

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, DECEMBER 8, 1983.

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

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83-58 The invocation was given by Dean Maas, Pastor of House of Prayer Lutheran Church.

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83-58 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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83-58 MAYOR PRO TEM THOMPSON

Mayor Cisneros noted that new Mayor Pro Tem Thompson is to be sworn in today, and expressed his gratitude to outgoing Mayor Pro Tem Wing for his service in this position as well as on several Council committees of extreme importance.

City Clerk Norma S. Rodriguez then administered the Oath of Office to Mayor Pro Tem Thompson.

Mayor Cisneros and members of the City Council offered their individual congratulations to the new Mayor Pro Tem.

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83-58 JUDSON HIGH SCHOOL ROCKETS

Mayor Cisneros asked that the citizens of San Antonio support the efforts of the Judson High School football team in its state class 5-A semifinal game with Houston Yates on Saturday.

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83-58 HONORARIAMS

Mayor Cisneros asked that Messrs. Hiroshi Morita, Leon Bean and Jerry Bruner come forward, and spoke of their heroic and voluntary work in assisting in the search for a young San Antonio boy who fell into an open manhole, into the City's wastewater system recently. He spoke in detail of their courage and skill in lowering themselves into the open manhole and using a floating TV camera to seek evidence of the missing child, despite the presence of methane gas and other dangers. He then read the following Honorarium:

In recognition of his humanitarian efforts to locate a missing boy who had fallen into the City's wastewater system. On Thursday, November 3, 1983, a 12-year old student seeking a lost soccer ball accidentally fell into a manhole in the 1300 block of West Durango Street, initiating an intensive two-day search.

Mr. Bruner and his firm, Cyclops Electronics, rushed to the scene with highly sophisticated video camera equipment, which was placed upon a flotation device

and inserted into the wastewater system to search for the lost child, a search that did not end until the next afternoon.

The City Council officially commends Mr. Bruner and his firm for their unselfish donation of time, effort and equipment as exemplary and fully reflecting their civic responsibility.

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Mr. Eureste provided additional details of the incident, noting that the three remained on the job, despite deadly methane gas, for many hours, and thanked the three men for their unselfish work.

Mayor Cisneros then presented the Honorariums to Messrs. Morita and Bruner, and asked that they deliver the Honorarium to Mr. Bean, who could not be present today. He spoke of the award as a rare recognition for a citizen, and again thanked the three for their work and public service.

Mayor Cisneros and members of the City Council then offered their individual congratulations to the awardees present.

On behalf of the three, Mr. Morita thanked the City Council for the Honorariums.

Mayor Cisneros then thanked the San Antonio Fire Department and the Department of Public Works for their extraordinary work on this occasion, as well.

Fire Chief I. O. Martinez thanked the Council for the words of support.

83-58

PARENT-CHILD, INC.

Mayor Cisneros read a Proclamation proclaiming December 12, 1983 to be "Toys for CPI Tots Day" in San Antonio.

WHEREAS, Parent/Child Incorporated is a non-profit corporation, which administers the local Head Start, Title XX and City funded day care programs, and

WHEREAS, since its establishment, Parent/Child, Inc. has provided comprehensive health, educational, nutritional and social services to more than 1,310 children enrolled in 23 centers throughout San Antonio and Bexar County, and

WHEREAS, this year, the friends of PCI, will be sponsoring the 1st Annual Benefit Toys for Tots Dance to be held on December 12, 1983, and

WHEREAS, the "Toys for Tots Dance" is for the benefit of assuring a brighter Christmas for the 1,310 underprivileged children enrolled at the Parent/Child, Inc. Centers in San Antonio,

NOW, THEREFORE, I, HENRY CISNEROS, Mayor of the City of San Antonio, in recognition thereof, do hereby proclaim December 12, 1983, as

"TOYS FOR PCI TOTS DAY"

in San Antonio, Texas, and I urge all citizens to support this worthwhile effort in order to make a joyous Christmas for every child in San Antonio and Bexar County.

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Mr. Webb commended Mrs. Blanche Russ and members of the staff of Parent-Child, Inc. and its board of directors for their service to the community.

Ms. Berriozabal spoke of the professionalism displayed at each PCI center she has visited.

Mr. Eureste spoke in support of the work of PCI.

Mayor Cisneros then presented the Proclamation to Mrs. Russ.

Ms. Blanche Russ thanked the City Council for its support of PCI.

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83-58 The minutes of the the regular meeting of November 17, 1983 were approved.

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83-58 ARENA MURAL

Mayor Cisneros introduced Mr. Marv Baumer, Target Stores, present in the audience.

Mr. Baumer, District Manager, Target Stores, spoke of the background of his firm's agreement to produce a large mural for the south facing of the HemisFair Arena for the City, then displayed the winning mural design as selected by judges, a design by Mr. Roland Gutierrez of San Antonio. He then briefly described the four-panel mural design and its meaning.

Mayor Cisneros stated that the mural will give the rear portion of the Arena a new look, facing HemisFair.

Mr. Eureste moved to accept the arena mural. Mrs. Dutmer seconded the motion.

Ms. Berriozabal stated her pleasure at having a local artist selected.

Mayor Cisneros thanked Target Stores for the presentation and gift, and spoke of the firm's efforts at bringing its top leaders to San Antonio to meet with local community leaders and others, in order to more closely relate the community with their new stores.

After consideration, the motion to accept the HemisFair Mural 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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83-58 CITY PUBLIC SERVICE BONDS

Mayor Cisneros referred to the opening of bids in the City Clerk's office at 11:00 A.M. Two bids were received in connection with this bond sale. The best being the bid of Merrill Lynch Capital Markets with a 10.451315% rate.

The bids received were as follows:

PRUDENTIAL-BACHE SECURITIES INC.

Gross Interest Cost	\$265,862,568.75
Less Premium	1,291.25
Net Interest Cost	265,861,277.50

Effective Interest Rate 10.526554%

MERRILL LYNCH CAPITAL MARKETS

Gross Interest Cost	263,961,375.00
Less Premium	343.00
Net Interest Cost	263,961,032.00

Effective Interest Rate 10.451315%

The Clerk read the following Ordinance:

AN ORDINANCE 57,976

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$115,000,000 "CITY OF SAN ANTONIO, TEXAS, ELECTRIC AND GAS SYSTEMS REVENUE IMPROVEMENT BONDS, NEW SERIES 1983-A"; PRESCRIBING THE FORMS, CONDITIONS AND SPECIFICATIONS OF SAID BONDS; MAKING PROVISION FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS; STIPULATING TERMS AND CONDITIONS FOR THE ISSUANCE OF ADDITIONAL REVENUE BONDS ON A PARITY THEREWITH; ENACTING PROVISIONS INCIDENT AND RELATED TO THE ISSUANCE, PAYMENT, SECURITY, SALE AND DELIVERY OF SAID BONDS, INCLUDING THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT PERTAINING THERETO; AND DECLARING AN EMERGENCY. (MERRILL LYNCH CAPITAL MARKETS - 10.451315%)

\* \* \* \*

Mr. Harrington moved that the Ordinance be approved. Mr. Hasslocher 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, Harrington, Archer, Hasslocher, Cisneros; NAYS: Alderete; ABSENT: None.

83-58      CONSENT AGENDA

Mr. Hasslocher moved that items 8 - 24, constituting the consent agenda, be approved with the exceptions of items 21, 22, and 24, to be pulled for individual consideration. Mr. Archer seconded the motion.

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

AN ORDINANCE 57,977

ACCEPTING THE LOW BID OF SOUTHWEST GOLF CARS TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH ELECTRIC GOLF CARTS FOR A TOTAL OF \$104,595.00.

\* \* \* \*

AN ORDINANCE 57,978

ACCEPTING THE LOW QUALIFIED BID OF AMERICAN PRINTERS FOR THE PRINTING OF FOUR (4) ISSUES OF THE QUARTERLY CALENDAR OF EVENTS FOR THE CITY OF SAN ANTONIO CONVENTION & VISITORS BUREAU FOR, A TOTAL COST OF \$8,752.00.

\* \* \* \*

AN ORDINANCE 57,979

AUTHORIZING EXECUTION OF A STANDARD PROFESSIONAL SERVICES CONTRACT WITH ROSIN-KROESCHE ENGINEERING, INC. TO PROVIDE PLANS AND SPECIFICATIONS FOR SEWER SERVICE TO THE HUNTERS CHASE SOUTH SUBDIVISION; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 57,980

ACCEPTING THE BID OF E-Z BEL CONSTRUCTION CO., INC. IN THE AMOUNT OF \$23,176.54 FOR THE CONSTRUCTION OF CONCRETE CURBS, SIDEWALKS AND DRIVEWAYS ON MILVID FROM KYLE TO ZARZAMORA STREETS; APPROVING A CONTRACT AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 57,981

ACCEPTING THE BID OF LAMBDA CONSTRUCTION COMPANY IN THE AMOUNT OF \$180,630.00 FOR THE WEIR REHABILITATION AT THE RILLING ROAD WASTEWATER TREATMENT PLANT; APPROVING A CONTRACT AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 57,982

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NOS. 27, 28, AND 29, IN THE TOTAL AMOUNT OF \$70,803.00 TO THE CONTRACT FOR THE TERMINAL GENERAL CONSTRUCTION (STAGE 2, PACKAGE 8); APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 57,983

ACCEPTING THE BID OF TINAJERO CONSTRUCTION CO. IN THE AMOUNT OF \$100,625.00 FOR THE DELLVIEW PARK IMPROVEMENTS; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 57,984

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$43,500.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ALL IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

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AN ORDINANCE 57,985

APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE A LICENSE AGREEMENT WITH THE SOUTHERN PACIFIC TRANSPORTATION COMPANY FOR A STORM DRAINAGE LINE ACROSS RAILROAD PROPERTY IN THE VISTA VERDE SOUTH UDAG PROJECT.

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AN ORDINANCE 57,986

TERMINATING MR. WILLIAM DRUTAR'S LEASE OF BUILDING NUMBER 20 IN LA VILLITA AND AUTHORIZING A NEW LEASE WITH MR. OLIVER P. WATSON ON THE SAME PREMISES.

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AN ORDINANCE 57,987

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 57,988

AUTHORIZING PAYMENT TO THE NATIONAL LEAGUE OF CITIES FOR THE PERIOD FROM OCTOBER 1, 1983 TO SEPTEMBER 30, 1984.

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AN ORDINANCE 57,989

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH G.I.C. INSURANCE COMPANY TO PROVIDE CLAIMS ADMINISTRATION SERVICES FOR THE CITY'S MAJOR MEDICAL PLAN FOR THE PERIOD FROM JANUARY 1, 1984 TO DECEMBER 31, 1984, AT AN ANNUAL FEE OF \$1.925 PER EMPLOYEE PER MONTH.

\* \* \* \*

AN ORDINANCE 57,990

AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF A GRANT OF \$1,467,648 FROM THE TEXAS DEPARTMENT OF HUMAN RESOURCES FOR THE CITY HOMEMAKER PROGRAM TO CONTINUE OPERATION OF A HOME HEALTH AIDE DEMONSTRATION PROJECT FROM JANUARY 1, 1984 THROUGH DECEMBER 31, 1984; APPROVING A BUDGET; AND APPROVING A PERSONNEL SCHEDULE.

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83-58

The Clerk read the following Ordinance:

AN ORDINANCE 57,991

GRANTING THE PATZMAN'S NEW YORK TIMES PAPER ROUTE THE RIGHT TO PLACE COIN-OPERATED NEWSPAPER STANDS ON THE SIDEWALKS WITHIN THE CITY OF SAN ANTONIO.

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

In response to a question by Mrs. Dutmer, Mr. Tom Finlay, Acting City Attorney, briefly explained the proposed Ordinance.

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, Cisneros; NAYS: None; ABSENT: None.

83-58 The Clerk read the following Ordinance:

AN ORDINANCE 57,992

AUTHORIZING THE APPLICATION FOR AND ACCEPTING OF GRANTS FROM HHS FOR EXPANSION OF THE HEAD START EARLY CHILD CARE PROGRAM YEAR 6 IN THE AMOUNT OF \$400,000.00 AND \$1,515,150.00 RESPECTIVELY; AUTHORIZING THE ESTABLISHMENT OF ACCOUNTS FOR THE PROGRAM; AUTHORIZING A PERSONNEL COMPLEMENT; AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF ANY SUPPLEMENTAL GRANTS FOR THE HEAD START PROGRAM DURING THE PROGRAM YEAR 6; AND AUTHORIZING AN AGREEMENT WITH PARENT-CHILD, INCORPORATED TO OPERATE THE PROGRAM.

\* \* \* \*

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

In response to a question by Ms. Berriozabal, Mr. Kevin Moriarty, Director of the Department of Human Resources and Services, stated that no decision has been made on the site locations, as yet.

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, Cisneros; NAYS: None; ABSENT: None.

83-58 The Clerk read the following Ordinance:

AN ORDINANCE 57,993

AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE AREA AGENCY ON AGING, ALAMO AREA COUNCIL OF GOVERNMENTS, FOR TITLE XX FUNDS FROM THE TEXAS DEPARTMENT OF HUMAN RESOURCES FOR METRO SAN ANTONIO COMPREHENSIVE NUTRITION PROJECT TO PROVIDE ADDITIONAL MEALS FROM DECEMBER 1, 1983 THROUGH SEPTEMBER 30, 1984; APPROVING A BUDGET; APPROPRIATING FUNDS; AUTHORIZING THE CITY MANAGER TO ACCEPT THE GRANT IF AWARDED; AUTHORIZING EXECUTION OF AMENDED CONTRACTS WITH PRIVATE AGENCIES FOR EXTENSION OF OPERATION OF SERVICE SITES, AND AMENDING ORDINANCE #57268.

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

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In response to questions by members of the Council, Mr. Kevin Moriarty, Director of the Department of Human Resources and Services, briefly explained details of the requested Ordinance.

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, Cisneros; NAYS: None; ABSENT: None.

#### ZONING HEARINGS

25. CASE Z83398 - to rezone NCB's 512, 513, 514, 515, 519, 520, 521, 522, 528, 529, 530, 531, 537, 538, 539, 540, 546, 547, 548, 549, 560, 561, 562, 563, 568, 569, 570, 571, 575, 576, 578, 582, 583, 584, 585, 591, 592, 1300, 1301, 1302, 1367, 1368, 1369, 1653, 1654, 1655, 1656, 1657, 1658, 1660, 1665, 1666, 1667, 1668, 2871, 2872, 1370, 1371, 1372, 1373, 1374, 1375, 1381, 1382, 1383, Lots 21, 25, 26, 28, 29, 30 and Lots 33 thru 36, Block B, NCB 593 and NCB 1659, save and except Lot 8, the south 4' of Lot 7, and the east 28.4' of the north 50' of Lot 7 (Arb. 8), to be designated as a Historic District, located on the north by Sherman Street, on the west by North Cherry Street, on the east by N. Palmetto Street, on the south of E. Commerce Street and Paso Hondo Street.

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

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

Mayor Cisneros briefly explained the background of the request for the Historic zoning designation for this tract of properties on the City's east side.

Mr. Webb stated that several persons have approached him and asked that their properties be excluded from this Historic District designation, noting that some of the properties might not be historic in nature and the owners fear that it will be too costly to renovate their properties under a Historic designation.

Mayor Cisneros noted that similar questions were raised when the Monte Vista area was declared an Historic District several years ago, and those problems were dealt with by exclusion of certain areas or properties from that designation.

Mr. Andy Guerrero, Planner II, stated that designation of an area as an Historic District means that any renovations or structural changes to properties there must first be approved by the Historic Preservation Board.

Ms. Pat Osborne, Historic Preservation Officer, City of San Antonio, stated that there are three known historic sites in the section of this proposed Historic District south of Crockett Street, to her knowledge, and stated that even under the Historic District designation, regulations dealing with repairs to properties within the District are not too stringent or restrictive. She spoke of the method by which such renovations can be carried out, and stated that it appeared to be no major problem to exclude certain properties from this designation, so long as they were not already designated as a Historic Structure.

Mr. Webb asked that the area bounded by Hackberry, Crockett, Center and Olive Streets be excluded from consideration as an Historic District.

A discussion then took place concerning this specific area.

Ms. Lynn Bobbitt, President, San Antonio Conservation Society, spoke to the history of this area as one of the first major downtown

suburbs, established in the 1850s, and spoke of the stabilizing effort of the Historic District designation, speaking in support of the proposed Ordinance.

Ms. Annabelle Garza, 926 Lamar, and Mr. Larry Pittman presented a series of color slides of representative properties within this proposed Historic District.

Ms. Garza stated that she had no objection to excluding the area as described by Mr. Webb, and spoke of her pride in her neighborhood, noting that it needs the Historic District designation in order to help preserve it.

Mr. Webb made an amended motion to exclude NCB 584, the area bounded by Hackberry, Crockett, Center and Olive Streets from designation as an Historic District. Mrs. Dutmer seconded the motion.

In response to a question by Mr. Thompson, Ms. Osborne spoke to the economic advantages to be gained by the designation as an Historic District, and also spoke to other pending requests such as this in San Antonio at this time.

Mr. Thompson spoke of his concern with the size of this area and the possible negative impact such designation might have on City taxes.

Ms. Berriozabal spoke briefly on previous rezonings into Historic Districts in the City, and spoke of her belief that this would not penalize any homeowner in the affected neighborhood. She also stated her belief that it is good to treat each such property individually, depending upon its own historic value. She also asked Municipal Court Judge Alan Warrick, present in the audience, to utilize this Historic District as an example for others, and spoke of her hopes that it will stabilize the neighborhood.

Mrs. Dutmer spoke briefly on the history of Dignowity Hill, and in support of the proposal.

The amendment to delete NCB 584 prevailed by the following vote:  
AYES: Berriozabal, Webb, Dutmer, Wing, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste, Thompson.

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

AN ORDINANCE 57,994

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 NCS's 512, 513, 514, 515, 519, 520, 521, 522, 528, 529, 530, 531, 537, 538, 539, 540, 546, 547, 548, 549, 560, 561, 562, 563, 568, 569, 570, 571, 575, 576, 578, 582, 583, 585, 591, 592, 1300, 1301, 1302, 1367, 1368, 1369, 1653, 1654, 1655, 1656, 1657, 1658, 1660, 1665, 1666, 1667, 1668, 2871, 2872, 1370, 1371, 1372, 1373, 1374, 1375, 1381, 1382, 1383, LOTS 21, 25, 26, 28, 29, 30 AND LOTS 33 THRU 36, BLOCK B, NCB 593 AND NCB 1659, SAVE AND EXCEPT LOT 8, THE SOUTH 4' OF LOT 7, AND THE EAST 28.4' OF THE NORTH 50' OF LOT 7 (ARB. 8), TO BE DESIGNATED AS A HISTORIC DISTRICT.

\* \* \* \*

26. CASE Z83415 - to rezone Lots 1 and 2, Block 24, NCB 10906, 402 Sligo Street, from "B" Residence District to "R-4" Mobile Home Residence District, located southeast of the intersection of Calera Street and Sligo, having 100' on Sligo Street and 125' on Calera Street.

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

Mrs. Dutmer spoke against the case, noting that it is in the area of the Texas A&M Skills Center, and spoke of efforts being made to develop this area.

Mrs. Dutmer moved that the requested rezoning be denied. Mr. Alderete seconded the motion.

Mr. Pedro Salazar, 402 Sligo, spoke of the costs of locating onto the property already, and noted that very few homes are in this immediate area.

Ms. Marcelina Alvarado, 402 Sligo, stated that she has no more money to spend, in order to move, if she is forced to do so.

Mrs. Dutmer and Mr. Webb agreed to withdraw their motion and second.

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

Mayor Cisneros thanked Mrs. Dutmer for her compassion in this case.

In response to a question by Mr. Alderete, Mr. Andy Guerrero, Planner II, discussed possible methods of seeking to halt sale of properties on false pretenses, and the possibility of having title firms notify potential purchasers of properties of the allowed zoning on that property, before the sale is made. Mr. Guerrero stated that he would research the matter for a possible recommendation at a later date.

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

AN ORDINANCE 57,995

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 1 AND 2, BLOCK 24, NCB 10906, 402 SLIGO STREET, FROM "B" RESIDENCE DISTRICT TO "R-4" MOBILE HOME RESIDENCE DISTRICT.

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27. CASE Z83414 - to rezone Parcel 29 (Tract "C"), NCB 14862, in the 10900 Block of Fredericksburg Road, from Temporary "R-1" One Family Residence District to "B-3" Business District, located northwest of the intersection of Prue Road and Fredericksburg Road, having 379.03' on Prue Road and 351.7' on Fredericksburg Road.

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

Mr. A. W. Rohde, III, the proponent, spoke to details of his

firm's option to purchase the property, stating his opinion that B-3 is the best zoning for the property concerned.

Mr. Mike Hogan, Hogan Properties, noted that this property is virtually surrounded by a \$14 million development, now under construction by his firm, a major office building project. He stated that any rezoning of this property has an impact upon his development and its uses, and stated his concern that only speculative zoning is being sought with no concrete plan for final development. He stated that an O-1 zoning would be acceptable to him.

Mr. Rohde stated that he is purchasing the land for development of a retail shopping center, but that other persons have approached him about purchasing the land from him for other uses. He stated that he could accept a B-3R zoning, and stated further that he recognizes the concerns of others over possible parking problems as a result of his development, noting that he would be willing to erect a fence between the properties, if necessary, to preclude this.

Mr. Harrington spoke of his concern that no definite project is planned for this property, and spoke in support of a B-3 or B-3R rezoning.

Mr. Harrington moved that the property be rezoned B-3R. Mr. Hasslocher seconded the motion.

A discussion of possible uses under B-3 and B-3R was then held.

Mr. Rohde stated that he would build either a shopping center, office building or hotel on the land involved.

In response to a question by Mrs. Dutmer, Mr. Hogan stated that an office building or hotel would be acceptable to him, and spoke of his concern that heavy restaurant usage would send cars onto his property, seeking additional parking spaces around it.

Mr. Hasslocher questioned the possible resale of the property, once this rezoning is granted, if it is. He also asked Mr. Rohde to do a quality job of whatever development is made on the property.

Mr. Harrington spoke to his concerns for parking overflow.

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

AN ORDINANCE 57,996

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 PARCEL 29 (TRACT "C"), NCB 14862, IN THE 10900 BLOCK OF FREDERICKSBURG ROAD, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT.

\* \* \* \*

28. CASE Z83406 - to rezone a 0.23 acre tract of land out of NCB 15837, being further described by field notes filed in the Office of the City Clerk in the 3900 Block of Stahl Road, from "B-2" Business District to "R-3" Multiple Family Residence District, located approximately 160' southwest of Bell Drive and approximately 270' southeast of Stahl Road, having a maximum width of 48.03' and a maximum length of 364.24'.

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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. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 57,997

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 0.23 ACRE TRACT OF LAND OUT OF NCB 15837, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 3900 BLOCK OF STAHL ROAD, FROM "B-2" BUSINESS DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT.

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83-58 The Clerk read the following Ordinance:

AN ORDINANCE 57,998

AUTHORIZING THE SUBMISSION OF A PROPOSAL TO THE TEXAS DEPARTMENT OF HUMAN RESOURCES IN THE AMOUNT OF \$174,449.00 FOR THE RUNAWAY/TRUANCY PREVENTION PROJECT/1 BEGINNING JANUARY 1, 1984 AND ENDING AUGUST 31, 1985; ESTABLISHING A FUND, 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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Mr. Hasslocher moved that the Ordinance be approved. Mr. Thompson seconded the motion.

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

83-58 The Clerk read the following Ordinance:

AN ORDINANCE 57,999

MANIFESTING AN AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE SAN ANTONIO ALUMNAE CHAPTER OF THE DELTA SIGMA THETA SORORITY CONCERNING THE PRIMARY PROGRAMS AND ACTIVITIES OF THE MYRA DAVIS HEMMINGS RESOURCE CENTER; AND AUTHORIZING THE EXECUTION OF A COMMUNITY DEVELOPMENT BLOCK GRANT INTERAGENCY AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE SAN ANTONIO ALUMNAE CHAPTER OF THE DELTA SIGMA THETA SORORITY.

\* \* \* \*

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

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

83-58 Agenda item 31, by informal Council concensus, was temporarily postponed until later in the agenda, to await the arrival of City staff involved.

83-58 The Clerk read the following Ordinance:

AN ORDINANCE 58,000

AUTHORIZING THE SCOPE OF THE FRELON DRAINAGE PROJECT TO BE ENLARGED TO INCLUDE THE INSTALLATION OF RETAINING WALLS AND AUTHORIZING PAYMENT TO THE CONTRACTOR.

\* \* \* \*

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

Mr. Hasslocher noted that City staff is against this Ordinance, and asked Mr. Eureste to explain the proposal.

Mr. Eureste explained the details of the request, noting that it is action similar to that taken by the City Council in similar cases in the past.

Mr. Fox spoke against the proposed Ordinance.

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, Cisneros; NAYS: Hasslocher; ABSENT: None.

83-58 The Clerk read the following Resolution:

A RESOLUTION NO. 83-58-101

APPROVING A STATEMENT ON THE PROPOSED REVISIONS TO THE CURRENT EDWARDS AQUIFER ORDER.

\* \* \* \*

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

Mr. Roland Lozano, Director of Planning, briefly explained the proposed Resolution, stating his opinion that it will strengthen the protection over the Edwards Aquifer.

In response to a question by Mrs. Dutmer, Mr. Lozano explained that this reflects the City's official position, and spoke to the increased costs of developing projects over the Aquifer.

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.

83-58 The Clerk read the following Ordinance:

AN ORDINANCE 58,001

AUTHORIZING THE ACQUISITION OF SITE PROPERTIES FOR LOCATION OF SANITARY SEWER TRANSFER LINE BETWEEN THE RILLING ROAD WASTEWATER TREATMENT PLANT AND THE PROPOSED DOS RIOS WASTEWATER TREATMENT PLANT AND AUTHORIZING CONDEMNATION PROCEEDINGS ON PROPERTIES NOT PROCURABLE BY NEGOTIATION.

\* \* \* \*

Mr. Hasslocher moved that the Ordinance be approved. Ms. Berriozabal seconded the motion.

In response to a question by Mrs. Dutmer, Mr. Frank Kiolbassa, Director of Public Works, explained that approximately one-half of the needed properties already have been obtained, and this list represents those which remain, including those where condemnation action may be necessary.

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, Cisneros; NAYS: None; ABSENT: None.

83-58 The Clerk read the following Resolution:

A RESOLUTION NO. 83-58-102

ADOPTING THE LAND USE PLAN SEGMENT OF THE SAN ANTONIO MASTER PLAN.

\* \* \* \*

Mrs. Dutmer moved that the Resolution be approved. Mr. Hasslocher 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.

83-58 The Clerk read the following Resolution:

A RESOLUTION NO. 83-58-103

RECOGNIZING THE NEED FOR AN EASTSIDE URBAN RENEWAL PROJECT TO BE TENTATIVELY KNOWN AS THE CHERRY STREET REDEVELOPMENT PROJECT, DIRECTING APPROPRIATE AGENCIES TO BEGIN PRELIMINARY PLANNING AND COMMITTING CITY PRELIMINARY PLANNING AND COMMITTING CITY SUPPORT TOWARD SUCH A REDEVELOPMENT EFFORT.

\* \* \* \*

Mayor Cisneros briefly explained the provisions of the proposed Resolution.

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

Mr. Webb spoke of the importance of the project, and stated that this is a great day for San Antonio.

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.

83-58 Agenda item 37, being a proposed Ordinance adopting the Affirmative Action Plan, was withdrawn from consideration following a brief discussion during which Mayor Cisneros stated his belief that the matter requires more extensive discussion, and asked that the matter be postponed until next week. Informal concensus to postpone the agenda item was granted.

83-58                    DISCUSSION - TRANSPORTATION ADVISORY BOARD

Mr. Thompson distributed a memorandum to members of the City Council, a copy of which is made a part of the papers of this meeting. He spoke briefly on possible creation of this new board to oversee transportation functions, and stated his opinion that the City Council concensus is needed to establish the board's makeup. He then asked that this matter be reset on the council agenda in two weeks for discussion.

Mr. Thompson made a motion to reset discussion for the December 22, 1983 agenda. Mr. Hasslocher seconded the motion.

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

83-58                    The Clerk read the following Ordinance:

AN ORDINANCE 58,002

REAPPOINTING MEMBERS TO SERVE ON THE CABLE TELEVISION ADVISORY COMMITTEE FOR A TERM TO EXPIRE DECEMBER 30, 1985. (REAPPOINTED: T. C. CALVERT - DISTRICT 1; DAVID C. ROBINSON - DISTRICT 2; ANNA LABORDE - DISTRICT 3; DR. DAVID DENNIS - DISTRICT 8)

\* \* \* \*

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

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

83-58 The Clerk read the following Ordinance:

AN ORDINANCE 58,003

REAPPOINTING JOHN ANDRIERI TO SERVE ON THE SAN ANTONIO CONVENTION & VISITORS BUREAU ADVISORY COMMITTEE, TO FILL THE UNEXPIRED TERM OF ERNESTO PONCE DE LEON, WHO IS NO LONGER WITH THE HOTEL-MOTEL ASSOCIATION. (APPOINTED: JOHN ANDRIERI)

\* \* \* \*

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

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

83-58 The Clerk read the following Ordinance:

AN ORDINANCE 58,004

REAPPOINTING & APPOINTING MEMBERS TO SERVE ON THE FIREMEN'S & POLICEMEN'S CIVIL SERVICE COMMISSION FOR A TERM TO EXPIRE DECEMBER 19, 1986. (REAPPOINTMENTS: ALFRED CASTELLANO & EDWARD R. DAY)

\* \* \* \*

Ms. Julia Castellano-Hoyt briefly explained that the Council needs to either reappoint one or both of the incumbents to the Fire and Police Civil Service Commission, or make new appointments.

Following a brief discussion, the City Council agreed to reappoint the two incumbents, Mr. Alfred Castellano and Mr. Edward R. Day.

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

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

83-58 The Clerk read the following Ordinance:

AN ORDINANCE 58,005

REAPPOINTING AND APPOINTING MEMBERS TO SERVE ON THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN FOR A TERM TO EXPIRE DECEMBER 15, 1984. (REAPPOINTMENTS: ROWENA ROGERS - DISTRICT 9; APPOINTMENTS: KERRI GUTEN - DISTRICT 10)

\* \* \* \*

Ms. Berriozabal moved that the Ordinance be approved. Mr. Webb seconded the motion.

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

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

83-58 The Clerk read the following Ordinance:

AN ORDINANCE 58,006

REAPPOINTING & APPOINTING MEMBERS TO SERVE ON THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY FOR A TERM TO EXPIRE NOVEMBER 30, 1986. (REAPPOINTMENTS: MICHAEL CASEY - DISTRICT 1; FERNANDO CENTENO - DISTRICT 5; DENNIS O'MALLEY - DISTRICT 9; E. MONROE BIBB - DISTRICT 10; APPOINTMENT: JIM SHIELDS - DISTRICT 8.

\* \* \* \*

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

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

83-58

RELAY STATION MOTEL PROJECT

Mayor Cisneros declared the Public Hearing to be open.

No citizens were signed to speak on this matter.

Mayor Cisneros declared the Public Hearing to be closed.

The Clerk read the following Resolution:

A RESOLUTION NO. 83-58-104

RESOLUTION APPROVING PROJECT WITH RESPECT TO CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY INDUSTRIAL DEVELOPMENT REVENUE BONDS (RELAY STATION MOTEL PROJECT) SERIES 1983 AND APPROVING RESOLUTION BY CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY PROVIDING FOR THE ISSUANCE OF SUCH BONDS.

\* \* \* \*

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

In response to a question by Mr. Hasslocher, Ms. Helen Kiselev, Department of Economic and Employment Development, briefly explained the proposed Resolution.

Mr. Sam O. Smith, Beaumont, spoke to details of the project involved, stating that it would provide some 30 new jobs with an annual \$300,000 payroll.

Mr. Thompson spoke of his concern with the influx of house trailers and massage parlors in this general area, outside the City limits.

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.

83-58 The Clerk read the following Ordinance:

AN ORDINANCE 58,007

ESTABLISHING A PROCESSING FEE OF \$15.00 TO BE CHARGED TO EACH MOTORIST WHO PETITIONS THE MUNICIPAL COURT TO TAKE A DEFENSE DRIVING COURSE.

\* \* \* \*

Mr. Bill Arnette, Administrator of Municipal Courts, explained the need to help recoup some of the increasing administrative costs involved in providing defensive driving courses to drivers convicted of offenses in Municipal Court, but who elect to take the offered DDC course in lieu of paying a fine.

Ms. Esther Bly, Executive Director, San Antonio Safety Council, stated that DDC costs about \$20, and this proposal will add \$15 to the bill, if approved, for a convicted traffic violator. She spoke of her concern that the higher cost will keep some violators from taking DDC, paying their fine and taking the conviction, instead. She stated, however, that she understood the feelings of Municipal Court officials in seeking to recoup some of the costs involved.

Mr. Raul Reyna, Texas Driving School, spoke in support of Ms. Bly, and stated that he feels that the law encourages drivers to take DDC and thus learn more about safe driving. He asked that action on this matter be postponed until he and others have an opportunity to meet with Municipal Court officials on this.

Mr. Arnette briefly explained the change in state law involved, which brought this recommendation about, noting that it has caused a larger administrative burden on Municipal Courts, as a result. He stated his belief that in large measure, the convicted driver taking the DDC option will still choose to do so, since it removes the conviction from his or her driving record.

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

In response to a question by Mrs. Dutmer, Mr. Arnette discussed the legality of charging such a fee.

Mrs. Dutmer spoke of her concern that this might interfere with plans to change the current law, whereby Municipal Court convictions can now be appealed to County Courts-at-Law.

Mr. Thompson spoke in support of the proposed Ordinance, noting that only a first-offender can take advantage of the DDC option in lieu of paying the ticket upon conviction.

Mrs. Dutmer spoke of her belief that this might circumvent the law.

Mr. Eureste stated his contention that this is an economic burden on the citizen, and spoke of the City's recent decision to stop charging for disposal of auto tires because the charge was found to be a heavy burden on the citizen.

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

Wing, Thompson, Harrington, Archer, Hasslocher, Cisneros; NAYS: Dutmer, Eureste; ABSENT: Alderete.

83-58

PROPOSED TAXICAB FARE INCREASE

Mayor Cisneros declared the Public Hearing to be open,

Mr. Jim Fisher, representing Yellow and Checker Cab companies, spoke to the present rates and the proposed new rates as recommended by some drivers and cab owners, and the City's recommended changes to the rates. He stated his belief that the original request by the cab drivers was too high, and would have a severe adverse reaction for cab-riders such as the elderly, who take a cab to and from the grocery store, etc. He then suggested an increased rate to \$1.45 base fare for the first one-fifth of a mile, then 20 cents per mile thereafter.

Mr. Robert Gonzalez, representing United Cab Drivers of San Antonio, distributed to members of the City Council a paper comparing taxicab fares in a number of cities, prepared by the International Taxicab Association, a copy of which is made a part of the papers of this meeting. He noted that some 200 local taxicab drivers asked for a rate increase, and noted further that an increase in the taxicab rates has not been made in the past 3 1/2 years. He then spoke to the results of the comparison, as prepared by the International Taxicab Association in comparing some 164 cities in the world. He spoke in favor of a reasonable modification of the original rate increase request, such as that proposed by Mr. Fisher, and also asked that a 25-cent surcharge be added for anything over three pieces of luggage carried on a haul. He then spoke to specifics of his recommendations.

Mayor Cisneros stated his belief that San Antonio's taxicab fares are too high already, but noted that rates in some other cities are higher. He spoke to taxicab costs in New Orleans, site of the recent National League of Cities conference.

Mr. Louis J. Fox, City Manager, stated that the City staff analysis of the rate hike request does not address some of the specifics as presented by Mr. Gonzalez.

Ms. Berriozabal made a motion to refer Mr. Gonzalez' report to City staff and to the Transportation Committee, so that an analysis can be made and a new recommendation brought back for Council consideration in the second week of January, 1984. Mr. Webb seconded the motion.

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

83-58 The Clerk read the following Resolution:

A RESOLUTION NO. 83-58-105

APPROVING ARTICLES OF AMENDMENT TO THE ARTICLES OF INCORPORATION OF CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY.

\* \* \* \*

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

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

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

83-58 The City Council then recessed its regular meeting at 4:05 P.M.,  
 reconvening at 4:21 P.M.

83-58 DEMETRIO RUIZ

Mayor Cisneros introduced Sr. Demetrio Ruiz, Press Secretary to Sr. Carlos Salinas, cabinet officer of the Republic of Mexico charged with matters of the budget and the National Plan. He welcomed Sr. Ruiz to San Antonio, noting that both he and Sr. Salinas were in San Antonio for a meeting tomorrow of the World Affairs Council.

83-58 HISPANIC ARTS/UNITED ORGANIZATIONS COALITION

The City Clerk read a proposed Ordinance amending Ordinance No. 57558 which adopted the annual budget for fiscal year 1983-84 so as to delete the allocations contained therein for the San Antonio Hispanic Arts Association (HAA) and the United Organizations Coalition Minority Contract (MCAC), and so as to rescind authorization for entering into contracts with these agencies, and providing for transfer of these amounts to the Public Works Department for brush collection and street sweepers.

Mr. Wing asked that the City Council declare a division of the question. Mr. Thompson seconded the motion.

By general consensus of the Council a division of the question was approved.

Mayor Cisneros then announced that the Council would consider each of these matters separately, beginning with the Hispanic Arts Association.

Ms. Alicia Trevino, Chairperson of the Board of Directors, Hispanic Arts Association (HAA), read a prepared statement, stating that she would attempt to answer major allegations made against the association, noting that certain supporting documents would be turned over to the City auditors. She then introduced Mr. Ruben Montemayor, her attorney, and distributed to members of the City Council copies of the program for the "Stroh-ling Down the River" program. She spoke to details of the planning and funding of that program, and also addressed staffing of HAA. She then spoke of board decisions made as to how the "Stroh-ling" program would be handled, as to responsibilities, etc.

Ms. Trevino then addressed her remarks to the employment of Mr. Ralph Garcia by the HAA, stating that certain of his remarks made prior to his employment later proved to be false. She then spoke to details of certain allegations made against Mr. Garcia, including alleged attempts to undermine her. She stated that the HAA ordered an audit of its books, and that report is now in hand. Ms. Trevino stated her contention that the HAA board had notified the City of its problems. She further stated her opinion that the City's monitoring system is inadequate in the arts area, then addressed a temporary restraining order she had sought against Mr. Garcia, and the terms of that temporary order.

Ms. Trevino spoke to the matter of funds expended by HAA for entertainers for the "Stroh-ling" program, and stated her opinion that all funds are accounted for. She then spoke to reported replies by a representative of the Mariachi Vargas in Mexico, to questions as to how much was paid for its May appearances in San Antonio. She noted one

difference found in comparison of payments to entertainers versus the amount promised, then read a list of the entertainers for the "Stroh-ling" program, along with their contract costs. She stated her opinion that HAA never misled the City as to the costs being paid for entertainers, noting that such could jeopardize her career. Ms. Trevino then asked the City Council to consider pending action to cut off funding to the Association.

Mr. Ruben Montemayor, attorney, stated his opinion that Ms. Trevino has not committed any wrongdoing in this matter, and asked that the current audit be completed, stating his belief that the City Council needs all the facts at hand before making any decision on funding for HAA. He asked that the funding remain frozen, and not be cut off, until completion of the audit and its report findings are known.

Mayor Cisneros stated his belief that it is the duty of anyone using public funds to protect those funds.

Mr. Eureste stated that the City Council is a legislative body, and stated his opinion that the Council has enough facts at hand to terminate its funding agreement with the HAA today. He compared this pending decision to the defunding moves made against several other agencies in the past, and spoke of alleged problems with the records of HAA. He then spoke of alleged individual contract problems with HAA and reports of contracts between entertainers and agents allegedly controlled by an employee of HAA.

In response to a question by Mr. Eureste, Ms. Trevino discussed the sequence of events involved in the hiring of entertainer Johnny Rodriguez for the "Stroh-ling Down the River" program.

A discussion took place on the fees paid to the Westen Agency.

Ms. Trevino stated that the \$6,000.00 contract for Johnny Rodriguez was not set.

Mr. Pete Bautista, Board Member of the Hispanic Arts Association, stated that the Westen contract included monies for technical assistance and other expenditures necessary to put on a production. Mr. Bautista stated that the Neal Agency only provided the entertainer. He added that no money was paid to Westen. On Stage was the agency eventually contracted to produce Johnny Rodriguez.

Mr. Eureste took objection to the contract wording.

In response to a question by Mr. Eureste, Mr. Louis J. Fox, City Manager, stated that a letter had been prepared by Mr. John Small, City Auditor, in which a number of discrepancies by HAA were reported. He added that one of the items reported was non-posting of HAA books.

Mrs. Dutmer read a prepared statement in which she expressed her position on this issue. She explained booking procedures for booking name stars for performances and spoke of people who serve on more than one board. She added that she was not aware of any definite proof of wrongdoing thus far except for HAA's bad bookkeeping practices. She added that HAA should be entitled to due process. She further stated that she agreed to freezing the funds of the HAA and MCAC until allegations are proven or disproven in a court of law.

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

In response to a question by Mr. Thompson, Mr. Fox stated that the audit will take approximately 60 days to complete because HAA has not kept books for 6 months and the auditors must restructure them. He added that HAA's lack of up-to-date books prompted his decision to freeze funds to that agency.

(Mayor Cisneros returned to the meeting and presided.)

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Mr. Archer expressed concern with the manner in which taxpayers' money is being spent.

Mr. Archer then moved to amend Ordinance No. 57558 in order to defund the San Antonio Hispanic Arts Association and transfer the funds to the Public Works Department for brush collection and street sweepers. Mr. Eureste seconded the motion.

In response to questions by Mr. Wing, Mr. Fox stated that it had not as yet been determined if any criminal activity or misappropriation of funds had occurred. He added that Mr. Small, in his report to Mr. Fox, wrote that some of the arrangements made by HAA were unusual and would warrant further investigation.

Mr. Wing stated in the past when other legitimate arts agencies were involved in any scandals they had always been allowed the opportunity to clear themselves and that HAA should be given due process.

Mr. Wing then made a substitute motion to continue freezing of funds to San Antonio Hispanic Arts Association and for the City not to enter into a contract with HAA until a complete audit is accomplished. Mrs. Dutmer seconded the motion.

Mr. Harrington expressed concern with the failure of HAA to keep an accounting of funds.

Mr. Eureste stated that failure of agency to keep accurate books merits discontinuance of City monies.

Mrs. Dutmer spoke in support of Mr. Wing's motion.

Mr. Wing stated that it is morally wrong to treat one social service agency or art agency different from another because of its ethnic origin or name.

Mr. Eureste stated that no other agency has the same state of chaos in its bookkeeping. He added that in the final analysis good agencies will survive.

Mr. Harrington stated that he would vote to defund any agency that does not keep books adding that the City should not be responsible for hiring auditors to assist agencies that do not keep their books.

Mrs. Dutmer moved to call for the question. Mr. Alderete seconded the motion.

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

In response to a question by Mr. Eureste, Mr. Marc Jahns, Assistant City Manager, stated that bonding agencies in New York keep informed of the happenings in different cities by clipping and monitoring each city's newspapers.

The substitute motion to continue the freeze of funds to Hispanic Arts Association prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Alderete; NAYS: Eureste, Harrington, Archer, Hasslocher, Cisneros; ABSENT: None.

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

Mr. Antonio Macias, President of United Organizations Coalition Minority Contract (MCAC), spoke on behalf of MCAC and of his personal experiences with this agency.

Mr. Wing moved to direct the City Manager to come up with evidence that would warrant the firing of MCAC employees and report back to the City Council. Mr. Thompson seconded the motion.

Mr. Wing spoke against arbitrarily defunding an agency without a thorough investigation.

Mrs. Dutmer stated that defunding of this agency was predicated because Mr. Pete Bautista, Director of MCAC, is also a board member of the Hispanic Arts Association. She added that there was presently no proof of any wrongdoing by this agency and she could not support cutting off funds to this agency.

In response to questions by Mr. Archer, Mr. Fox stated that this is the first year staff has recommended funding of this agency. He noted that in years past, the City Council had voted for funding of this agency over staff's recommendations.

In response to questions by Mr. Archer, Mr. Ken Daly stated that MCAC is the only agency of this size that provides a specific type of assistance. He added that an audit had been conducted and no major problems had been found. In fact, MCAC was exceeding its goals. He further added that an indepth investigation had not been conducted and stated that the details of the contract are still being negotiated to ascertain whether the agency's goals need to be reevaluated. He stated that they continue to have the same specific administrative problems, such as mileage costs.

In response to a question by Mr. Archer, Mr. Fox stated that he was not aware whether any investigations of MCAC had been conducted by the FBI or the grand jury.

In response to a question by Mr. Archer, Mr. Bautista stated he had been a director of the SANYO Credit Union.

Mr. Eureste spoke of Mr. Bautista's past record and stated he favored a cut-off of funds to MCAC.

Mrs. Dutmer moved to table further discussion of this item. Mr. Wing seconded the motion.

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

83-58

CITIZENS TO BE HEARD

MRS. ADELA M. NAVARRO

Mrs. Adela M. Navarro took exception to the people who want to rebuild and tear down the downtown area. She stated that these outsiders have no right to redo her city. She stated that people should learn to live with each other.

Ms. Berriozabal stated that she has met with Mr. Gary Forman on major improvements for the downtown area. She stated that she gave him a list of names of people to discuss all his plans with. She also stated that there is a transportation study planned for this area and any other plan will have to complement the recommendations of the transportation study.

\* \* \* \*

MRS. CARITA WILKINSON

Mrs. Carita Wilkinson, representing the Burning Tree Homeowners' Association, spoke to the City Council about the proposed land development in their area.

Mr. James Hasslocher stated the San Antonio River Authority traded property around the Burning Tree area and a staff report exists on this issue.

Mrs. Wilkinson asked City Council's support in investigating this situation. She stated that the property in question (10.84 acres in the north of San Antonio on Jones Maltsberger) was given away for private development by the San Antonio River Authority in exchange for water easement rights. She added that an engineering report dated November 14, 1983 stated that a channel will be constructed and that the City of San Antonio will need to buy back over 9.8 acres. The proposed cost will be 1.3 million to the taxpayers to buy this land back from private development. She further added that the Burning Tree Homeowners' Association wants to have the City Council investigate this matter and see if any impropriety exists on the part of the River Authority and the developer.

Mr. Hasslocher stated that he cannot comprehend why the San Antonio River Authority would undertake this kind of transaction. He stated that he will personally investigate this matter.

Mrs. Dutmer asked for a complete report on this matter.

Mr. Frank Kiolbassa, Director of Public Works, stated that this is a preliminary report and feel it is premature to say that the City would even buy this land. He will keep the City apprised of this matter.

Mrs. Wilkinson stated that the association is concerned with the sequence of events.

\* \* \* \*

MR. DANIEL DELGADO

Mr. Daniel Delgado, 918 Morey Peak, spoke to the City Council about probationary employees. He stated that probationary employees are treated like slaves. He then related his own experiences as a probationary City employee.

Mr. Alderete asked for a report on this matter.

\* \* \* \*

MRS. EDITH B. MOLNAR

Mrs. Edith Molnar again asked for permission to operate extra carriages during the Christmas season for special events involving orphans and disabled persons.

Mr. Thompson asked for a report from Mr. Roger Ibarra, Director of Public Utilities.

In response to a question by Mrs. Molnar, Mayor Cisneros stated that the Council could not make a decision on this issue during Citizens to be Heard.

\* \* \* \*

There being no further business to come before the City Council,  
the meeting was adjourned at 8:30 P.M.

A P P R O V E D

*Henry Cisneros*  
M A Y O R

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

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December 8, 1983  
mlr