

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, APRIL 8, 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: WEBB, DUTMER, WING, EURESTE, THOMPSON, ALDERETE, HARRINGTON, ARCHER, HASSLOCHER, CISNEROS, Absent: BERRIOZABAL.

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82-16 The invocation was given by Rev. Claude W. Black, Jr., Pastor, Mount Zion First Baptist Church.

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8 -16 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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82-16

RESOLUTION OF RESPECT

REV. CLAUDE W. BLACK, SR.

Mayor Cisneros read the following Resolution of Respect:

WHEREAS, the City Council has learned of the death of Claude W. Black, Sr., the beloved father of former Council Rev. Claude W. Black Jr., and

WHEREAS, His passing will be sorely felt by the members of his family and his many friends and associates;
NOW, THEREFORE:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

That the Mayor and members of the City Council hereby express their heartfelt regrets and extend to the family and relatives of Mr. Black, deep and sincere sympathy.

BE IT FURTHER RESOLVED:

That this Resolution be inscribed in the minutes of this meeting and a copy be delivered to the members of the bereaved family.

Mayor Cisneros spoke of his personal relationship with Rev. Black's father and related to the Council incidents in Mr. Black's life.

Rev. Claude Black Jr., thanked the Mayor and members of the Council and introduced his sister. Rev. Black spoke of his father as a very hardworking individual who believed in education and had great faith in God.

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82-16

DAYA PELPOLA

Mayor Cisneros asked Councilman Joe Alderete to join in presenting Mr. Daya Pelpola an Alcalde making him an honorary Mayor of the City of San Antonio. Mr. Pelpola is a citizen of Sri Lanka (Ceylon).

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Mr. Pelpola thanked the Mayor and members of the Council and invited them to visit the island of Sri Lanka. He then spoke about his country highlighting some interesting statistics.

82-16

SOCCER PROCLAMATION

Mayor Cisneros presented to Ms. Ingrid Kokinda, Mr. Deitert Grim, Rupert Heiser and Ken Cooper the following Proclamation:

WHEREAS, The sport of soccer has enjoyed a history of exciting sports competition for players of virtually all ages, allowing it to become the world's most popular team sport, and

WHEREAS, this same history of individual participation on the field of sports competition has been one that exemplifies not only the spirit of true competition but also the spirit of camaraderie that allows two fine clubs to compete one minute, and toast each other's valor the next, and

WHEREAS, this same spirit of competition and camaraderie will be on display on Friday, April 9, and Wednesday, April 14, as the International Soccer Football Club hosts the Darmstadt, German 1846 Athletic Club team in San Antonio, and

WHEREAS, some 17 representatives of this 146 year-old German Athletic Club, which boasts several thousand members, will visit San Antonio to bring international soccer competition to our city, and

WHEREAS, the City Council, on behalf of the citizens of San Antonio, hereby extends a hearty welcome to this fine team of athletes from Germany.

NOW, THEREFORE, I HENRY CISNEROS, Mayor of the City of San Antonio, in recognition thereof, do hereby proclaim April 9-14, 1982 as

"INTERNATIONAL FRIENDSHIP THROUGH SPORTS SOCCER WEEK"

Mr. Deitert Grim a member of the German Soccer Team delegation presented to Mayor Cisneros a gift from the Mayor of Darmstadt, Germany. Also, Mr. Heiser, Captain of the soccer team presented a banner with their City seal and the team's soccer seal. Mr. Ken Cooper then presented complimentary tickets to Council members of the upcoming soccer game.

82-16 The minutes of the meeting of March 25, 1982 were approved subject to two minor corrections. Mrs. Shaver is now Mrs. Dutmer aide and a volunteer worker; also, the amount of \$92 to be changed to \$72.

82-16 The Clerk read the following Ordinance:

AN ORDINANCE 55,168

AUTHORIZING THE CITY OF SAN ANTONIO WATER WORKS BOARD OF TRUSTEES TO FILE SUIT AGAINST THE CLOW CORPORATION; WESTERN PRODUCTS, INC.; CRESLINE PLASTIC PIPE COMPANY, INC.; ETHYL CORPORATION; QEST SALES CORPORATION; TRANS-TEX SUPPLY CO,;

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CERTAIN-TEED CORPORATION; MARS PLUMBING SUPPLY CO., INC.; AND PERRY SHANKLE CO. PERTAINING TO WATER SERVICE TUBING MANUFACTURED FROM POLYBUTYLENE SUPPLIED FOR USE IN THE MUNICIPAL WATER SYSTEM, WHICH TUBING HAS PROVEN UNFIT FOR THE USE FOR WHICH IT WAS SOLD AND INTENDED AND AUTHORIZING THE CITY TO JOIN IN SUCH LITIGATION FOR DAMAGES RESULTING FROM UTILIZATION OF SUCH TUBING.

* * * *

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

Dr. Jose San Martin, Chairman of the City Water Board introduced Mr. John W. Davidson of Sawtelle, Goode, Davidson and Troilo representing the City Water Board.

Mr. Davidson then spoke of the many hours that would be involved in the suit against the plastic pipe manufacturers and suppliers.

After discussion Mr. Hasslocher moved that any monies received from the suit be returned to customers of the City Water Board. Mrs. Dutmer seconded the amendment.

In response to a question by Mr. Wing, City Manager Louis J. Fox stated that there will be two lawyers assigned to monitor the progress of the lawsuit.

In response to Mr. Alderete's question, Mr. Davidson explained the fees involved with this suit.

In response to Mr. Alderete's question, City Attorney Jane Macon stated that the City Water Board employs its own law firm to handle its litigation.

Mr. Alderete stated that he felt it would be more economical to use City Attorneys in lieu of utilizing outside counsel.

City Attorney, Jane Macon stated that there will be a substantial amount of time involved with the handling of this case, and this law firm is familiar with the day to day business of the City Water Board.

In response to Mr. Archer's question, Dr. San Martin stated that plastic pipe was the result of a shortage of copper. Dr. San Martin also stated that in his opinion the method of remuneration should be left open.

Mrs. Dutmer then made a substitute amendment that any monies received from the lawsuit be used to retire high interest bonds and/or incorporated to lower "raise" in rates. Mr. Thompson seconded the substitute amendment motion.

Mr. Eureste stated that if the money is obtained, bonds could be retired which would be translated into a rate decrease and spoke in favor of Mrs. Dutmer's motion. Mr. Webb also spoke in favor of Mrs. Dutmer's motion.

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

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

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82-16 CONSENT AGENDA

Mr. Archer moved that items 7-24 constituting the consent agenda be approved with the exception of items 12, 18, 20 to be pulled for individual consideration. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 55,169

ACCEPTING THE LOW BID OF DULANY VERNAY, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH THE PRINTING OF LONG TERM PARKING TICKETS FOR INTERNATIONAL AIRPORT FOR A NET TOTAL OF \$4,032.00.

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AN ORDINANCE 55,170

ACCEPTING THE LOW QUALIFIED BID OF MCKESSON CHEMICAL COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH SWIMMING POOL CHEMICALS FOR A NET TOTAL OF \$23,571.00.

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AN ORDINANCE 55,171

ACCEPTING THE LOW BID OF ATLAS SECURITY AGENCY TO FURNISH THE CITY OF SAN ANTONIO WITH REVENUE PICK UP FOR CITY SWIMMING POOLS FOR A NET TOTAL OF \$9,307.50.

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AN ORDINANCE 55,172

ACCEPTING THE LOW QUALIFIED BID OF GRAYBAR ELECTRIC CO., INC., TO FURNISH THE CITY OF SAN ANTONIO WITH LUMINAIRE GLOBES FOR A TOTAL OF \$3,785.60, LESS 1% - 10 DAYS.

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AN ORDINANCE 55,173

ACCEPTING THE LOW QUALIFIED BIDS OF A.M.A. ENTERPRISES, INC., HOBBS TRAILERS, INDUSTRIAL DISPOSAL SUPPLY COMPANY, COMMERCIAL BODY CORP., AND SOUTHWEST WHEEL TO FURNISH THE CITY OF SAN ANTONIO WITH TRUCK BODIES AND ACCESSORIES FOR A TOTAL OF \$212,819.55.

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AN ORDINANCE 55,174

APPROVING SEPARATE THREE (3) YEAR LEASE AGREEMENTS WITH RICHARD RAMON AND PAT HENRY d/b/a "CASA MANOS ALEGRES" FOR RENTAL OF SPACE AT LA VILLITA.

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AN ORDINANCE 55,175

AUTHORIZING THE CITY MANAGER TO EXECUTE A QUITCLAIM DEED CONVEYING TO MISSION TRAILS MOBILE HOME PARK A 50' WIDE TRACT OF LAND IN NEW CITY BLOCK A-20 WHICH IS AN ACCESS ROAD TO A CITY-OWNED PUMP HOUSE, AND ACCEPTING AN EASEMENT 20' WIDE AND AN ACCESS EASEMENT 30' WIDE IN EXCHANGE THEREFORE.

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AN ORDINANCE 55,176

AUTHORIZING THE CITY MANAGER TO EXECUTE A QUITCLAIM DEED CONVEYING TO MORTON/SOUTHWEST PART OF THE RIGHT-OF-WAY DEDICATED FOR JUDSON ROAD BETWEEN STAHL ROAD AND NACOGDOCHES, ADJACENT TO NEW CITY BLOCK 16410.

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AN ORDINANCE 55,177

AUTHORIZING EXECUTION OF FIELD ALTERATION NO. 1 IN THE AMOUNT OF \$35,273.40 TO THE CONTRACT FOR THE NORTHEAST SOLID WASTE TRANSFER STATION (ADDITION OF REINFORCING STEEL IN RETAINING WALL AND MODIFICATION OF WEEP HOLES).

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AN ORDINANCE 55,178

AUTHORIZING EXECUTION OF FIELD ALTERATION NO. 3 IN THE AMOUNT OF \$18,705.00 TO THE CONTRACT FOR THE NORTHEAST SOLID WASTE TRANSFER STATION (REPLACEMENT OF AN ASPHALT SURFACE AREA WITH REINFORCED CONCRETE PAVEMENT).

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AN ORDINANCE 55,179

APPROPRIATING THE ADDITIONAL SUM OF \$1,011.09 OUT OF UNAPPROPRIATED 1980 STREET BOND FUNDS FOR THE DREXEL AREA STREET PROJECT.

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AN ORDINANCE 55,180

AUTHORIZING RENEWAL OF CERTAIN HELICOPTER LIABILITY AND DAMAGE INSURANCE; AND AUTHORIZING PAYMENT OF THE PREMIUM.

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AN ORDINANCE 55,181

AUTHORIZING PAYMENT OF REFUNDS TO PERSONS MAKING OVERPAYMENTS OR DOUBLEPAYMENTS ON 12 TAX ACCOUNTS.

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AN ORDINANCE 55,182

TERMINATING THE OLMOS BASIN GOLF COURSE MANAGEMENT AGREEMENT WITH JACK H. CARNEY AS OF MAY 31, 1982 AND ADJUSTING THE COMMISSION PAID TO CITY ON PRO SHOP SALES AT SAID GOLF COURSE FOR THE MONTHS OF APRIL AND MAY 1982.

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AN ORDINANCE 55,183

ACCEPTING THE HIGH BIDS RECEIVED IN CONNECTION WITH \$2,000,000.00 IN CITY FUNDS AVAILABLE FOR DEPOSIT IN INTEREST-BEARING CERTIFICATES OF DEPOSIT.

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82-16 The Clerk read the following Ordinance:

AN ORDINANCE 55,184

ACCEPTING THE PROPOSAL OF JOHN H. ROTH AND COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH LA VILLITA COMMEMORATIVE PLATES FOR A NET TOTAL OF \$3,420.00

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

In response to Mr. Archer's question, Mr. Skip Noe, Administrative Assistant to the Manager explained that some of these plates are sold at La Villita and not only used for giving away as presents.

Mr. Archer suggested that paintings be given away instead of plates.

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

82-16 The Clerk read the following Ordinance:

AN ORDINANCE 55,185

ACCEPTING THE LOW QUALIFIED BID OF HARPER-BEND CO., INC., IN THE SUM OF \$91,790.00 ON CONSTRUCTION OF THE RILLING ROAD ADMINISTRATION BUILDING; AUTHORIZING EXECUTION OF A STANDARD PUBLIC WORKS CONTRACT; APPROPRIATING FUNDS AND AUTHORIZING PAYMENTS.

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

In response to Mrs. Dutmer's question, Mr. Frank Kiobassa, Director of Public Works stated that this building was not permanent but could be dismantled.

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

82-16 The Clerk the following Ordinance:

AN ORDINANCE 55,186

AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION FOR RAMP ADDITIONS AND REVISIONS TO U.S. HIGHWAY 281 FROM BITTERS ROAD TO WINDING WAY; AND AUTHORIZING PAYMENT OF \$120,000 TO THE STATE TREASURER.

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

In response to Mr. Webb's question, Mr. Frank Kiolbassa, Director of Public Works stated that there would be no financial liability by the City resulting from this agreement.

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

82-16

Item 16.

Councilman Hasslocher stated that he had been out of the Chamber when item 16 was discussed. He asked if Mr. Frank Kiolbassa, Director of Public Works, could response to his question as to the need for reinforcing steel in the retaining wall.

In response Mr. Frank Kiolbassa, Director of Public Works, explained that this field alteration authorization calls for reinforcing steel to be placed in the retaining wall as well as the modification of weep holes in the retaining wall. This addition enhances and improves on the design but does not change the design.

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ZONING HEARINGS

25. CASE 8801~to rezone Lots 11 and 12, Block 16, NCB 2171, 903 N. Hamilton St., from "B-1" Business District to "B-2" Business District, located northwest of the intersection of N. Hamilton Street, and Ruiz Street, having 77.9' on Ruiz Street and 155.9' on N. Hamilton Street.

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

No citizen appeared to speak in opposition.

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

AN ORDINANCE 55,187

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 11 AND 12, BLOCK 16, NCB 2171, 903 N. HAMILTON STREET, FROM "B-1" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT.

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28. CASE 8806~ to rezone Lot 1, Block 1, NCB 16484, 4143 Stahl Road, from "R-3" Multiple Family Residential District to "B-3R" Restrictive Business District, located southeast of the intersection of Dubin Square and Stahl Road, having 196' on Stahl Road and 138' on Dubin Square.

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 and that street dedication is provided if necessary. Mr. Thompson seconded the motion. On roll call, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None. ABSENT: Berriozabal.

AN ORDINANCE 55,188

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 1, NCB 16484 4143 STAHL ROAD, FROM "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED AND THAT STREET DEDICATION IS PROVIDED IF NECESSARY.

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27. CASE 8804 S.R. - to rezone Lot 3, Block G, NCB 647, 708 S. Olive Street, from "C" Apartment District to "R-3" Multiple Family Residential District for a day care center caring for over twenty (20) children, located on the eastside of S. Olive Street, being 93.5' south of the intersection of Iowa Street and S. Olive Street, having 46.5' on S. Olive Street and a depth of 94.4'.

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. Webb moved that the recommendation of the Zoning Commission be approved. 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: Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None. ABSENT: Berriozabal.

AN ORDINANCE 55,189

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 3 BLOCK G, NCB 647, 708 S. OLIVE STREET, FROM "C" APARTMENT DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT FOR A DAY CARE CENTER HAVING OVER TWENTY (20) CHILDREN.

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82-16 The Clerk read the following Ordinance:

AN ORDINANCE 55,190

CLOSING SAN SABA STREET AT CERTAIN TIMES DURING FIESTA WEEK; WAIVING CERTAIN FEES AT MARKET SQUARE DURING FIESTA WEEK; ESTABLISHING A PERMIT PROCEDURE TO ALLOW FOR PARKING IN CERTAIN ZONES AND TO ALLOW FOR FREE PARKING IN METERED AREAS DURING FIESTA WEEK: AMENDING SECTION 3 OF ORDINANCE 55,133; AND TAKING OTHER ACTION IN CONNECTION WITH FIESTA 1982.

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

Mr. Thompson expressed concern and stated that there should be a way that people can be told their car had been towed away.

Mayor Cisneros suggested scheduling the issue in a B Session.

Mr. Eureste stated that there was no need for discussion unless they plan to revamp everything.

Mr. Archer also expressed concern and described a situation where a car had been towed-away.

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

82-16 The Clerk read the following Ordinance:

AN ORDINANCE 55,191

AUTHORIZING THE CITY MANAGER TO EXECUTE A STANDARD PUBLIC WORKS PROFESSIONAL SERVICES CONTRACT WITH HOWARD WONG & ASSOCIATES, INC. FOR PREPARATION OF PLANS AND SPECIFICATIONS FOR THE INTERIOR MODIFICATIONS TO CITY HALL, CITY HALL ANNEX AND PLAZA DE ARMAS BUILDINGS AND AUTHORIZING PAYMENT THEREFORE.

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

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

82-16 The Clerk read the following Ordinance:

AN ORDINANCE 55,192

AUTHORIZING PAYMENT OF A SUM NOT TO EXCEED \$12,500 TO MESON DE LAGO RESTAURANT IN CHICAGO, ILLINOIS TO COVER EXPENSES OF A FAMILIARIZATION RECEPTION TO BE HELD ON THURSDAY, MAY 13, 1982 AND AUTHORIZING PAYMENT OF A SUM NOT TO EXCEED \$27,970 FOR OTHER EXPENSES TO BE INCURRED FOR SUCH RECEPTION.

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

In response to a question by Mrs. Dutmer, Mr. John R. Mosty, Director of Convention and Visitors Bureau stated that this money had been budgeted for this purpose, this purpose being to attract conventions from a large medical convention to be held in Chicago, Illinois.

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

82-16 The Clerk read the following Ordinance:

AN ORDINANCE 55,193

AUTHORIZING THE CITY MANAGER TO SUBMIT A LETTER OF INTENT AND APPLICATIONS FOR CRIMINAL JUSTICE

GRANTS IN THE AMOUNT OF \$647,359.

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

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

82-16 The Clerk read the following Ordinance:

AN ORDINANCE 55,194

AUTHORIZING APPLICATION TO THE TEXAS DEPARTMENT OF PARKS AND WILDLIFE FOR A TEXAS LOCAL PARKS; RECREATION AND OPEN SPACE FUND PROGRAM GRANT TO REHABILITATE TRAVIS PARK; DESIGNATING CERTAIN CITY OFFICIALS AS BEING RESPONSIBLE FOR ACTING FOR AND ON BEHALF OF THE CITY IN DEALING WITH THE TEXAS PARKS AND WILDLIFE DEPARTMENT FOR THE PURPOSE OF PARTICIPATING IN SAID PROGRAM; CERTIFYING THAT THE CITY IS ELIGIBLE TO RECEIVE ASSISTANCE UNDER SAID PROGRAM; AND DEDICATING TRAVIS PARK FOR PUBLIC OUTDOOR RECREATION PURPOSES.

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

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

82-16

34.

The Clerk the following Resolution:

A RESOLUTION
NO. 83-16-16

RESOLUTION APPROVING AN AGREEMENT BY CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY TO ISSUE BONDS FOR STAAKKE 1894, AND THE BOND RESOLUTION PROVIDING FOR THE ISSUANCE OF SUCH BONDS.

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Mr. Thompson moved to approve the Resolution. Mr. Harrington seconded the motion.

In response to a question by Mr. Archer, Ms. Macon stated that there is not liability to the City just to the bond holders.

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

82-16 The Clerk read the following Ordinance:

AN ORDINANCE 55,195

APPOINTING MEMBERS AND ALTERNATES TO THE BOARD OF REVIEW FOR THE 1982 TAX YEAR, SETTING THE PAY OF THOSE SERVING, FIXING THE DATES FOR THE BOARD'S DELIBERATIONS, AND DESIGNATING A CHAIRPERSON.

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

The following persons are hereby appointed to serve as the Board of Review for the 1982 Tax Year; Designated Chairperson: Sue Weems; Abe San Miguel, Clarence Williams. The following persons are hereby appointed as alternate members of the Board of Review for the 1982 Tax Year: Armando Aranda, S.J. Davis, Ray Parker.

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

82-16 The Clerk read the following Ordinance:

AN ORDINANCE 55,196

APPOINTING A MEMBER TO SERVE ON THE METROPOLITAN TRANSIT AUTHORITY BOARD IN PLACE OF JOAN SUAREZ WHO HAS RESIGNED.

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

Mr. David Rodriguez was appointed to serve on the Metropolitan Transit Authority Board for the unexpired term of Joan Suarez who has resigned.

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

82-16 The Clerk read the following Ordinance:

AN ORDINANCE 55,197

PERMITTING A RALLY AND MARCH FROM ALAMO PLAZA TO ST. PAUL SQUARE UTILIZING A SMALL, PORTABLE, PUBLIC ADDRESS SYSTEM.

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Mr. Webb moved to approved the Ordinance. Mrs. Dutmer seconded the motion.

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

A discussion then took place between the Council and the General Manager, Mr. Van Dyke on the different projects in the Northside of town.

Mr. Thompson stated that this package provides for a maximum amount of money for replacement of substandard mains and plastic pipe and feels that this package is a fair package.

Mayor Cisneros stated that many demands which COPS have made have been approved. He stated that he feels that a postponement is an attempt to remove all Capital Improvements and as a result no growth.

Mrs. Beatrice Cortez stated that the Community Development Fund has been given another name which is the Capital Improvement Project.

Mayor Cisneros stated that the Planning Commission had looked at the policy issues of the City Water Board which were approved in concept. They could not approve the projects because they have never done this before. Mayor Cisneros also stated that he spends sixty percent of his time working and developing the southern sector of the City.

Mr. Thompson stated there is tremendous growth potential in the southwest sector of the City. There are 500 acres available for development.

Mr. Eureste stated that the City has prospered in the last five years and there is no more electricity and no more water than five years ago. He stated that it hurts him to see a Capital Improvements Project favoring one particular area of the City.

Mayor Cisneros stated that the overall investment in the City is fair. He spoke of the free market concept.

Mrs. Dutmer stated that the City Water Board has assured her that there are improvements for the south side.

After discussion Mayor Cisneros declared the hearing closed.

The Clerk read the following Ordinance:

AN ORDINANCE 55,198

REPEALING ORDINANCE NO. 52,749 ADOPTED AND APPROVED SEPTEMBER 4, 1980; APPROVING THE ADOPTION OF A SCHEDULE OF RATES TO BE CHARGED CUSTOMERS OF THE WATER WORKS BOARD OF TRUSTEES OF SAN ANTONIO FOR WATER SERVICE: PRESCRIBING REGULATIONS PERTAINING A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

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

After further discussion Mr. Wing then made a substitute motion to postpone this item for two weeks. Mr. Webb seconded the motion. The substitute motion failed to carry by the following vote: AYES: Webb, Wing, Eureste, Alderete; NAYS: Dutmer, Thompson, Harrington, Archer, Hasslocher, Cisneros; ABSENT: Berriozabal.

Mr. Wing then made a amendment to the main motion to designate specific streets and areas for replacement of substandard mains and replacement of plastic water mains be outlined.

The replacement of substandard water mains for:

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AREA I - <u>Boundaries</u>	(North)	Fort Sam Houston
	(South)	IH 10
	(East)	Onslow (Katy Tracks)
	(West)	IH 37
AREA II -	(North)	Alamo Street
	(South)	IH 10
	(East)	IH 37
	(West)	IH 35
AREA III	(North)	Poplar St.
	(South)	Martin St.
	(East)	Comal St.
	(West)	Zarzamora

and adding the following streets to replacement of plastic water mains:

Delgado Street	(Between 24th and Hamilton St.)
Ruiz Street	" "
Arbor Street	" "
Houston Street	"27th and "
Rivas Street	27th and "

San Augustine Street (Between Buena Vista & Monterrey)

San Luis Street (Between Gen. McMullen & 29th Street)

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

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

At this point Mayor Cisneros stated that since there were only seven affirmative votes this meant that the emergency clause would not go into effect and it would be 10 days before any action could be taken by the Water Board.

Mayor Cisneros stated that he felt that the southside representatives had compromised and that he would have liked to have seen the northside representatives vote in the affirmative as well. At this point Mr. Eureste moved to reconsider. Mrs. Dutmer seconded the motion to reconsider.

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

Mr. Eureste than made a motion to approve the Ordinance. Mr. Archer seconded the motion. The motion carried with it the passage of the Ordinance, prevailed by the following vote: AYES: Dutmer, Wing, Eureste, Thompson, Harrington, Archer, Hasslocher, Cisneros; NAY: Webb, ABSENT: Berriozabal.

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82-16 The Clerk read the following Resolution:

A RESOLUTION
82-16-17

EXPRESSING THE DESIRE OF THE CITY OF
SAN ANTONIO TO ASSIST THE UNITED STATES
POSTAL SERVICE IN RELOCATING THE DOWN-
TOWN POST OFFICE TO ANOTHER DOWNTOWN
LOCATION.

* * * *

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

Mr. Thompson stated that he was not in favor of the relocation of the downtown post office. He stated that relocation is causing problems and inconvenience to the citizens.

In response to Mr. Thompson's question, Ms. Karen Davis, Director Intergovernmental Relations, stated that the U.S. Postal Service, and General Services Administration is asking only for official response to the request for concurrence regarding relocation of the downtown Post Office.

82-16 TRAVEL AUTHORIZATION- Granted:

Councilman Robert Thompson to travel to Houston, Texas from on April 15, 1982 to attend a Transportation Conference.
* * * *

Mayor Cisneros to travel to Los Angeles and Phoenix from April 12, 1982 to April 13, 1982, to visit Industrial Sites.
* * * *

82-16 PUBLIC HEARING

Mayor Cisneros declared a Public Hearing open on the adoption of a schedule of rates to be charged customers of the Water Works.

Mayor Cisneros stated that he was pleased with the package which was going to be discussed. He stated that there had been four hearings in different quadrants of the City and explained the outcome of the hearings.

The following persons then appeared to speak on this subject:

Dr. Homer Bain asked the City Council to postpone consideration of the proposed Ordinance for two weeks in order that the Capital Improvements Project Budget may be reviewed. He expressed concern and stated the entire City should be treated equally.

Mr. Frank Dusek, stated he was a resident of District 3, and also asked that this item be postponed.

Rev. Ted Foote, Metropolitan Congregational Alliance, asked the City Council to postpone the Ordinance for two weeks and in the interim appoint a committee to review the Capital Improvements Project Budget.

Father John Wagner, Pastor, Holy Redeemer Catholic Church, representing Eastside COPS, spoke of the role that COPS has played in the water issue and outlined their accomplishments. He also stated that they are not satisfied with the changes in the Community Development Water Fund and said that the fund should be completely eliminated. He also stated that the rate increase can be reduced.

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Mr. James Foster, Eastside Community Organization, opposed the plan of the City Water Board because he feels that it does not include the Eastside. He feels that the promises made have not been kept. Mr. Foster outlined essential areas where sub-standard mains exist and suggested the transfer of two million dollars from the Capital Improvements Project Budget to the replacement of sub-standard mains project.

Fr. Joseph Lapauw, Pastor of St. Judes's, District 6, stated that the rate hike will only benefit the northside and spoke of the extra burden on the elderly.

Sister Marian William, St. Patrick's Catholic Church, expressed concern for the elderly stated that the elderly have been forgotten and asked the Council not to grant the rate increase.

Ms. Beatrice Cortez, President of COPS asked City Council to postpone for two-week delay in the vote and a committee created to study the bond package, specifically the 5.1 million tagged for 1982. She expressed concern that the Planning Commission has voted to adopt the City Water Board Plan as a component of the Master Plan. She stated that developers are being subsidized. She also asked that two million be transferred from the Capital Improvement Project Budget to the replacement of substandard mains.

Mr. Frank Manupelli, Chairman of the Greater San Antonio Chamber of Commerce, stated that he believed it was essential that the City Water Board rate request be granted.

Cliff Terrell representing the Northside Chamber urged the City Council to approve the rate increase. Mr. Terrell feels it is an absolute necessity to continue the city's economic expansion.

Mr. Karl Wurz stated that the public hearings were held too late in the evening and felt the locations were not centrally located.

Mayor Cisneros, stated he would not vote for a postponement. He said that the package presented includes more money for substandard replacement and that the water increase is fair.

Mr. Eureste that moved that the Ordinance be approved provided that two million be taken from the plastic fixing to the replacement of substandard mains. He also stated he did not see a need for review, that the rate increase is needed and that there is no way that the City Water Board can begin any project without impacting the rate structure. He stated he felt that the whole package has been trimmed down. Mr. Wing seconded the motion.

Mrs. Dutmer stated that she was concerned that the Planning Commission had approved the City Water Board as part of the Master Plan. She stated she is also for equal growth in the entire city.

City Manager, Louis J. Fox stated that the overall Master Plan was approved by the Planning Commission, however, the Capital Improvements Project was deferred.

Mr. Webb stated that he is opposed to any rate increase and said that all the streets in the Eastside have problems with water leaks.

In response to Mr. Thompson's question, Dr. Jose San Martin, Chairman of the City Water Board stated that the sooner the program of replacement of the plastic pipe is begun, the sooner the present problem can be resolved; there is no money at this time to address this matter.

Mayor Cisneros declared the hearing closed.

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MR. ERIC TURTON

Mr. Eric Turton, 815 Main Plaza, asked that Mr. Faustino Herrejon be granted a renewal of his lease agreement.

Mr. Wing moved to approve Mr. Herrejon's request. Mr. Eureste seconded the motion.

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

82-16 Mayor Cisneros was obliged to leave the meeting and Mayor Pro-Tem Thompson presided.

82-16 MR. CHARLES OSWALD

Mr. Charles Oswald of S.W. Research, Purchasing Management Association and Mr. Henry Garcia also of Purchasing Management Asso. asked the City to co-sponsor an event to be held September 29-30.

Then Mr. Thompson suggested that Mr. Oswald send a letter to the City Council for consideration.

82-16 ALEJANDRO ORTIZ

Mr. Alejandro Ortiz, 2510 Benson, spoke of a tragedy in his family where his son had been shot by a passenger in a car. Mr. Ortiz asked for some form of remuneration to compensate for the \$6,000 that he had paid into the Police Pension Fund while being a policeman. Mr. Ortiz explained that he had to leave the department because it was aggravating his son's condition and to be able to take care of him.

Mr. Wing and members of the Council concurred and asked Mr. Alex Briseno, Assistant City Manager to find a way to help Mr. Ortiz. Mr. Briseno stated that he would look into the matter.

82-16 There being no further business to come before the Council, the meeting was adjourned at 7:10 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