

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
WEDNESDAY, NOVEMBER 24, 1982.

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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.

82-50 The invocation was given by Reverend J. J. Rector, Sr., Antioch Baptist Church.

82-50 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

REV. J. J. RECTOR, SR.

Mayor Cisneros asked Reverend Rector to recite for the Council and the audience the words of a certain hymn of help to others, at this season of the year.

Reverend Rector recited the words of the hymn.

Mr. Webb stated that the City has just approved purchase of the necessary equipment to erect a pedestrian traffic signal in front of Antioch Baptist Church, where a church member was recently injured when struck by a car while crossing the street from a nearby parking lot.

Reverend Rector spoke of the heavy and rapid pace of traffic along that portion of Walters Street.

Several members of the Council thanked Reverend Rector for his invocation and recitation of a special hymn of help for others.

82-50

E. O. GOLDBECK

Mayor Cisneros spoke of the background of the City's award to certain persons as "Benefactors of the Community," and introduced Mr. E. O. Goldbeck, noted photographer, and spoke of the special panoramic photographs for which he is particularly noted as developer of the process used to produce those photographs. Mayor Cisneros noted that Mr. Goldbeck is famous for his recording of the history of San Antonio and many other parts of the world in photographs, since 1910, then read the following Proclamation:

This extraordinary City earned its position among America's unique cities because of the many contributions made in the past by special people like you. Our present City is nothing more and nothing less than the sum of all these efforts.

The City Council commends and congratulates you for your many years of excellent photographic achievements. Your contributions to the City, Nation and the World are most invaluable. Since 1910, you have been a pioneer in panoramic photography, and have captured 300 degrees of American and foreign wonders; cities in Russia, India, Japan, the Philipines and countless others.

Your greatest works have been displayed in museums throughout the world, thus bringing much recognition to the City of San Antonio.

At this time, the Mayor and City Council call to the attention of all the citizens of San Antonio your very important contributions and hereby proclaim you as

"BENEFACTOR DE LA COMUNIDAD"

The Community owes you a great debt of gratitude. You should always take great pride in knowing that you have joined the ranks of all eminent San Antonians who have made this City such an exceptional place with such a bright future.

Mayor Cisneros stated that Mr. Goldbeck has donated his personal collection of more than 6,000 photographs to the University of Texas at Austin, and spoke of Mr. Goldbeck's recent trips to other parts of the United States and to Mainland China.

Mr. Goldbeck spoke of his beginning years as a photographer, starting in 1901, when he photographed President McKinley on his visit to San Antonio. He noted that while he did not design the special panoramic camera for which he is famous, he did make certain major improvements in the process and design, for which he was granted a copy right by the U.S. government. He then introduced his wife, present in the audience.

Mayor Cisneros presented the Proclamation to Mr. Goldbeck, and members of the City Council individually congratulated Mr. Goldbeck.

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82-50 The minutes of the meeting of November 10, 1982 were approved.

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82-50 The Clerk read the following Ordinance:

AN ORDINANCE 56,141

AUTHORIZING THE ISSUANCE OF INTERNATIONAL AIRPORT CERTIFICATES OF OBLIGATION, SERIES 1982-B.

Mr. Hasslocher moved to approve the Ordinance. Mr. Harrington seconded the motion.

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.

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82-50 TAXICAB LICENSE MATTER

Mrs. Dutmer asked that the City Council consider the discussion of the denial of a taxicab license renewal for Mr. Kevin Cook, agenda item 53, in conjunction with a scheduled 2:30 P.M. appeal of Mr. Richard Jemal, Sr. of a 30-day suspension of his taxicab license, since the matters were similar in nature as to topic.

The City Council gave its informal concensus to the request.

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82-50 CONSENT AGENDA

Mr. Archer moved that items 6-28 constituting the consent agenda

be approved. Mr. Hasslocher seconded the motion.

On voice vote, 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.

AN ORDINANCE 56,142

ACCEPTING THE LOW BID OF DUNLAY-VERNAY, INCORPORATED, TO FURNISH THE CITY OF SAN ANTONIO WITH PARKING TICKETS FOR A TOTAL OF \$13,950.00.

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AN ORDINANCE 56,143

ACCEPTING THE LOW BID OF MOTOROLA, INCORPORATED, TO FURNISH THE CITY OF SAN ANTONIO WITH A RADIO SYSTEM FOR A TOTAL OF \$26,475.15.

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AN ORDINANCE 56,144

ACCEPTING THE LOW QUALIFIED BIDS OF W. H. LUMPKIN, CLAUDE WRIGHT AND ASSOCIATES AND TEXAS FIREFIGHTERS AND SAFETY EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH PROTECTIVE CLOTHING FOR FIREFIGHTING FOR A TOTAL OF \$6,178.70.

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AN ORDINANCE 56,145

ACCEPTING THE LOW BID OF GRAYBAR ELECTRIC TO FURNISH THE CITY OF SAN ANTONIO WITH ELECTRICAL MATERIAL FOR A TOTAL OF \$3,894.00.

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AN ORDINANCE 56,146

ACCEPTING THE LOW BID OF BEDELL MADDOX MANUFACTURING COMPANY, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH TELESCOPING BOOM CRANES FOR A TOTAL OF \$9,445.00.

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AN ORDINANCE 56,147

ACCEPTING THE LOW BID OF RUFUS WALKER COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH ACOUSTICAL CEILING PANELS FOR A TOTAL OF \$4,239.36.

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AN ORDINANCE 56,148

ACCEPTING THE BID OF SKYTOP PLASTICS, INCORPORATED, TO FURNISH THE CITY OF SAN ANTONIO WITH PLASTIC BAGS FOR A TOTAL OF \$56,784.30.

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AN ORDINANCE 56,149

ACCEPTING THE LOW QUALIFIED BID OF MATERA PAPER COMPANY AND THE LOW BID OF AYERS DISTRIBUTING

COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH
CUSTODIAL PAPER PRODUCTS FOR A TOTAL OF \$149,699.70.

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AN ORDINANCE 56,150

ACCEPTING THE LOW BID OF E-Z BEL CONSTRUCTION CO.,
INC. IN THE AMOUNT OF \$67,208.11 FOR CONSTRUCTION OF
THE 1981-82 PEDESTRIAN ACCESS PROGRAM - PHASE IV;
APPROVING A CONTRACT AND PAYMENT AND AUTHORIZING
BUDGETARY REVISIONS.

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AN ORDINANCE 56,151

ACCEPTING THE LOW BID OF MEADER CONSTRUCTION CO.,
INC. IN THE AMOUNT OF \$712,506.47 FOR CONSTRUCTION
OF FITCH AVENUE, INCLUDING CURBS, SIDEWALKS AND
CONCRETE DRIVEWAYS ON BOTH SIDES, FROM ZARZAMORA TO
IH 35; APPROVING A CONTRACT AND PROVIDING FOR
PAYMENT.

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AN ORDINANCE 56,152

ACCEPTING THE LOW BID OF DaCoM, INC., IN THE AMOUNT
OF \$50,567.90 FOR THE RECONSTRUCTION OF TEN
INTERSECTION APPROACHES ON THE SOUTH SIDE OF RIGSBY
FROM W. W WHITE ROAD TO LOOP 410; APPROVING A
CONTRACT AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 56,153

ACCEPTING THE PROPOSAL OF MACINA, BOSE, COPELAND AND
ASSOCIATES, INC. TO PROVIDE RIGHT-OF-WAY ENGINEERING
FOR THE BROADVIEW SUBDIVISION OFF-SITE SANITARY
SEWER; APPROPRIATING FUNDS; AND AUTHORIZING PAYMENT
AS HEREIN PROVIDED.

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AN ORDINANCE 56,154

AUTHORIZING THE EXECUTION OF A CONSTRUCTION AND
MAINTENANCE AGREEMENT WITH THE STATE DEPARTMENT OF
HIGHWAYS AND PUBLIC TRANSPORTATION CROSSOVER AT
HIGHWAY 16 AND GILLETTE BOULEVARD.

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AN ORDINANCE 56,155

EXTENDING FOR A FIVE YEAR PERIOD THE EXISTING
AGREEMENT BETWEEN THE CITY AND THE MCALLISTER PARK
LITTLE LEAGUE, INC. FOR LEASE OF 13.603 ACRES IN W.
W. MCALLISTER PARK FOR DEVELOPMENT, MAINTENANCE AND
USE FOR RECREATION PURPOSES.

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AN ORDINANCE 56,156

AUTHORIZING EXPENDITURE OF THE SUM OF \$21,743.00 OUT
OF COMMUNITY DEVELOPMENT FUNDS IN CONNECTION WITH
THE GOLDEN STREET DRAINAGE PROJECT.

AN ORDINANCE 56,157

APPROVING THE PRICE AND CONDITIONS OF THE SALE BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF PARCEL CP-6, CONTAINING APPROXIMATELY 15,456.4 SQUARE FEET, LOCATED WITHIN THE VISTA VERDE SOUTH URBAN DEVELOPMENT ACTION GRANT PROJECT TO POPPE AUTOMOTIVE WAREHOUSE, INC. FOR THE SUM OF \$42,500.00.

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AN ORDINANCE 56,158

APPROVING THE PRICE AND CONDITIONS OF THE SALE BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF PARCEL 7307-MF-3, CONTAINING APPROXIMATELY 80,036.02 SQUARE FEET, LOCATED WITHIN THE KENWOOD NORTH PROJECT, TEX. R-136, TO G. P. DEVELOPMENT CO., FOR THE SUM OF \$40,000.00.

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AN ORDINANCE 56,159

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 56,160

AUTHORIZING PAYMENT OF REFUNDS TO PERSONS MAKING OVERPAYMENTS OR DOUBLEPAYMENTS ON 10 TAX ACCOUNTS.

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AN ORDINANCE 56,161

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; SETTING MAXIMUM SPEED LIMITS ON CERTAIN STREETS; PROHIBITING PARKING AT ALL TIMES ON CERTAIN STREETS; PROHIBITING STOPPING, STANDING OR PARKING DURING CERTAIN HOURS 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 56,162

ACCEPTING A CONTRIBUTION OF \$75,000 FROM THE EL MERCADO MERCHANTS ASSOCIATION AND THE MARKET SQUARE ASSOCIATION IN SUPPORT OF THE PROJECT TO INSTALL AIR CONDITIONING AND A SPRINKLER SYSTEM AT EL MERCADO AND ESTABLISHING A TRUST FUND.

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AN ORDINANCE 56,163

AUTHORIZING SUBMISSION OF A PROPOSAL TO THE TEXAS DEPARTMENT OF COMMUNITY AFFAIRS FOR A GRANT OF \$50,000.00 IN SUPPORT OF OPERATING THE THIRD YEAR OF

THE TOXICANT INHALATION PREVENTION PROJECT BEGINNING
JANUARY 1, 1983; AND ESTABLISHING A FUND AND
AUTHORIZING A BUDGET AND PERSONNEL POSITIONS AND
PROVIDING FOR A CASH MATCH FROM THE GENERAL FUND AND
AUTHORIZING ACCEPTANCE OF THE GRANT IF AWARDED.

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82-50 TRAVEL AUTHORIZATION - Granted:

Councilman Joe Webb to travel to Los Angeles, California, from
November 28, 1982 to December 1, 1982, to attend the National League of
Cities 1982 Congress of Cities & Exposition.

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Councilman Bernardo Eureste to travel to Los Angeles, California,
from November 27, 1982 to December 1, 1982, to attend the National League
of Cities 1982 Congress of Cities & Exposition.

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Councilwoman Helen Dutmer to travel to Los Angeles, California,
from November 27, 1982 to December 1, 1982, to attend the National League
of Cities 1982 Congress of Cities & Exposition.

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Councilwoman Maria Antonietta Berriozabal to travel to Los
Angeles, California, from November 25, 1982 to December 1, 1982, to attend
the National League of Cities 1982 Congress of Cities & Exposition.

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Councilman Joe Alderete to travel to Los Angeles, California,
from November 27, 1982 to December 1, 1982, to attend the National League
of Cities 1982 Congress of Cities & Exposition.

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Mayor Henry G. Cisneros to travel to Los Angeles, California,
from November 27, 1982 to November 29, 1982, to attend the National
League of Cities 1982 Congress of Cities & Exposition.

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ZONING HEARINGS

29. CASE 9061 - to rezone Lot 20, Block 11, NCB 14384, 11138 El
Sendero Drive, from Temporary "R-1" One Family Residence District to
"R-2A" Three and Four Family Residence District, located on the southeast
side of El Sendero Drive, being approximately 379.7' northeast of the
intersection of Perrin Beitel Road and El Sendero Drive, having 80' on El
Sendero Drive and a depth of 123.33', and a 0.8351 acre tract of land out
of NCB 14384 being further described by field notes filed in the Office of
the City Clerk, in the 11100 Block of El Sendero Drive, from Temporary
"R-1" One Family Residence District to "R-3" Multiple Family Residence
District, located on the southeast side of El Sendero Drive, being
approximately 220' east of the intersection of Perrin Beitel Road and El
Sendero Drive having 159.7' on El Sendero Drive and a maximum depth of
218.47'.

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. Mr. Harrington seconded the motion.

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

AN ORDINANCE 56,164

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 20, BLOCK 11, NCB 14384, 11138 EL SENDERO DRIVE, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "R-2A" THREE AND FOUR-FAMILY RESIDENCE DISTRICT, AND A 0.8351 ACRE TRACT OF LAND OUT OF NCB 14384, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 11100 BLOCK OF EL SENDERO DRIVE, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED, AND THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE SINGLE-FAMILY RESIDENTIAL DEVELOPMENT.

* * * *

30. CASE 9048 - to rezone Lots 17 thru 23, Block 7, NCB 10379, in the 2000 Block of W. El Monte Blvd., from "A" Single Family Residence District to "O-1" Office District, located northeast of the intersection of Scales Street and W. El Monte Blvd., having 512.20' on El Monte Blvd., 60' on Scales Street and a maximum depth of 125'.

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

A. W. Rohde III, the proponent, spoke to the background of this case, stating that he has compromised a number of points with area residents over a series of meetings. He briefly outlined plans for use of the property and stated his belief that office usage was its highest and best use.

Mr. Howard Langan, 157 Dalehurst, presented a petition signed by five nearby property owners, all opposed to the request, stating that opponents fear an increase of traffic seeking to reach the subject property via Scales Street and Dalehurst, a residential street. He also spoke of his fears for downgrading of the area residential property over the years as the result of any rezoning of subject property.

Mr. Rohde stated that this case has been before the Council on four occasions, and stated that office usage would not generate nighttime traffic in the area whereas, construction of apartments would do so. He then spoke to specifics of the plan for routing of traffic to and from the property.

Mrs. Dutmer spoke in support of the request, noting that ingress and egress would be from the expressway access road. She further stated her belief that this is not a residential property.

Mr. Thompson spoke in support of the request.

A discussion then took place concerning area residents' concerns about traffic, and the proponent's plans to cope with those concerns.

Mrs. Karen Crater, 151 Dalehurst, stated she fears intrusion of more business traffic into the residential area enroute to and from the property concerned.

Mr. Archer stated that no commercial activity exists alongside the expressway between West Avenue and Vance Jackson Road, as yet, and spoke of his concerns that this request, if granted, would set the pattern for even more commercial development in this sector.

Mr. Archer moved to approve an R-2 zoning on the property concerned, as per City staff recommendation. Ms. Berriozabal seconded the motion.

Ms. Berriozabal stated that the area concerned is predominantly residential in character, and spoke of her concern that to grant office zoning on the property would bring in still more commercial requests for rezoning. She stated that this neighborhood is working to unite its residents, in order to maintain the residential character of the area.

In response to a question by Mr. Eureste, Mr. Langan spoke of his concern for commercial intrusion into the residential area and spoke of his preference for the use of the property as a park or for single-family homes, if possible. Barring those uses, he would then favor office development.

Mr. Eureste stated that should the property not develop as office usage now, it later could develop in a more commercial nature if the residential area declines.

Mr. Archer then made a substitute motion that the recommendation of the Zoning Commission be denied. Ms. Berriozabal seconded the motion.

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

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

Case 9048 was denied.

31. CASE 9065 - to rezone Lot 27, Block 4, NCB 8179, in the 200 Block of Bexar Drive, from "R-2" Two Family Residential District to "R-2A" Three and Four Family Residence District, located southwest of the intersection of Evelyn Drive and Bexar Drive having 75' on Bexar Drive and 130' on Evelyn 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. Thompson moved that the recommendation of the Zoning Commission be approved. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 56,165

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 27, BLOCK 4, NCB 8179, IN

THE 200 BLOCK OF BEXAR DRIVE, FROM "R-2" TWO-FAMILY RESIDENCE DISTRICT TO "R-2A" THREE AND FOUR-FAMILY RESIDENCE DISTRICT.

* * * *

32. CASE 9066 - to rezone Lot 5, Block 2, NCB 8636, 3334 Culebra Road, from "B-1" Business District to "B-2" Business District, located on the southside of Culebra Road, being 50' east of the intersection of Tesla Drive and Culebra Road, having 50' on Culebra Road and a depth of 172'.

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. Alderete moved that the recommendation of the Zoning Commission be approved. Mr. Thompson seconded the motion.

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

AN ORDINANCE 56,166

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 5, BLOCK 2, NCB 8636, 3334 CULEBRA ROAD, FROM "B-1" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT.

* * * *

33. CASE 9045 - to rezone Lots 12 thru 23, the northeast 25' of Lot 11 and 0.231 acre tract of land out of Lots 38, 39, 40, Block 19, NCB 9002, being further described by field notes filed in the Office of the City Clerk, in the 100 Block of El Monte Blvd, in the 1400 Block of Contour Drive, from "B" Residence District to "R-3" Multiple Family Residence District, located northwest of the intersection of Contour Drive and El Monte Blvd. having 222.93' along Contour Drive and 348.29' along El Monte 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.

In response to a question by Mr. Archer, Mr. Andy Guerrero, Planner II, spoke to the differences in allowed unit density between R-3 and R-2A zoning classifications.

Mr. Archer moved that the recommendation of the Zoning Commission be approved. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 56,167

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 12 THROUGH 23; THE NORTHEAST 25' OF LOT 11; AND A 0.231 ACRE TRACT OF LAND OUT OF LOTS 38, 39 AND 40, BLOCK 19, NCB 9002, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 100 BLOCK OF EL MONTE BLVD. AND THE 1400 BLOCK OF CONTOUR DRIVE, FROM "B" RESIDENCE DISTRICT TO "R-3 MULTIPLE-FAMILY RESIDENCE DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED AND A NON-ACCESS EASEMENT IS PLACED ON EL MONTE BLVD.

* * * *

34. CASE 9055 - to rezone the south 225' of the east 325' of Lot 5, NCB 8609, 6819 S. Zarzamora, from "B-1" Business District to "I-1" Light Industry District, located northwest of the intersection of Hume Road and Zarzamora Street, having 225' on Zarzamora Street and 325' on Hume Road.

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. Wing moved that the recommendation of the Zoning Commission be approved. Mr. Hasslocher seconded the motion.

In response to a question by Mr. Wing, Mr. Andy Guerrero, Planner II, stated that an I-1 zoning is necessary in order for the proponent to manufacture shoes and purses, as requested.

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

AN ORDINANCE 56,168

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 SOUTH 225' OF THE EAST 325' OF LOT 5, NCB 8609, 6819 SOUTH ZARZAMORA STREET, FROM "B-1" BUSINESS DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT THE APPLICANT WORK WITH THE TRAFFIC ENGINEERING DIVISION FOR OFF-STREET PARKING AND FOR PROPER INGRESS AND EGRESS.

* * * *

35. CASE 9038 - to rezone Lot 1, Block 2, NCB 16094, 11815 I.H. 10 West Expressway, from "B-3R" Restrictive Business District to "B-3" Business District, located southeast of the intersection of Woodstone Drive and I.H. 10 Expressway having approximately 220' on Woodstone Drive and approximately 198' on I.H. 10 Expressway.

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. Hasslocher seconded the motion.

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

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

AN ORDINANCE 56,169

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 1, BLOCK 2, NCB 16094, 11815 I.H. 10 WEST EXPRESSWAY, FROM "B-3R" RESTRICTIVE BUSINESS DISTRICT TO "B-3" BUSINESS DISTRICT.

* * * *

82-50 The Clerk read the following Ordinance:

AN ORDINANCE 56,170

ACCEPTING THE LOW QUALIFIED BID OF THE SIGMOR CORPORATION TO FURNISH THE CITY OF SAN ANTONIO WITH AN ANNUAL CONTRACT FOR DIESEL FUEL FOR AN ESTIMATED TOTAL OF \$1,401,180.00.

* * * *

Mrs. Dutmer asked to be disqualified from consideration and vote on this Ordinance.

In response to a question by Mr. Hasslocher, Mr. John Brooks, Director of Purchasing and General Services, spoke to reasons why Gulf Oil Company failed to meet bid specifications.

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

82-50 The Clerk read the following Ordinance:

AN ORDINANCE 56,171

ACCEPTING THE LOW QUALIFIED BID OF THE SIGMOR CORPORATION TO FURNISH THE CITY OF SAN ANTONIO WITH AN ANNUAL CONTRACT FOR GASOLINE FOR AN ESTIMATED TOTAL OF \$3,477,500.00, AND APPROVING THE ASSIGNMENT OF THE CURRENT CONTRACT FROM RIATA-STARTEX PETROLEUM CORPORATION TO THE SIGMOR CORPORATION.

* * * *

Mrs. Dutmer asked to be disqualified from consideration and vote on this Ordinance.

In response to a question by Mr. Hasslocher, Mr. John Brooks, Director of Purchasing and General Services, spoke to reasons why Texaco failed to meet bid specifications.

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

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

82-50 The Clerk read the following Ordinance:

AN ORDINANCE 56,172

APPROVING AGREEMENTS WITH THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO FOR VARIOUS SERVICES IN CONNECTION WITH THE EMS DIVISION OF THE FIRE DEPARTMENT.

* * * *

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

In response to a question by Ms. Berriozabal, Mr. J. Rolando Bono, Assistant City Manager, explained that this Ordinance involved a comprehensive package of contracts for several services of EMS training.

Ms. Berriozabal spoke of her concern over the practice of taking on-duty firefighters out of fire stations in order for them to receive this training, and spoke to a memo from Fire Chief I. O. Martinez to City Manager Louis J. Fox on how this action affects the City's ability to meet its firefighting requirements. She stated that possibly the personnel performing this training could do so at the fire stations, rather than having the firefighters go to another location to receive the training. Ms. Berriozabal stated that with the current low firefighter staffing situation, the City should seek ways to reduce the amount of time the firefighters are away from their stations. She urged that the City continue negotiations with the University of Texas Health Science Center on ways to train Emergency Medical Technicians, yet reduce the time the firefighters are away from their stations.

Mr. Bono stated that the City staff would explore this matter.

Mr. Hasslocher asked to be supplied with a copy of the report that is forthcoming from Southwest Research Institute relative to their research on the use of EMS personnel and equipment.

In response to a question by Mr. Alderete, Mr. Bono spoke to the usage of overtime pay to cover shortages of firefighters, as needed.

Mr. Eureste spoke of his concern for the high incidence of fires involving the Howell Refinery, and stated that the City needs to find out the reason or reasons for this high incidence of fires, because it affects the City's firefighting capability when units and personnel must be responding to a number of fire calls from one location. He also spoke of his concern for the question of firefighter shortages.

In response to a question by Mr. Thompson, Fire Chief Martinez spoke to the program for on-duty recertification training for Emergency Technicians, noting that it keeps EMTs on-the-job while being recertified.

Ms. Berriozabal spoke of her concern with the need for fire protection in the downtown area, and the possible impact that the proposed fire station relocation package will have on downtown fire protection. She stated that the Fire Department presently operates truck companies with three personnel. She stated that it was her understanding that the fire station relocation plan would reduce downtown fire protection by shifting certain fire stations to new locations. She stated her opposition to any reduction of downtown fire protection because of the presence of high-rise buildings, hospitals, etc. in the downtown area, and voiced her objections to the fire station relocation package.

Mr. Eureste spoke of Council requests for data on the recent usage of firefighters and on several large fires.

In response to a question by Mr. Alderete, Chief Martinez discussed current firefighter staffing of fire stations, stating that there currently exists a shortage of 13 persons in fire suppression ranks on each of the three shifts. He spoke to the use of firefighters in refresher training, and the impact on fire suppression that such training has when it pulls firefighters out of their stations to receive such training. Chief Martinez stated that his budget limits the amount of overtime he can pay to provide more fire suppression coverage at fire stations to cover for those personnel in refresher training.

Ms. Berriozabal spoke to her suggested alternative to the fire station relocation package, and spoke of her request for a report on the status of that package and its implementation.

Mrs. Dutmer discussed the background history of the Howell Refinery, noting that it once was outside the City but now is within city limits because of annexation. She stated that the refinery is a well-kept facility, and she complimented the Fire Department on its handling of fires at the refinery. Mrs. Dutmer also spoke to the apparent lack of electrical inspections being made at the refinery by the City.

In response to a question by Mr. Eureste, Chief Martinez stated that his department handled the recent fire at Howell Refinery in excellent fashion, and spoke of being comfortable with the fire protection his department is providing to the City, within the constraints of his budget.

Mr. Hasslocher spoke of comments made by North East Independent School District personnel on the City's EMS response and service during the auto accident at MacArthur High School recently.

Ms. Berriozabal commended the Fire Department for its handling of the recent Howell Refinery fire.

Mr. Eureste commended Chief Martinez for the work of his department and him, personally.

Mr. Alderete also commended the Fire Department.

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.

82-50 The Clerk read the following Resolution:

A RESOLUTION
NO. 82-50-67

EVIDENCING THE ENDORSEMENT OF THE PROPOSED MUNICIPAL PRETREATMENT PROGRAM BY THE CITY COUNCIL OF SAN ANTONIO AND AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO SUBMIT THE PROGRAM TO THE ENVIRONMENTAL PROTECTION AGENCY (EPA) FOR FINAL REVIEW AND FORMAL APPROVAL.

* * * *

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

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

82-50 The Clerk read the following Ordinance:

AN ORDINANCE 56,173

ESTABLISHING REVISED SANITARY SEWER SERVICE CHARGES
WITHIN AND WITHOUT THE CORPORATE LIMITS OF THE CITY
OF SAN ANTONIO.

* * * *

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

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.

82-50 The Clerk read the following Ordinance:

AN ORDINANCE 56,174

AMENDING ORDINANCE NO. 39435 AS AMENDED BY ORDINANCE
NO. 49885 AND ORDINANCE NO. 54543 TO PROVIDE A NEW
BASIS FOR COMPUTING INDUSTRIAL WASTE SURCHARGES.

* * * *

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

Mrs. Dutmer spoke in support of the Ordinance.

In response to a question by Mr. Alderete, Mr. Frank Kiolbassa, Director of Public Works, explained the need for the increase in the basis for computing industrial waste surcharges, noting also that some \$150 million previously expected from the federal government to support the new wastewater treatment facilities in San Antonio would not be forthcoming. He also stated that further increases will be necessary in the future as well.

Mr. Thompson asked Mayor Cisneros to voice San Antonio's municipal concern to the National League of Cities Conference in Los Angeles on the federal funds cutback in the wastewater treatment area.

Mr. Kiolbassa stated that the City staff also is working in this matter, seeking to express its concern before NLC as well.

In response to a question by Mr. Wing, Mr. Kiolbassa stated that he sees no relaxation of the stringent federal wastewater guidelines and regulations, even though federal funding has been slashed. He stated further that the City is working with the state on possible additional grant funds, and at the same time seeking some relaxation of the federal guidelines and regulations on wastewater treatment.

Mrs. Dutmer stated her belief that the rates must be raised in order to secure the necessary funding for meeting the City's obligations on wastewater.

Mr. Thompson asked that the staff provide the Council with perhaps a monthly report updating the wastewater treatment situation, particularly in the area of federal funds and regulations.

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, Hasslocher, Cisneros; NAYS: None; ABSENT: Archer.

82-50

APPEAL OF RICHARD JEMAL, SR. ON TAXICAB LICENSE SUSPENSION

Mayor Cisneros announced that the Council was ready to hear the appeal of Mr. Richard Jemal, Sr. of a 30-day suspension of his taxicab license.

No one appeared to speak for the appellant.

Mayor Cisneros announced that the appeals hearing was closed. No action was taken.

82-50

APPEAL OF KEVIN COOK ON DENIAL OF HIS TAXICAB LICENSE

Mayor Cisneros stated that, at the earlier request of Mrs. Dutmer, the Council now would hear the appeal of Mr. Kevin Cook of staff denial of his taxicab license.

Mr. Kevin Cook explained circumstances surrounding the denial of his request for a taxicab license, including his driving record, which included a period in which he was on probation with the State Department of Public Safety because of traffic infractions.

Mr. Roger Ibarra, Supervisor of Public Utilities, stated that City municipal records show Mr. Cook has received 18 traffic violations inside the City of San Antonio since August 6, 1980, a number of which occurred while he was licensed to operate a taxicab in the City. He stated that City staff has denied the request for the license on the basis of its fears for the safety of passengers, in view of Mr. Cook's driving record.

Mrs. Dutmer spoke to specifics of the driving record, noting that Mr. Cook, in many cases, had paid his fines by mail rather to save time, and stated her belief that he should be given a stern probation period and his license renewed.

Mr. Thompson stated that Mr. Cook's driving record speaks to his driving ability, noting some nine convictions since August, 1980, including speeding, running red lights and running stop signs. He stated that any of these infractions would be dangerous to passengers, and spoke in support of the staff denial.

In response to a question by Mr. Eureste, Mr. Ibarra stated that Mr. Cook's record shows nine convictions and nine dismissals among the 18 citations.

Mr. Eureste spoke of the seriousness of this matter, and also spoke in support of a strong probation with perhaps a 30-day check of Mr. Cook's driving record.

Mrs. Dutmer moved that Mr. Cook's taxicab license be renewed, and that he be placed on a one-year probation with 30-day checks of his driving record; further, that any traffic infraction he receives during that one-year period will automatically cancel his license with the City. Mr. Alderete seconded the motion.

Mr. Archer spoke against the motion.

In response to a question by Mr. Thompson, Mr. Bill Arnett, Municipal Court Administrator, spoke to a summary of Mr. Cook's driving record since July 25, 1981, ending October 30, 1982.

In response to a question by Mr. Thompson, Mr. Ibarra spoke to the criteria used by City staff in renewal of taxicab licenses and the number that are rejected, by the month, estimated.

Mr. Thompson spoke against the motion, stating his concern for safety of the taxicab passengers, noting that such action would constitute setting of a precedent.

Mr. Eureste stated that taxicab operators drive many more miles each year than the average driver, and no comparison should be made between the two groups. He spoke in support of the motion.

Mr. Webb spoke in support of the motion.

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

82-50 The Clerk read the following Ordinance:

AN ORDINANCE 56,175

CLOSING AND ABANDONING A PORTION OF TUPELO LANE BETWEEN CALLAGHAN AND MOCKINGBIRD LANE, BEING SITUATED BETWEEN NEW CITY BLOCKS 11625 AND 11627 AND AUTHORIZING THE CITY MANAGER TO EXECUTE A QUITCLAIM DEED TO ABRAMOFF-KURAS ASSOCIATES, THE ADJACENT OWNER, FOR A CONSIDERATION OF \$20,400.00.

* * * *

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

Mr. Harrington made an amended motion to delete the \$20,400 amount in consideration for the quitclaim deed and instead making the amount \$1.00 and other considerations. Mr. Alderete seconded the motion.

Mr. Harrington stated that area citizens earlier had petitioned to have Tupelo Drive closed, and the proponent has allowed construction of Horizon Hill Blvd. over his property in anticipation of the closure of Tupelo Drive. He stated that the estimated cost is an unnecessary penalty on the proponent.

Mr. L. B. Feiner, representing Abramoff Kuras Associates, spoke to the history of the property and explained why the proponent wants Tupelo Drive closed, also speaking in favor of the \$1.00 cost in lieu of the staff-recommended figure, noting that the right-of-way would still remain a utility easement, after closure. He further stated that the proponent was under the impression that the cost would be minimal.

Mr. Frank Kiolbassa, Director of Public Works, stated that City staff recommended the cost figure based upon the appraised value of the property.

In response to a question by Mr. Webb, Mr. Kiolbassa stated that the street currently is not in good shape.

Mr. Feiner spoke to the ingress and egress provided by the proponent to this piece of property.

Mr. Kiolbassa stated that Mr. Feiner's client still must provide street dedication.

Mrs. Dutmer stated that it has been established city policy to sell improved property at market value.

A discussion was held concerning planned staff-recommended non-access action regarding Tupelo Drive.

Mr. Harrington stated that City policy can be interpreted and changed by action of the City Council, and spoke in favor of his amendment.

In response to a question by Mr. Hasslocher, Ms. Jane Macon, City Attorney, stated that in her opinion, a fair price on the property would be its market value.

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

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

82-50 The Clerk read the following Ordinance:

AN ORDINANCE 56,176

APPROVING AN ARCHITECTURAL CONTRACT FOR DESIGN OF THE SOUTHSIDE MULTI-SERVICE CENTER.

* * * *

The City Clerk explained that there are two separate options to be considered by the City Council, one authorizing the City Manager to execute a contract with Hesson & May Associates, Inc., the other authorizing the City Manager to execute a contract with The Breig Partnership.

Mr. Wing moved to approve the option authorizing the City Manager to execute a contract with Hesson & May Associates, Inc., as recommended by City staff. Mr. Hasslocher seconded the motion.

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

Mr. Alderete moved to approve the option authorizing the City Manager to execute a contract with The Breig Partnership. Mr. Eureste seconded the motion.

Mrs. Dutmer spoke in favor of the motion, stating that The Breig Partnership drew up the original plans for the project for funding consideration by the City.

In response to a question by Mr. Hasslocher, Mr. Frank Kiobassa, Director of Public Works, stated that The Breig Partnership prepared the original plans at the request of Centro del Barrio, and City staff is recommending the contract for the final plans be awarded to Hesson & May Associates, Inc.

A discussion then took place concerning the City's method of selecting architects and engineers.

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

Mr. Wing stated his belief that the City should name a committee to check with the American Institute of Architects, in the future, on the method of awarding these contracts.

82-50 The Clerk read the following Ordinance:

AN ORDINANCE 56,177

ESTABLISHING FILING PROCEDURES FOR CANDIDATES FOR
CITY COUNCIL.

* * * *

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

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, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Thompson.

Mayor Cisneros spoke to the timetable established for the drainage bond election, to be held in conjunction with the April 1983 City election and to the need for informing citizens about the bonds.

Mr. Eureste spoke to the need to explore a definite plan of action for a task force to be appointed in support of the bond program.

82-50 The Clerk read a proposed Ordinance revising and establishing City voting precincts effective March 1, 1983 conforming to City annexation pursuant to Section 4 of the City Charter.

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

A discussion then took place concerning the status of some voting precincts and their realignment into Council districts, and the exact lines approved by City Council during earlier discussions on this subject.

Mr. Hasslocher moved to table consideration of the proposed Ordinance. Mr. Alderete seconded the motion.

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

(Later in this meeting, the proposed Ordinance was removed from the table and reconsidered, then approved. See page 20 of these minutes.)

82-50 The Clerk read the following Ordinance:

AN ORDINANCE 56,178

WAIVING THE PROHIBITION CONCERNING SOLICITING AND
COLLECTING FUNDS ON CITY STREETS IN CONNECTION WITH
A FUND RAISING EFFORT FOR TELETHON NAVIDENO.

* * * *

Ms. Berriozabal moved to approve the Ordinance. Mr. Alderete seconded the motion.

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.

82-50 The Clerk read the following Resolution:

A RESOLUTION
NO. 82-50-68

SETTING A PUBLIC HEARING FOR CONSIDERTION OF
PROPOSED CHANGES TO THE CDBG PROGRAM.

* * * *

Mr. Alderete moved that the Resolution be approved. Mr. Eureste seconded the motion.

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

82-50 The Clerk read the following Ordinance:

AN ORDINANCE 56,179

AMENDING A \$50,000.00 CONSULTANT CONTRACT TO EXIM INDUSTRIES CORPORATION TO ACCOMPLISH A MINORITY BUSINESS ENTERPRISE LISTING AND RESOURCE IDENTIFICATION DIRECTORY IN CONNECTION WITH THE TARGETED JOBS DEMONSTRATION GRANT PROGRAM; AUTHORIZING A CONTRACT AND PAYMENT.

* * * *

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

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, Cisneros; NAYS: Hasslocher; ABSENT: None.

82-50 The Clerk read the following Ordinance:

AN ORDINANCE 56,180

REAPPOINTING AND APPOINTING MEMBERS TO SERVE ON THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN FOR A TERM TO EXPIRE NOVEMBER 30, 1983.

* * * *

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

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.

82-50 The Clerk read the following Ordinance:

AN ORDINANCE 56,181

APPOINTING DAVID HEMION TO SERVE ON THE TECHNICAL

ADVISORY PANEL FOR THE CITY OF SAN ANTONIO ENERGY
STUDY, TO FILL THE UNEXPIRED TERM OF GEORGE
MUSSELMAN WHO HAS RESIGNED.

* * * *

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

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.

82-50 The Clerk read the following Resolution:

A RESOLUTION
NO. 82-50-69

EXPRESSING THE CONCERN OF THE CITY COUNCIL OF THE
CITY OF SAN ANTONIO REGARDING THE VISTA VERDE
PROJECT DEVELOPMENT.

* * * *

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

Mayor Cisneros briefly explained the purpose of the Resolution, stating that the developer would meet requirements of his contract with the City by the date specified, or the City would seek to change developers.

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

82-50 At this time, Mr. Eureste moved to untable Agenda Item 45, being a proposed Ordinance revising and establishing City voting precincts effective March 1, 1983 conforming to City annexation pursuant to Section 4 of the City Charter. Mr. Hasslocher seconded the motion. After discussion, the motion to untable prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

(At this time Mayor Cisneros was obliged to leave the meeting. Mayor Pro Tem Eureste presided.)

The Clerk read the following Ordinance:

AN ORDINANCE 56,182

REVISING AND ESTABLISHING CITY VOTING PRECINCTS
EFFECTIVE MARCH 1, 1983 CONFORMING TO CITY
ANNEXATION PURSUANT TO SECTION 4 OF THE CITY
CHARTER.

* * * *

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

In response to a question by Mr. Hasslocher, Ms. Jane Macon, City Attorney, and Mr. Roland Lozano, Director of Planning, stated that the shift of the boundary line between Council districts along Starcrest Drive

near Bitters Road was occasioned by the necessity to balance population figures between the various Council districts, as required by law.

A discussion then took place relative to changes in the voting precincts also occasioned by the change in the lines of County Commissioner precincts, as approved by Bexar County Commissioners, and also other such changes that might take place in future months.

After consideration, 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; NAYS: None; ABSENT: Cisneros.

82-50 DISCUSSION OF B-3R RESTRICTIVE BUSINESS DISTRICT ZONING

Mr. Webb moved to have placed on the Council meeting agenda in one month a proposed Ordinance that would set up a new business zoning classification that would not allow either sale or consumption of alcoholic beverages. Mr. Alderete seconded the motion.

Mr. Roland Lozano, Director of Planning, stated that preparation of such an Ordinance could be done so that a zoning classification eliminating the sale of consumption of alcoholic beverages would be assured, and spoke to the procedures to be followed in creating such a new zoning classification.

Mrs. Dutmer made a substitute motion that a new zoning classification, such as "B-3 NA (No Alcohol)", be developed by City staff in the next 30 days, and that the present B-3R Restrictive Business District classification be left unchanged. Mr. Webb seconded the motion.

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

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

82-50 DISCUSSION OF BROADWAY-MKT RAILROAD GRADE CROSSING

Mr. Hasslocher spoke of a meeting last week involving officials of MKT Railroad, concerning the possibility of creation of a grade crossing at Broadway and the MKT tracks just east of Wetmore Road, including the possibility of extending Broadway westward to intersect with Wetmore Road, railroad crossing safety signals and a traffic signal at Broadway and Wetmore Road. He noted that trustees of North East Independent School District will discuss this matter at their December 9 meeting, to determine to what extent the school district can assist in this matter.

Mr. Hasslocher moved that this matter be placed on the Council meeting agenda within 30 days, at such time as the cost estimates have been completed by the Public Works Department. Mr. Archer seconded the motion.

Mr. Hasslocher spoke to the many problems associated with the current Broadway-Wetmore Road-MKT Railroad tracks configuration.

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

Mr. Wing spoke to specifics of the need for providing concrete driveway approaches on four streets involved in the Somerset Road project, now underway, and asked for Council concensus to direct City staff to accomplish this needed work from the contingency fund for the project, and for staff to bring this matter to the Council on a near-future agenda.

Mr. Frank Kiolbassa, Director of Public Works, explained the work needed and the method for accomplishing this work.

Mrs. Dutmer moved to approve the request of Mr. Wing. Ms. Berriozabal seconded the motion.

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

CITIZENS TO BE HEARDMR. PETE ENRIQUEZ

Mr. Enriquez asked that Mayor Cisneros respond to the questions directed him in regard to the Convention Center several weeks ago.

Mr. Eureste stated that Mayor Cisneros was presently teaching class at the University of Texas at San Antonio, having to leave this Council meeting early to do so, because of the change in the Council meeting date from Thursday to Wednesday for this week. He recommended that Mr. Enriquez return next week to ask his questions of the Mayor.

Mr. Enriquez spoke of his allegations of financial wrongdoing at the Convention Center in past years, and asked that the former director be made to restore certain funds allegedly taken.

Mr. Louis J. Fox, City Manager, stated that his staff would take a statement from Mr. Enriquez and forward its contents to the District Attorney, if those statements merited such action.

Mr. Enriquez asked that a new hearing be called to reconsider his discharge from duties with the Convention Center.

Mr. Fox stated that he would seek to meet next week with Mr. Enriquez on his requests.

MRS. MARY ANN SCHMIDT

Mrs. Schmidt stated that her husband has taken the examination for Master Electrician three times, and had failed to achieve a passing grade each time. She asked that she be allowed to see the test papers, and spoke of her efforts to accomplish this endeavor in conversations with City staff and Mr. Tom Sandoval, Chairman of the Electrical Examining and Supervising Board. She further stated that so far, she has been unable to locate the test papers, and asked City Council to assist her in verifying the scores made by her husband on those tests. She further stated that an Assistant City Attorney to whom she had spoken stated that the test papers may have been mishandled, and spoke to specifics of this allegation and whether or not the chairman of the Board should in fact have those test papers in his possession.

Mr. Thompson stated that the Board will agree to review test results with any person who took the test, and urged that her husband ask to review those test results, making that request of the person who administered the tests.

Mrs. Schmidt stated tht her husband currently works in Corpus Christi and cannot come to San Antonio at a convenient weekday in order to review the test papers.

Mr. Archer stated that he has received several telephone calls concerning tests for electrician, and moved that City staff verify test scores of examinations given by the Electrical Examining and Supervising Board, as requested by Mrs. Schmidt. Mr. Hasslocher seconded the motion.

Mr. Hasslocher stated tht he, too, had received complaints of this type, and spoke of letters of concern that had been sent to the Board about certain alleged problems. He also asked that test results be maintained by City staff.

Mr. Jake Tally, Assistant City Attorney, stated that several complaints have been received over the past several years concerning the Electrical Examining and Supervising Board actions and spoke to specifics of some persons repeatedly failing tests for electrician.

Mr. Hasslocher spoke of his deep concern for this problem, and asked that his concern be conveyed to the Board, and asked that a letter be sent to the Board concerning these allegations made today, asking that the matter be straightened out. He further noted his opinion that if matters are not straightened out satisfactorily, the Council should take appropriate action.

Mr. Webb spoke of past methods of handling test administration and supervision by City staff, and the fact that complaints against that system had been received over a period of time. He stated that as a result of those complaints, it had been agreed that the Chairman of that Board would hold those test results, and spoke to specific reasons for this action.

Mr. Wing stated his belief that City staff should follow correct procedures in this matter, and noted that he had received complaints on both sides of this difficulty. He stated that those taking the tests have the opportunity to critique the tests, and noted that such examinations are very important for safety reasons. He urged that staff look into the entire process.

Mr. Alderete stated his belief that Mr. Tom Sandoval runs a very fair and impartial Board, and spoke of specific incidents in which Board members have assisted those who have taken the test, explaining areas where more study is needed, etc.

Mrs. Dutmer urged that the Board meet with any examinees who wish such a meeting, in order to explain to them exactly why they failed to pass the test.

Mr. Webb asked Assistant City Manager Alexander Briseno to review the test results of Mrs. Schmidt's husband with Mrs. Schmidt, directly.

Mr. Louis J. Fox, City Manager, stated that his staff would meet with Mrs. Schmidt to go over the test results with Mr. Sandoval. He further stated that City staff would review the entire testing process, and report back to the Council at a future "B" Session.

Mr. Eureste spoke of his concern that any examinations not be unfair in any way to minorities.

82-50 The Clerk read the following Letter:

November 17, 1982

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

November 24, 1982
mlr

Manager for investigation and report to the City Council.

November 16, 1982

Petition submitted by Ms. Betty S. Cochran requesting a variance of our present City Ordinance covering street solicitation in order to conduct a street/inter-section collection on Saturday, December 11, 1982.

* * * *

November 16, 1982

Petition by Mr. John R. Shaw, on behalf of his clients, Ms. Betty Parsons and Ms. Lillin Rain, requesting the purchase of a 0.106 acre tract of land being further described by his letter as the remainder of the unused portion of land as the result of the realignment of El Mio Drive.

* * * *

/s/ NORMA S. RODRIGUEZ
City Clerk

- - -
There being no further business to come before the Council, the meeting was adjourned at 6:00 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

C493