

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, JULY 22, 1982.

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

The invocation was given by Rev. Ruben Medel, Jr., La Obra Milagrosa Non-Denominational Church.

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

82-32

PACK 33, CUB SCOUTS

Mayor Cisneros recognized the presence in the audience today of a group of Cub Scouts under the leadership of Ms. Carol Williams and welcomed them to City Hall.

Ms. Williams spoke briefly of the history of Pack 33 and its ability to have all members work together as a unit on some projects.

Mayor Cisneros thanked Pack 33 for its attendance today and Ms. Williams for her efforts at organizing the Pack.

82-32

SISTER CITY REQUEST FROM CITY OF NAGA, PHILIPPINE ISLANDS

Mayor Cisneros introduced Mr. Perfecto Palacio, City Councilman of the City of Naga, Philippine Islands, and his wife, and stated that Councilman Palacio had a message to the City of San Antonio from the Mayor and City Council of the City of Naga.

Councilman Palacio stated that, as a result of a previous overture made by the Philippines Consul-General in Houston, the City of Naga is attempting to establish a Sister City relationship with the City of San Antonio, and read a letter of transmittal and a formal Resolution of the Naga City Council expressing that desire, for social and cultural exchanges between the two cities.

Mayor Cisneros stated that the two cities, Naga and San Antonio, have much in common, noting that the Philippine Islands were under the domination of Spain for some 400 years, whereas the southwestern United States, including Texas, were under Spain for a much shorter period of time. He stated that there is much Spanish heritage in both cities, as a result. Mayor Cisneros asked Councilman Joe Alderete, chairman of the Council committee on Sister Cities activities, to assist him in presenting a set of San Antonio River prints to Councilman Palacio, and to in turn accept the official Resolution of the City of Naga.

Mr. Alderete presented the river prints and accepted the Resolution, a small banner from the Rotary Club of Naga, and printed highlights of the City of Naga.

Mayor Cisneros stated that the City Council would closely review this request and then discuss a possible Sister Cities relationship with Naga. He stated that he was honored that the City of Naga had chosen San Antonio for its Sister Cities relationship, over other cities of the world.

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82-32"WE WANT PRO BALL"

Mayor Cisneros introduced Mr. Joe Fowler, sportscaster of KSAT-TV, present in the audience today to make a brief presentation.

Mr. Fowler spoke of the "We Want Pro Ball" drive in San Antonio, and presented each Council member with a T-shirt with the "WWPB" wording on it. He stated that the City of Indianapolis recently built a domed stadium for football and baseball usage, and already has some \$100 million in commitments for its usage, even though the stadium will not open until 1984.

Mayor Cisneros spoke of the need for the City Council in San Antonio to perhaps address the idea of a multi-purpose sports complex to begin construction in perhaps the next two to three years.

In response to a question by Mr. Eureste, Mr. Fowler spoke of the financing for the Indianapolis stadium.

Several Council members spoke of the need for such a complex for San Antonio.

82-30JEFFERSON AWARD

Mr. Alderete congratulated Mayor Cisneros on having received the Jefferson Award for public service, being honored in the category of the greatest public service performed by an individual 35 years of age or under, presented by the American Institute for Public Service in Washington, D.C.

Mr. Webb stated that the city owes a debt of gratitude to Mayor Cisneros for his service.

Mr. Thompson and Mr. Hasslocher both applauded the Mayor's accomplishments.

Mr. Wing spoke of the sacrifices made by the Mayor's family, for him to serve.

Ms. Berriozabal congratulated the Mayor on behalf of the citizens of District 1, his home district.

Mr. Harrington stated that Mayor Cisneros richly deserves the honor.

Mayor Cisneros thanked members of the City Council for their kind words, and spoke of a feeling of inadequacy he experienced as he stood with others being honored in Washington at the same time, specifically naming former U.S. Representative Claude Pepper of Florida and entertainer Bob Hope. He spoke of the need for the recipient of each award to live up to the measure of that award, and stated that each must keep working diligently to seek to do worthy things.

82-32PARKS AWARDS

Mrs. Dutmer spoke of an awards ceremony held earlier today by the City's Parks & Recreation Department to honor a large group of young people who removed some 3,763 bags of trash and litter from the City's parks recently during a cleanup drive, stating that this was an example of citizenship in action. She also commended the Parks & Recreation Department and several commercial sponsors of the drive for their participation.

82-32SALES TAX

Mrs. Dutmer spoke of a planned meeting shortly between County Judge Albert Bustamante and members of the local legislative delegation, in order to push for a half-cent local option state sales tax increase. She stated that it should be a matter of public record that the City Council first suggested this half-cent local option tax increase, in order to fund needed drainage projects for the city.

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Mayor Cisneros stated that the Council must push for the City's needs to be funded in this manner.

82-32

FIRE STATION IN DISTRICT 10

Mr. Hasslocher stated that there would be a groundbreaking ceremony Saturday near Thousand Oaks Drive and Henderson Pass, for a new fire station for District 10, and invited all members of the Council to be on hand. He then thanked the Council for its support in bringing this matter to full funding.

82-32

MASSAGE PARLORS

Mr. Harrington spoke of his frustrations with massage parlors, and stated that the City needs to find some way to ally the City of San Antonio, the District Attorney and Bexar County to combat these uses if they are illegal.

Mayor Cisneros briefly outlined the history of the massage parlor Ordinance matter, and stated that many massage parlors now are being called modelling studios to escape the provisions of the Ordinance. He stated that police are looking into any illegal activities connected with such uses, and stated that the City will continue to investigate the matter.

82-32

CONSENT AGENDA

Mr. Archer moved that items 3-31 constituting the consent agenda be approved with the exception of items 14, 17, 22, 28 and 31 to be pulled for individual consideration. Mr. Webb 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, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste.

AN ORDINANCE 55,565

ACCEPTING THE PROPOSAL OF AUTOSCAN SYSTEMS, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH AIRPORT PARKING REVENUE CONTROL PARTS FOR A TOTAL OF \$15,124.00.

* * * *

AN ORDINANCE 55,566

ACCEPTING THE LOW BID OF NORDHAUS FOODS COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH PAPER TOWELS FOR A NET TOTAL OF \$6,215.00.

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AN ORDINANCE 55,567

ACCEPTING THE LOW BID OF K. L. ENTERPRISES TO FURNISH THE CITY OF SAN ANTONIO WITH STAIRWAY CARPET FOR A TOTAL OF \$3,504.00, LESS 2% - 10 DAYS.

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AN ORDINANCE 55,568

ACCEPTING THE LOW BIDS OF GAYLORD BROS., INC., AND BRODART, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH PLASTIC BOOK JACKETS FOR A TOTAL OF \$5,981.50.

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AN ORDINANCE 55,569

ACCEPTING THE LOW QUALIFIED BID OF AUSTIN MATERIAL HANDLING TO FURNISH THE CITY OF SAN ANTONIO WITH STEEL SHELVING FOR A TOTAL OF \$4,249.00, LESS 1% - 10 DAYS.

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AN ORDINANCE 55,570

ACCEPTING THE LOW BID OF PASCHAL-HARPER, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH AUTOMATIC OIL BATH MULTI-DUTY AIR FILTERS FOR A TOTAL OF \$44,167.00.

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AN ORDINANCE 55,571

ACCEPTING THE PROPOSAL OF DELTA MACHINE COMPANY, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH FAIRBANKS MORSE CENTRIFUGAL PUMP PARTS FOR A TOTAL OF \$6,085.42.

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AN ORDINANCE 55,572

ACCEPTING THE PROPOSAL OF JERSEY EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH ALLIS-CHALMERS CENTRIFUGAL PUMP PARTS FOR A TOTAL OF \$6,900.00.

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AN ORDINANCE 55,573

ACCEPTING THE LOW BID OF INTERNATIONAL SHELTER SYSTEMS, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH A PORTABLE FABRICATED BUILDING FOR A TOTAL OF \$4,105.00.

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AN ORDINANCE 55,574

ACCEPTING THE LOW BIDS OF DOERR ASSOCIATES OF TEXAS, INC., AND VEPED TRAFFIC CONTROLS, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH TRAFFIC SIGNAL EQUIPMENT FOR A TOTAL OF \$13,286.00.

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AN ORDINANCE 55,575

ACCEPTING THE DEDICATION OF EASEMENTS TO CERTAIN LANDS IN CONNECTION WITH THE COKER LOOP - UNSEWERED AREA NO. 46 PROJECT.

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AN ORDINANCE 55,576

PROVIDING FOR PAYMENT OF \$19,178.00 TO EQUIPO DE VISTA VERDE - JOINT VENTURE, FOR ENGINEERING FEES IN CONNECTION WITH SANITARY SEWER AND LOT PLATTING AND STREET AND DRAINAGE PLANS FOR A PROPOSED RESIDENTIAL HOUSING AREA IN THE VISTA VERDE SOUTH PROJECT.

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AN ORDINANCE 55,577

AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH REYNA/CARAGONNE & ASSOCIATES FOR ARCHITECTURAL SERVICES AND PREPARATION OF PLANS AND SPECIFICATIONS FOR THE NEW BRANCH LIBRARY AT NOGALITOS STREET AND PARK BLVD., AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 55,578

AUTHORIZING THE EXECUTION OF FIELD ALTERATIONS NO. 3 AND 4 TO THE CONTRACT WITH BETTER CONSTRUCTION, INC., TO PROVIDE ADDITIONAL PARKING SPACES AND ADDITIONAL SECURITY LIGHTING IN THE VILLA CORONADO PARK DEVELOPMENT PROJECT AND AUTHORIZING PAYMENT.

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AN ORDINANCE 55,579

ACCEPTING THE LOW BID OF CASH CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF THE LEON CREEK SEWER SIPHONS; AUTHORIZING THE EXECUTION OF A STANDARD CITY PUBLIC WORKS CONSTRUCTION CONTRACT; APPROPRIATING FUNDS FOR SUCH CONSTRUCTION; AND AUTHORIZING PAYMENT AS HEREIN PROVIDED.

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AN ORDINANCE 55,580

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 4 TO THE CONTRACT WITH A. J. MONIER & CO. INC., FOR THE TERMINAL BUILDING MECHANICAL CONSTRUCTION (STAGE 2, PACKAGE 10) IN ORDER TO REROUTE GROUND-WATER DRAINAGE FROM UNDER THE TERMINAL BUILDING.

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AN ORDINANCE 55,581

AMENDING AND EXTENDING FOR A THREE YEAR PERIOD COMMENCING JULY 22, 1982, AND TERMINATING ON JULY 21, 1985 THE EXISTING AGREEMENT WITH CENTENO SUPERMARKETS, INC. FOR LEASE OF CERTAIN PROPERTY TO BE USED FOR PARKS AND RECREATION PURPOSES.

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AN ORDINANCE 55,582

AUTHORIZING EXECUTION OF A LEASE AGREEMENT WITH LAZY SUSAN, INC., FOR RENTAL OF SPACE IN LA VILLITA.

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AN ORDINANCE 55,583

AUTHORIZING EXECUTION OF A LEASE AGREEMENT WITH KALLISON PROPERTIES FOR OFFICE SPACE LOCATED AT 415 S. MAIN.

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AN ORDINANCE 55,584

ACCEPTING THE HIGH BID(S) RECEIVED IN CONNECTION WITH CITY FUNDS AVAILABLE FOR DEPOSIT IN INTEREST-BEARING CERTIFICATES OF DEPOSIT.

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AN ORDINANCE 55,585

AUTHORIZING THE PAYMENT OF \$4,250 OUT OF AVIATION DEPARTMENT FUNDS FOR 1982-83 DUES TO THE AIRPORT OPERATIONS COUNCIL INTERNATIONAL.

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AN ORDINANCE 55,586

AUTHORIZING EXECUTION OF AN AMENDMENT TO THE FAA GRANT AGREEMENT FOR THE AIRPORT DEVELOPMENT AID PROGRAM TO REVISE THE SCOPE OF WORK ELIGIBLE FOR FEDERAL GRANT PARTICIPATION.

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AN ORDINANCE 55,587

AUTHORIZING AN EXCEPTION TO ORDINANCE 51213 TO PERMIT USE OF ALAMO PLAZA FOR AN ART SHOW AND SALE ON AUGUST 7 AND 8, 1982.

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AN ORDINANCE 55,588

APPROPRIATING FROM CERTAIN FUNDS AMOUNTS IN THE TOTAL SUM OF \$188.00 IN PAYMENT FOR EXPENSES INCURRED IN BROOKSIDE ADDITION - UNSEWERED AREA NO. 86, ORTS SANITARY SEWER EXTENSION AND 34TH STREET DRAINAGE NO. 61H (MODIFIED).

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82-32 The Clerk read the following Ordinance:

AN ORDINANCE 55,589

ACCEPTING THE LOW BID OF ASPHALT PLANING AND SURFACE RECYCLING FOR REPAVING OF PORTIONS ZARZAMORA, VANCE JACKSON, DOLLARHIDE, AND McCULLOUGH, AND PROVIDING FOR PAYMENT.

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

In response to a question by Mrs. Dutmer, Mr. Frank Kiolbassa, Director of Public Works, discussed details of the project.

Mrs. Dutmer stated that portions of Dollarhide are flooding, partially as a result of the drainage project work there.

Mr. Kiolbassa stated that he would look into the matter.

Mr. Webb spoke of bad road conditions along McCullough Avenue, between Broadway and IH 35, and spoke of the need for road work there.

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Mr. Kiolbassa stated that this portion of McCullough is not in this particular project, and the City can do only so much at any one time.

Mr. Wing thanked the staff for recent road work on Zarzamora Street.

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

82-32 The Clerk read the following Ordinance:

AN ORDINANCE 55,590

ACCEPTING THE LOW, QUALIFIED BID OF JESSE VILLARREAL ELECTRIC COMPANY FOR DEVELOPMENT OF LEVI STRAUSS PARK; AUTHORIZING THE CITY MANAGER TO EXECUTE A STANDARD CITY PUBLIC WORKS CONSTRUCTION CONTRACT COVERING SAID CONSTRUCTION; AND AUTHORIZING PAYMENT.

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

In response to a question by Mr. Thompson, Mr. Ron Darner, Director of Parks & Recreation, spoke to the construction time-frame for this project, expected to be completed in January-February, 1983, and stated that 'open play field' includes many sports, including soccer. Mr. Darner also stated that much credit for this park development must go to Levi Strauss & Company for its donation of land to the City for the park.

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

82-32 The Clerk read the following Ordinance:

AN ORDINANCE 55,591

AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE BELLAIRE ATHLETIC ASSOCIATION FOR LEASE OF CITY-OWNED PROPERTY FOR A PERIOD OF THREE YEARS.

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

Mrs. Dutmer asked the City Parks & Recreation Department to look into cleaning up the high weeds in the area of Stinson Park because of a growing problem with rats coming from the weeded areas along the creek into the park areas.

Mr. Ron Darner, Director of Parks & Recreation, stated that he would have the matter looked into.

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

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82-32 The Clerk read the following Ordinance:

AN ORDINANCE 55,592

AUTHORIZING AN EXCEPTION TO THE "NO ALCOHOLIC BEVERAGE PROVISION" OF SUNKEN GARDEN THEATER POLICY ORDINANCE NO. 48169 FOR CERTAIN SPECIAL EVENTS SCHEDULED AT SAID THEATER.

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

Mrs. Dutmer stated that she asked that this case be given individual consideration to allow her to cast a negative vote.

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

82-32 The Clerk read the following Ordinance:

AN ORDINANCE 55,593

AMENDING CHAPTER 38 (TRAFFIC REGULATIONS) OF THE CITY CODE SETTING FORTH LOCATIONS AT WHICH ELECTRONIC TRAFFIC CONTROL SIGNALS ARE IN FULL OPERATIONS; DESIGNATING STOP SIGN LOCATIONS; DESIGNATING YIELD RIGHT-OF-WAY LOCATIONS; PROHIBITING PARKING AT ALL TIMES AND PROVIDING THAT VIOLATIONS HEREOF BE PUNISHABLE BY A FINE OF NOT LESS THAN \$1.00 NOR MORE THAN \$200.00.

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

Mrs. Dutmer stated that officials of Brooks Air Force Base have sent a letter to the City of San Antonio, asking for certain new traffic controls along Military Drive adjacent to the base, and spoke to specific problems given by base officials in that letter.

Mr. George K. Noe, Assistant to the City Manager, stated that he would look into the matter.

In response to a question by Mr. Thompson, Mr. Frank Kiolbassa, Director of Public Works, spoke to the time-lag between passage of a traffic control Ordinance and actions taken on specific items in that Ordinance, stating that the City has 270 days to take such action, but in actuality it proceeds much faster. He also noted that under the City Charter, he had the power to make emergency traffic decisions.

Mr. Webb spoke of the need for the City to restripe that section of East Houston Street west of Coliseum Drive.

Mr. Kiolbassa stated that he would check into this area of concern.

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

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32. CASE 8910 - to rezone Lot 12, Block 42, NCB 13498, 11806 Sandman Drive, from Temporary "R-1" One Family Residence District to "R-2A" Three and Four Family Residence District, located on the eastside of Sandman Drive, being 594.64' northeast of the intersection of W. Silversands Drive and Sandman Drive, having 78' on Sandman Drive and a depth of 156'.

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

Mr. Harrington asked to be disqualified from consideration on this case, and left the meeting temporarily.

Mr. Kevin Preston, 442 Breesport, representing Jim Shepherd Homes, Inc., the proponent, stated that the planned four-plex structure designed for this property was designed so that it has no windows facing the nearby residences, so as not to infringe upon their privacy, and spoke of other buffers between this usage and residential property adjacent. He also noted that much R-3 multiple-family housing exists to the north of this property, with some 160 units already in operation.

Speaking in opposition, Mr. David Humes, 11802 Sandman, speaking for a number of opponents to the request, presented the City Council with a petition containing 53 signatures of persons registering opposition to the request. He stated that he felt this is not a multi-family neighborhood, and noted that certain two-family homes mentioned as being a buffer between the residential areas and the multiple-family area to the north are in reality expensive condominium homes.

Ms. Irene Senia, 11707 Raindrop, stated that she lives behind the property concerned and spoke against the request.

Mr. Herbert V. White, 602 Briar Oak, spoke against the planned aesthetics of the building.

Mr. Robert Wooster, 11807 Sandman, stated that tenants of the planned four-plex will not have the same consideration for the neighborhood as would a homeowner, and also spoke of increased traffic in the area.

Mr. James Shepherd, builder, handed to the Council the designs of the nearby multi-family residences to compare with the planned four-plex and stated that parking for the residents of the four-plex would be provided beneath the units, which will cost some \$250,000 to build. He stated that only persons with a reasonably high income could afford the new units planned.

After consideration, Mr. Hassloch moved that the recommendation of the Zoning Commission be denied. Mr. Wing seconded the motion.

Mr. Raul Tijerina, Zoning Administration Division, stated that the staff mailouts on this case, to residents within 200 feet of the subject property, were in error in that they listed the requested rezoning as R-3, when in actuality the proponent is asking for R-2A.

Mr. Thompson spoke against construction of quadruplex structures in this area.

Mrs. Dutmer spoke in support of the City staff recommendation for approval of R-2, stating her opinion that the request would be an intrusion on an already-established neighborhood.

Mr. Archer and Ms. Berriozabal both spoke against the request.

After discussion, the motion to deny the requested rezoning prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Aldetete, Archer, Hassloch, Cisneros; NAYS: None; ABSENT: None; ABSTAIN: Harrington.

Case 8910 was denied.

33. CASE 8918 S.R. - to rezone Lot 4, Block 9, NCB 15507, 2503 Observation Drive, from Temporary "R-1" One Family Residence District to "R-3" Multiple Family Residence District for a day care center caring for over 20 children, located on the westside of Observation Drive, being 360' south of intersection of Airlift Avenue and Observation Drive, having 120' on Observation Drive and a depth of 160'.

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

Mrs. Adelina Fritz, 327 McNeel Road, representing Parent-Child, Inc., 410 S. Main Avenue, stated that the group wishes to move its Head Start Center to a new location, and noted that they already have a list of some 30 families who wish to make use of the child care center if the rezoning is approved for its use.

Mrs. Evelyn L. King, 231 Bethune, member of Parent-Child, Inc. Board of Directors, spoke in support of the request.

Mr. John Gonzales, 2703 Observation, Apt. 24, stated that the neighborhood needs a child care center, and spoke of his own personal need for its facilities.

Mrs. Betty Jones, 2703 Observation, spoke in favor of the request, as both a parent and as a neighborhood resident, and also spoke to what the child care facility at Grace 1st Baptist Church has done for her, allowing her to work instead of being on welfare.

Rev. Lynwood F. Russ, 2503 Observation, representing Grace 1st Baptist Church, spoke of the church's charge to help those less fortunate than itself. He then spoke of the church purchasing the adjacent property in order to have additional parking, and stated that the proposed day care center would furnish its services to the neighborhood, free of charge.

Mr. Clinton O. Johnson, 7803 Quirt, spoke of his own social services background, and stated that the area around the church is made up of a wide disparity of incomes, making the child care center necessary for those of lower incomes. He stated that some in the neighborhood have no alternative between this free facility for child care, and staying home with their children and drawing welfare when they want to work, instead.

Speaking in opposition, Mr. William M. Thompson, 2422 Observation, stated that he is a longtime property owner of the neighborhood, and also spoke of the nearness of the proposed day care center to the home of Mr. McKee, who is recuperating from recent heart surgery. He also spoke of more traffic problems that would be generated in the area, and spoke of the deteriorated conditions of the building where the day care center is to be located.

Mrs. Blanche Russ stated that the day care center would be open Monday through Friday, with some 10 employees and ample parking on-site, and the church would make a facility available for the center, free of charge. She stated that the building must meet all City Code requirements before it can be occupied, and spoke of the good reputation of Parent-Child, Inc.

In response to a question by Mayor Cisneros, Mrs. Russ stated that certain steps would be taken to reduce any adverse impact upon the nearest neighbor, Mr. McKee, stating that the building would be air-conditioned and thus closed up, eliminating any noise to the outside except for play periods.

Mr. Thompson, noting that the major traffic impact upon the neighborhood in the vicinity of the church is on Sunday morning, stated that this is a sign of growth of the church. He stated that day care centers have very rigid regulations that must be observed, and stated that he would make himself available to assist with solution of any problems, if they occur because of the day care center.

After consideration, Mr. Webb moved that the recommendation of the Zoning Commission be approved, provided that proper access and off-street parking are provided; that a six-foot solid screen fence is erected and maintained along the north and west property lines; and that the conditions

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required for a day-care center caring for over 20 children is attached to this case. Mr. Wing seconded the motion. On voice vote, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

AN ORDINANCE 55,594

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 4, BLOCK 9, NCB 15507, 2503 OBSERVATION DRIVE, FROM TEMPORARY "R-1" SINGLE-FAMILY RESIDENTIAL DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENTIAL DISTRICT FOR A DAY-CARE CENTER CARING FOR OVER 20 CHILDREN, PROVIDED THAT PROPER ACCESS AND OFF-STREET PARKING ARE PROVIDED; THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTH AND WEST PROPERTY LINES; AND THAT THE CONDITIONS REQUIRED FOR A DAY-CARE CENTER CARING FOR OVER 20 CHILDREN IS ATTACHED TO THIS CASE.

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34. CASE 8917 S.R. - to rezone Lots 4, 5, 6, Block 8, NCB 8892, 738 S.W. 35th Street, from "C" Apartment District to "R-1" One Family Residence District, for a ballpark for five (5) years, located on the eastside of S.W. 35th Street, being 387.84' south of the intersection of Eldridge Avenue and S.W. 35th Street having 387.84' on S.W. 35th Street and a depth of 336.92'.

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

Mr. Wing moved that the recommendation of the Zoning Commission be approved provided that the conditions imposed for a ball-park operation for five (5) years as recommended by staff is provided, and that off-street parking also is provided. Mr. Webb seconded the motion.

Rev. Pete Castro, 5430 Knoll Crest, pastor of Lake Garden Baptist Church, the proponent, stated that the neighborhood needs a sports area for the young people to use, and the rezoning is needed so that the ballfield can continue to use its lights for night play.

Mrs. John Rodriguez, 718 Southwest 35th Street, stated that the field is used continuously, and cars turn around in her yard, leaving marks and destroying her mailbox, because the street is not large enough to carry heavy traffic.

Rev. Castro outlined several actions that have been taken in the past to protect Mrs. Rodriguez' property, and stated the church would do whatever is necessary to protect her in the future.

In response to a question by Mayor Cisneros, Rev. Castro stated that the church would be willing to erect street signs to help eliminate the use of her yard by cars turning around in the street.

Mr. Thompson asked that the church agree to help build a fence in front of Mrs. Rodriguez' property to protect it from cars, and stated that he would work to help assure that each side is satisfied.

Mr. Webb made an amended motion that the rezoning be conditioned upon the requirement that a fence be provided in front of Mrs. Rodriguez' home to provide security from automobiles, and that appropriate traffic signs be erected in front of the home to eliminate U-turns at that location.

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Mr. Eureste seconded the motion.

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

The main 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 55,595

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 8, NCB 8892, 738 S.W. 35TH STREET, FROM "C" APARTMENT DISTRICT TO "R-1" SINGLE-FAMILY RESIDENTIAL DISTRICT, PROVIDED THAT THE CONDITIONS IMPOSED FOR A BALL-PARK OPERATION FOR FIVE (5) YEARS AS RECOMMENDED BY STAFF IS PROVIDED, AND THAT OFF-STREET PARKING ALSO IS PROVIDED.

* * * *

35. CASE 8911 - to rezone Lot 10, NCB 14883, in the 16400 Block of Old Fredericksburg Road, from Temporary "R-1" E.R.Z.D. One Family Residence Edwards Recharge Zoned District to "B-3" E.R.Z.D. Business Edwards Recharge Zoned District, located south of the intersection of Fredericksburg Road and I.H. 10 Expressway, having 405.2' on Fredericksburg Road, 378.1' on I.H. 10 Expressway.

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

No citizen appeared to speak in opposition.

In response to a question by Mrs. Dutmer, Mr. Raul Tijerina, Zoning Administration, discussed the history of this property and noted that notices of violation of the zoning regulations had been issued because of its use for outside storage of equipment, but that the proponent had been given an extension of time on that notice in order to seek this rezoning so that he can sell the property. He stated that the proponent, however, still must cease using the property for business usage.

Mr. Harrington spoke in favor of the request.

After consideration, Mr. Webb moved that the recommendation of the Zoning Commission be approved provided that off-street parking is provided. Mr. Harrington seconded the motion. On voice vote, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: Berriozabal, Webb, Dutmer, Wing, Eureste, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Thompson.

AN ORDINANCE 55,596

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 10, NCB 14883, IN THE 16400 BLOCK OF FREDERICKSBURG ROAD, FROM TEMPORARY "R-1" E.R.Z.D. SINGLE-

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FAMILY EDWARDS RECHARGE ZONE DISTRICT TO "B-3"
E.R.Z.D. BUSINESS EDWARDS RECHARGE ZONE DIS-
TRICT, PROVIDED THAT OFF-STREET PARKING IS
PROVIDED.

* * * *

82-32

ZONING CASE 8910

Mr. Archer moved that the City Council reconsider Agenda Item 32, being Zoning Case 8910, for the purpose of considering rezoning the entire Temporary R-1 area to permanent R-1. Mr. Webb seconded the motion.

A brief discussion followed concerning the possible effects of such a rezoning of the area of Temporary R-1.

Mayor Cisneros stated his concern that the Council would be making a change in a zoning case after the citizens concerned with the matter had left the chamber, thinking that the matter had been resolved.

After discussion, the motion to reconsider Zoning Case 8910 failed to carry by the following vote: AYES: Webb, Alderete, Archer; NAYS: Berriozabal, Dutmer, Wing, Eureste, Thompson, Hasslocher, Cisneros; ABSENT: None; ABSTAIN: Harrington.

82-32 The Clerk read the following Ordinance:

AN ORDINANCE 55,597

AUTHORIZING SUBMISSION OF AN APPLICATION TO THE AREA AGENCY ON AGING FOR A GRANT FOR CONTINUATION OF THE SUPPORTIVE SERVICES FOR THE ELDERLY PROJECT; AUTHORIZING EXECUTION OF A CONTRACT WITH ALAMO AREA COUNCIL OF GOVERNMENT, AREA AGENCY ON AGING, PROVIDING FOR THE CITY TO OPERATE SAID PROJECT FROM OCTOBER 1, 1982, TO SEPTEMBER 30, 1983; ACCEPTING THE GRANT IN THE AMOUNT OF \$251,968.00 FOR THIS PROJECT; ESTABLISHING A BUDGET: APPROVING A PERSONNEL COMPLEMENT; PROVIDING \$42,110.00 FROM THE GENERAL FUND TRANSFER ACCOUNT; AUTHORIZING CARRYING FORWARD \$35,172.38 IN GENERAL FUND MONIES FROM THE 1980-81 PROJECT ACCOUNT; AND ALLOCATING THE CARRY-OVER SURPLUS.

* * * *

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

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

82-32 The Clerk read the following Resolution:

A RESOLUTION
NO. 82-32-35

IN SUPPORT OF THE CITY OF SAN ANTONIO'S DESIGNATION AS THE LOCAL GOVERNMENTAL UNIT RESPONSIBLE FOR IMPLEMENTATION OF BLOCK GRANTS IN THE LOCAL AREA.

* * * *

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

Mr. Remigio Valdez, Chairman of the Community Action Advisory Board, spoke in support of the Resolution.

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

82-32 The Clerk read the following Ordinance:

AN ORDINANCE 55,598

AUTHORIZING THE CARVER CULTURAL COMMUNITY CENTER TO CONDUCT THE 1982/83 DANCE TOURING PROGRAM; APPROVING A BUDGET; AUTHORIZING ENGAGEMENT OF ARTIST COMPANIES; AUTHORIZING APPLICATION FOR SUPPORTING GRANTS FROM THE NATIONAL ENDOWMENT FOR THE ARTS AND THE TEXAS COMMISSION ON THE ARTS; AND AUTHORIZING CONTRIBUTION FROM THE 1982/83 GENERAL FUND.

* * * *

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

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

82-32 The Clerk read the following Ordinance:

AN ORDINANCE 55,599

AUTHORIZING AN AGREEMENT WITH THE SAN ANTONIO DEVELOPMENT AGENCY TO PROVIDE SERVICES FOR ALL REAL ESTATE ACQUISITION, THROUGH NEGOTIATION OR CONDEMNATION, AND RELOCATION OF OCCUPANTS THEREON, OF PROPERTIES IN THE TRACT TO BE UTILIZED FOR THE MID CITY PARKING GARAGE; AUTHORIZING PAYMENTS AND PROVIDING BUDGETARY FUNDS.

* * * *

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

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

82-32 The Clerk read the following Ordinance:

AN ORDINANCE 55,600

AUTHORIZING PAYMENT OF A REFUND TO DELTA AIRLINES, INC. FOR ERRONEOUS COLLECTION OF

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HOTEL/MOTEL OCCUPANCY TAX BY SAN ANTONIO
SHERATON HOTEL.

* * * *

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

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

82-32 The Clerk read the following Ordinance:

AN ORDINANCE 55,601

AUTHORIZING THE SUBMISSION OF A GRANT AGREEMENT MODIFICATION REQUEST TO THE ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) FOR THE LONG RANGE ECONOMIC DEVELOPMENT PLANNING PROJECT; ACCEPTING SUPPLEMENTAL FUNDING FROM EDA IN THE AMOUNT OF \$29,616 TO FINANCE A THREE-MONTH EXTENSION BEGINNING SEPTEMBER 30, 1982 AND ENDING DECEMBER 31, 1982; AND ADOPTING A REVISED BUDGET.

* * * *

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

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

82-32 The Clerk read the following Ordinance:

AN ORDINANCE 55,602

ADOPTING NAMES FOR FOUR SOFTBALL FIELDS AT KENNEDY PARK SOFTBALL COMPLEX.

* * * *

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

Mr. Wing complimented the Parks & Recreation Advisory Board for its list of proposed names, and spoke of the drive to bring about the naming of one of these fields after Esequiel "Kelo" Garza, longtime sports figure of San Antonio.

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

82-32 The Clerk read the following Ordinance:

AN ORDINANCE 55,603

APPOINTING MEMBERS TO SERVE ON A CITIZEN ADVISORY BOARD TO WORK WITH THE TECHNICAL

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ADVISORY PANEL FOR THE CITY OF SAN ANTONIO
ENERGY STUDY.

* * * *

Mrs. Dutmer moved to approve the Ordinance. Ms. Berriozabal seconded the motion.

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

83-32 The Clerk read the following Ordinance:

AN ORDINANCE 55,604

REAPPOINTING AND APPOINTING MEMBERS TO SERVE
ON THE PLANNING COMMISSION.

* * * *

The Clerk stated that four members of the Planning Commission were reaching the end of their appointed terms, and the Council has the option to either reappoint them or name someone else to that position, by district. The Clerk then read the names of the incumbents with their Council District. The Clerk also stated that a new appointee needs to be named to fill out the unexpired term of William J. Dodds, who has resigned effective July 31, 1982.

Mr. Hasslocher spoke of the many accomplishments of Mr. Dodds as member and chairman of the Planning Commission.

The City Council members each nominated up to five persons to fill the expiring Commissioners terms and to fill the term of Mr. Dodds, who is resigning from the Commission. The City Clerk then tabulated the results of the balloting and announced that the following persons are hereby reappointed to serve on the Planning Commission:

MANUEL ANAYA, District 3
RUTH E. JONES, District 2
GLORIA S. MARTINEZ, District 5
CHESLEY I. SWANN, District 10

It was announced that the following individual is hereby appointed to fill the unexpired term of William J. Dodds (District 8) who has resigned, effective July 31, 1982:

ARTURO SANCHEZ

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

83-32

VISTA VERDE SOUTH REPORT

Mr. David R. Garcia, project coordinator, provided Council members with a written status report, a copy of which is a part of the papers of this meeting. He stated that a pending agreement for Control Data Corporation to purchase Vanir Properties' development rights for Vista Verde South is nearing a decisive stage, with a 60-day escrow period due to expire August 3, 1982, at which time, if certain conditions have not been met by Vanir, all existing agreements between the City and CDC for new plant construction will be voided. Mr. Garcia stated further that Vanir apparently has not been able to conclude the necessary actions to complete this transaction with CDC, thus putting the project in some peril.

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Mr. Eureste stated that the Council's Housing Task Force has invited Mr. Frank Dominguez of Vanir Properties to come to San Antonio to meet with the Task Force on Wednesday, July 2 to explain the situation. He stated that Mr. Dominguez denies that he has been so invited, then spoke of Vanir's apparent inability to secure the necessary development loans from Crocker Bank in California. Mr. Eureste then spoke of Mr. Dominguez' uncooperative attitude and stated that he hopes Mr. Dominguez will meet the August 3 deadline. He then asked the Council for approval to send a letter to Mr. Dominguez, speaking to these matters.

Mr. Eureste moved that a letter be drafted and sent to Mr. Frank Dominguez of Vanir Properties expressing the City Council's concern on the need for him to meet the August 3, 1982 deadline for his commitments that are vital to the successful conclusion of the Vista Verde South project. Mrs. Dutmer seconded the motion.

Mayor Cisneros stated that he is disappointed with developments on Vista Verde South, stating that Vanir refused to be businesslike in the matter and has crippled the entire project thereby. Mayor Cisneros also spoke of the many instances of 'brinkmanship' on the part of Vanir.

A discussion then took place on the consequences that could take place if the August 3 deadline is not met by Vanir.

Mr. Webb asked Mayor Cisneros to call an Executive Session on this matter.

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

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82-32

REDISTRICTING

Mr. Hasslocher stated that he would like to maintain the International Airport in District 10, if at all possible, and further noted that he would be working with the City staff, exploring the possibilities of doing so.

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82-32

SPANISH-AMERICAN BASEBALL LEAGUE

Mr. Wing stated that the league would hold its regional tournament for teams during the month of August, and is in need of some type of screen or netting behind home plate to keep from losing baseballs during the play.

Mr. Hasslocher spoke of the possibility of using one or more of the illegal nets confiscated by the State Parks & Wildlife Department.

Mr. Archer moved that the City Manager be instructed to take this matter under consideration and solve the problem. Mrs. Dutmer seconded the motion.

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

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82-32

POLICE MANAGEMENT STUDY

Mr. Archer noted that the recently-completed Police Management Study funded by the City recommended creation of a special police unit to enforce laws on driving when intoxicated, and stated that such a move could save many lives in the future.

Mr. Archer then moved that the City Manager be instructed to investigate the possibility of implementing this special DWI enforcement unit and

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report back to the City Council as soon as possible. Ms. Berriozabal seconded the motion.

Mr. Hasslocher stated that he had discussed the study with Police Chief Robert Heuck, and further stated that the chief tells him it will be difficult to implement certain recommendations contained in the management study.

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

32-32

BRUSH AND TRASH PICKUP

Mr. Webb stated that he recently had surveyed much of District 2, and had found that because of expressways, railroads and drainage easements, many dead-end streets have been created with the resulting trash-dump at the end of many of them. He spoke of several examples and stated that in many cases, people were illegally dumping their trash and brush in these areas almost as fast as the Public Works teams could clean them up. He stated that a lack of manpower in the Public Works Department appears to be a primary reason for this, and asked the Council to approve contracting for new, special trash-dumping sites located around the city, perhaps by locating 'dumpsters' at these locations into which trash and brush could be deposited by citizens and thus prevent unwanted and illegal dumping beside the streets and highways.

Mr. Webb also spoke of broken water mains as a major problem in all areas of the city at this time.

He asked that the Council address these issues in the upcoming budget process.

Mayor Cisneros stated that the City needs to fine persons caught breaking the law by illegally dumping trash or brush in the city. He spoke of the specific problem of the Mission Parkway, where much dumping is now going on, and asked that the City staff look into what other cities perhaps are doing to help solve this problem. He stated that San Antonio needs a better way to handle its brush and trash pickup system.

Mr. Eureste stated that citizens need better public notice on pickup schedules for trash and brush, and stated that the City needs to take a strong look at possible solutions to these problems.

Mr. Frank Kiolbassa, Director of Public Works, spoke of scheduling problems that have been encountered by brush-pickup crews, and noted that it is difficult to catch anyone in the act of illegally dumping trash or brush.

Mr. Eureste stated that the City needs to make this a major item of discussion during the budgetary process.

82-32

STREET SIGNS

Mr. Eureste asked City staff to look into the possibility of putting the block number onto the City's street signs, and project its cost to do so.

He also spoke of the need for more street signs on major arteries, identifying that major artery plainly.

Mr. Frank Kiolbassa, Director of Public Works, stated that there were budget constraints involved in the decision to locate main artery street signs only once every 10-12 blocks, but he would look into the costs involved in increasing the signage frequency on major arteries.

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Mr. Eureste moved that the City pay for City Council members' expenses to attend a meeting in Seattle to select the "All-American City." Mr. Thompson seconded the motion.

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

Mr. Hasslocher asked that the City prepare for Council action next week a Resolution of Respect for Mr. O'Neil Ford, architect.

In response to a question by Mr. Hasslocher, Mr. Frank Kiolbassa, Director of Public Works, stated that a Drainage Task Force meeting would be held later next week, and the group will soon be ready to make its presentation on drainage matters to City Council.

Mr. Hasslocher stated that a citizen asked him to look into the matter of a major water main break on Electra, off Rittiman Road, recently, and the City Water Board informed him that it had only two work crews for water main repair on duty after 9 P.M. He stated that he was writing a letter to Mr. Robert Van Dyke, General Manager of City Water Board, about the matter.

Mr. Alderete asked staff to seek from CWB a written reply concerning the matter of weekend repair crews.

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

Mr. Thompson stated that Bexar County has no landfill operation of its own, and consequently, citizens of the County in some cases are dumping their brush and trash onto City streets because County Commissioners have failed to provide these services. He stated that a solution to this problem needs to be found.

Mr. Archer spoke of one property owner who is billed by the City for brush cleanup services, but who refused to accept the mailed notices and bills.

Mr. Harrington spoke of many instances of illegal dumping in District 8, some caused by City policy which charges citizens for the right to dump trash and brush in municipal landfills. He stated that the City needs to encourage citizens to bring trash and brush to the landfills, and not dump it beside the road, and spoke of the need to allow this dumping free of charge in City landfills. He also spoke of the need for City brush trucks to follow the law and provide for screens over the brush loads, to insure none falls off.

Mr. Wing spoke in favor of fining illegal dumpers, with a \$100 fine for the first offense and conviction, \$150 for the second and \$200 for the third.

Mr. Louis J. Fox, City Manager, stated that City staff would present to the City Council a program involving perhaps location of inspectors on certain City streets, observing illegal dumping, and a system of fines for such acts.

Mr. Eureste moved to have City staff provide an assessment or impact statement as to costs involved in paying citizens for taking their own brush or trash to a City landfill, or providing such dump facilities to citizens free of charge. Mr. Wing seconded the motion.

Mr. Eureste spoke of perhaps setting up a two-month experimental program, perhaps in October-November, to test the concept.

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

82-32

UTILITY BILLS

Mrs. Dutmer spoke of recent high utility bills and their impact upon San Antonians, and stated that something needs to be done about the large salaries at City Public Service. She also stated that instances where utility meters are not read by meter-readers need to be addressed by CPS, noting that the elderly suffer most from high utility bills.

82-32

CITIZENS TO BE HEARD

EMMA RAMOS

Ms. Ramos, Executive Director of Ballet Folklorico de San Antonio, stated that her group performs at Arneson River Theater, but would like to move to Beethoven Hall for better facilities during a series of five performances beginning July 31, 1982. She asked that the City consider waiving the \$450 rent on Beethoven Hall for each of those performances.

Mr. Joe Silva, member of the Ballet Folklorico de San Antonio, also spoke in support of the request.

Mr. Eureste stated that in his opinion, this is a fair request, in that Ms. Ramos seeks a waiver of the rent for a few performances in order to build up the audience for the group. He spoke of San Antonio Little Theater using San Pedro Playhouse free of charge on a 25-year lease.

A discussion then took place concerning the various usage levels of Beethoven Hall and the fee structure for its rental.

Mrs. Dutmer spoke against waiving the rental fees, which are needed to help pay for the maintenance of the building. She also spoke of the need to do something about providing some form of barrier on the front of the stage, which opens directly into the orchestra pit below, citing the danger of someone falling from the stage into that area.

(At this point, Mayor Cisneros returned to the meeting to preside.)

Mayor Cisneros stated that the City needs a firm policy on such matters as this usage for a City facility, either all non-profit groups pay the rental fee or all are allowed that use free of charge.

Mr. Webb spoke in support of the concept that Beethoven Hall should be free to non-profit groups, so long as they do not charge admission to their events. He stated that the groups then could 'pass the hat' for contributions. He spoke in support of free 'live theater' as an attraction to both citizens and tourists alike, and spoke of the need to have one facility on HemisFair Plaza that is free of charge for such events.

Mr. Alderete moved that the rental fee for Beethoven Hall be waived for Ballet Folklorico de San Antonio for the series of five performances

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beginning July 31, 1982. Mr. Eureste seconded the motion. After discussion, the motion failed to carry by the following vote: AYES: Webb, Eureste, Alderete, Cisneros; NAYS: Dutmer, Thompson; ABSENT: Berriozabal, Wing, Harrington, Archer, Hasslocher.

DAVID BELTRAN

Mr. Beltran, a taxicab driver, stated that he has received two suspensions from the City, and asked that a postponement of the second suspension period be given until a hearing date can be held in the matter. He stated that his first suspension was because the taxicab inspector found that his cab had a 'hot meter', and the second suspension, a 60-day suspension, was handed down for alleged abusive language to a customer and for overcharging, a charge that he denies, stating that the complainant was intoxicated. Mr. Beltran stated that he needs the suspension postponed so that he can work in order to earn the money to pay his bills, at least until a hearing can be held.

Mr. Roger Ibarra, Supervisor of Public Utilities, provided a brief background on the two suspensions.

Mr. Eureste stated his belief that suspension action should also be taken against the owner of the cab involved in the 'hot meter' incident, not only against the driver.

Mrs. Dutmer spoke of the lack of actual proof on the second matter, at least until a hearing can be held to determine the evidence.

Mrs. Dutmer moved to postpone suspension action on the second alleged offense until a hearing can be held on the matter, at an expeditious time. Mr. Alderete seconded the motion.

Mr. Ibarra stated that he could arrange such a hearing, at either the request of the City Council or the City Manager.

Mr. Eureste made a substitute motion that a hearing can be held into the alleged matter of abusive language and overcharging, but that the suspension should continue in force pending that hearing and its result, held at an expeditious time. Mr. Hasslocher seconded the motion.

Mr. Thompson spoke of use of 'hot meters' as really a matter of theft from the citizen customers, and also stated his belief that it is wrong for cab drivers to suggest that customers might want to pay more than the reading on the meter.

Mrs. Dutmer stated her belief that the City's rules on cab drivers are not set up correctly, and also stated that the City needs to hold a hearing for Mr. Beltran on the second incident.

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

Mayor Cisneros asked City staff to expedite the hearing process.

Mrs. Dutmer asked that the Ordinance on cab drivers be corrected.

VIRGINIA ZIEGLER

Ms. Ziegler, 6322 Viva Max, spoke of the help that has been given her by the Bexar County Womens Center, stating that she went to the Center seeking assistance in preparing to enter the local job market, and currently works as a volunteer at the Center, receiving experience in administration and other skills necessary to secure a job.

Mrs. Dutmer spoke of the many problems that women often face as they seek to enter or re-enter the job market after a prolonged period out of that market.

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VICTORIA POMPA

Ms. Pompa, 259 Globe, complained about a bill received from the City for the cleaning of her vacant lot at 25th Street and Arbor Place, and provided a chronological history of the incident, stating that a notice last November told her to clean the lot, which she did. However, Ms. Pompa stated that she has now been billed for lot cleaning by the City June 27. She stated that City records show that inspectors have been sent by to check on her lot 9 times. She also spoke of a lack of courtesy by some of the inspectors as she told them that she planned to speak to the City Council about the bill today.

Mr. Louis J. Fox, City Manager, stated that he would have City staff meet with Ms. Pompa on the matter.

Mrs. Dutmer noted that the City as a general rule investigates the matter of alleged overgrown vacant lots only after having received citizen complaints on the lot concerned.

Mr. Eureste stated that citizens need to take care of their vacant lots themselves, year round, and stated that if the City in this case did not follow the correct procedure, then he felt Ms. Pompa should not pay the bill.

Mr. Fox stated that he would investigate the complaint against the inspectors' lack of courtesy.

ART CHASKIN

Mr. Chaskin, representing Local 14, Carpenters Union, handed a letter to City Manager Louis J. Fox, speaking to alleged safety violations and failure to pay the prevailing wage on the airport construction project, a copy of which is a part of the papers of this meeting.

Mr. Chaskin stated that safety violations continue to exist on the project, and noted that he had presented a videotaped showing of some of those allegations to Mr. Fox, and that Airport Director, Mr. Mike Kutchins, would also view the VTR tomorrow at a meeting at the airport. Mr. Chaskin also spoke to complaints that the contractor, Clearwater Constructors, Inc., is not paying the prevailing wage rate on the job.

Mr. Fox stated that if the charges are true, action will be taken.

Mr. Alderete stated his opinion that contractors who are found to be in violation of the law on City jobs should be blackballed from further holding City jobs in the future.

The Clerk read the following letter:

July 16, 1982

Honorable Mayor and members of the City Council, City of San Antonio

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

- July 5, 1982 Petition submitted by Mr. Gilbert F. Vasquez, requesting a license and permit to conduct a transportation service in the City.
- July 6, 1982 Petition submitted by Mr. Randel W. Aaron, requesting approval to allow collection of money by Century 21 Realtors at certain street corners on August 14, 1982 for Easter Seal Rehabilitation Center.
- July 1, 1982 Petition submitted by Mr. Ross Campa, et al, requesting improvements be made to Highland Park Tennis Courts.
- July 8, 1982 Petition submitted by Mr. Jim Shafrath, requesting an exemption to Ord. 52865 which bans solicitation on various street corners, to permit the Muscular Dystrophy Association and Fire Department to conduct their annual Fill the Book tag day on Saturday, August 14, 1982.

* * * *

/s/ NORMA S. RODRIGUEZ
City Clerk

There being no further business to come before the Council, the meeting was adjourned at 7:02 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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