being employees of the agency. He stated that their former contract only prohibited them from being employees of the organization where City-controlled funds were used to pay their salaries.

In response to a question by Mr. Thompson, Mr. Ron Darner, Director of Parks & Recreation, stated that presently there are three members on the Board of Directors who are also employed by the agency but are not paid out of City funds. He added that the Ballet's by-laws and constitution allow for this dual-type of participation.

Mrs. Dutmer stated she was not opposed to this amendment.

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

84-09 The Clerk read the following Ordinance:

AN ORDINANCE 58,385

AUTHORIZING THE SETTLEMENT OF CAUSE NO. 83-CI-05196 STYLED MARGARET M. VALLE V. DAMACIO GONZALES AND CITY OF SAN ANTONIO; IN THE 57TH JUDICIAL DISTRICT COURT, BEXAR COUNTY, TEXAS.

\* \* \* \*

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

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

84-09 The Clerk read the following Ordinance:

AN ORDINANCE 58,386

AMENDING CHAPTER 6, ARTICLE II, OF THE CITY CODE SO AS TO PROVIDE FOR THE REGULATION OF RABBITS AND PROVIDING A PENALTY NOT EXCEEDING \$1,000.00.

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

Mr. Sam Sanchez, representing Dr. C. N. Rothe, Director of the Metropolitan Health District, stated that this ordinance would correct the section in the City Code which regulates the keeping of rabbits within the limits of the City of San Antonio and which was inadvertently omitted from the Livestock Code.

(At this point in the meeting, Mayor Cisneros was obliged to leave the meeting and Mr. Thompson presided.)

Mr. Maurice Edder, member of the American Rabbit Breeders Association, spoke against the Ordinance and urged the Council to vote against it as presented.

Mr. Gary Verstuyft, 863 Pennystone, spoke against the Ordinance and spoke to the benefits reaped by youths who start their own rabbit breeding businesses.

Mrs. Kathy Verstuyft, 863 Pennystone, spoke to the different varieties of rabbits and of the large amount of stock needed for production of quality stock.

Mrs. Jane Immicke, 122 Wichita, distributed a petition in which it was noted that stipulations on the number of rabbits allowed and distance requirements for locating rabbitries were still considered to be too rigid.

In response to a question by Mr. Eureste, Mr. Verstuyft stated that the difference between their proposal and the City's is the distance required between the pens and nearby buildings or dwellings for rabbitries with twenty-five rabbits and the stipulation that the age of each rabbit be taken under consideration for census purposes.

Mr. Sanchez stated that a complaint had been received of a residence where 30 - 40 rabbits were being kept and were causing a sanitation problem. He added that ambiguity in the law related to poultry prevented the Metropolitan Health District from enforcing the Code.

Mr. Bill Donahue, Assistant City Manager, stated that regulation of rabbits as is being purposed in the Ordinance had been in effect for over thirty years but was inadvertently deleted in 1983 when changes to the Code were made. As the situation presently exists, the City cannot make cases in Municipal Court because there is no law which specifically relates to rabbits.

Mr. Eureste spoke in favor of the Ordinance stating that in an urban community what a person does on his property affects his neighbors.

Mrs. Dutmer noted that no one connected with the rabbit breeders associations had come forward to assist the City in helping to determine what would be best for the neighbors of rabbit breeders and rabbits themselves. She added that she had checked the premises of one of the citizens present in the chamber who is opposed to the Ordinance and had found that he was not keeping the premises clean. She further stated that she had received a report that this same person was selling diseased rabbits. Mrs. Dutmer stated that she urged her Council colleagues to vote in favor of this Ordinance.

Mr. Webb spoke to a complaint he had received from a resident in his district with relation to the keeping of chickens and goats. He also spoke of an existing problem in his neighborhood in which odoriferous dog droppings at a particular home prevent his family and his neighbors from using their backyards.

(Mayor Cisneros returned to the meeting and presided.)

After consideration, the motion, carrying with it the passage of

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

84-09

ENTERPRISE ZONE SITE SELECTION

Mr. Ken Daly, Acting Director of the Department of Economic and Employment Development, and Mr. Robert Peche, Economic Development Coordinator, gave a brief summary of the sites being considered for development as Enterprise Zones.

Mayor Cisneros spoke of the selection process by the state and noted that two of the sites the state will select for consideration will be urban areas and one will be rural.

Mr. Webb moved to direct staff to proceed with development of the eastside location and to prepare application for another site to be used if necessary. Mrs. Dutmer seconded the motion.

Mr. Peche stated that staff had come before the Council to seek direction on which area to develop as an enterprise zone. He added that the Industrial Development Committee of the Southern Sector Task Force had studied the five following areas which met the legislative requirements for an enterprise zone: (1) Eastside Railroad Area, (2) an area in the Edgewood Independent School District adjacent to Highway 90, (3) Somerset Road, (4) South Presa Street (Northern End) and (5) Vista Verde.

Mr. Ken Daly added that the Committee selected the Eastside Railroad area as its first choice contingent upon the Southern Pacific Railroad being able to remove its yard activities quickly. He further added that Southern Pacific had indicated that removal of the yard activities is not one of its current priorities and asked the City to pay the costs of relocating the yard.

Mayor Cisneros spoke in support of selection of the eastside location for development as an enterprise zone.

In response to a question by Mr. Thompson, Mr. Daly spoke to details in the selection process and cited some general areal statistics.

A discussion followed on staff preparation of an enterprise zone request, based upon the Council's decision today.

Mr. Daly spoke to the points of eligibility of the five sites, and to the rankings given by the Industrial Development Committee of the Southern Sector Task Force.

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

84-09 The Clerk read Item #45, being a proposed ordinance approving the assignment of two lease agreements at El Mercado.

Mr. Webb moved that the proposed ordinance be approved. Mr. Alderete seconded the motion.

Mr. Henry Travieso, Director of Market Square, stated that the policy of the advisory board is not to ceter assignment of leases to other tenants. He spoke to the history of the policy and the feeling that the policy should discourage monopolies.

Mr. Ruben Mungia, Chairman of the Advisory Board, stated that the Market Advisory Board had met in a special session and had recommended



A brief discussion followed on the series of events which took place between the time Mr. Kuemmel signed the new lease and offered it for sale to Ms. Washburn and Ms. Cervantes.

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

84-09

CITIZENS TO BE HEARD

SAN ANTONIO FESTIVAL

Mr. Paul Reddy, President of the San Antonio Festival, requested the City Council reconsider their decision to deny waiver of the user fees for certain City facilities by the San Antonio Festival during their festival, scheduled to run from May 19, 1984 until June 9, 1984. He spoke of costs incurred in putting on the Festival.

Ms. Emma Ramos, Ballet Folklorico de San Antonio, Mr. Pedro Rodriguez, Guadalupe Cultural Arts Center, and Mr. Frank Valdez, San Antonio Festival Board Member, requested Council reconsider their decision not to waive the fees for the San Antonio Festival.

Mr. Reddy stated that the Festival had not anticipated incurring rental fee costs for use of City facilities for the upcoming Festival.

Mr. Louis J. Fox, City Manager, stated that the City has made a practice of not recommending waiver of fees for these events as projected rental fees are included in the City budget.

Mr. Eureste spoke of his support to continuing last year's policy of waiving the fees. He also stated he was in agreement with letting a fuller Council decide this issue.

A brief discussion followed on the brochure distributed by the San Antonio Festival.

Mr. Eureste moved that this item be placed for consideration on the Council's "A" Session in two weeks. Mr. Webb seconded the motion.

The motion to place consideration of this item on a future "A" session failed to carry by the following vote: AYES: Webb, Eureste; NAYS: Dutmer, Wing, Thompson, Alderete, Harrington, Cisneros; ABSENT: Berriozabal, Archer, Hasslocher.

\* \* \* \*

REVEREND R. A. CALLIES, SR.

Reverend R. A. Callies, Sr., member of the Youth Leadership Conference, spoke of the upcoming dedication of the Martin Luther King Plaza and requested the City provide some ornamental flowers and shrubbery, install directional signs at several locations and address the dangerous intersection near the Plaza.

Mr. Ron Darner, Director of Parks & Recreation, spoke to the difficulty of maintaining ornamental flowers and shrubs due to the degree of maintenance required. He added that sturdy landscaping material will be used for the Plaza.

Mayor Cisneros requested staff work with Reverend Callies on resolving some of the items he had addressed.

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Mr. Webb commended Reverend Callies for his work in seeing the Martin Luther King Plaza through to fruition.

Mrs. Dutmer reiterated Mr. Webb's comments on the fine work Reverend Callies has done toward development of the Plaza.

\* \* \* \*

CRUZ P. SELLERS

Mrs. Cruz P. Sellers, 111 Crofton, expressed her concern that current development of the San Antonio River is not projected for the southside of the river but addresses only the area to the north. She noted her support for development around the Missions area.

Mayor Cisneros spoke of the 20-year River Corridor Plan and of the projected development for the southside of the river.

Mr. Ron Darner, Director of Parks & Recreation, explained that the City has been working on the areas that are susceptible to flooding and most of the flooding problems on the southside of the river have been corrected.

A brief discussion followed on the need for upgrading the southside of the river, in particular the areas around the missions.

\* \* \* \*

84-09 The Clerk read the following Letter:

February 23, 1984

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

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

February 15, 1984	Petition submitted by City Towing Associates, 1667 S. San Marcos, San Antonio, Texas, requesting that changes be made to the existing wrecker service contract.
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\* \* \* \*

February 16, 1984	Petition submitted by Frito Lay, 6103 Bull Creek, Austin, Texas, requesting permission from the City Council to close Claiborne Street between Greely and Devine on March 25 from 11:00 A.M. until 4:00 P.M. for the Frito Lay Tour of Texas Race.
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\* \* \* \*

February 20, 1984	Petition submitted by Ms. Susan S. Burnett, District Director, Muscular Dystrophy Association, Marymont Centre, 2391 N. E. Loop 410, Suite 313, San Antonio, TX, on behalf of the Muscular Dystrophy Association, requesting the waiver of Ordinance 52865 in order to conduct
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solicitations on various street corners on Saturday, March 17, 1984 for Police Tag Day for MDA.

\* \* \* \*

/s/Norma S. Rodriguez  
City Clerk

There being no further business to come before the Council, the meeting was adjourned at 6:26 P.M.

A P P R O V E D

*Henry Cisneros*  
M A Y O R

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

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