

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, SEPTEMBER 13, 1984.

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The meeting of the City Council 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.

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84-43 The invocation was given by Reverend Gerald Hubertus, Holy Name Catholic Church.

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84-43 The City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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84-43 MAYOR EMERITUS WALTER W. McALLISTER, SR.

Mayor Cisneros spoke of the passing of Mayor Emeritus Walter W. McAllister, Sr. at the age of 95, and of the significant role he played in every decade of his life, in the history of San Antonio: creation of his business in the 1930's, active in City government and charter revision in the 1940's and 1950's which brought about Council-Manager government to San Antonio, civic improvements in the 1960's and 1970's, including service as Mayor of San Antonio from 1961-1971. He spoke of the legacy left to San Antonio by Mayor McAllister through HemisFair 68 and HemisFair Plaza, just part of what he left for the City as one of the truly dominant figures in San Antonio for more than one-quarter of its municipal life. He also spoke of other McAllister family members following on in Mayor McAllister's civic legacy.

Mr. Archer spoke of Mayor McAllister as a giant among giants, and a special person, and of his gratefulness to him as a friend.

Mayor Cisneros also spoke of the loss of another prominent San Antonian in recent days, that being Mr. H. B. "Pat" Zachry, and of the historical precedent for the loss of two prominent figures in a brief period of time, recalling the close proximity of the deaths of Thomas Jefferson and John Quincy Adams. He spoke of the deaths of McAllister and Zachry as the passing of an era for San Antonio.

Mr. Harrington stated that both were uncommon men who saw opportunities, and who were busy in their work quite late in life.

84-43

LIBRARY GIFT

Mayor Cisneros introduced John Heard, representing the Library Foundation, and Delia Martinez, Vice President, Murray Savings.

Ms. Martinez presented a check for \$1,000 to Mayor Cisneros and Mr. Heard for use by the Library.

In response to a question by Mayor Cisneros, Mr. Heard noted that a recent major fundraising event staged on behalf of the Public Library netted some \$30,000.

Mayor Cisneros noted that Ms. Martinez is the only female branch manager of a savings and loan firm in San Antonio, to his knowledge.

84-43

COUNCILMAN ROBERT F. BINA, DAVENPORT, IOWA

Mayor Cisneros introduced Councilman Robert F. Bina of Davenport, Iowa, present in the audience, noting that he is in San Antonio as part of a National League of Cities meeting.

Ms. Berriozabal briefly explained the committee meeting, of which Councilman Bina is a part.

Mayor Cisneros noted that Ms. Berriozabal recently was appointed chairperson of the statewide Community Development Advisory Board by Governor Mark White, and congratulated her.

Ms. Berriozabal presented Councilman Bina with an official tie of the City of San Antonio.

84-43 The minutes of the City Council meeting of August 30, 1984 were approved.

84-43 The Clerk read the following Ordinance:

AN ORDINANCE 59,369

BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO,
TEXAS, RELATING TO THE ISSUANCE AND SALE OF
\$120,000,000 "CITY OF SAN ANTONIO, TEXAS, ELECTRIC

September 13, 1984
mlr

AND GAS SYSTEMS REVENUE IMPROVEMENT BONDS, NEW SERIES 1984-B", INCLUDING THE APPROVAL AND DISTRIBUTION OF AN "OFFICIAL NOTICE OF SALE" AND "OFFICIAL STATEMENT" AND THE AUTHORIZATION TO PROCEED WITH THE GIVING OF A NOTICE OF INTENTION TO ISSUE SUCH REVENUE BONDS; AND DECLARING AN EMERGENCY.

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

Mr. Karl Wurz stated that the City Council has approved some \$1.2 billion in bond issues and sales over the past 10 years, and spoke to the high interest costs involved. He noted that this particular bond issue will cost the public some \$3 for each \$1 gained by sale of the bonds, and lodged a protest to the sale of these bonds.

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.

84-43 CONSENT AGENDA

Mrs. Dutmer moved that Items 8-17, constituting the Consent Agenda, be approved. Mr. Hasslocher seconded the motion.

After consideration, 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 59,370

ACCEPTING THE PROPOSAL OF THE DATAPOINT CORPORATION TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH CUT SHEET FEEDERS FOR A TOTAL OF \$4,641.00.

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AN ORDINANCE 59,371

ACCEPTING THE BID OF IBM CORPORATION TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH CATHODE RAY TUBES FOR A TOTAL OF \$13,007.50.

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September 13, 1984
mlr

AN ORDINANCE 59,372

ACCEPTING THE LOW BID OF A-TEC, INC., TO TRANSFER TWO AERIAL TOWERS TO NEW 1984 TRUCKS FOR A TOTAL OF \$14,630.00.

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AN ORDINANCE 59,373

ACCEPTING THE BID OF CLIFFORD, INC., TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH SIGNAL CABLE FOR A TOTAL OF \$8,720.00.

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AN ORDINANCE 59,374

ACCEPTING THE BIDS OF VARIOUS FIRMS TO FURNISH THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES ON AN ANNUAL CONTRACT BASIS.

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AN ORDINANCE 59,375

ACCEPTING THE BID OF RAM II IN THE AMOUNT OF \$49,700.00 FOR THE PEDESTRIAN ACCESS PROGRAM, PHASE IX; PROVIDING A CONTINGENCY; APPROVING A CONTRACT AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 59,376

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$30,665.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS; AMENDING SECTION 1 OF ORDINANCE NO. 58975, DATED JULY 5, 1984; ALL IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

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AN ORDINANCE 59,377

ACCEPTING THE HIGH BIDS RECEIVED IN CONNECTION WITH CITY FUNDS AVAILABLE FOR DEPOSIT IN INTEREST-BEARING CERTIFICATES OF DEPOSIT.

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September 13, 1984
mlr

AN ORDINANCE 59,378

ACCEPTING THE BID OF MAHONE ROOFING AND SHEET METAL COMPANY, INC., IN THE AMOUNT OF \$42,250.00 TO REPLACE THE ROOF OF THE CALDERON BOYS' CLUB BUILDING; APPROVING A CONTRACT AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 59,379

AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH SINCLAIR ENGINEERING CO. IN THE AMOUNT OF \$8,080.00 TO PLAT MAHNCKE PARK; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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ZONING HEARINGS

18. CASE Z84343 - to rezone Lots 4, 5 and 6, Block 2, NCB 11977, in the 8600 Block of Post Oak Drive, from "A" Single Family Residence District to "P-1(R-6)" Planned Unit Development Townhouse Residence District, located on the westside of Post Oak Drive, being 178.5' north of the intersection of NE Loop Expressway and Post Oak Drive, having 420' on Post Oak Drive and a depth of 246'.

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

Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved provided that the PUD parking requirements are complied with. Mr. Archer seconded the motion.

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

AN ORDINANCE 59,380

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 4, 5 AND 6, BLOCK 2, NCB 11977, IN THE 8600 BLOCK OF POST OAK DRIVE, FROM "A"

SINGLE FAMILY RESIDENCE DISTRICT TO "P-1(R-6)"
PLANNED UNIT DEVELOPMENT TOWNHOUSE RESIDENCE
DISTRICT, PROVIDED THAT THE PUD PARKING REQUIREMENTS
ARE COMPLIED WITH.

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19. CASE Z84344 - to rezone a 1.42 acre tract of land out of NCB 8673, being further described by field notes filed in the Office of the City Clerk, in the 700 Block of Halm Boulevard, from "I-1" Light Industry District, "J" Commercial District and "A" Single Family Residence District to "P-1(B-3)" Planned Unit Development Business District, located southeast of the intersection of Jones Maltsberger Road and Halm Boulevard, and includes a portion of the right-of-way of Halm Boulevard, having 95.92' on Jones Maltsberger Road, 525.11' on Halm Boulevard and a 60.06' x 52.99' right-of-way on Halm Blvd.

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. Archer moved that the recommendation of the Zoning Commission 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.

AN ORDINANCE 59,381

AMENDING CHAPTER 42 OF THE CITY CODE THAT
CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF
THE CITY OF SAN ANTONIO BY CHANGING THE
CLASSIFICATION AND REZONING OF CERTAIN PROPERTY
DESCRIBED HEREIN AS A 1.42 ACRE TRACT OF LAND OUT OF
NCB 8673, BEING FURTHER DESCRIBED BY FIELD NOTES
FILED IN THE OFFICE OF THE CITY CLERK, IN THE 700
BLOCK OF HALM BOULEVARD, FROM "I-1" LIGHT INDUSTRY
DISTRICT, "J" COMMERCIAL DISTRICT AND "A" SINGLE
FAMILY RESIDENCE DISTRICT TO "P-1(B-3)" PLANNED UNIT
DEVELOPMENT BUSINESS DISTRICT.

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September 13, 1984
mlr

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20. CASE Z84330 - to rezone Lot 11, NCB 10353, 5319 Blanco Road, from "B" Residence District to "B-2" Business District, located on the westside of Blanco Road, being 130' north of the intersection of Blanco Road and Dresden Drive, having 158' on Blanco Road and a depth of 262'.

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. Archer moved that the recommendation of the Zoning Commission be approved provided that right-of-way be given in accordance with the Major Thoroughfare Plan and parking regulations are complied with. 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, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste.

AN ORDINANCE 59,382

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 11, NCB 10353, 5319 BLANCO ROAD, FROM "B" RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT RIGHT OF WAY IS GIVEN IN ACCORDANCE WITH THE MAJOR THOROUGHFARE PLAN AND PARKING REGULATIONS ARE COMPLIED WITH.

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21. CASE Z84340 - to rezone Lot 7, Block 8, NCB 846, 703 E. Quincy Street, from "E" Office District to "B-3R" Restrictive Business District, located on the northeast side of Erie Avenue, between IH 35 North Expressway and Quincy Street, having 47.33' on IH 35 North Expressway, 47.33' on Quincy Street and 122.90' on Erie 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.

Ms. Berriozabal moved that the recommendation of the Zoning Commission be approved provided that street dedication is provided if

September 13, 1984

mlr

necessary and the parking requirements are complied with. 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, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste.

AN ORDINANCE 59,383

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 7, BLOCK 8, NCB 846, 703 E. QUINCY STREET, FROM "E" OFFICE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT STREET DEDICATION IS PROVIDED IF NECESSARY AND THE PARKING REQUIREMENTS ARE COMPLIED WITH.

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22. CASE Z84292 - to rezone Parcel 105, NCB 12059, 12503 San Pedro Avenue, from Temporary "R-1" One Family Residence District and Temporary "A" Single Family Residence District to "B-3" Business District, located north of Maltsberger Lane, 16' west of the intersection of Maltsberger Lane and US 281 North Expressway, having 540' on Maltsberger Lane and a depth of 900'.

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

No citizen appeared to speak in opposition.

Mr. Harrington moved that the recommendation of the Zoning Commission be approved provided that a 5' dedication for street right-of-way is given along Maltsberger Lane. Also, that driveways and off-street parking are provided and submitted to the Traffic Engineering Division for approval. 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, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste.

September 13, 1984
mlr

AN ORDINANCE 59,384

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 105, NCB 12059, 12503 SAN PEDRO AVENUE, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT AND TEMPORARY "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT A 5' DEDICATION FOR STREET RIGHT-OF-WAY IS GIVEN ALONG MALTSBERGER LANE. ALSO, THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED TO THE TRAFFIC ENGINEERING DIVISION FOR APPROVAL.

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23. CASE Z84283 - to rezone the remaining portion of Lots 34 and 67, NCB 11883, 7923-7931 Broadway, from "A" Single Family Residence District to "B-1" Business District, located on the westside of Broadway, being 139' south of the intersection of Sunset Road & Broadway, having 224.50' on Broadway and having a depth of 177.40'.

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. Archer moved that the recommendation of the Zoning Commission be approved provided that a 5' right-of-way dedication along Broadway is given and that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Also, that a 6' solid screen fence or a screen which is acceptable to both parties be erected and maintained along the west property line abutting the single family residences. 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, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste.

AN ORDINANCE 59,385

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE REMAINING PORTION OF LOTS 34

AND 67, NCB 11883, 7923-7931 BROADWAY, FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT, PROVIDED THAT A 5' RIGHT-OF-WAY DEDICATION ALONG BROADWAY IS GIVEN AND THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION. ALSO, THAT A 6' SOLID SCREEN FENCE OR A SCREEN WHICH IS ACCEPTABLE TO BOTH PARTIES IS ERECTED AND MAINTAINED ALONG THE WEST PROPERTY LINE ABUTTING THE SINGLE FAMILY RESIDENTIAL AREA.

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24. CASE Z84333 - to rezone the east 500' of Parcel 8, NCB 15670, 17811-17915 San Pedro Avenue (U.S. 281 North Expressway), from Temporary "R-1" ERZD One Family Residence Edwards Recharge Zone District to "B-3" ERZD Business Edwards Recharge Zone District and Parcel 6 and Parcel 8, save and except the east 500' of Parcel 8, NCB 15670, from Temporary "R-1" ERZD One Family Residence Edwards Recharge Zone District to "B-3R" ERZD Restrictive Business Edwards Recharge Zone District located on the westside of U. S. 281 North Highway, being 1240' south of the intersection of FM 1604 Highway and U.S. 281 North Highway, having 300' on U.S. 281 North Highway and a depth of 1000'.

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 provided that parking regulations are complied with. Mr. Archer 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 59,386

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE EAST 500' OF PARCEL 8, NCB 15670, 17811-17915 SAN PEDRO AVENUE (U. S. 281 NORTH EXPRESSWAY), FROM TEMPORARY "R-1" ERZD ONE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-3" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT AND

September 13, 1984
mlr

PARCEL 6 AND PARCEL 8, SAVE AND EXCEPT THE EAST 500' OF PARCEL 8, NCB 15670, FROM TEMPORARY "R-1" ERZD ONE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-3R" ERZD RESTRICTIVE BUSINESS EDWARDS RECHARGE ZONE DISTRICT, PROVIDED THAT PARKING REGULATIONS ARE COMPLIED WITH.

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25. CASE Z84331 - to rezone Lot 6, Block 3, NCB 15693, in the 13100 Block of Uhr Road, from Temporary "R-1" One Family Residence District to "R-2" Two Family Residence District, located on the southeast side of Uhr Road, being 400' northeast of the intersection of Bell Drive and Uhr Road, having 80' on Uhr Road and a depth of 140'.

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 provided that parking requirements are complied with. Mr. Archer 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 59,387

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 6, BLOCK 3, NCB 15693, IN THE 13100 BLOCK OF UHR ROAD, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "R-2" TWO FAMILY RESIDENCE DISTRICT, PROVIDED THAT PARKING REQUIREMENTS ARE COMPLIED WITH.

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September 13, 1984

mlr

26. CASE Z84326 - to rezone Lot 2, Block 12, NCB 14696, 9200 Block of Huebner Road, from Temporary "R-1" One Family Residence District to "B-3R" Restrictive Business District, located on the southeast side of Huebner Road, being 221.77' northeast of the intersection of Huebner Road and Oakland Boulevard, having 130' on Huebner Road and a depth of 200'.

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

No citizen appeared to speak in opposition.

Mr. Harrington spoke of his reluctance to strip-zone Huebner Road with B-3 zoning uses, and stated that he prefers B-2 zoning on this property.

Mr. Kit Corbin, 328 E. Huisache, the proponent, spoke to other B-3 uses in the immediate area, and of the need to have flexibility for development of this property.

Mr. Harrington moved for approval of B-2 zoning provided that street dedication is accomplished to comply with the Major Thoroughfare Plan and that parking is provided in accordance with the Zoning Regulations of the City of San Antonio. Mr. Archer 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 59,388

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 2, BLOCK 12, NCB 14696, 9200 BLOCK OF HUEBNER ROAD, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT STREET DEDICATION IS ACCOMPLISHED TO COMPLY WITH THE MAJOR THOROUGHFARE PLAN AND THAT PARKING IS PROVIDED IN ACCORDANCE WITH THE ZONING REGULATIONS OF THE CITY OF SAN ANTONIO.

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September 13, 1984
mlr

12

365

27. CASE Z84338 - to rezone Parcel 12, NCB 15723, 14614 Nacogdoches Road, from Temporary "R-1" One Family Residence District and "B-3R" Restrictive Business District to "B-3" Business District, located on the southeast side of Nacogdoches Road, being 1855' southwest of the intersection of Judson Road, and Nacogdoches Road, having 500' on Nacogdoches Road and a depth of 141'.

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 provided that parking regulations are complied with. Mr. Eureste 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, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Alderete.

AN ORDINANCE 59,389

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 12, NCB 15723, 14614 NACOGDOCHES ROAD, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT AND "B-3R" RESTRICTIVE BUSINESS DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT PARKING REGULATIONS ARE COMPLIED WITH.

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28. CASE Z84102 - to rezone a 14.44 acre tract of land out of NCB 15675, being further described by field notes filed in the Office of the City Clerk, 17117 Redland Road, from Temporary "R-1" ERZD One Family Residence Edwards Recharge Zone District to "B-2" ERZD Business Edwards Recharge Zone District and a 10.47 acre tract of land out of NCB 15675, being further described by field notes filed in the Office of the City Clerk, from Temporary "R-1" ERZD One Family Residence Edwards Recharge Zone District to "R-3" ERZD Multiple Family Residence Edwards Recharge Zone District, located on the southwest side of Redland Road, being approximately 488' northwest of the intersection of Jones-Maltsberger Road and Redland Road, having 1672.94' on Redland Road and a depth of 1056.88'.

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

Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved provided that the applicant work with the Aquifer Protection Officer and the San Antonio River Authority. Also, that right-of-way dedication is given and that driveways and off-street parking are provided and submitted to the Traffic Engineering Department for approval. Mr. Harrington seconded the motion.

Mrs. Dutmer spoke of this area as being very sensitive to recharge of the Edwards Aquifer and of her concern with business/office park development here. She spoke to comments made by San Antonio River Authority and the City's Aquifer Protection Officer.

Mr. Randy Dym, the proponent, stated that he is developing much of the property in this area, and in doing so is working closely with both state and local authorities. He spoke of SARA experiencing delays in construction of a proposed nearby dam, and stated that he is taking every precaution in development of this property because of its access to the aquifer.

Mr. Andy Guerrero, Planner II, recommended that the City's Aquifer Protection Officer work closely with the developer on protection of access to the aquifer underneath this property.

Mrs. Dutmer proposed an amendment to the motion that would have the developer work closely with the Aquifer Protection Officer; also, that Mr. Skip Francis, Texas Water Quality Board, would be notified of this Ordinance. Mr. Archer seconded the motion.

Mr. Webb stated that he cannot support the rezoning request because of the size of the property and its sensitivity to the recharge zone.

Mr. David Cardenas, Aquifer Protection Officer, asked the Council to allow him time to meet with the applicant, in order to see what might be done to protect the area better.

Mayor Cisneros quoted from the report by the Aquifer Protection Office, stating that it might not be a good area for such a development because of its sensitivity to the aquifer recharge zone. He spoke against the request.

Mr. Dym stated that he is prepared to take every precaution with development of this and adjacent properties.

Mr. Webb spoke against business development upon this property without stringent protective measures.

Mrs. Dutmer offered a substitute motion to postpone consideration of this zoning case for 30 days. Mr. Eureste seconded the motion.

September 13, 1984
mlr

In response to a question by Mr. Thompson, Mr. Dym stated that runoff from this property will flow into Mud Creek or onto Jones Maltsberger Road, and that all engineering work has not been completed in this regard, as yet.

Mr. Thompson voiced his concern with B-2 uses on properties over the aquifer without protective measures in place.

Mr. Archer spoke of general pollution effects upon the aquifer.

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

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

34-43 TEXAS WATER QUALITY BOARD (TWQB) BOARD ORDERS

Mrs. Dutmer stated her belief that Board Orders from the Texas Water Quality Board need to be enacted as regards to sinkholes and fissures in the earth over the aquifer recharge zone.

34-43 CUERO, CIBOLO RESERVOIRS

Mayor Cisneros obtained informal City Council concensus to take up consideration of reservoir matter at 4:00 P.M.

34-43 DETERIORATED HOUSING

Mayor Cisneros stated that transportation is available to take City Council members to an east side area later today, where a number of examples of deteriorated housing exist, seven in one block. He spoke briefly of illegal activity taking place, at times, in these dilapidated houses and brushy areas, and asked the Council members to look them over, to see what might possibly be done. He noted that he has developed a plan of action in this regard.

Mr. Eureste also asked that another area, at the moment unidentified, be included in the Council tour.

84-43

"REPEAT OFFENDER UNIT"

Mayor Cisneros stated that he has arranged for a television videotape presentation to the Council later this afternoon of a new approach to law enforcement in Washington, D.C., called the "Repeat Offender Unit". He spoke briefly to how the unit functions, in order to cross-check files and records on offenders, in order to bring them into custody, where applicable.

84-43 The Clerk read the following Ordinance:

AN ORDINANCE 59,390

ADJUSTING CURRENT PARKING RATES TO INCLUDE BOTH AN INFLATIONARY INCREASE AND THE TAX AMOUNT IN NEW PARKING RATES SCHEDULES.

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

Mr. Louis J. Fox, City Manager, explained that this proposed adjustment in parking rates will help cover the increased costs brought about by expansion of the sales tax coverage on such things as parking.

In response to a question by Mr. Thompson, Mr. Frank Ohnisorgen, Assistant Director of Public Works, spoke of the need to raise an additional \$109,000 in parking revenues to offset increased costs brought about by sales tax now being collected on parking rates. He spoke to the implementation dates, and briefly explained the new rates.

Mr. Alexander E. Briseno, Assistant City Manager, stated that the City is trying to keep the increases to about five per cent, the same as promised to merchants of Market Square in recent increases in parking rates atop the Farmers Market. He briefly discussed the rate structures.

A discussion took place concerning specific parking rates at specific locations.

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

September 13, 1984
mlr

84-43 The Clerk read the following Ordinance:

AN ORDINANCE 59,391

DESIGNATING TWO INDUSTRIAL DISTRICTS PURSUANT TO THE MUNICIPAL ANNEXATION ACT SUBJECT TO CERTAIN FUTURE CONDITIONS; AUTHORIZING THE EXECUTION OF AN INDUSTRIAL DISTRICT AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND WESTOVER HILLS PARTNERSHIP TO INCLUDE THE RIGHTS OF ASSIGNMENT TO MOTOROLA, INC.; AND CONDITIONALLY GUARANTEEING THE CONTINUATION OF EXTRATERRITORIAL STATUS AND THAT ANNEXATION BY THE CITY SHALL BE DEFERRED ON THE PROPERTY WITHIN SUCH DISTRICT.

* * * *

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

Mr. Thompson stated that this is a significant move for the City of San Antonio.

Mayor Cisneros noted that the Motorola facility in Austin is quite large.

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

84-43 The Clerk read the following Resolution:

A RESOLUTION NO. 84-43-47

APPROVING THE ISSUANCE BY CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY OF ITS \$1,800,000 INDUSTRIAL DEVELOPMENT REVENUE BONDS (CONAGRA, INC. PROJECT), SERIES 1984, APPROVING RESOLUTION OF SAID AUTHORITY AUTHORIZING ISSUANCE OF BONDS, MAKING CERTAIN RELATED FINDINGS AND DECLARING AN EMERGENCY.

* * * *

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

September 13, 1984

mlr

Dr. Ken Daly, Director of the Department of Economic and Employment Development, briefly explained the Resolution.

Mr. Archer spoke against the Resolution, stating that he is not in favor of letting one firm sell out to another on properties being financed by these bonds. He stated his belief that Industrial Revenue Bonds are not designed for this tax-free activity.

Dr. Daly stated that this Resolution would insure that facility would remain open when acquired by ConAgra, Inc., and that the subsidy involved is helping keep it open; otherwise, the firm might move elsewhere.

Mayor Cisneros stated his belief that this is a valid use of IRBs, to employ people.

In response to a question by Mrs. Dutmer, Dr. Daly noted that some 216 jobs are at stake.

In response to a question by Mr. Thompson, Dr. Daly noted that this is a case of job-retention, not job-creation.

Mayor Cisneros spoke to the details of what the Resolution accomplishes.

Mr. Harrington spoke in support of the Resolution, noting that the project is "job-intensive", and in his mind, a good use of IRBs.

Dr. Daly then explained that the City Council policy targets IRBs to the southern sector of the City.

Mr. Hasslocher spoke of the need to encourage small meat packers, and spoke of the reputation of this firm.

Mr. Archer stated his belief that this is one firm being helped at the expense of others.

Mr. Webb spoke of his concern that the City cannot help finance a firm that is being displaced by the Tiendas del Rio project, noting that Eason's Automotive firm is being forced to move.

Dr. Daly replied that perhaps the new education bonds can be of some assistance in this particular case.

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

September 13, 1984
mlr

84-43MAJOR THOROUGHFARE PLAN

Mayor Cisneros declared the Public Hearing to be open, and briefly described the Ordinance.

No persons were signed to speak on this matter, and Mayor Cisneros then declared the Public Hearing to be closed.

The Clerk then read the following Ordinance:

AN ORDINANCE 59,392 .

AMENDING THE MAJOR THOROUGHFARE PLAN. .

* * * *

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

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

Mayor Cisneros then congratulated Mr. Roland Lozano, Director of Planning, for his department's efforts on the West Expressway and the Motorola plant projects in recent months.

Mr. Thompson spoke concerning the Motorola project, approved earlier in this meeting, noting that it involves two plants, each employing the potential of 4,000-5,000 jobs, which would make Motorola the second-largest single employer in San Antonio.

Mr. Lozano spoke to specifics of the number of jobs at stake.

84-43ZARZAMORA CORRIDOR PROJECT

Mayor Cisneros declared the Public Hearing to be open.

No citizen was signed to speak on this matter, and Mayor Cisneros then declared the Public Hearing to be closed.

The Clerk then read the following Ordinance:

AN ORDINANCE 59,393 .

CREATING THE ZARZAMORA CORRIDOR PROJECT AND REPROGRAMMING FUNDS. .

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September 13, 1984

mlr

Mr. Eureste 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, Harrington, Archer, Cisneros; NAYS: None; ABSENT: Alderete, Hasslocher.

84-43 The Clerk read the following Ordinance:

AN ORDINANCE 59,394

AMENDING SPECIFIED SECTIONS OF CHAPTERS 4 & 40 OF THE CITY CODE WHICH DEAL WITH THE REGULATIONS OF TAXICABS IN THE CITY OF SAN ANTONIO AND THE SAN ANTONIO INTERNATIONAL AIRPORT AND AUTHORIZING ADDITIONAL PERSONNEL POSITIONS.

* * * *

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

Mr. Lowell Denton, City Attorney, stated that the Transportation Committee of the City Council recommends certain changes to the proposed amendments to the basic taxicab Ordinance, those changes being:

(c) Any driver who has been convicted of two (2) violations of this Chapter within a consecutive twelve (12) month period shall automatically receive a ten (10) day suspension of his City Chauffer's license. Each additional conviction within such consecutive twelve (12) month period shall result in another ten (10) day suspension. In addition, any taxi or limousine permittee whose employees shall cumulatively receive three (3) convictions for each ten (10) or fewer taxis or limousines operated by the company during any consecutive twelve (12) month period shall automatically receive a ten (10) day suspension of its operating permit under this Chapter, and shall not be permitted to operate its taxis or limousines upon the City's streets or public ways during such ten (10) day period. An additional ten (10) day suspension shall result from each additional cumulative conviction per ten (10) or fewer taxis or limousines operated by the permittee.

Mrs. Dutmer moved to amend the motion to include Item (c) above. Mr. Thompson seconded the motion.

September 13, 1984
mlr

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

Mr. Henry W. Pulsipher, 1062 Rayburn Drive, long-time taxicab operator, asked for a clarification of the proposed amendments to the basic taxicab Ordinance.

Mr. Denton briefly explained the proposed amendments to the Ordinance.

A discussion then took place concerning whether or not a taxicab firm would lose its franchise to operate any of its cabs for a 10-day period if any of its operators exceeded the Ordinance specifications.

Mr. Pulsipher spoke against the amendments, and also addressed the problems faced by taxicab operators.

Mr. Eureste stated his opinion that this proposed set of amendments has not been given enough thought by the Council, and spoke to the impact they will have on cab drivers.

Mr. Roger Ibarra, Supervisor of Public Utilities, noted that the proposed Ordinance addresses only convictions in Municipal Court, not just citations issued to the drivers.

In response to a question by Mr. Eureste, Mr. Robert Gonzales, taxicab firm owner and member of the taxicab sub-committee, stated that it was not uncommon for a taxicab operator to be cited for three, perhaps four violations of the taxicab Ordinance at any one time. He further stated that the sub-committee has not studied the proposed changes in any detail.

In response to a question by Mr. Eureste, Mr. Ibarra noted that the Committee has already approved the first segment of the proposed change to the Ordinance.

Mr. Eureste spoke of his concern with the delicacy of the proposed amendments, and voiced his belief that its passage will bring drivers to City Hall in great numbers. He asked that the committee look over the proposals more closely before bringing them to City Council for action.

Mr. Ibarra spoke to the issuance of "correction" notices in the past, for small violations or discrepancies in the taxicab Ordinance, rather than outright violation notices.

September 13, 1984

mlr

Mr. Eureste proposed an amendment that would send the proposed amendment to the Transportation Committee. The motion died for lack of a second.

Mr. Eureste spoke in favor of the new Ordinance as originally proposed, since both amendments have not been thoroughly studied by the Transportation Committee. He spoke of his concern that the second half of the proposal will create a chaotic situation should it be used against cab drivers as a punitive measure. He spoke of the need to use the committee system more effectively.

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

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84-43 At the request of Mayor Cisneros, Agenda Item 33 was temporarily bypassed for consideration at a later time.

- - -
84-43 The Clerk read the following Ordinance:

AN ORDINANCE 59,395

SETTING A PUBLIC HEARING FOR SEPTEMBER 27, 1984, ON THE HOT WELLS PROJECT.

* * * *

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

- - -
84-43 The Clerk read the following Ordinance:

AN ORDINANCE 59,396

SETTING THE SALARY FOR THE CITY CLERK.

* * * *

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

September 13, 1984
mlr

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

34-43

REPEAT OFFENDER PROGRAM

Mayor Cisneros spoke of having met with the Chief of Police in Washington, D.C. and the head of the department's Repeat Offender Program. He spoke to the history behind creation of the team, which he noted had reduced crime in Washington, D.C. by some 13 per cent. He spoke of a new approach to crime prevention, one that cross-checks many available records, with the object of getting known offenders off the streets. He stated that the San Antonio Police Department could set up such a program if given sufficient monies to do so.

Police Chief Charles Rodriguez stated that a similar program has been set up by many police departments around the nation, and to do so in San Antonio would require additional manpower and overtime funds. He spoke of the need for a firm commitment to be made by the City Council to do this, and of the impact it might have on local crime statistics.

Mayor Cisneros spoke of the fear that many senior citizens have in certain areas of the city, fear that they cannot go outside their own homes because of fear for dope addicts, etc. He spoke of having visited an east side neighborhood last night, and of seeing dope being blatantly sold on one street corner. He asked for the Council's permission to ask the Police Chief to come up with such a program for the City, on a proposal basis, including funding and manpower requirements.

Mr. Archer moved to instruct the Police Chief to put together a possible program including funding and staffing necessary for a Repeat Offender Program for San Antonio. Mr. Webb seconded the motion.

Mayor Cisneros stated his opinion that this program, if put into force, must have the most sensitive people assigned to it.

Mr. Eureste noted that foot patrols being used in housing projects use the same idea.

Ms. Berriozabal spoke of prior meetings of concerned citizens in District One, and the need to demolish dilapidated houses in high-crime areas. She spoke of the many instances of 'absentee landlords' in neighborhoods of the city, noting that slum conditions are part of the crime problem, a community problem in San Antonio.

Mr. Archer spoke of his concern that use of this program might overcrowd the jail again.

September 13, 1984

mlr

Mr. Harrington spoke of the possible need to re-direct current resources to fund such a program.

Mr. Hasslocher stated his belief that the Council Committee on Crime Prevention should look into this matter.

Mr. Webb thanked the Mayor for pushing the east side effort, as well as other efforts around the city, in assisting with the burial of an elderly man beaten to death on the east side recently.

Mrs. Dutmer voiced her concern for possible City action that might be taken to look into possible drug matters at a south side location.

84-43

SURFACE WATER

Mayor Cisneros provided a brief background on the surface water studies issue, and noted that City Council members have a copy of the proposed Memorandum of Agreement, which is different from the original draft document. He spoke of the excellent input of community groups such as Communities Organized for Public Service, Metropolitan Congregational Alliance and the East Side Alliance for proposing recommended changes to that original document. He then read the following Memorandum of Understanding:

Memorandum of Understanding

and

Study Agreement

The Guadalupe-Blanco River Authority (GBRA), the San Antonio River Authority (SARA), and the City of San Antonio (the City) intend to engage in joint preliminary studies concerning the use of water from the proposed Cuero Reservoir Stages I and II and the proposed Cibolo Reservoir. The purpose of the studies is to clarify the technical, financial, environmental, and legal feasibilities of the proposed reservoirs, a possible element of an integrated, regional water strategy. It is understood that any action based upon such studies is to be contingent upon official action by the Board of Directors of the Guadalupe-Blanco River Authority and/or the San Antonio River Authority, and by the City Council of the City of San Antonio after it has reviewed and acted upon the recommendations of the San Antonio Water Resources Study as to water policy alternatives.

September 13, 1984
mlr

I.

AGREEMENT TO UNDERTAKE PRELIMINARY STUDIES AND PREPARE
POLICY ALTERNATIVES

GBRA, SARA, and the City of San Antonio will select a qualified consultant to conduct preliminary studies of delivery systems; reservoir yield studies, preliminary design and cost estimates for the proposed reservoirs and delivery systems, environmental assessments, including the impact on San Antonio Bay due to reservoir construction and operation; and data collection necessary to the preparation of applications for permits to construct the proposed reservoirs and impound the waters of the State and such other permit applications required by applicable State and Federal law.

GBRA will serve to administer the study process and to direct the consultant selected for the studies set out above and will provide for continuous review and guidance of the study process by SARA and the City. The complete studies will be subject to the approval of each party.

Concurrently, the parties will begin to examine intergovernmental arrangements, and proceed with drafting of language for water supply agreements, which shall be subject to approval by the Board of Directors of the Guadalupe-Blanco River Authority and/or the San Antonio River Authority upon completion of the studies described; and the execution of any such agreement(s) shall be contingent upon a determination by the City to implement any or all of the recommendations of the San Antonio Water Resources study jointly sponsored by the City and the Edwards Underground Water District.

The City hereby agrees to pay its portion of the cost of the studies outlined herein, according to the percentage(s) set forth, and to make an initial deposit of funds for each purpose. The total cost of the City's portion of said studies shall not exceed \$750,000. GBRA, SARA, and the City shall prepare a budget for project management purposes, subject to the approval of all parties hereto.

All costs and expenses associated with this joint effort to complete necessary studies for a supplemental surface water supply to the City will be accumulated by the parties and, subject to audit, will be paid based on the schedule next set out:

Cuero Reservoir Stage I and II	--	25% GBRA 75% City of San Antonio
Cuero to Cibolo Delivery System	--	100% City of San Antonio
Cibolo Reservoir	--	20% SARA 80% City of San Antonio

September 13, 1984
mlr

An initial deposit of \$100,000 will be made into a working fund by the parties apportioned 15 percent GBRA, 10 percent SARA, and 75 percent City of San Antonio to be drawn upon by GBRA for the payment of all study costs pertaining to the proposed projects. After the initial deposit into the working fund, monthly payments will be made to the working fund by the parties based on actual expenditures apportioned in accordance with the schedule set out above. A final adjustment will be made as between the parties in the event that the issuance of revenue bonds occurs for the financing of the respective projects. It is expressly agreed that upon any issuance of revenue bonds to finance a project or all projects, preliminary expenses attributable to the project will be reimbursed to the respective parties, should they elect such treatment of those expenses.

By separate agreement, the Edwards Underground Water District has agreed to pay the City's portion of the costs described in this section. Should the City elect to obtain reimbursement from any financing proceeds, the E.U.W.D. shall be entitled to such funds. By the terms of Attachment A hereto, the City has agreed to create a task force for the analysis of regional water strategy.

This Memorandum of Understanding and Study Agreement was considered and approved by the City Council of the City of San Antonio at its meeting on September 13, 1984.

* * * *

Mayor Cisneros stated that under the MOU, the City will secure a grant to pay for its portion of the study costs. He noted also that the study runs parallel to other water studies and thus will save time if the city elects to go forward with surface water. He spoke to the differences between this MOU and the original document, noting that the later document does not commit the City to surface water. He then commended City staff for its work in this matter, and spoke in favor of its passage.

Mr. Homer Bain, representing Metropolitan Congregational Alliance, stated his group's belief that anything done relative to surface water should be a regional matter, not strictly a San Antonio matter. He spoke of several references to the regional nature of the study in the MOU, and asked that a concensus view of the City Council to make the issue a regional one be firmed up. He spoke in favor of having a task force of City Council, civic and business leaders look into integrating the regional aspects of the surface water issue, and spoke in favor of postponing this matter today to allow time for formulation of this task force.

Ms. Angelina Garza, representing Communities Organized for Public Service, asked that her group be allowed to work with City Council on this matter, and stated that the group has not had time to study the proposed MOU.

September 13, 1984
mlr

Mr. Karl Wurz voiced his concern with the costs for the surface water study, stating his belief that such studies already have been done for San Antonio. He spoke of the evaporation problems with surface water reservoirs, the public's fears concerning possible problems with the aquifer, and advantages of a new underground water reservoir for San Antonio.

Mayor Cisneros stated that a request has been made for creation of a regional task force to study all aspects of water, and to determine the City's options in this regard. He stated his opinion that such a task force is a good idea, and spoke of the Arizona Ground Water Act as an example of action taken to insure that water is available to all areas. He spoke of the need to look into the matter, and spoke of the movement toward statewide water planning, a move that already is underway. He spoke again in support of the task force idea, if the MOU passes today.

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

Mrs. Dutmer then proposed an amendment that stated that concurrently with the RABA study, a task force be formed of business leaders, metro organizations and Council representatives who will address the development of an integrated regional water strategy, including intergovernmental arrangements and existing water law. Mr. Wing seconded the motion.

Ms. Helen Ayala, COPS, read from a series of questions posed by COPS.

Mayor Cisneros noted that the RABA study is looking at the 'big picture' of water for San Antonio. He also noted that another study involving uses for wastewater is underway at this time, and stated that several areas of interest involving water are being studied at this time.

Mr. Thompson discussed the language used in the proposed MOU, regarding intergovernmental cooperation in the study, stating his belief that the proposed amendment would be too narrow in scope. He spoke of the need to also include the Guadalupe-Blanco River Authority and Edwards Underground Water District.

A discussion ensued as to how to integrate the amendment into the main MOU, if enacted.

Mr. Bain stated that his group would not be opposed to inclusion of GBRA and E.U.W.D. in the study task force.

Mr. Eureste displayed for City Council copies of a number of earlier surface water studies involving the proposed Cuero Reservoir, noting that in one such report, City Water Board did not favor use of

a Cuero Reservoir to serve San Antonio because of the need to pump the water uphill from 70 miles away. He then spoke of the loss of land usage that would take place if such a reservoir were created, the attendant large costs and other aspects.

Mr. Archer stated that San Antonio cannot develop surface water reservoirs to the north, and in his opinion, the Cuero Reservoir was next-best. He spoke against more water studies by the City, then spoke in favor of a regional approach to surface water, and the need to act now on this issue.

Mr. Alderete questioned why the actual owners of the water are not paying for the study.

Mayor Cisneros noted that the City Council had instructed the City Manager to ask for this study.

Mr. Alderete spoke of his concern that a water crisis probably was being caused by people watering lawns, and thus forcing higher water bills on users to provide surface water sources. He stated his belief that surface water is not the answer to the City's questions in this area, and spoke of the need for a statewide water plan and the supporting legislation needed to bring this about. He stated his belief that the City Council is being pressured toward surface water.

Mr. Harrington spoke in favor of the MOU, noting that it gives the citizens several options to consider.

Mrs. Dutmer noted that there is no available surface water reservoir for San Antonio to the north of the city, and stated her belief that it would have to be pumped from somewhere. She spoke of the need for water in order to maintain the viability of the city.

Ms. Berriozabal spoke of the benefits to be gained from a surface water study, and stated her belief that it is premature to take action in this area until the water study is completed. She stated, however, that the concept of a task force would give the City Council a mechanism to assist it in making the final decision on surface water. She spoke of her interest in the results of the overall water study and of her belief that the Council needs to discuss alternatives to surface water and protection of the aquifer.

Ms. Berriozabal proposed an amendment for the task force to study alternatives to surface water and protection of the aquifer, including coordination with the results of the Wastewater Study now underway. Mr. Eureste seconded the motion.

Mr. Eureste spoke of the major impact that creation of a Cuero Reservoir would make on that area of the state, including major relocation of utilities. He spoke of his opinion that the state needs a statewide water plan.

Mayor Cisneros spoke of his concern that any statewide water plan would not work to the benefit of San Antonio in that factious in north Texas, for instance, where water abounds, would perhaps move to stifle San Antonio's development of water for economic reasons.

Mr. Alderete stated his belief that some Council members opposing this action are doing so out of historical precedence. He spoke of the financial burdens that would be placed upon the existing population.

Mayor Cisneros spoke against the second amendment.

Ms. Berriozabal spoke to the four points raised by the citizen groups present today.

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

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

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

AN ORDINANCE 59,397

ADOPTING THE MEMORANDUM OF UNDERSTANDING AND STUDY AGREEMENT TO CONDUCT PRELIMINARY STUDIES OF THE CUERO STAGES I AND II AND CIBOLO RESERVOIRS.

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94-43

CITIZENS TO BE HEARD

ROBERT W. CRUZEN

Mr. Robert W. Cruzen, 7547 U.S. Highway 81 South, spoke to the City Council regarding the agreements made by the City and other waste hauling contractors. He stated that he is in the waste hauling business

September 13, 1984

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and cannot compete with the prices being offered by other companies. He asked that the City Council consider the plight of the small businessman.

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MRS. SYLVIA SPEARS

Mrs. Sylvia Spears, 5610 South Horseshoe Bend, spoke to the Council about the serious problems with drainage in their area. She stated that there are homes being built within the flood plain area without proper permits from the City.

Mr. Alex Briseno, Assistant City Manager, asked Mrs. Spears for specific addresses in order to investigate this matter.

Mrs. Spears asked the Mayor to survey this area personally with regard to the drainage problem. She also stated that she has been told that it would take about \$13 million to correct the problem. She stated that the problem can also be alleviated by digging down the drainage from Ingram to Bandera.

Mr. Alderete stated that Mrs. Spears has the worst problem in the area. The real problem is in the two forks of water in the area. The cost of the project is indeed approximately \$11 to \$13 millions dollars. She suggested that a reasonable approach would be for the City to purchase those four or so homes in the flood plain instead of the greater investment of \$13 million.

Mr. Briseno stated that this project is to be considered in the 1987 Bond Issue.

At this point, Mr. Eureste moved that the staff study the possibility of buying out the four homes in lieu of expending the \$13 million in a future bond issue. Mr. Harrington seconded the motion.

Mr. Wing stated that there are other similar types of cases throughout his district which have the same problem. He then moved to include these areas on Cantrell, Chavaneux, Villaret and Clovis in his district. Mr. Hasslocher seconded the motion. On voice vote, the motion prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Hasslocher, Cisneros; NAYS: None; ABSENT: Webb, Archer.

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

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September 13, 1984
mlr

MS. ANGELA SALAS

Ms. Angela Salas, 144 Doolittle Street, spoke about her concerns with the City's affirmative action plan. She spoke about her own employment situation and the fact that after seven applications with the City, she has only been interviewed once. She feels that her qualifications were not properly considered. She stated that her main concern is the fact that other females, hispanics and older individuals are probably having the same problems.

She recommended that the City Council appoint a Citizens Advisory Council to review the hiring occurring within the City and that this task force report back to the City Council with their findings. She stated that the City should also look at the whole area of evaluating and assure that their policies are being carried out by City staff. She stated that the complaint procedure is not well publicized and that better training in EEO policy and affirmative action is warranted by City personnel.

Mr. Alderete concurred with statements made by Ms. Salas and he stated that local persons have a disadvantage when applying for positions with the City. He stated that he knows of many cases where qualified persons are not given the proper opportunities.

Ms. Berriozabal also commended Ms. Salas for her presentation and for pointing out the bigger problem. She spoke about her own commitments to Equal Employment opportunities and her affirmative action goals.

Mayor Cisneros thanked Ms. Salas for her recommendations and asked her to contact Mr. Alex Briseno with these comments.

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MS. BARBARA THOMAS

Ms. Barbara Thomas spoke to the City Council concerning several concerns she had with the Police Department. She expressed particular concern with the drug trafficking which occurred at the Police substation and expressed her opinion that the City Manager had not monitored this situation closely enough. She also stated that only one police officer had made detective in the past two years.

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MR. HAP VELTMAN

Mr. Hap Veltman, Centro Properties, presented a video recording to the Council which spoke about the Fish Bowl mural he had painted over at the request of the Mayor and the Riverwalk Commission. He asked the Council to consider favorably the proposed historic preservation ordinance which will be presented later this year.

September 13, 1984

mlr

Mayor Cisneros stated that there will be several important issues which will be brought to the Council for their consideration including an overall river district ordinance, sites and structures discussion and a design process.

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MR. DAVID GARCIA

Mr. David Garcia, Arte-Arts, spoke to the City Council about his concerns with the possible defunding of many hispanic arts programs. He stated that many of these arts programs have brought tourism and corporate partnerships to the City. He asked the City Council to consider continuation of funding for hispanic arts.

* * * *

MR. HENRY W. PULSYEHER

Mr. Henry Pulsyehar stated that he has tried to obtain a permit to drive his own cab and has been given the runaround. He stated that the new owner of the taxi company he works for has imposed an additional \$50 charge. He reiterated the need for his own permit.

Mr. Eureste explained that the City Council has a freeze on any new permits.

* * * *

The meeting recessed at 7:20 P.M. to allow the Mayor and Council to go on an on-site tour of Clark Avenue, reconvening at 9:10 P.M. for consideration of Item No. 33 on the agenda.

84-43 The Clerk read the following Ordinance:

AN ORDINANCE 59,398

AUTHORIZING THE SETTLEMENT OF CAUSE NO. 81-CI-2246, STYLED HECTOR ROSALES ET AL V. THE CITY OF SAN ANTONIO, IN THE 224TH JUDICIAL DISTRICT COURT OF BEXAR COUNTY, TEXAS, FOR THE AMOUNT OF \$115,000.00.

* * * *

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

September 13, 1984
mlr

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

84-43

WATER EXTENSION POLICY

Mr. Wing spoke of the City Council's interim Water Extension Policy having been received from City Water Board in late May, and asked that the Council give concensus to have it sent back to the Board for further development of regulations based upon Council policy and the City staff report.

Mrs. Dutmer moved to send the Water Extension Policy back to the City Water Board for further development of regulations based on policy staff input. Mr. Wing seconded the motion.

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

84-43

LIKELY AREAS FOR COUNCIL ACTION THIS FALL

Mayor Cisneros briefly recapped Council progress toward completion of items on its summer action items, as outlined in a June 4 paper from him, then handed out a paper outlining a proposed number of subjects for Council action this fall, reading the following items:

1. Receive the report of the Cultural Budgeting Committee as to funding of agencies for the final three quarters of the FY 84-85 budget and concerning longer-term restructuring of City arts budgeting.
2. Anticipate financing approaches to the next cycle of drainage bonds due to be presented to voters next April.
3. Close financing of the Vista Verde hotel project in order to secure the release of the final \$5 million from H.U.D. needed for the housing component; open the Fiesta Plaza Mall in November.
4. Act upon a series of boundary area annexations to be presented to Council in October.
5. Receive the report of the Sites & Structures Task Force on specific historical sites; act on a river area protective district to prevent shading and "canyonization" of the Riverwalk.

6. Review the Tri-party Study recommendations on Houston Street, VIA routes, Alamo Plaza, and a transfer station.

7. Kick-off construction on the Convention Center expansion; anticipate UDAG approval for HemisFair project.

8. Prepare 1985 legislative program for Legislative Session which begins in January.

9. Major conferences in the City at which Council involvement is advisable:

a) International City Management Association - Sept. 15-20

b) National Hispanic Chamber of Commerce - Sept. 19-22

c) Observation of Japanese Week, October 9-13:

1) Opening reception for Japanese Week, October 9 (Tuesday), Institute of Texan Cultures, 6:00 p.m.

2) Japanese/U.S. Conference on Technology, October 10 (Wednesday), Hilton Palacio del Rio, 8:00 a.m. to 6:00 p.m.

3) Rededication of Japanese Tea Garden - October 12 (Friday), Sunken Gardens, 10:00 a.m.

84-43 The Clerk read the following Letter:

September 10, 1984

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

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

September 5, 1984

Petition submitted by Mr. James Weaver, 534 Red Cliff, San Antonio, Texas 78216, requesting at least a one year extension of his limousine service.

* * * *

/s/Norma S. Rodriguez
City Clerk

September 13, 1984
mlr

34

There being no further business to come before the City Council,
the meeting was adjourned at 9:15 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