

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, AUGUST 6, 1981.

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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, CANAVAN, ARCHER, HASSLOCHER, CISNEROS; Absent: NONE.

81-41 The invocation was given by Reverend Erwin Juraschek, Nativity of Blessed Virgin Mary.

81-41 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

81-41 PRESENTATION OF ALCALDE

Mayor Cisneros asked Councilman James Hasslocher to read an Alcalde, making Reverend Erwin Juraschek an Alcalde de La Villita. He then presented the Alcalde to Reverend Juraschek.

81-41 250TH ANNIVERSARY OF FIRST COUNCIL

Mayor Cisneros noted that today's City Council meeting marked the 250th Anniversary of the first meeting of the village council of old San Antonio, made up of Canary Islanders who has emigrated to San Antonio. He took note of a series of banners standing behind the Council seats stating that they contained the names and home island of each of that first council's representatives. He then asked Mr. Henry Guerra to read an excerpt from a book by Samuel M. Buck, entitled "Yanaguana's Successors." The excerpt spoke of efforts by Spain's King Phillip V to transport Canary Islanders to San Antonio (Yanaguana) and provided them lands on which to live, farming implements with which to work and planting seed with which to raise crops. It also spoke of selection of the first village council being made from among the original fifteen families and the duties and responsibilities of the first officers of the village.

Mayor Cisneros then presented each current Council member with the framed excerpt at the same time, thanking the citizens of San Antonio for allowing the present eleven Council members to serve where the original nine council members once served, 250 years ago.

Mrs. Dutmer spoke briefly on her own Canary Island background.

Mayor Cisneros then read the following Proclamation:

WHEREAS, King Phillip V of Spain decreed that Spaniards from the Canary Islands be sent to colonize the frontier province of Tejas, and

WHEREAS, After a year's journey, fifty-six colonists arrived at the Plaza De Armas in the Presidio of San Antonio De Bejar, and

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WHEREAS, The Viceroy of New Spain, sent a dispatch to the Presidio that the arriving colonists were to form the first civil settlement in the Province of Tejas; and it shall be known by the name of Villa De San Fernando, and

WHEREAS, The Governor of Tejas was instructed to select six men from among the heads of these sixteen Canary Island families, to serve as Councilmen, one as Chief Constable; one as Secretary and Notary Public; and one as Manager of the Property and Funds of this commonwealth, and

WHEREAS, The Governor was further instructed to attend the first meeting of the Municipal Council and the Election of the first Mayor from among these nine men in order to administer the Oath of Office to them and to teach them the procedure in this matter for the future, and

WHEREAS, Today's City Council meeting completes 250 years of service to the Municipality that has evolved into the present City of San Antonio, the City Council having elected its Mayor on August 1, 1731, and

WHEREAS, King Phillip V stated in his decree that "In order to honor any persons and their children, or legitimate descendants, who undertake to found settlements, when they have concluded and established such settlements, I declare that each and everyone of the persons in these sixteen families, their children and their legitimate descendants, to be landed noblemen (Hidalgos De Solar Conocido)", and

WHEREAS, The 250th Anniversary Committee, many of the Canary Islander Decendants of that first Civil Municipal Government, and numerous other citizens who are proud of our City of San Antonio, its government and its historical origins are present to witness this milestone City Council Meeting,

NOW, THEREFORE, I, Henry Cisneros, Mayor of the City of San Antonio, in order to honor the memory of the Founders of the first Civil Government of this City, do hereby proclaim August 1-6, 1981, to be

"CITY GOVERNMENT FOUNDERS' DAYS"

in San Antonio, Texas

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Mayor Cisneros and other members of the Council then presented the Proclamation to Postmaster John J. Saldana, General Chairman of the recent 250th anniversary committee. Other members of the committee were asked to stand in the audience and be recognized.

Mr. Saldana then spoke of the history of that first village council, and presented the Council with a birthday cake in honor of the 250th Anniversary Celebration of the first village council meeting.

Mayor Cisneros spoke to the history of the honor of Mayor Emeritus and asked former mayor Lila Cockrell, her husband, and granddaughter to come forward to receive the Proclamation. He then read the following Proclamation:

- WHEREAS, On May 1, 1975, the citizens of San Antonio elected Lila Cockrell their Mayor, bringing to an end nine years of service as a Councilwoman and beginning her six years as the elected leader of one of this nation's largest cities, and
- WHEREAS, Her determination and farsighted vision contributed greatly to the unprecedented growth and development of San Antonio during her six years as Mayor, making her City a showcase of revitalization and expanding economic development, and
- WHEREAS, Her unbounded enthusiasm and tireless efforts, spread the story of San Antonio's amazing resurgence through the nation and the world by virtue of her many national offices, her willingness to travel and to receive official guests on behalf of the City she loves, and
- WHEREAS, Her energies for more than two decades have been focused on revitalizing the good of San Antonio's past to meet with the growing development of its present and future, a merging of cultures and progress for the good of all, and
- WHEREAS, Her leadership affected the change of the City Charter that allows for district representation thereby expanding opportunities for our citizens to participate in our Municipal Government, and
- WHEREAS She continues to offer herself and her manifold talents to the future of San Antonio as Director of a community-based organization devoted to the same goal and dreams she espouses.

NOW, THEREFORE, I, HENRY CISNEROS, Mayor of the City of San Antonio, and the members of the City Council do hereby proclaim, name and designate Lila Cockrell, as

"MAYOR EMERITUS"

Of the City of San Antonio, Texas for a term beginning August 6, 1981.

Mrs. Cockrell in turn, asked former Mayor Walter W. McAllister, Sr., the City's first Mayor Emeritus, to come forward and be recognized. She then spoke of the honor of serving on the City Council when McAllister was Mayor.

Mayor Cisneros spoke to Mrs. Webb being the widow of two famous persons, former San Antonio Mayor Maury Maverick and Dr. Walter Prescott Webb. He then stated that she had asked the City of San Antonio to name some facility in honor of Maverick and his many contributions to the City. Mayor Cisneros stated that the matter of proper recognition for Maverick would be taken under study. He then presented Mrs. Webb with a La Villita plate and members of the City Council came forward to congratulate her.

Mrs. Webb spoke of the many instances of progress of San Antonio since her husband was Mayor.

Mayor Cisneros asked the City staff to study the matter of a suitable recognition for Mayor Maverick.

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81-41 The minutes of the meeting of July 30, 1981 were approved.

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81-41 At this time, Mayor Cisneros asked for a point of personal privilege to recognize the presence of his wife, Mary Alice Cisneros, in the audience today.

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81-41 CONSENT AGENDA

Mr. Thompson moved that items 5-12 constituting the consent agenda be approved with the exception of items 4, 5, and 7 to be pulled for individual consideration. Mr. Archer seconded the motion.

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

AN ORDINANCE 54,121

AUTHORIZING THE EXECUTION OF FIELD ALTERATIONS NOS. 4, 5, AND 6, IN THE TOTAL AMOUNT OF \$67,841.08 TO THE CONTRACTS FOR CONSTRUCTION ON THE INTERNATIONAL AIRPORT PARKING STRUCTURE (STAGE I, PACKAGE 2), AND ROADWAYS AND SURFACE PARKING (STAGE I, PACKAGE 3).

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AN ORDINANCE 54,122

ACCEPTING THE LOW QUALIFIED BID OF HEATH & DUBOSE, INC., IN THE AMOUNT OF \$102,107.77 TO CONSTRUCT THE VISTA VERDE TEX R-109 SALADO STREET EXTENSION PROJECT; AUTHORIZING A CONTRACT; ESTABLISHING A FUND AND BUDGET; AUTHORIZING TRANSFER OF COMMUNITY DEVELOPMENT PROGRAM GRANT FUNDS TO THE PROJECT; AND PROVIDING FOR COLLECTION OF \$11,397.11 FROM THE CITY WATER BOARD FOR WATER FACILITY ADJUSTMENTS REQUIRED IN THE PROJECT.

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AN ORDINANCE 54,123

AUTHORIZING EXPENDITURE OF THE SUM OF \$94,435.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENT TO CERTAIN LANDS; ALL TO BE USED IN CONNECTION WITH CERTAIN RIGHT OF WAY PROJECTS.

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AN ORDINANCE 54,124

REPEALING ORDINANCE NO. 53921 OF JUNE 18, 1981, AND GRANTING AN EASEMENT TO FIRST INTERNATIONAL BANK IN SAN ANTONIO, N.A. RELATING TO A SUB-SURFACE EASEMENT ADJACENT TO NEW CITY BLOCK 410 AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID EASEMENT.

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AN ORDINANCE 54,125

AUTHORIZING PAYMENT OF REFUNDS TO PERSONS MAKING OVERPAYMENT OR DOUBLE PAYMENTS ON 20 TAX ACCOUNTS.

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AN ORDINANCE 54,126

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT BETWEEN THE CITY, THE WATERWORKS BOARD OF TRUSTEES, MISSION TITLE COMPANY, COMMERCIAL TITLE COMPANY, AND TRANSAMERICA ABSTRACT AND TITLE COMPANY TO PROVIDE CERTAIN TAX INFORMATION TO THESE TITLE COMPANIES THROUGH COMPUTER FACILITIES FOR A TWO-YEAR PERIOD WITH A NINETY DAY CANCELLATION PROVISION.

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81-41 The Clerk read the following Ordinance:

AN ORDINANCE 54,127

ACCEPTING THE LOW BID OF WWS ASSOCIATION TO FURNISH THE CITY OF SAN ANTONIO WITH A CONTRACT FOR SECURITY GUARDS FOR A NET TOTAL OF \$12,120.45 PER MONTH.

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

In response to a question by Mr. Thompson as to why the City was contracting out this security guard requirement, Mr. Frank Kiolbassa, Director of Public Works, stated that the Public Works Department in the past had had problems with security at its Rilling Road Treatment Plant, where an employee was murdered last year, and also a series of thefts from their yards, underscoring the need for additional security. Mr. Kiolbassa then spoke to the fact that many of the Public Works facilities were in isolated areas, and the contract security arrangement would be studied for one year to determine its feasibility.

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

81-41 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Webb, seconded by Mrs. Dutmer, was passed and approved by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Alderete, Canavan, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste, Archer.

AN ORDINANCE 54,128

ACCEPTING THE LOW BIDS OF EXXON COMPANY
USA AND WRIGHT ASPHALT PRODUCTS CO.
TO FURNISH THE CITY OF SAN ANTONIO
WITH AN ANNUAL CONTRACT FOR CUT-BACK
ASPHALTS AND ASPHALT CEMENTS FOR THE
CITY'S INTERIM BUDGET AND THE 1981-82
FISCAL YEAR.

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81-41 The Clerk read the following Ordinance:

AN ORDINANCE 54,129

AUTHORIZING PAYMENT OF \$6,431.98 TO THE
BEXAR METROPOLITAN WATER DISTRICT AND
\$15,971.00 TO THE CITY PUBLIC SERVICE
FOR REIMBURSEMENT OF EXPENSES INCURRED
FOR UTILITY RELOCATIONS ON THE PATTON
DRAINAGE PROJECT.

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

In response to a question by Mr. Thompson as to the status of the City's investigation into seeking damages from the original contractor, Ms. Jane Macon, City Attorney, stated that she would provide the Councilman with an update of that status as soon as possible.

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

81-41 ZONING HEARINGS

30. CASE 8553 - to rezone a 1.507 acre tract of land out of NCB 13664, being further described by field notes filed in the Office of the City Clerk, in the 5900 Block of Danny Kaye Drive, from Temporary "A" Single Family Residential District to "B-2" Business District, located south of the intersection of Danny Kaye Drive and Oak Dell Way Drive, having 445' on Danny Kaye Drive and 161.05' on Oak Dell Drive; and a 1.05 acre tract of land out of NCB 13664, being further described by field notes filed in the Office of the City Clerk, from Temporary "R-1" Single Family Residential District to "B-1" Business District, located on the southeast side of Danny Kaye Drive, being 445' southwest of the intersection of Danny Kaye Drive and Oak Dell Way Drive, having 212.95' on Danny Kaye Drive and a maximum depth of 242.91'.

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.

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After consideration, Mr. Thompson moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished. Mr. Webb seconded the motion. On roll call, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Canavan, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste, Alderete.

AN ORDINANCE 54,130

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 1.507 ACRE TRACT OF LAND OUT OF NCB 13664, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM TEMPORARY "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT AND A 1.05 ACRE TRACT OF LAND OUT OF NCB 13664, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-1" BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED.

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14. CASE 8534 - to rezone a 10.234 acre tract of land out of NCB 15831, being further described by field notes filed in the Office of the City Clerk, in the 14000 Block of Nacogdoches Road, from "R-6" Townhouse District to "P-1(R-6)" Planned Unit Development Townhouse District, located 785' northwest of Nacogdoches Road, being approximately 1772' southwest of the intersection of Spring Creek, having a width of 847.77' and a depth of 500.09'.

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

No citizen appeared to speak in opposition.

After consideration, Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished. Mrs. Dutmer seconded the motion. On roll call, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Canavan, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste, Alderete.

AN ORDINANCE 54,131

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 10.234 ACRE TRACT OF LAND OUT OF NCB 15831, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 14000 BLOCK OF NACOGDOCHES ROAD, FROM "R-6" TOWNHOUSE DISTRICT TO "P-1(R-6)" PLANNED UNIT DEVELOPMENT TOWNHOUSE DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED, IF NECESSARY.

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15. CASE 8547 - to rezone Lot 1A and 2A, NCB 14952, 11326 I.H. 35 North Expressway, from Temporary "R-1" Single Family Residential District to "I-1" Light Industry District, located on the south side of I.H. 35 North Expressway, being approximately 1730' northeast of the intersection of Weidner Road and I.H. 35 North Expressway, having 200' on I.H. 35 North Expressway and a maximum depth of 489.77'.

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

No citizen appeared to speak in opposition.

After consideration, Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished. Mrs. Dutmer seconded the motion. On roll call, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Canavan, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste, Alderete.

AN ORDINANCE 54,132

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 1A AND 2A, NCB 14952
11326 I.H. 35 NORTH EXPRESSWAY, FROM
TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL
DISTRICT TO "I-1" LIGHT INDUSTRY
DISTRICT, PROVIDED THAT PROPER PLATTING
IS ACCOMPLISHED.

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8141 The Clerk read the following Ordinance:

AN ORDINANCE 54,133

AUTHORIZING VALIDATION PARKING AT THE
RIVERBEND GARAGE.

* * * *

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

Mr. Thompson spoke to the increasing usage of the Riverbend Garage in recent months.

Mr. Kiolbassa stated that there are now more than 400 automobiles parking in the Riverbend Garage on a monthly contract basis.

A brief discussion then was held on the manner in which the garage is cleaned of trash and other litter, during which Mr. Kiolbassa stated that the situation should improve with the recent hiring of a new garage manager.

A discussion then took place relative to the monthly contract rate parking and its effect upon revenue projections for the garage, during which Mr. Kiolbassa stated that his department was trying to bring about a good balance of parking demand and low rates.

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

Sl-41 The Clerk read the following Ordinance:

AN ORDINANCE 54,134

ACCEPTING THE LOW QUALIFIED BID OF MCGEE CONSTRUCTION COMPANY IN THE AMOUNT OF \$73,785.00 TO PERFORM THE LA VILLITA RESTORATION PROJECT.

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

(The following discussion took place)

DR. CISNEROS: All right, question from Mrs. Berriozabal, followed by Mrs. Dutmer.

MRS. MARIA A. BERRIOZABAL: I think that it would be appropriate to get the information from Parks and Recreation because we didn't have it in our packet. INAUDIBLE . . . got the bid, right?

MR. RON DARNER, DIRECTOR OF PARKS AND RECREATION: Yes, the low bidder was McGee Construction Company and there's a partnership of two women in that particular company and we did have seven bids returned and the low qualified bid was of course, McGee, they ranged anywhere from seventy-three to one hundred and fifteen thousand dollars, load-high. They were all basically in the seventies and some in the eighties, thousand dollars mark.

MRS. BERRIOZABAL: And the work is going to take three months?

MR. DARNER: This work should be completed mid-October.

MRS. BERRIOZABAL: Let's see we're in August, September, October.

MR. DARNER: Yes, and that includes four buildings; the oval-office structure in which we were in at one time, the office where we are presently located, the La Casita house. It includes one building that we have for storage at the present time, called Building 21 and then it includes the barber shop which is off of Alamo Street, this is a small building and this is the only one that did have a tenant. The others either used to storage or are office space. The tenant as early as this morning, we will be relocating him to the McAllister Building in two weeks. So that has been finalized and worked out as well.

MRS. BERRIOZABAL: All right. The construction will be finished about the middle of October?

MR. DARNER: That's correct, on this phase.

MRS. BERRIOZABAL: And you will have four buildings available for occupancy? Other tenants? How soon are you going to be moving on who, what tenant is going to be moving into those four buildings?

MR. DARNER: Well, we've gotten, I've met with all twenty-eight tenants. As a matter of fact, the last one is this afternoon. All twenty-eight tenants have been met with. We are now getting back a lot of the proposals. They are funneling in about one to two a day. We've received around ten, I believe, that's the last count, we still have some more to go. As soon as we receive all of our proposals in from the existing tenants, we'll be able to sit down then with those tenants to go over the locations. A lot of it depends upon the square footage again, the 1939 Ordinance, the square footage requested, we have gotten some, and for the most part, the proposals that have been turned into us are quite detailed.

MRS. BERRIOZABAL: Okay, before the tenants are allowed to go back, or to get their contract negotiated again, you are going to appoint, or City Council is going to appoint a committee. So, where is the committee, right now?

MR. DARNER: We have some recommendations and we'll probably come to the Council, either this week, or the next week, or the week after on the recommendations for the committee. Also, I have mentioned to the committee, or to each tenant that we will know sometime in mid-September on that decision in-or-out-type of thing that has been discussed, I know with Council and other members. This way it will transpire before the October construction time.

MRS. BERRIOZABAL: You know, Ron, I still get a lot of calls from tenants, wanting to know if, they need to know how to plan, to buy merchandise especially the ones that buy from other places. They need to know how to plan for their inventory and so on and they want to know if they are going to be going back. You know, obviously, Williams, the glass-blower out there.

MR. DARNER: That's why it's so important to, for them to know by September 15.

MRS. BERRIOZABAL: You think by September 15 they will know something?

MR. DARNER: In that general vicinity, yes. September is what I have said to the tenants.

MRS. BERRIOZABAL: Okay, thank you.

MAYOR PRO-TEM HELEN DUTMER: Yes, I want to know who is going to be the consultant, the over-seer to see that this work is carried out in the historic tradition that you know. Well, I know at one time, the Mayor proposed to having someone from Mexico come up and help on the situation. Is that not still in the works, or what?

MR. THOMAS E. HUEBNER, CITY MANAGER: There are still discussions going on, the City and some people in Guadalajara. There is a potential that in one phase of the project, we may have some materials from Mexico, as well as craftsmen from Mexico to place those materials.

MAYOR PRO-TEM DUTMER: Well, of course, La Villita in its inception, in the very beginning, was Spanish in nature. Hispanics there, most all the same, but at the same time, someone who knows the history of that place can sort of keep it within the flavor that it has without getting too, you know, the tendency now is to take the modern stuff and put it on there because it is a lot easier to use than all the rest of it.

MR. HUEBNER: Well, one of the architects that is a partner in this project is O'Neal Ford.

MRS. DUTMER: Well, alright, okay. All I heard was that McGee was going to do the work and I hadn't heard . . .

MR. DARNER: They are doing the actual construction. But, O'Neal Ford is on top of the project.

MRS. DUTMER: Ron, you will have someone there to oversee this thing.

MR. DARNER: Oh to oversee the construction, that is the architect's responsibility.

MRS. DUTMER: We wouldn't want to lose that, we do need this a lot. Thank you.

MAYOR CISNEROS: Okay, Mr. Hasslocher.

MR. JAMES HASSLOCHER: Mayor, it doesn't pertain really to the La Villita project, itself, but this morning I got several calls in my office pertaining to the market. And Maria just talked about tenants being moved out of the La Villita. I had the same question presented to me if I could have the privilege of asking staff, or someone, if we could get an update on this to find out because there seems to be a strong indication that folks are scared that they are going to be, after some sort of construction, be moved out.

MAYOR CISNEROS: Let's hold the market question until we finish the agenda and I will be happy to alert the staff. If you'll hang around, Ron, you don't have market square, do you? If we can get somebody over from Market.

MR. HUEBNER: Henry Travieso.

MAYOR CISNEROS: Okay, at the time of the end of the agenda. Any further discussion on this item? Those in favor say, "Aye," those "No", the motion carries.

MRS. BERRIOZABAL: Yes.

MR. WEBB: Yes.

MRS. DUTMER: Yes.

MR. WING: Yes.

MR. THOMPSON: Yes.

MR. ALDERETE: Yes.

MR. CANAVAN: Yes.

MR. ARCHER: Yes.

MR. HASSLOCHER: Yes.

MAYOR CISNEROS: Yes.

MR. EURESTE: Absent.

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81-41 The Clerk read the following Ordinance:

AN ORDINANCE 54,135

AUTHORIZING THE CITY MANAGER TO EXECUTE A COOPERATIVE AGREEMENT WITH THE TEXAS FOREST SERVICE WHEREBY THE CITY SHALL RECEIVE THE PROFESSIONAL SERVICES OF AN URBAN FORESTER TO ASSIST THE STAFFS OF BOTH THE PLANNING DEPARTMENT AND THE PARKS AND RECREATION DEPARTMENT AT NO ADDITIONAL COST TO THE CITY.

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

A discussion was then held concerning the planting of trees on the hill created in the Pearsall Road landfill.

Mr. Ron Darner, Director of Parks and Recreation, stated that a city-wide study of soil conditions is to be conducted to determine exactly which type of trees can best be planted in various municipal locations.

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

8141 The Clerk read the following Resolution:

A RESOLUTION
NO. 81-41-69

REQUESTING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO RECONSIDER DECONTROL OF THE NATURAL GAS INDUSTRY.

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

In response to a question by Mr. Archer, Mayor Cisneros stated that it was reported at the last City Public Service board meeting that deregulation of natural gas would cause an increase of perhaps 50 percent in local natural gas prices at this time, and he spoke to the impact of such an increase on San Antonio. He stated that CPS also supports the pending Resolution asking that the natural gas industry not be de-controlled at this time, and that support also has been received from some gas suppliers themselves.

Mr. Archer spoke to a lack of expert testimony in this matter, to assist in making a proper decision.

Mr. Archer then moved to table the Resolution. Mr. Canavan seconded the motion.

On roll call, the motion failed to carry by the following vote: AYES: Berriozabal, Webb, Canavan, Archer; NAYS: Dutmer, Wing, Thompson, Alderete, Hasslocher, Cisneros; ABSENT: Eureste.

Mr. Alderete spoke in favor of the Resolution.

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Mr. Canavan stated that he was not convinced that de-control would be bad, and stated that he would abstain.

Mrs. Berriozabal spoke to the matter by which six Council members can bring an item to the Council agenda by signature, and the importance of each Council member knowing which six members are responsible for bringing up an item for consideration by the full Council.

Mr. Thompson spoke to the details of deregulation, and stated his concern that the pass-through charges from such a move would possibly double to the consumer. He spoke in favor of the Resolution.

Mayor Cisneros contrasted the effects of deregulation upon interstate and intrastate gas prices and spoke to having received data only today indicating that deregulation would almost double the average natural gas bill.

Mr. Wing and Mr. Webb both spoke in favor of the Resolution.

Mr. Archer stated that he would abstain because he does not know exactly what effect the planned deregulation would have.

Mr. Hasslocher spoke in favor of the Resolution.

After discussion, the motion to approve the Resolution carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Alderete, Hasslocher, Cisneros; NAYS: None; ABSTAIN: Canavan, Archer; ABSENT: Eureste.

81-41 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Wing, seconded by Mrs. Dutmer, was passed and approved by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Alderete, Canavan, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste.

AN ORDINANCE 54,136

DESIGNATING THE ZONING COMMISSION AS THE AIRPORT ZONING COMMISSION.

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8141 The Clerk read the following Ordinance:

AN ORDINANCE 54,137

REAPPOINTING AND APPOINTING MEMBERS TO SERVE ON THE AIRPORT ADVISORY COMMITTEE FOR A TERM TO EXPIRE JULY 31, 1983.

* * * *

REAPPOINTMENT

Mr. Jim Dement

APPOINTMENT

Mr. James C. Black, Jr.

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

A discussion was then held concerning the manner in which reappointments are made when vacancies occur in City boards and commissions.

Mayor Cisneros spoke in favor of a full-Council discussion before any Board appointments are made, and suggested that the Council at this time consider acting on items 22-A, and 22-C, while pulling from consideration items 22-B and 22-D.

Ms. Rebecca Cedillo, Administrative Assistant to the City Manager, spoke to how the proposed appointments were placed on the agenda for today.

Mrs. Dutmer stated that the appointments in item 22-A have been discussed by the Council as part of an agenda item several weeks ago.

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

81-41 The Clerk read a proposed ordinance appointing Mike Barbados to serve on the Handicapped Access Advisory Committee, to replace Christine Pacetti, whose term has expired.

Mr. Hasslocher moved to approve the ordinance. Mr. Wing seconded the motion.

Mr. Hasslocher explained the background details of the proposed appointment to the Handicapped Access Board.

Mrs. Dutmer then made a motion to table 22-B until the entire Council can discuss its planned appointment. Mr. Alderete seconded the motion.

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

81-41 The following Ordinance was read by the Clerk and after consideration, on motion of Mrs. Dutmer, seconded by Mr. Canavan, was passed and approved by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Alderete, Canavan, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste.

AN ORDINANCE 54,138

APPOINTING MS. KAY MOORE TO SERVE FOR A TERM OF ONE (1) YEAR ON THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN, IN PLACE OF DENISE REASONBER WHOSE TERM HAS EXPIRED.

* * * *

81-41 The Clerk read a proposed ordinance reappointing Ralph Bender to serve on the San Antonio Planning Commission for a term to expire July 31, 1983.

Mrs. Dutmer made a motion to table the item. Mr. Webb seconded the motion.

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

BOARD APPOINTMENTS

81-41 Discussion was then held to establish the parameters governing which board appointments can be brought before the full Council without having gone through Council board appointment discussions, beforehand.

Consensus was given that appointments which are not represented by Council district appointment must be discussed before the full Council before being placed on the agenda for action.

Mr. Canavan stated his belief that Council members should receive a memorandum relative to the planned board of commission appointment, regardless, and that it have six Council signatures for agenda placement, as well.

81-41 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Thompson, seconded by Mr. Wing, was passed and approved by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Alderete, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste; DISQUALIFICATION: Canavan.

AN ORDINANCE 54,139

AUTHORIZING PAYMENT OF \$231,792.00 AS
RENTAL FOR THE PLAZA DE ARMAS BUILDING
FOR THE YEAR COMMENCING AUGUST 1, 1981.

* * * *

LEGISLATIVE REPORT

81-41

Ms. Karen Davis, Executive Assistant to the City Manager, provided Council with a brief overview of the special session of the State Legislature, thus far, and handed out a synopsis brief on pending legislation under consideration, a copy of which is included with the papers of this meeting.

Mrs. Dutmer spoke on possible problems associated with the bill on Tax Abatement Incentives, stating that the bill could be abused if not written carefully.

Ms. Davis spoke to details of the joint State Bill 17/House Bill 7 measure.

Ms. Jane Macon, City Attorney, spoke to the advantages in the bill.

Ms. Davis stated that the City Council can control the designation of blighted areas to be pinpointed for tax abatement incentive consideration.

On motion of Mr. Canavan, seconded by Mr. Wing, the Council gave its concurrence to staff's recommendations on each of the pieces of legislation in the brief report.

On roll call, the motion carried by the following vote:
 AYES: Berriozabal, Webb, Wing, Alderete, Canavan, Archer, Hasslocher, Cisneros; NAYS: Dutmer, Thompson; ABSENT: Eureste.

81-41

OFFICE OF VOLUNTEER SERVICES

Mayor Cisneros spoke briefly to a proposal by Councilman Archer to create an Office of Volunteer Services within the municipal government structure.

Mr. Canavan, Chairman of Council Committee on Plans and Policy Objectives, stated that he would be meeting with City staff shortly to discuss the legality of the proposal, then would recommend it for a near-future "B" Session.

81-41

ENVIRONMENTAL COURT

Mayor Cisneros stated that the ROBBED Organization has asked that the City create an Environmental Court, which has been done elsewhere. He further stated that Municipal Court Administrator, Mr. Bill Arnette is of the opinion that the Council can designate one of the Municipal Courts to handle environmental matters.

81-41

POLICE RECRUITING

Mayor Cisneros noted the memorandum from Councilman Archer on the subject of police recruiting and applicant processing, a copy of which is made a part of the minutes of this meeting.

Mr. Archer stated that it has been recommended that the applicant processing and background check operations for police recruits be returned to the Police Department from the Personnel Department, part of a four-part recommendation.

The Council held a brief discussion of the details of the changeover from current procedures.

Mr. Alderete than made a motion to move items 1 and 2 of the memorandum to a future "A" Session for discussion: (1) that the applicant processing function be returned to the Police Department; and (2) that the applicant testing be done in the field when appropriate.

It was decided by consensus that items 3 and 4 dealing with a substantial salary increase for beginning police officers coupled with a raise in the educational entrance level; and directing the City Manager to identify the funds to recruit police officers, especially blacks, Mexican-Americans, and women, be investigated by City staff as to what monies might be available for these functions, and the City Council would consider these two items as part of the budgetary discussion process.

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

Mr. Wing noted the recent passing of Mr. Joseph Suarez, local labor leader and Mrs. Adelina H. Lozano, mother of Planning Director, Roland Lozano, and asked that the staff draw up for City Council consideration, Resolutions of Respect respectively.

TICKETING OF AUTOMOBILES

Mr. Thompson noted that he recently had observed an incident of a police officer ticketing an automobile for overparking, when in fact the enforcement hours on the parking meter concerned had expired. He asked that a degree of tolerance be considered in such cases. He also spoke of his concerns with the towing away of vehicles in the City Hall area, especially the rapidity with which this towing is carried out once it was determined by a police officer that towing was necessary.

The City Manager's Office was requested to look into these matters.

Mayor Cisneros spoke to a recent incident in which an officer was writing tickets for placement on automobiles belonging to City Council members because the autos did not possess a certain sticker on their bumper, and his discussions with the officer about the matter.

MARKET SQUARE

Mr. Hasslocher spoke to concerns expressed in recent telephone calls to his office about possible improvements to Market Square, concerns expressed by Market Square tenants.

Mr. Henry Travieso, Director of the Market Square, stated that there were two separate tenant organizations at Market Square, and spoke to one of the organizations, on its own, ordering a study of improvements needed with the result that the other organization felt it was not properly being consulted in such matters. He further stated that as a result of discussions with both groups, the two organizations have gotten together and made joint recommendations on improvements to the Market Advisory Board.

Mr. Hasslocher spoke to his concern that some of the market tenants might lose their leases.

Mr. Travieso stated that at present, there is no money to fund such renovations and he expressed his feeling that market tenants would be treated in the same manner as tenants of La Villita during its current renovation program.

COMMUNITY DEVELOPMENT BLOCK GRANT
FUNDING OF CAPITAL PROJECTS

Mr. Canavan spoke of his concern with the effects of inflation on the municipal dollar devoted to capital improvements in recent years, and then spoke of the possibility of utilizing Community Development Block Grant funds as a "float" to fund such projects, if it was determined that this was legal and feasible. He asked for Council concurrence for City staff to study the legality of the matter and to determine if the Department of Housing and Urban Development would concur in such a program.

Council concurred to do so.

A copy of a memo on the subject has been made a part of the minutes of this meeting.

81-41

MARKET SQUARE (Continued)

In response to a question by Mr. Alderete, Mr. Henry Travieso, Director of Market Square, stated that the Market Square tenants were aware that a study of improvements to the Market Square was underway, but that it was being done strictly by area merchants, not the Market Square staff or El Mercado merchants, as such.

Mr. Alderete stated that he wanted tenants of the two buildings in Market Square, El Mercado and the Farmers Market, to make suggestions on how to improve their own facilities.

Mrs. Berriozabal stated her concern that all affected groups must have input into such a study.

81-41

PLAZA DE ARMAS

Mrs. Berriozabal spoke to a matter of litigation involving the Plaza De Armas Building being a recent Council agenda.

Ms. Jane Macon, City Attorney, explained that the matter involved lease payments by the City which has been held in escrow as a result of litigation over who actually owned the building and to whom the payments should properly have been made. She noted that there were a number of claimants for the payments, and the recent Council agenda item concerned handing that escrowed money to a court in order that the court might decide who properly should receive the lease payments in question. She further explained that usually, this sort of item is handled in this manner after earlier discussion with Council in Executive Session.

MR. R.N. HUBBARTT

Mr. Hubbartt, 9439 Rochelle, Coordinator for the Kenneth Cox Seminar at Trinity University, requested the City Council to grant them permission to use the river in Brackenridge Park for a Baptism Ceremony. He distributed a sketch of the Park and the site they wish to use. (A copy of which is on file with the papers of this meeting.) He stated that he is aware that the City Council prohibits swimming in the San Antonio River, however, they do not intend to use it for recreational purposes.

Mr. Louis Fox, Deputy City Manager stated that an ordinance could be placed on next week's agenda granting a waiver.

At this point, Mrs. Berriozabal moved to have an ordinance placed on next week's agenda to grant the group represented by Mr. Hubbartt a waiver from the present ordinance.

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

MRS. ROSE ROSALES

Mrs. Rosales, United Public Employees Association, on behalf of their members, requested that all City employees be given the same benefit of a dental program as the one presently being discussed by the Fire and Police Association.

MR. KARL WURZ

Mr. Wurz, 820 Florida, read a prepared statement about the drainage situation in the City. (A copy of his statement is on file with the papers of this meeting.)

MR. HOUSTON WADE

Mr. Wade, 202 W. Woodlawn Avenue, requested permission to use a battery operated sound system in Madison Square Park for an ecumenical religious observance on August 9.

Mr. Alderete then made a motion to approve the waiver. Mr Wing seconded the motion. On roll call, the motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Alderete, Canavan, Hasslocher, Cisneros; NAYS: None; ABSENT: Thompson, Archer.

Mayor Cisneros was obliged to leave the meeting and Mayor Pro-Tem Dutmer presided.

Mrs. Neal, 1245 Virginia Boulevard, spoke to the Council about the help she received at the Bexar County Women's Shelter. She asked that the Council favorably consider them at budget deliberation.

MS. ADELA M. NAVARRO

Ms. Navarro spoke to the City Council about her efforts in presenting the Coat of Arms to the County and to the City. She related to the Council her personal research of the history of the City and she stated that her own book will be ready soon.

Mrs. Berriozabal thanked Ms. Navarro for presenting her views.

Mr. Alderete also commended Ms. Navarro for her efforts in this matter.

MR. RAUL RODRIGUEZ

Mr. Rodriguez took exception to remarks and cartoons appearing in a local newspaper. He stated that this cartoon is a lie. He further stated that the editor of the newspaper is to blame and requested that the editor ask the cartoonist to appear at next week's meeting to explain the reasoning for the cartoon.

Mr. Eureste stated that there seems to be a concerted attack on persons appearing at Citizens To Be Heard. He stated that the cartoon is a misrepresentation.

MR. MICHAEL VIDAURRI

Mr. Vidaurri thanked the City Council for their past support of the San Antonio Ballet Company. He distributed a copy of a book on Ballet which features the San Antonio Ballet Company. He asked for Council's continued support.

Mr. Hasslocher stated that he is very excited about San Antonio's emergence in national Ballet.

Mr. Eureste stated that he feels that the Ballet, Museum and the Symphony should be given line item status in the budget as he feels that these are established art institutions.

Mr. Alderete stated that the book which was shown to the City Council has international distribution and stated that it brings attention to the City.

PROPOSED STADIUM

Mrs. Reba Malone, President of the Southeast Development Foundation, spoke to the City Council about their concern with regard to the proposed stadium adjacent to Highlands High School. She stated that they have approached the School District with their concerns and have not been responded to. She then read a list of questions with regard to the building of the proposed stadium.

She stated that their presentation of nine proposals for possible alternate sites were also ignored.

MR. BILL LAVALLE

Mr. Lavalle, 719 Cosgrove, also expressed concern about the traffic and parking problems that will occur if the proposed stadium is built. He stated that while the school needs a sports complex, there is not enough room adjacent to Highlands High School. He asked that the City Council direct staff to perform a feasibility study in the parking, the use of police officers, and the inaccessibility of the stadium.

MR. WILFRED LAMM

Mr. Lamm, 3719 Meadow Ridge, also expressed concern about the building of the proposed stadium at the location adjacent to Highlands High School.

MRS. ALTON HERRING

Mrs. Herring, 3602 Skylark, also expressed her concern and feels that the proposed stadium will be a nuisance.

In response to Mr. Webb, Mrs. Malone stated that her group, Southeast Development Foundation, has been to the school board meetings and their proposed alternate sites have not been addressed.

Mr. Webb stated that he knows of one alternate site which would be ideal since it would be adjacent to the Expressway.

Mayor Pro-Tem Dutmer stated that she has asked for staff's input as to the parking around the proposed stadium. She stated that she has written to the School Bd. and has spoken with them. She also stated that Sect. 45-31 of the City Code demands that a court ruling define the nuisance. She stated that she has asked for a legal opinion on this matter and read from an opinion written by the City Attorney.

(Mayor Cisneros returned to the meeting and presided.)

In response to Mr. Eureste, Mr. Malone stated that Dr. Elizondo, Mrs. Ward, Mr. Trevino, and Oscar Cisneros voted in favor of the proposed site.

Mr. Eureste stated that there is a majority in favor of the proposed site and he feels that this is the school board's decision.

Mrs. Malone stated that their concern is what the proposed stadium will do to the neighborhood.

Mr. Webb stated that there are drainage problems in the area and asked if the City staff had been briefed.

Mayor Pro-Tem Dutmer asked if a civil suit can be filed by the citizens.

City Attorney, Jane Macon stated that the nuisance section is under the zoning Ordinance and school districts are not subject to this law. She stated that the route to follow would be a civil remedy.

Mr. Eureste stated that he doesn't feel it fair to waive the rules on speaking during Citizens To Be Heard for certain people.

MR. E.L. RICHEY

Mr. Richey spoke about the needed improvements of Hemisfair Plaza. He stated that he is opposed to improvements at El Mercado while Hemisfair is not addressed.

LA VILLITA TENANTS

Mr. Eureste expressed concern about the tenants at La Villita. He asked for a report on each lease at La Villita.

Mrs. Berriozabal stated that on September 15 the tenants at La Villita will know their status. She stated that a committee will also be formed to screen proposals for tenants.

MRS. JANE V. NIX

Mrs. Nix, 310 Shasta Avenue, asked why the swimming pool was closed at the Harlandale Park.

Mr. Wing stated that there is no swimming pool at Harlandale Park.

Mrs. Dutmer stated that she also is unaware of a swimming pool at Harlandale Park.

Mr. Fox stated that a report will be forthcoming to the Council on this matter.

Mr. Ron Darner, Director of Parks and Recreation, stated that there is a small learn to swim pool at Harlandale Park. He stated that the instructor resigned and that is why the pool was drained.

There being no further business to come before the Council, the meeting was adjourned at 7:00 P.M.

A P P R O V E D

Henry Cisneros
M A Y O R

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