

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
WEDNESDAY, NOVEMBER 10, 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.

82-48 The invocation was given by Reverend Thomas Flanagan, St. Vincent de Paul Catholic Church.

82-48 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

82-48 REV. JAMES A. KEMPLE

Mayor Cisneros spoke of the background of Rev. Kemple and his work, noting that he was one of the most effective speakers he had heard, then read the following Resolution of Respect on his passing.

WHEREAS, the City Council of the City of San Antonio has learned of the passing of one of its outstanding citizens, Rev. James A. Kemple,

WHEREAS, Rev. Kemple was a devoted civic and spiritual leader; he was a kind, helpful and lovable individual who was respected and admired by all who knew him and associated with him, and

WHEREAS, Rev. Kemple constantly demonstrated a willingness to perform above and beyond the requirements and expectations of his many tasks, and

WHEREAS, Rev. Kemple served in various capacities; he was an ardent supporter of the home and foreign mission for the district, state and national convention; he served as chairman of the Finance Committee of the General Missionary Baptist Convention of Texas; he served as pastor for 36 years in numerous congregations throughout the State of Texas and was a member of the City's Urban Renewal Agency, and

WHEREAS, the organizations to which Rev. Kemple belonged and gave so unselfishly of his valuable time are almost too numerous to mention; NOW,  
THEREFORE:

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

SECTION 1. that with the death of Rev. James A. Kemple, the City of San Antonio has lost a valuable asset to its past, present and future.

SECTION 2. that this City Council joins with his family and friends in their sorrow over his death and extends its sincerest sympathy and prayer of comfort to those who were near him.

SECTION 3. and it is hereby directed that a copy of this Resolution be spread upon the minutes of this meeting and a copy thereof presented to his family as a token of our deepest sympathy.

\* \* \* \*

Mayor Cisneros asked Mr. Webb and Ms. Berriozabal to assist him in making the presentation of the Resolution to Mrs. Kemple.

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

Mr. Webb spoke of his long acquaintanceship with Rev. Kemple, noting that he was a unique man who spoke the truth.

Ms. Berriozabal thanked the large group of citizens, present in the audience today to hear the Resolution, for their presence and stated that the West End Baptist Church of Rev. Kemple sponsored one of the City's nutrition sites for senior citizens and also participated and sponsored other community events, many at the behest of Rev. Kemple.

Mayor Cisneros spoke of the many visits he had paid through the past few years to West End Baptist Church.

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

Ms. Berriozabal and Mr. Webb presented the Resolution of Respect to Mrs. Kemple, and other members of the City Council individually paid their respects to Mrs. Kemple.

Mrs. Kemple asked all citizens to remember the work of her late husband, then asked the entire delegation from West End Baptist Church to stand in the audience and be recognized, singling out the senior citizens of the nutrition site and members of the congregation itself. She then thanked the City Council for the honor of the Resolution of Respect.

82-48

RHODES JUNIOR HIGH SCHOOL

Mayor Cisneros recognized the presence in the audience today of a group of students from Rhodes Junior High School and Good Samaritan Center, accompanied by Mrs. Carmen Adams. Mayor Cisneros noted that Mrs. Adams is the mother of Fred Adams, City employee in the Personnel Department.

82-48

JUNIOR ACHIEVERS

Mayor Cisneros recognized the presence in the audience today of a group of young persons, members of the Junior Achievers, sponsored by Frost National Bank.

Mr. Carlos Dominguez, representing the group, spoke of how the group was established and how they set up their own business firm, sponsored by the bank. Mr. Dominguez presented each City Council member with a "coozie", an insulating cover for a plastic drink cup with a special design featuring San Antonio printed on it. He stated that the product is manufactured under the direction of the Junior Achievers group and sold by them for profit. He

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spoke of the manufacturing process used and the sales promotion program designed to sell the product as part of the business firm established by the group.

Mayor Cisneros and members of the City Council congratulated members of the group for their efforts and success.

82-48

PRESENTATION BY MARKET SQUARE MERCHANTS  
ASSOCIATION OF \$75,000 CHECK

Mr. Jake Flores, President of El Mercado Merchants Association, stated that his group and the Farmers Market Merchants Association, headed by Mr. Izzy Diaz, President, were on hand today to present the City of San Antonio with a check in the amount of \$75,000 representing their contribution toward improvement of the air conditioning and lighting of the El Mercado facility, as promised, with proceeds from operation of the concessions in Market Square during last Fiesta Week.

Mayor Cisneros spoke of the recent opening of a new La Quinta Motor Inn next to Market Square, the planned expansion of Mario's Restaurant nearby and progress on construction of the planned Texian Inn, also nearby, as examples of economic progress being made in the downtown area. He spoke of his appreciation for the roles played by the two Market Square merchants association in the work on Market Square improvements, which anchors the west end of the immediate downtown area.

Mr. Izzy Diaz, President of the Farmers Market Merchants Association, thanked the Council for allowing the two merchants groups to run their own concessions during Fiesta Week, part of the proceeds of which are being returned today to the City to help pay for capital improvements to Market Square.

Mayor Cisneros and Mr. Wing both thanked Mr. Eureste for fostering the original idea of allowing the two merchants groups to run their own concessions during Fiesta Week to raise needed funds for improvements.

Mr. Eureste spoke to the background of the matter and noted that the proceeds are remaining in the public sector as improvements to facilities

Ms. Berriozabal congratulated Mr. Eureste for having the original idea, and Mr. Webb for chairing of the Council's Fiesta Committee, and Mr. Alderete for his appointment of Mr. Jake Flores to the Convention & Visitors Bureau Advisory Committee.

Mr. Webb spoke to the background of the Market Square air conditioning and lighting plans, and wished the merchants good luck.

82-48

WRECKER ORDINANCE

Mr. Archer stated that a judge today had lifted a restraining order against enforcement of the City's wrecker ordinance, and asked the news media to give that event adequate publicity so that citizens will know that the City's wrecker ordinance now is in effect.

82-48 The minutes of the meeting of October 28, 1982 were approved.

82-48 CONSENT AGENDA

Mr. Archer moved that items 6 - 19 constituting the consent agenda be approved with the exception of items 11 and 12 to be pulled for

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individual consideration. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 56,090

ACCEPTING THE LOW BID OF W. M. KALALA, INCORPORATED, TO FURNISH THE CITY OF SAN ANTONIO WITH THE PAINTING OF PROPANE STORAGE TANKS FOR A TOTAL OF \$4,175.00.

\* \* \* \*

AN ORDINANCE 56,091

CONSIDERING BIDS ON OFFICE PARTITIONS, SHELVING, AND DESKS FOR USE IN THE REMODELING OF CITY HALL FACILITIES.

\* \* \* \*

AN ORDINANCE 56,092

ACCEPTING THE BID OF \$35,600.00 FROM CENTRAL ELECTRIC ENTERPRISES & CO., INC. FOR INSTALLATION OF SECURITY LIGHTING IN THE WOODLAWN LAKE AREA; AUTHORIZING A CONTRACT; APPROVING A BUDGET REVISION IN THE WOODLAWN LAKE IMPROVEMENTS PROJECT IN THE GENERAL FUND; AND AUTHORIZING PAYMENT OF THE CONTRACT AND CONTINGENCIES.

\* \* \* \*

AN ORDINANCE 56,093

ACCEPTING THE LOW, QUALIFIED BID OF \$103,297.00 FROM JOE F. MORALES CONTRACTOR, INC. FOR SITE PREPARATION AND CONSTRUCTION OF PHASE III WORK ON THE WOODLAWN AREA IMPROVEMENTS AND AUTHORIZING PAYMENT FROM THE GENERAL FUND AND \$5,165.00 FOR CONSTRUCTION CONTINGENCIES.

\* \* \* \*

AN ORDINANCE 56,094

AUTHORIZING EXPENDITURE OF THE SUM OF \$17,815.00 FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ACCEPTING THE DEDICATION OF AN EASEMENT TO CERTAIN LANDS; ALL IN CONNECTION WITH CERTAIN RIGHT OF WAY PROJECTS.

\* \* \* \*

AN ORDINANCE 56,095

ACCEPTING THE HIGH BIDS RECEIVED IN CONNECTION WITH CITY FUNDS AVAILABLE FOR

DEPOSIT IN INTEREST-BEARING CERTIFICATES  
OF DEPOSIT.

\* \* \* \*

AN ORDINANCE 56,096

AUTHORIZING PAYMENT OF REFUNDS TO  
PERSONS MAKING OVERPAYMENTS OR  
DOUBLEPAYMENTS ON THIRTY-FOUR TAX  
ACCOUNTS.

\* \* \* \*

AN ORDINANCE 56,097

APPROVING THE TRANSFER OF TWO TAXICAB  
PERMITS FROM MR. JOSE HINOJOSA TO MRS.  
DIANA VILLARREAL.

\* \* \* \*

AN ORDINANCE 56,098

REVISING THE AGREEMENT BETWEEN THE CITY,  
THE SAN ANTONIO DEVELOPMENT AGENCY, AND  
THE STATE DEPARTMENT OF HIGHWAYS AND  
PUBLIC TRANSPORTATION PERTAINING TO  
ACQUISITION OF LAND FOR HIGHWAY  
IMPROVEMENTS IN THE VISTA VERDE SOUTH  
PROJECT.

\* \* \* \*

AN ORDINANCE 56,099

AUTHORIZING AN EXCEPTION TO ORDINANCE  
NO. 51213 TO PERMIT USE OF ALAMO PLAZA  
FOR AN ART SHOW.

\* \* \* \*

AN ORDINANCE 56,100

AMENDING CHAPTER 38 (TRAFFIC) OF THE  
CITY CODE OF THE CITY OF SAN ANTONIO TO  
ADD INTERSECTIONS AT WHICH ELECTRIC  
TRAFFIC SIGNALS ARE IN FULL OPERATION,  
SET FORTH ADDITIONAL LOCATIONS FOR  
ONE-WAY TRAFFIC, ADD INTERSECTIONS WHERE  
STOP SIGNS SHALL BE SITUATED, ADD  
INTERSECTIONS WHERE YIELD RIGHT-OF-WAY  
SIGNS SHALL BE SITUATED, CHANGE CERTAIN  
SPEED LIMITS, ADD PARKING METER  
LOCATIONS AND ZONES, ADD AREAS WHERE  
PARKING IS PROHIBITED AT ALL TIMES, ADD  
AREAS WHERE PARKING IS PROHIBITED DURING  
CERTAIN HOURS AND AT CERTAIN TIMES, ADD  
INTERSECTIONS AND LOCATIONS WHERE  
CERTAIN VEHICULAR TURNS AS INDICATED ARE  
PROHIBITED, ADD LOCATIONS WHERE RIGHT  
TURNS ARE PROHIBITED WHEN FACING A RED  
SIGNAL, DECLARING AN EFFECTIVE DATE AND  
SETTING PENALTIES FOR VIOLATION OF THIS  
ORDINANCE.

\* \* \* \*

AN ORDINANCE 56,101

APPROVING THE SAN ANTONIO 1982/83  
EMERGENCY MANAGEMENT PROGRAM AND  
ACCEPTING AN AWARD BY THE DIVISION OF  
EMERGENCY MANAGEMENT OF THE TEXAS  
DEPARTMENT OF PUBLIC SAFETY OF A  
REIMBURSEMENT GRANT OF \$59,008.00 IN  
SUPPORT OF ONE-HALF OF THE COST OF  
PERSONNEL AND CERTAIN ADMINISTRATIVE  
EXPENSES OF THE CITY'S EMERGENCY  
MANAGEMENT OFFICE.

\* \* \* \*

82-48 The Clerk read the following Ordinance:

AN ORDINANCE 56,102

AUTHORIZING EXPENDITURE OF THE SUM OF  
\$560,000. OUT OF MID CITY GARAGE  
CONSTRUCTION FUNDS AND AUTHORIZING THE  
CITY MANAGER TO EXECUTE A SALES  
AGREEMENT.

\* \* \* \*

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

Mrs. Dutmer noted that it was unusual to purchase the middle of three needed properties first, and spoke of her concern that the prices of the two flanking properties now might escalate.

Mr. Joe Aceves, Assistant Director of Public Works, stated that often such a move will bring those other properties' costs into line with the figure spent on the first purchased tract.

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.

82-48 The Clerk read a proposed Ordinance authorizing the sale and execution of quitclaim deeds for properties held for non-payment of delinquent taxes.

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

Mrs. Dutmer stated that one of the properties involved is on IH 37, and asked to see the details of the case that led to the proposed purchase price, stating her opinion that \$500 for this property is too little.

Ms. Jane Macon, City Attorney, stated that she would have the details of the matter brought to the Council for Mrs. Dutmer's information, as soon as possible.

Mr. Thompson moved to table consideration of the proposed Ordinance. Mr. Harrington seconded the motion.

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

Agenda item 12 was tabled. (Later in the meeting, Agenda Item 12

was voted off the table and subsequently approved. See Page 18 of these minutes.)

82-48

BECHTEL CONTRACT

Mayor Cisneros stated that the Washington, D.C. attorney who is in San Antonio to discuss the pending Bechtel contract with Houston Lighting and Power on the South Texas Nuclear Project will need to be heard as closely as possible to the scheduled 3:30 P.M. scheduled time for this matter because of plane connections. He further noted that Communities Organized for Public Service (COPS) has asked for permission to make a five-minute presentation during this discussion, and that brief presentation would be made at the beginning of those discussions.

Mayor Cisneros also noted that because of the change in Council meeting dates from tomorrow to today, a previously-scheduled university class teaching assignment would force him to leave the Council meeting at 5:00 P.M.

82-48

G. J. SUTTON STATE COMPLEX

Mayor Cisneros spoke of the recent events involving the G. J. Sutton state office complex in San Antonio, and congratulated State Representative Lou Nelle Sutton for her work in this effort.

32-48 At the request of Mayor Cisneros, it was the consensus of the City Council that Agenda Item 33 be taken out of sequence and considered at this time.

The Clerk read the following Ordinance:

## AN ORDINANCE 56,103

AUTHORIZING A CONTRIBUTION OF \$31,295.00 FROM THE GENERAL FUND TO THE YMCA IN AID OF THE OPERATING EXPENSES OF THE ALAMO BRANCH - YMCA DURING THE ELEVEN MONTHS REMAINING IN FISCAL YEAR 1982/83; AUTHORIZING A CONTRACT WITH THE YMCA COVERING THE CONTRIBUTION; AND AUTHORIZING A REVISION IN THE GENERAL FUND BUDGET.

\* \* \* \*

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

Mrs. Dutmer stated that she cannot support the proposed Ordinance when no action has been taken by the YMCA to re-open any facilities on the City's south side.

Mr. Webb spoke in support of the Ordinance and the request of the Alamo Branch YMCA to be given the same type arrangement with the City that is enjoyed by the Calderon Branch YMCA on the west side, with all utilities paid by the City.

Mr. Robert Dawson, Chairman of the Board of the Alamo Branch YMCA, spoke to the problems experienced by his branch with maintaining youth programs and paying rising utility bills since 1979.

In response to a question by Mr. Webb, Mr. Ron Darner, Director of Parks and Recreation, spoke to details of the City's arrangement with the Calderon Branch YMCA on payment of utilities. He explained that this is a

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unique arrangement because of several unusual factors, and stated his belief that to approve such a similar payment arrangement of utilities with the Alamo Branch YMCA would bring on numerous other requests for like treatment from other agencies who utilize City facilities.

Mr. Webb made an amended motion to grant the same type contract to the Alamo Branch YMCA as the City currently has with the Calderon Branch YMCA on the west side. Ms. Berriozabal seconded the motion.

Mr. Darner stated that officials of United Way are meeting with representatives of Boys Clubs and the YMCAs to discuss their funding problems, and stated that if any change is to be made to the Alamo Branch YMCA contract, his staff recommends making an outright grant of a certain sum of money, rather than a blanket approval to pay a year's utility costs.

Mr. Wing asked that several south side youth-activity organizations who are planning improvements in their facilities discuss banding together into one facility to save money by working together.

Mr. Hasslocher asked that the matter under consideration be delayed until full details are made known and worked out, and spoke in support of the original motion.

Mr. Thompson asked to be provided with details of the contract with the Calderon Branch YMCA before he makes a decision, and spoke in favor of any assistance to youth-activity group so long as that assistance is equitable to all concerned. He stated that the City has too many contracts with different provisions and terms.

In response to a question by Mr. Thompson, Mr. Larry Krutsinger, Executive Director of the San Antonio YMCAs, discussed the actual annual monetary needs of the Alamo Branch YMCA as it relates to the organization's fiscal year, which runs from September 1 through August 31.

In response to a question by Mr. Harrington, Mr. Krutsinger stated that the Alamo Branch YMCA serves some 5-6,000 youths.

Mr. Harrington spoke in support of the original motion.

In response to a question by Mr. Alderete, Mr. Krutsinger stated that the Alamo Branch YMCA has a \$209,000 annual budget to fund 35 programs for youth, with some 4,000 members on the rolls. He further stated that the facility is City-owned and leased to the YMCA.

In response to a question by Mr. Alderete, Mr. Darner discussed the prospects for continued recreational use of the facility, even if the YMCA were to break its contract by stopping operations. Mr. Darner stated that terms of the grant that paid for the facility require the City to use the facility for 20 years, and that the YMCA has a 50-year contract.

Mr. Alderete stated his opinion that it would be too costly for the City to operate the facility itself, and cheaper to pay the utility costs for the YMCA group. He spoke in support of the amendment.

Mr. Eureste also spoke in support of the amendment, stating that if the YMCA is not doing the job of providing recreational programs for youth, the City would have to do so.

Mrs. Dutmer stated that the YMCA has a valid contract with the City and should be obligated to fulfill that contract.

Mr. Archer asked YMCA officials to watch closely their utility usage.

Ms. Berriozabal spoke in support of the main amendment as well as the main motion.

After discussion, the amended motion failed to carry by the following vote: AYES: Berriozabal, Webb, Eureste, Alderete, Cisneros;

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

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

Mr. Alderete urged YMCA representatives to re-initiate their request next year.

Mr. Eureste also urged the group to organize and come back next year.

#### 82-48 ZONING HEARINGS

20. CASE 9002 PP - to rezone the south 150' of Lot 66, NCB 8239 from "C" Apartment District to "R-3" Multiple Family Residence District, and Lot 66, save and except the south 150', in the 5600 Block of Monterey Street, from "C" Apartment District to "B-2" Business District, located southwest of the intersection of San Joaquin Ave. and Monterey Street, having 133.5' on Monterey and 335' on San Joaquin St., the "R-3" being on the south 150' and the "B-2" being on the remaining portion of subject property.

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

Mr. Andy Guerrero, Planner II, stated that of the 38 notices mailed out to adjacent property owners, seven were returned in opposition and two in favor.

Mrs. Raul Arias, 1231 Barney, stated that she was requesting the rezoning in order to locate a convenience store on the corner.

Speaking in opposition, Ms. Rosy G. Olivares, 5612 Monterey, stated that there already exist sufficient stores in the immediate area. She also voiced her concern about a possible tavern that might be located on the property.

Mayor Cisneros pointed out that the requested rezoning does not allow for location of a tavern on the property.

Mrs. Maria Elena Garcia, 216 South San Joaquin, also stated that sufficient stores already exist in the area.

Mrs. Melicio Villareal, 230 South San Joaquin, spoke of heavy traffic already in the area, and asked that the neighborhood be allowed to retain its residential character.

Mrs. Leonor Segura, 303 South San Joaquin, spoke of her concerns for a business so close to the school.

Mr. Thompson discussed City staff's recommendation for R-3 on half the property, stating his opinion that this is not appropriate.

After consideration, Mr. Thompson moved that the recommendation of the Zoning Commission be approved provided that street dedication is given if necessary. Mrs. Dutmer seconded the motion.

Mr. Wing spoke of the uses allowed in B-2 zoning, noting that B-2 allows sale of alcoholic beverages, whereas a B-1 will not.

Mr. Wing made an amended motion to substitute B-1 zoning on Lot 66, NCB 8239, save and except the south 150 feet. Mr. Thompson seconded the motion.

A discussion of the uses that would be allowed under the zoning as moved then took place.

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Mr. Hasslocher stated that a B-1 would penalize the applicant in an area of more intensive uses, and spoke in favor of a B-2 zoning.

Mrs. Dutmer also spoke of penalizing the applicant with a B-1 in an area that is heavily commercial in nature.

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

On voice vote, the main motion as substituted, 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 56,104

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 SOUTH 150' OF LOT 66, NCB 8239, FROM "C" APARTMENT DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENTIAL DISTRICT AND LOT 66, NCB 8239, SAVE AND EXCEPT THE SOUTH 150', IN THE 5600 BLOCK OF MONTEREY STREET, FROM "C" APARTMENT DISTRICT TO "B-1" BUSINESS DISTRICT, PROVIDED THAT STREET DEDICATION IS GIVEN IF NECESSARY.

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82-48                    3:00 P.M. - APPEAL OF DENIAL OF TAXICAB LICENSE

Mayor Cisneros declared the hearing to be open.

Mr. Roger Ibarra, Supervisor of Public Utilities, explained the request and stated that Mr. Kevin Cook's driving record is the subject of staff's recommendation to deny his request for a taxicab license.

Mr. Cook was not present at the Council meeting to address the Council on the matter.

Mayor Cisneros declared the hearing closed.

Mrs. Dutmer moved to uphold the City staff recommendation and deny the request for the taxicab license. Mr. Webb seconded the motion.

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

21.     CASE 8948 S.R. PP - to rezone a 24.28 acre tract of land out of NCB 10879, being further described by field notes filed in the Office of the City Clerk, in the 3800 thru 4000 Blocks of S.E. Military Drive from "B" Residence District to "B-3" Business District and a 346.32 acre tract of land out of NCB 10879, being further described by field notes filed in the Office of the City Clerk, from "B" Residence District to "I-1" Light Industry District for a special request for the exploration of oil, located on the southeast side of S.E. Military Drive being 135' northeast of the intersection of Dumbarton Drive and S.E. Military Drive and abutting Salado Creek, having 3,563' on S.E. Military Drive and a maximum depth of 8207.19' and 8624.63' along Salado Creek. The "B-3" being the north 300' adjacent

and parallel to S.E. Military Drive and the "I-1" being on the remaining portion of subject property.

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

Mr. Andy Guerrero, Planner II, stated that of the 80 notices mailed out to adjacent property owners, seven were returned in favor of the requested rezoning and three opposed.

Mrs. Grayson Cecil Fox, the proponent, spoke to the ownership of the surface acreage and mineral rights of the property concerned, then spoke of plans to explore for oil on the property, since oil has been found nearby. She stated that opposition to the plan comes from neighbors in the nearby residential subdivision, opposed to any I-1 rezoning. She stated that she is agreeable to any possible rezoning determined, so long as it will allow the exploration for oil.

Mrs. Evangelina L. Gonzalez, 7626 Dumbarton, stated that she objects to the use of the oil drilling rigs nearby because of the traffic they will cause, and the smell.

Mr. Robert Ramos, 7626 Dumbarton, spoke of the farm-like atmosphere of the residential area, and spoke in opposition of the request.

Ms. Rose Wilson, 7323 Dumbarton, spoke of her objection to heavy traffic resulting from the oil exploration activities.

Ms. Linda Morganroth, 7414 Dumbarton, stated that the area streets are too narrow to allow usage by oil exploration vehicles.

Mr. William H. Ross, 7410 Dumbarton, stated that the entire area is more suitable for residential development.

Mr. Howard Morganroth, 7414 Dumbarton, distributed photographs of the area homes, speaking of the large residential lots there, the fact that some area streets already are being used for illegal trash dumping activities, and also spoke of heavy traffic that would be generated by oil exploration activities.

Mr. Douglas Morganroth, 7502 Dumbarton, spoke in opposition to the request.

In response to a question by Mayor Cisneros, Mr. Guerrero discussed the limitations involved in a 'Special Request' zoning case.

Mrs. Fox stated that all vehicular access to the subject property would be via Southeast Military Drive, and both noise and odor-abatement procedures would be used in the oil exploration. She also stated that the oil storage tanks would meet City specifications, including an earthen dam.

Mr. Guerrero stated that an I-1 zoning would be needed for the exploration for oil, as requested.

In response to a question by Mrs. Dutmer, Mr. Guerrero stated that a quick check indicated the presence of 60-70 names on the petition objecting to the rezoning request.

Mrs. Dutmer stated that this property is the site of the first oil well in San Antonio, which no longer produces because of low gas pressure. She also noted that some 100 acres of the property is in the flood plain of Salado Creek, and spoke of her concern for this.

In response to a question by Mrs. Dutmer, Mr. Tom Finlay, Assistant City Attorney, stated that there is no provision for automatic down-zoning on the property at the end of the oil exploration activities.

After consideration, Mrs. Dutmer moved that the recommendation of the Zoning Commission be denied. Ms. Berriozabal seconded the motion.

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Mr. Thompson spoke to the possibility of the use of some sort of setback on the property to protect the residents.

Mr. Thompson made a substitute motion to approve the rezoning with the exception of the west 200-feet of the subject property, to allow for a buffer to the residential area. Mr. Harrington seconded the motion.

Mrs. Dutmer stated that she opposed I-1 zoning on the property, should the oil exploration fall through, and spoke in favor of a less intense zoning for the property. She also spoke against the substitute motion.

Mr. Eureste stated that he favors the substitute motion, with additional direction to City staff to return this zoning case to the City Council in 12 months for possible down-zoning.

Mr. Eureste made an amended motion to the substitute motion, to have the City staff return this zoning case to the City Council in 12 months for possible down-zoning. Mr. Thompson seconded the motion.

Mayor Cisneros spoke in opposition, stating his objection to I-1 zoning next door to a residential area.

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

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

The original motion to deny the request then prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros.

Case 8948 S.R. PP was denied.

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82-48 The City Council recessed at 3:55 P.M. to go into informal "B" Session in order to take up Discussion of the Bechtel Contract for Construction of the South Texas Nuclear Project.

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82-48 The City Council reconvened the regular session at 5:00 P.M. presided over by Mayor Pro Tem Eureste in the absence of Mayor Cisneros.

- - -  
82-48 CASE 8983 S.R. - to rezone a 58.593 acre tract of land out of NCB 10879 being further described by field notes filed in the Office of the City Clerk, in the 7300 Block of Copinsay Avenue, from "B" Residence District to "I-1" Light Industry, located on the southeast side of Copinsay Avenue being approximately 450 east of I.H. 37 south Expressway having 1,000 on Copinsay Avenue and a maximum depth of 2,775'.

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

Mr. Andy Guerrero, Planner II, stated that of the 21 notices mailed out to adjacent property owners, one was returned in opposition and four were returned in favor of the requested rezoning.

Mr. Richard Miller, representing the proponent, stated that the adjacent property was rezoned by City Council to allow for oil exploration, and spoke of the restrictions agreed to by the proponent with area residents.

Speaking in opposition, Ms. Rose Wilson stated that the request

would bring on increased traffic to the neighborhood.

Mrs. Linda Morganroth, 7414 Dumbarton, also spoke of increased traffic to the neighborhood, stating her opinion that oil exploration was not compatible with the residential character of the neighborhood. She also cited noise and odor pollution as reasons for her opposition.

Mr. Howard Morganroth, 7414 Dumbarton, spoke of increased traffic problems that would be encountered in the neighborhood.

Mr. Miller stated that oil exploration on the proponent's property would not affect present traffic in the residential area because all ingress and egress would be via Southeast Military Drive. He further stated that there would be no fire danger to the homes because of the distance involved from storage tanks to the homes, and noted that odor suppressors would be used in the storage tanks.

Mrs. Dutmer moved that the recommendation of the Zoning Commission be approved provided that the north 200 feet, immediately adjacent to the property line separating the subject property from the residential subdivision, remain in its present "B" Residence District configuration; that ingress and egress to and from the property be restricted to coming from the adjacent Fox property to the east; that roadways servicing oil exploration sites be located as far away from the residential subdivision as possible; that a non-access easement is imposed along the north property line of said property, adjoining Copinsay Street; further provided that the 25 conditions presented by the Department of Planning and Public Works Department are adhered to and made a portion of this motion. Mr. Thompson seconded the motion.

Several Council members spoke in support of the motion.

Mr. Hasslocher asked that City staff begin work now to develop special zoning consideration aspects for such cases as this.

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

#### AN ORDINANCE 56,105

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 58.593 ACRE TRACT OF LAND OUT OF NCB 10879, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 7300 BLOCK OF COPINSAY AVENUE, FROM "B" RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT A NON-ACCESS EASEMENT IS IMPOSED ALONG THE NORTH PROPERTY LINE OF SAID PROPERTY, ADJOINING COPINSAY STREET; FURTHER PROVIDED THAT THE 25 CONDITIONS PRESENTED BY THE DEPARTMENT OF PLANNING AND PUBLIC WORKS DEPARTMENT ARE ADHERED TO AND MADE A PORTION OF THIS MOTION.

\* \* \* \*

23. The Clerk read a proposed Ordinance to rezone Lot 2, Block 1, NCB 16374, in the 5600 Block of Rittiman Plaza, from "R-2" Two Family Residence District and "R-3" Multiple Family Residential District to "B-3" Business District, located on the west side of Rittiman Plaza, being 600' south of

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the intersection of Rittiman Road and Rittiman Plaza, having 1715.35' on Rittiman Plaza and a maximum depth of 440', and a 2.76 acre tract of land out of Lot 2, Block 3, NCB 16376, being further described by field notes filed in the Office of the City Clerk, in the 500 Block of Holbrook Road, from "R-3" Multiple Family Residence District to "I-1" Light Industry District, located on the eastside of Holbrook Road, being 300.05' south of the intersection of Woodburn Drive and Holbrook Road, having 151.16' on Holbrook Road, and a maximum depth of 800'.

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

Mr. Andy Guerrero, Planner II, stated that the applicant has asked that consideration of this zoning case be postponed for 30 days.

Mr. Hasslocher moved that Zoning Case 8957 PP be postponed for 30 days. Mr. Harrington seconded the motion.

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

Case 8957 PP was postponed for 30 days.

24. CASE 9051 - to rezone Lots 43, 44, and 45, Block 19, NCB 7505, in the 3900 Block of Culebra Road, from "C" Apartment District to "B-3R" Restrictive Business District, located on the southside of Culebra Road, being 83' east of the intersection of Dolores Street and Culebra Road, having 132' on Culebra Road and a maximum depth of 185.64'.

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

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

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

AN ORDINANCE 56,106

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 43, 44 AND 45, BLOCK 19, NCB 7505, IN THE 3900 BLOCK OF CULEBRA ROAD, FROM "C" APARTMENT DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ON THE SOUTH AND EAST PROPERTY LINES, UNTIL SUCH TIME AS THE RESIDENTIAL AREA TRANSITIONS.

\* \* \* \*

25. CASE 9053 - to rezone Lot 26, Block 4, NCB 1299, 1700 thru 1706 N. Pan Am (I.H. 35 Expressway), from "O-1" Office District to "B-2" Business District, located southeast of the intersection of Pine Street and Pan Am (I.H. 35 Expressway) having 59.5' on Pine Street and 116.1' on Pan Am (I.H. 35 Expressway).

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

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

AN ORDINANCE 56,107

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 26, BLOCK 4, NCB  
1299, 1700 THRU 1706 NORTH PAN AM  
EXPRESSWAY (IH 35), FROM "O-1" OFFICE  
DISTRICT TO "B-2" BUSINESS DISTRICT.

\* \* \* \*

26. CASE 9032 - to rezone Parcel 24, NCB 12567, in the 4500 Block of N.W. Military Highway, from Temporary "R-1" One Family Residence District to "R-3" Multiple Family Residential District, located on the southwest side of N.W. Military Hwy., being approximately 512 southeast of the intersection of George Road and N.W. Military Hwy., having 108.5 on N.W. Military Hwy., and a maximum depth of 588'.

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

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

After discussion, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher; NAY6,108

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 24, NCB  
12567, IN THE 4500 BLOCK OF N.W.  
MILITARY HIGHWAY, FROM TEMPORARY "R-1"  
SINGLE-FAMILY RESIDENCE DISTRICT TO  
"R-3" MULTIPLE-FAMILY RESIDENCE  
DISTRICT.

\* \* \* \*

27. CASE 9050 - to rezone Lot 8, Block 18, NCB 16528, 2506 Pinn Road, from Temporary "R-1" One Family Residence District to "B-3R" Restrictive Business District, located on the east side of Pinn Road, being 350' south of the intersection of Westfield Drive and Pinn Road having 50' on Pinn Road and a depth of 150'.

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

In response to a question by Mr. Thompson, Mr. Arthur Neil Middleton, the proponent, explained the request would allow construction of an asphalt sealcoating business on the property, with a small office and storage area.

Mr. Thompson moved that the recommendation of the Zoning Commission 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, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher; NAYS: None; ABSENT: Wing, Cisneros.

AN ORDINANCE 56,109

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 8, BLOCK 18, NCB  
16528, 2506 PINN ROAD, FROM TEMPORARY  
"R-1" SINGLE-FAMILY RESIDENCE DISTRICT  
TO "B-3R" RESTRICTIVE BUSINESS DISTRICT.

\* \* \* \*

28. CASE 9047 - to rezone Parcel 104, NCB 11300, 8418 Quintana Road, from "B" Residence District to "R-4" Mobile Home Residence District, located on the east side of Quintana Road, being approximately 510' northeast of the intersection of Plumnear Road and Quintana Road having 241.31' on Quintana Road and a maximum depth of 187.89'.

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

In response to a question by Mr. Hasslocher, Mrs. Mary Cortez, 8418 Quintana Road, explained that she is seeking the rezoning so as to locate a mobile home on the property for her son.

Mr. Wing stated that the property is within his district, and he sees no problem with the request in view of other uses for the property in the immediate area.

Mr. Wing moved that the recommendation of the Zoning Commission be approved. Mr. Webb seconded the motion.

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

AN ORDINANCE 56,110

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 104, NCB  
11300, 8418 QUINTANA ROAD FROM "B"  
RESIDENCE DISTRICT TO "R-4" MOBILE HOME  
RESIDENCE DISTRICT.

\* \* \* \*

29. CASE 9046 - to rezone a 4.794 acre tract of land out of NCB 11790, being further described by field notes filed in the Office of the City Clerk, 12333 U.S. Hwy 281 North (San Pedro Ave.) from "A" Single Family Residence District to "B-3" Business District, located southeast of the intersection of North Loop Road and U.S. Hwy 281 North having 676.37' on U.S. Hwy 281 North and 510.59' on North Loop Road.

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

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

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

AN ORDINANCE 56,111

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 4.794 ACRE TRACT OF LAND OUT OF NCB 11790, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 12333 U.S. HWY 281 NORTH (SAN PEDRO AVENUE) FROM "A" SINGLE-FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED, AND THAT THE APPLICANT WORK WITH THE TRAFFIC ENGINEERING DIVISION FOR PROPER ACCESS.

\* \* \* \*

30. CASE 9049 - to rezone Parcel 15-B, NCB 15655, 4810 S.W. Military Drive, from Temporary "R-1" One Family Residence District to "B-3" Business District, located on the south side of S.W. Military Drive being approximately 1245' west of the intersection of Medina Base Road and S.W. Military Drive, having 221.14' on S.W. Military Drive and a maximum depth of 178.39'.

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

Mr. Thompson moved that the recommendation of the Zoning Commission be approved. Mr. Wing seconded the motion.

A brief discussion took place concerning the lack of water and sewer service to residences in this area.

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

AN ORDINANCE 56,112

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 15-B, NCB

15655, 4810 S.W. MILITARY DRIVE, FROM  
TEMPORARY "R-1" SINGLE-FAMILY RESIDENCE  
DISTRICT TO "B-3" BUSINESS DISTRICT,  
PROVIDED THAT PROPER PLATTING IS  
ACCOMPLISHED.

\* \* \* \*

82-48 At this point, Mr. Archer moved to untable Agenda Item 12. Mr. Wing seconded the motion.

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

The Clerk read the following Ordinance:

AN ORDINANCE 56,113

AUTHORIZING THE SALE AND EXECUTION OF  
QUITCLAIM DEEDS FOR PROPERTIES HELD FOR  
NONPAYMENT OF DELINQUENT TAXES.

\* \* \* \*

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

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

82-48 The Clerk read the following Ordinance:

AN ORDINANCE 56,114

AUTHORIZING COMPLETION OF THE GUADALUPE  
THEATRE PROJECT.

\* \* \* \*

Ms. Berriozabal moved that the Ordinance be approved. Mr. Wing 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, Archer; NAYS: None; ABSTAIN: Thompson; ABSENT: Harrington, Hasslocher, Cisneros.

82-48 The Clerk read the following Ordinance:

AN ORDINANCE 56,115

DIRECTING THE GIVING OF NOTICE OF  
INTENTION TO ISSUE CITY OF SAN ANTONIO,  
TEXAS, PERMANENT IMPROVEMENT COMBINATION  
TAX AND REVENUE CERTIFICATES OF  
OBLIGATION, SERIES 1982-D.

\* \* \* \*

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

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

82-48 The Clerk read the following Ordinance:

AN ORDINANCE 56,116

AUTHORIZING THE PURCHASE OF GENERAL LIABILITY INSURANCE FOR THE CITY OF SAN ANTONIO; AUTHORIZING ADDITIONAL FUNDS AND POSITIONS TO THE LEGAL DEPARTMENT REQUIRED IN THE HANDLING OF GENERAL LIABILITY CLAIMS AGAINST THE CITY; AND AUTHORIZING BUDGET ADJUSTMENTS.

\* \* \* \*

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

A discussion then took place concerning the limits of liability and possible future staff actions planned in this area.

Mr. Thompson spoke of the rigid City staff position on injury claims and payment therefore, and his belief that such position could lead to more lawsuits against the City. He also spoke of the possibility of some day having to go "outside the City structure" in administering the City's insurance programs.

Mr. Louis J. Fox, City Manager, spoke to staff plans and future needs in the City's insurance programs.

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

82-48 The Clerk read the following Ordinance:

AN ORDINANCE 56,117

APPOINTING AN INDIVIDUAL TO SERVE ON THE CONVENTION & VISITORS BUREAU ADVISORY COMMITTEE FOR THE UNEXPIRED TERM OF BILL HUNTER WHO IS DECEASED.

\* \* \* \*

The City Clerk stated that one individual would need to be selected by the City Council for this position.

Mr. Alderete nominated Mr. Heinz Schnaeffner, President of the Hotel-Motel Association of San Antonio.

Mr. Thompson moved that the Ordinance be approved and that Mr. Heinz Schnaeffner be appointed to the Advisory Committee. Mr. Archer seconded the motion.

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

82-48    DISCUSSION OF PEDESTRIAN TRAFFIC LIGHT AT WALTERS & GORMAN STREETS

Mr. Webb explained the need for a pedestrian traffic light near the intersection of Walters and Gorman Streets because Walters Street now is a major traffic artery connecting IH 35 to St. Philip's College and traffic is a hazard to pedestrians going to and from a church in the middle of the block. He stated that church members petitioned the City for such a light some two years ago, but no action was taken, though some 200 church members signed it. Mr. Webb spoke of the need for a button-activated red traffic light and a marked pedestrian crossing area.

Mrs. Dutmer moved to place this matter on the Agenda for formal consideration next week. Ms. Berriozabal seconded the motion.

In response to a question by Mr. Thompson, Mr. Joe Aceves, Assistant Director of Public Works, stated that such a traffic light system would cost some \$6-9,000 for equipment.

Mrs. Dutmer spoke of her concern that drivers might not heed a mid-block pedestrian traffic light. She also asked City staff to look into re-installing a traffic light at the intersection of Goliad Road and Hot Wells Blvd.

Mr. Archer asked City staff to make a traffic study at the requested traffic light location near Walters and Gorman Streets.

After consideration, the motion, to have an Ordinance on next week's agenda to approve this request, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher; NAYS: None; ABSENT: Cisneros.

Mr. Alderete spoke of the need for a traffic control device at the intersection of West Woodlawn Avenue and Ligustrum Drive.

82-48    DISCUSSION OF NEW SIDEWALKS AND RETAINING WALLS IN THE 300 BLOCK OF CANTON STREET, AND FIVE CONCRETE DRIVEWAYS IN THE 500 BLOCK OF CANTON STREET

Following a brief discussion of possible installation of new sidewalks and retaining walls in the 300 block of Canton Street, and five concrete driveways in the 500 block of Canton Street, Mr. Wing moved to place this matter on the Agenda for formal consideration next week. Mr. Webb seconded the motion.

Mr. Webb stated that sufficient money is available in the City's Contingency Fund to cover this work.

After consideration, the motion, to place this matter on the Agenda for formal consideration next week, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher; NAYS: None; ABSENT: Cisneros.

82-48    CITIZENS TO BE HEARD

LOUIS R. DI SABATO

Mr. Louis Di Sabato, of the San Antonio Zoo, stated that they have met with representatives of the zoo employee's union and reported that an agreement had been reached and signed. He also spoke about preparation of a pay plan based on the City's pay scale. He stated that a rate hike in admission will be necessary. He would like to make a presentation to City Council next week during "A" Session.

Mrs. Dutmer moved to approve the request and have this item on next week's Agenda. Mr. Hasslocher seconded the motion.

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

\* \* \* \*

MR. JOE REED

Mr. Joe Reed, of Action Stunts, Inc., again requested that the City Council approve his request to jump the San Antonio River. He presented a video tape of several motorcycle jumps he has made in the past. He also presented a copy of a letter sent to him by the Frank B. Hall & Company Insurance Company on the insurance he carries. He also stated that several persons in the entertainment industry have indicated interest in this particular stunt. He stated that they are training as professional stuntmen and are interested in breaking into the entertainment industry.

In response to Ms. Berriozabal, Mr. Reed stated that they have never had an accident.

Mr. Thompson stated he is not in favor of using public property for these types of events. He also expressed concern about the person's safety.

The Council discussed this issue at length.

Mr. Alex Briseno, Assistant City Manager, stated that the City staff is concerned about this jump in terms of liability, traffic situation, police personnel, potential damages to the vegetation, conflict with Convention Center schedules with regard to access to the Center. He also expressed desire to have approval from the Chamber of Commerce prior to Council's approval. The City staff recommended against the request.

After further discussion, Mr. Hasslocher moved to have an Ordinance on next week's agenda approving Mr. Joe Reed's request. Mr. Harrington seconded the motion.

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

\* \* \* \*

REVEREND C. C. HOUSTON

Reverend C. C. Houston spoke to the Council about the East Side Multi Service Center. He stated that there is a lot of deterioration occurring there and is in great need of repair even though it's only five years old. Reverend Houston wants to know who approved the building's construction and engineering. He feels that the City Council should investigate this issue and the City should re-engineer this building since there were federal funds involved.

Mr. Wing moved to have the staff look into this matter. Ms. Berriozabal seconded the motion.

Mr. Kevin Moriarty, Director of Human Resources, stated that an engineering study has been approved to solve this problem at the Center. Hopefully this problem will be addressed this year.

Mr. Thompson asked that the City staff report to the Council on the contractor involved.

Mayor Pro Tem Eureste stated that Reverend Houston had a good point in that City buildings are not being built up to standards.

Several council members discussed some type of recourse on the buildings which are not built up to standards.

Reverend Houston also stated that not one assistant fire chief is Black and expressed concern about this fact.

Ms. Berriozabal stated that it would be beneficial to have specific departments targeted for monitoring by interested citizens.

No vote was taken on the motion.

\* \* \* \*

82-48 The Clerk read the following Letter:

November 3, 1982

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.

October 29, 1982

Petition submitted by Mr. Robert C. Miley requesting the City Council of San Antonio to direct the City Water Board to take over the water system in the San Pedro North Mobile Home Park.

\* \* \* \*

/s/NORMA S. RODRIGUEZ  
City Clerk

There being no further business to come before the Council, the meeting was adjourned at 6:40 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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