

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, JUNE 28, 1984.

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The meeting was called to order at 1:00 P.M. by Mayor Henry Cisneros with the following members present: BERRIOZABAL, DUTMER, WING, EURESTE, ALDERETE, HARRINGTON, ARCHER, HASSLOCHER, CISNEROS. ABSENT: WEBB, THOMPSON.

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84-29 The invocation was given by Reverend Gary Coble, Tabernacle Baptist Church.

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84-29 The Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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84-29 MR. RAUL RODRIGUEZ

Mayor Cisneros spoke of Mr. Raul Rodriguez as a spokesman for the voiceless, a brave and concerned man, and then read the following Resolution of Respect:

A RESOLUTION NO. 84-29-32

- WHEREAS, the City Council of San Antonio has learned of the passing of one of its citizens, Mr. Raul Rodriguez, and
- WHEREAS, Mr. Rodriguez was an active citizen who strived for the betterment of the Community. He was noted for his unselfish contributions of sharing his small allotment of his social security with citizens who were in greater need than he, and
- WHEREAS, he was a constant spokesman for the poor at City Council and Commissioners Court meetings, and
- WHEREAS, he was a member of the Federation for the Advancement of Mexican Americans, and was involved in the publications of The Inferno, La Nueva Raza and The Chicano

Times; NOW THEREFORE:

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

SECTION 1. that the Mayor and members of the City Council hereby express their heartfelt regrets and extend, to the family and friends of Mr. Raul Rodriguez, deep and sincere sympathy.

SECTION 2. that this Resolution be spread upon the minutes of this meeting and a copy be given to the members of the bereaved family.

\* \* \* \*

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

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

Mayor Cisneros recognized the presence in the audience of Ms. Adelina Acosta, sister of Mr. Rodriguez, and Mr. Richard Acosta, a nephew, as well as others. He then presented the Resolution of Respect to Ms. Acosta, and spoke briefly of Mr. Rodriguez' history of participation in City government at City Hall.

Mr. Richard Acosta, 9479 Lands Point, spoke of the recent illness and death of his uncle, noting that the poor have lost a valiant warrior to their cause. He spoke of Mr. Rodriguez' efforts on behalf of voter registration and his concerns for the poor and needy, then thanked the Mayor and City Council for this honor.

Mrs. Dutmer stated that Mr. Rodriguez fought for what he believed in.

84-29

MR. GARY LA ROCQUE

Mayor Cisneros introduced Mr. Archie Stewart, present in the audience.

Mr. Stewart spoke of the sports background of Mr. Gary La Rocque, new manager of the San Antonio Dodgers, farm club of the Los Angeles Dodgers, and introduced Mr. La Rocque to the Mayor and Council.

Mr. La Rocque thanked the Council for this opportunity to speak

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with them, and then spoke of the good working relationship between the Los Angeles Dodgers and the City of San Antonio since 1977. In that period, he noted, the local team has sent some 44 baseball players to the major leagues. He then noted that the U.S. Olympic baseball team will play the San Antonio Dodgers here in San Antonio next month in an exhibition game.

Mr. La Rocque and Mr. Stewart then presented the Mayor and Council with autographed baseballs.

Mrs. Dutmer stated that team owner Tom Turner's philosophy has been to train young men for bigger and better things in life.

Mr. Harrington presented Mr. La Rocque with an official book on San Antonio and with a San Antonio belt buckle.

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84-29

ALAMO VOLLEYBALL ASSOCIATION

Mayor Cisneros read a Proclamation, making Ambassadors of Good Will the members of the Alamo Volleyball Association teams competing in the Amateur Athletic Union Junior Olympics in Chicago, Illinois in early July.

Mr. Wing introduced the coaches of the teams, present in the audience.

Mayor Cisneros then unveiled a special red flag, with the letters: "San Antonio" inscribed on it, and asked the team members and coaches in the audience to stand.

Mayor Cisneros then presented the special flag and the Proclamation to team representatives, for delivery to Chicago.

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84-29

MR. REMIGIO VALDEZ

Mayor Cisneros spoke of the background of the Mexican American Betterment Organization (MABO) and its 10th anniversary, then read the following Proclamation:

WHEREAS, the Mexican American Betterment Organization, Inc., is a non-profit, non-partisan corporation founded in 1969 by Remigio Valdez, Jr., and

WHEREAS, the Mexican American Betterment Organization is to promote unity and effective elimination of problems that have social, economic, educational and cultural impact upon Mexican Americans, and

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WHEREAS, this organization was instrumental in establishing ordinances and state legislation passage of SB108 addressing glue and paint intoxicants, and a two million dollar farm labor housing, named "Colonia Remigio Valdez, Jr.", and

WHEREAS, this organization contributed 1.5 acres of M.A.B.O. land to the housing authority of Bexar County, valued at \$17,500 for the recreation of farm labor children, and

WHEREAS, on July 5, 1984, this organization will celebrate its fifteenth year of community service, which will be highlighted by a benefit dance at La Villita Assembly Hall,

NOW, THEREFORE, I, HENRY CISNEROS, Mayor of the City of San Antonio, in recognition of its many years of Community Endeavor, do hereby proclaim July 5, 1984, as

"MEXICAN AMERICAN BETTERMENT ORGANIZATION DAY"

in San Antonio, Texas.

\* \* \* \*

Mayor Cisneros thanked Mr. Valdez for his years of hard work.

Mayor Cisneros, Mrs. Dutmer, Mr. Wing and Mr. Eureste then jointly made the presentation to Mr. Valdez.

Mr. Valdez spoke of MABO's work on youth services, the Community Action Board, toxicant inhalant abuse prevention, and Target 90. He thanked the Mayor and City Council, as well as the MABO members. He also thanked Mrs. Dutmer for fighting to secure the park and recreation center in Villa Coronado.

Mayor Cisneros spoke of MABO's involvement with the Villa Coronado park efforts.

Mr. Eureste spoke of his work with MABO on various projects and of their determination to serve the community.

84-29

CELEBRITY BENEFIT TENNIS TOURNAMENT

Mayor Cisneros briefly explained the Celebrity Benefit Tennis Tournament to be held this weekend, and introduced Mr. Bill Melson,

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Vice-President for Property Management, Hendry Investments.

Mr. Melson spoke of the tournament being held this weekend to benefit the San Antonio Riverwalk area, to help the Parks and Recreation Department replace the many plants lost to the heavy freeze last December.

Mr. Melson then presented each Council member with a special T-shirt, and noted that the tournament was being held at the Vista del Rey Apartment courts.

Mayor Cisneros thanked Mr. Melson and his group for organizing this community-spirited event.

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84-29 The minutes of the regular meeting of June 14, 1984 were approved.

- - -  
84-29 SALE OF \$125,000,000 CITY OF SAN ANTONIO, TEXAS  
ELECTRIC & GAS SYSTEMS REVENUE IMPROVEMENT BONDS, NEW  
SERIES 1984-A

Mayor Cisneros referred to the opening of bids in the City Clerk's office at 11:00 A.M. Two bids were received in connection with this bond sale. The best being the bid of Dean Witter Reynolds Inc. with a 11.269985%.

The bids received were as follows:

THE FIRST BOSTON CORPORATION

Gross Interest Cost	\$ 307,591,166.67
Discount	2,110,518.00
Net Interest Cost	309,701,684.67
Effective Interest Rate	11.2736%

DEAN WITTER REYNOLDS INC.

Gross Interest Cost	\$ 307,418,550.00
Discount	2,182,974.00
Net Interest Cost	309,601,524.00
Effective Interest Rate	11.269985%

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The Clerk read the following Ordinance:

AN ORDINANCE 58,912

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$125,000,000 "CITY OF SAN ANTONIO, TEXAS, ELECTRIC AND GAS SYSTEMS REVENUE IMPROVEMENT BONDS, NEW SERIES 1984-A"; PRESCRIBING THE FORMS, CONDITIONS AND SPECIFICATIONS OF SAID BONDS; MAKING PROVISION FOR THE PAYMENT OF THE PRINCIPAL FOR AND INTEREST ON SAID BONDS; STIPULATING TERMS AND CONDITIONS FOR THE ISSUANCE OF ADDITIONAL REVENUE BONDS ON A PARITY THEREWITH; ENACTING PROVISIONS INCIDENT AND RELATED TO THE ISSUANCE, PAYMENT, SECURITY, SALE AND DELIVERY OF SAID BONDS, INCLUDING THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT PERTAINING THERETO; AND DECLARING AN EMERGENCY. (DEAN WITTER REYNOLDS)

\* \* \* \*

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

Mr. Howard Freeman, Assistant General Manager, City Public Service, spoke of the low bid received, some 11.269985 per cent from Dean Witter Reynolds, noting that it was some three-fourths of a point beneath the low bid received a month ago and represents about a \$21 million savings, over the life of the bonds.

Mr. Karl Wurz stated that he has been protesting bond issues since 1976 because of their interest costs, noting that the last bond issue passed by City Council represented an expenditure of some \$260 million, with interest. He asked that the total bond issue sales cost for today's proposed sale, including principal and interest, be announced publicly.

Mayor Cisneros stated that the principal cost would be \$125 million, and the interest would be some \$309 million, for a total cost of some \$434 million, over the life of the bonds.

Mr. Alderete thanked CPS for its correct assessment of current market trends and the representative savings.

Mr. Richard Krodel, 106 Apache, asked the City for help in paying his rent, speaking to the higher utility costs that will be realized from this sale.

Mayor Cisneros stated that a new program, sponsored by the Reagan administration, is set to begin in October, known as the 'voucher

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program'. He explained that under this program, recipients would have their choice of where they wished to live, whether it be a public housing project or some outside housing facility.

Mr. Krodel spoke of the long waiting lists of persons seeking public housing in San Antonio.

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

84-29

"WATER WATCH" PROGRAM

Mayor Cisneros read the following Resolution:

A RESOLUTION NO. 84-29-33

AFFIRMING THE CITY MANAGER'S DECISION DECLARING STAGE 2, WATER WATCH, AND REQUESTING CITIZENS TO VOLUNTARILY CONSERVE WATER.

\* \* \* \*

WHEREAS, the San Antonio City Council adopted the San Antonio Water conservation Plan by Ordinance No. 58855 on June 7, 1984; and

WHEREAS, the water level of the Edwards Aquifer has continued to decline such that it was necessary to implement Stage 2 of the Plan; and

WHEREAS, the City Manager formally declared that the City of San Antonio was in Stage 2 of the Plan on Monday, June 25; NOW THEREFORE:

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

SECTION 1. The City Council affirms the City Manager's decision declaring a Stage 2, Water Watch, of the San Antonio Water Conservation Plan.

SECTION 2. The City Council encourages citizens of the City of San Antonio to voluntarily conserve water in the following manner:

- watering lawns between 7:00 p.m. to 10:00 a.m.
- washing automobiles, trucks, trailers, boats and airplanes with a hand held hose equipped with a positive shutoff nozzle or with a hand held bucket.

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- shutting off non-recirculating fountains and operating recirculating fountains only during low evaporation periods.

SECTION 3. The City Council encourages the business community to participate as well through the following actions:

- restaurant owners are asked to serve water only to customers who request it.
- golf course operators are asked to water between 7:00 p.m. and 10:00 a.m. and to reduce watering of tees, fairways and roughs.
- commercial nurseries, sod farms and other similar establishments are asked to curtail all non-essential water use.

SECTION 4. The City Council encourages all water customers not to waste water by allowing it to run off into gutters, ditches or drains. Customers should also repair leaks and avoid washing sidewalks, driveways, patios or other paved areas except to alleviate fire hazards or to maintain public health, safety and welfare.

\* \* \* \*

Mr. Hasslocher moved that the Resolution be approved. Mr. Eureste seconded the motion.

In response to a question by Mr. Hasslocher, Mr. Louis J. Fox, City Manager, spoke to the flow of well-water into the San Antonio River and of the need to retain much of that flow into the Riverwalk area.

Mr. Ron Darner, Director of Parks and Recreation, noted that three wells in Brackenridge Park currently serve the San Antonio River; however, two are operating at only half-capacity at this time. The other well pumps water through the San Antonio Zoo and then into the river. He spoke of the need to maintain the flow of water through the downtown segment of the river, noting that it is very shallow.

Mr. Hasslocher spoke of his concern that the news media may have distorted the facts by saying, in a television report, that the City is not seeking to conserve water, itself, by allowing the river to continue.

Mr. Alexander E. Briseno, Assistant City Manager, explained the voluntary water conservation efforts being called for, and noted that the river constitutes a major economic interest to the City, with the same impact that Comal Springs is to the City of New Braunfels and irrigation water from Medina Lake is to farmers west of San Antonio.

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Mayor Cisneros spoke of the need to conserve water to keep the springs in New Braunfels and San Marcos from drying up. He stated his opinion that, if the San Antonio River is stopped from flowing, restaurants and other facilities would be forced to close, conventions would be cancelled, and local jobs lost as a result. He then spoke of the need for everyone to work together in water conservation.

Mr. Hasslocher lauded City staff for its work in this area.

In response to a question by Ms. Berriozabal, Mr. Briseno spoke to reports of long waits for repair of breaks in plastic piping maintained by the City Water Board, and briefly addressed some of the problems that come with such breaks. He noted that City staff is working with the City Water Board on increased productivity levels of City Water Board crews working on repair of leaking pipes. He spoke of the repair of such pipes being a cooperative effort, with City Water Board crews making the repairs and city crews doing the street-patching, afterward.

Mrs. Dutmer stated that the flow of water into the San Antonio River from local wells is some five million gallons per day, and stated that the problems encountered with diminished flow from springs in New Braunfels is related to the level of water in the Edwards Aquifer. She spoke of the need for water conservation, or more stringent measures may become necessary. She also stated her belief that San Antonio does not have a 'water shortage', per se.

Mr. Archer spoke of his concern with news media targeting the City on lack of water conservation, when such is not true.

Mr. Fox asked Fire Chief I.O. Martinez to comment briefly on the matter of fires caused by fireworks during dry weather, and asked citizens of San Antonio to restrict their use of fireworks during the upcoming July 4th holiday and thus curtail fires.

Chief Martinez noted that many fires are blamed on fireworks, especially during holidays, and spoke against the use of fireworks. He then appealed to citizens to avoid the use of fireworks.

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

84-29      CONSENT AGENDA

Mrs. Dutmer moved that items 6 - 37, constituting the consent agenda, be approved with item 30 to be pulled for individual consideration. Mr. Eureste seconded the motion.

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

AN ORDINANCE 58,913

ACCEPTING THE LOW BID OF B&G CHEMICAL & EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO HEALTH DEPARTMENT WITH INSECTICIDES, FOR A TOTAL OF \$5,572.80.

\* \* \* \*

AN ORDINANCE 58,914

ACCEPTING THE LOW BID OF SUN ELECTRIC CORPORATION TO FURNISH THE CITY OF SAN ANTONIO WITH TWO (2) ENGINE ANALYZERS, FOR A TOTAL OF \$8,323.00.

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AN ORDINANCE 58,915

ACCEPTING THE LOW, QUALIFIED BID OF THE HOLT LIFT DIVISION OF HOLT MACHINERY COMPANY TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH A SELF-PROPELLED BOOM LIFT, FOR A TOTAL OF \$33,510.00.

\* \* \* \*

AN ORDINANCE 58,916

ACCEPTING THE LOW, QUALIFIED BID OF BLAUER MFG. COMPANY, INC., TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH BODY ARMOR FOR PARK RANGERS FOR A TOTAL OF \$7,592.00.

\* \* \* \*

AN ORDINANCE 58,917

ACCEPTING THE LOW, QUALIFIED BID OF BIELA'S GLASS & ALUMINUM PRODUCTS, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH THE REPLACEMENT OF DOORS AT EL MERCADO, FOR A TOTAL OF \$11,400.00.

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AN ORDINANCE 58,918

ACCEPTING THE LOW BID OF COMMERCIAL BODY CORPORATION TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH A PASSENGER SHUTTLE BUS, FOR A TOTAL OF \$36,951.00.

\* \* \* \*

AN ORDINANCE 58,919

ACCEPTING THE LOW BID OF HIGHLAND PRODUCTS, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH AN ANNUAL CONTRACT FOR POLICE RECORD - CONTINUOUS COMPUTER FORMS, FOR AN APPROXIMATE COST OF \$16,500.00.

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AN ORDINANCE 58,920

ACCEPTING THE PROPOSAL OF R.L. POLK & COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH 1984 CITY DIRECTORIES, FOR A TOTAL OF \$11,130.00.

\* \* \* \*

AN ORDINANCE 58,921

ACCEPTING THE PROPOSAL OF LEARNING CORPORATION OF AMERICA TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH FILMS FOR THE ARTS AND MUSIC DEPARTMENT FOR A TOTAL OF \$18,815.00, PLUS SHIPPING CHARGES.

\* \* \* \*

AN ORDINANCE 58,922

ACCEPTING THE PROPOSAL OF FREYMANN & ASSOCIATES, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH BOOKS ENTITLED "THIS IS/ASI ES SAN ANTONIO", FOR A TOTAL OF \$23,130.00.

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AN ORDINANCE 58,923

ACCEPTING THE LOW BID OF SIBONEY COMMUNICATIONS TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH A VIDEO CAMERA/RECORDER SYSTEM, FOR A TOTAL OF \$12,482.00.

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## AN ORDINANCE 58,924

ACCEPTING THE PROPOSAL OF WESTON WOODS TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH FILMS FOR THE ARTS & MUSIC DEPARTMENTS, FOR A TOTAL COST OF \$7,180.00, PLUS SHIPPING CHARGES.

\* \* \* \*

## AN ORDINANCE 58,925

ACCEPTING THE LOW BID OF TURBO MACHINERY COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH EMERGENCY REPAIRS AT THE LEON CREEK WASTEWATER TREATMENT PLANT, FOR A TOTAL OF \$8,110.00.

\* \* \* \*

## AN ORDINANCE 58,926

ACCEPTING THE LOW BID OF NORTHSIDE REFRIGERATION SUPPLY COMPANY TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH A HVAC SYSTEM, FOR A TOTAL OF \$4,187.15.

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## AN ORDINANCE 58,927

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 1 TO THE CONTRACT WITH BEXAR ELECTRIC COMPANY FOR THE EMERGENCY MONITORING SYSTEM; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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## AN ORDINANCE 58,928

ACCEPTING THE BID OF MCINTOSH CONSTRUCTION COMPANY IN THE AMOUNT OF \$547,770.00 FOR THE INTERIOR MODIFICATION OF CITY HALL, CITY COUNCIL OFFICES AND CITY CLERK'S OFFICE; PROVIDING A CONTINGENCY; APPROVING A CONTRACT AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 58,929

ACCEPTING THE BID OF HENRY TAYLOR CO., IN THE AMOUNT OF \$15,700.00 FOR THE HANDICAPPED ACCESS MODIFICATIONS PHASE II, OF THE LILA M. COCKRELL THEATER; APPROVING A CONTRACT AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 58,930

ACCEPTING THE BID OF J.J. FALBO COMPANY IN THE AMOUNT OF \$24,933.00 FOR THE MODIFICATION OF SANITARY FACILITIES IN THE MUNICIPAL COURT AREA; APPROVING A CONTRACT AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 58,931

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION TO PROVIDE IMPROVED RAILROAD CROSSING PROTECTION; AUTHORIZING PAYMENT OF \$8,385.00 TO THE STATE AS THE CITY'S 5% CONTRIBUTION OF THE COST OF INSTALLING FLASHING LIGHT SIGNALS AND GATES AT THE INTERSECTION OF THE MISSOURI PACIFIC RAILROAD AND CERTAIN STREETS.

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AN ORDINANCE 58,932

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 4, IN THE AMOUNT OF \$36,893.00 TO THE CONTRACT FOR CONSTRUCTION OF THE INTERNATIONAL AIRPORT TERMINAL ROADWAY CONSTRUCTION (STAGE 2 PACKAGE 15); APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 58,933

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 49, IN THE AMOUNT OF \$38,204.00 TO THE CONTRACT FOR THE INTERNATIONAL AIRPORT TERMINAL GENERAL CONSTRUCTION (STAGE 2, PACKAGE 8); APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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## AN ORDINANCE 58,934 .

AUTHORIZING THE GRANTING OF AN AGREEMENT TO SOUTHWESTERN BELL TELEPHONE COMPANY UPON DESIGNATED PREMISES AT THE SAN ANTONIO INTERNATIONAL AIRPORT AND DIRECTING THE EXECUTION OF AN AGREEMENT PURSUANT THERETO.

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## AN ORDINANCE 58,935 .

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$13,490.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

\* \* \* \*

## AN ORDINANCE 58,936 .

REDEFINING A SANITARY SEWER EASEMENT OUT OF LOT 3, NEW CITY BLOCK 15674, SAN PEDRO NORTH SUBDIVISION, UNIT 2, AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT.

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## AN ORDINANCE 58,937 .

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

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## AN ORDINANCE 58,938 .

APPROVING A PROPOSAL FROM THE CITY'S OUTSIDE INDEPENDENT AUDITORS, ALEXANDER GRANT & COMPANY - GARZA/GONZALEZ & ASSOCIATES, TO PROVIDE TRAINING AND ASSISTANCE TO THE INTERNAL AUDIT STAFF OF THE CITY FOR THE SUM OF \$19,000.00.

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AN ORDINANCE 58,939

AUTHORIZING THE EXPENDITURE OF \$15,000.00 FROM THE URBAN CONSORTIUM ENERGY TASK FORCE PROJECT, CENTRAL ENERGY SYSTEMS-APPLICATIONS TO ECONOMIC DEVELOPMENT, FOR THE PROFESSIONAL SERVICES OF THE BICKLE GROUP, INC.

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AN ORDINANCE 58,940

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ALAMO NATIONAL BANK FOR INSTALLATION OF AN AUTOMATIC BANK TELLER MACHINE IN EACH TERMINAL BUILDING AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

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AN ORDINANCE 58,941

AUTHORIZING THE CITY MANAGER OF THE CITY OF SAN ANTONIO, TEXAS, OR HIS DELEGATE, TO EXECUTE AN AMENDMENT TO THE ORIGINAL ENTITY SEWER SERVICE AGREEMENT EXECUTED WITH THE TOWN OF HOLLYWOOD PARK, TEXAS PURSUANT TO ORDINANCE NO. 57859 OF NOVEMBER 10, 1983.

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AN ORDINANCE 58,942

GRANTING AND MANIFESTING A LICENSE TO NORTH EAST INDEPENDENT SCHOOL DISTRICT, OF THE COUNTY OF BEXAR, STATE OF TEXAS, TO USE PUBLIC PROPERTY (BITTERS AND SOMMERS ROADS) FOR PVC CONDUITS FOR COMPUTER COMMUNICATION LINES, ADJACENT TO NEW CITY BLOCKS 12097 AND 12103.

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AN ORDINANCE 58,943

CHANGING THE STREET NAME OF OLD UTSA BOULEVARD TO UTEX BOULEVARD.

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84-29 The Clerk read the following Ordinance:

AN ORDINANCE 58,944

APPROPRIATING \$1,251.00 IN PAYMENT FOR EXPENSES INCURRED IN FIRE STATION NO. 17 - JONES-MALTSBERGER; GOLDEN STREET DRAINAGE NO. 250, PHASE III; RILLING ROAD TRANSFER LINE; GOLDEN TRIANGLE OFF-SITE SANITARY SEWER; AND VILLA CORONADO STREETS.

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

Mrs. Dutmer spoke of her concern that certain properties lying close to the City's wastewater treatment plants still are not sewered, themselves, and spoke of her belief that City sewage lines should be run to these properties.

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

ZONING HEARINGS

38. CASE Z84210 - to rezone Lot 7 and the east 25' of Lot 6, Block 6, NCB 6094, 223 Elmhurst Avenue, from "D" Apartment District to "R-6" Townhouse Residence District, located northwest of the intersection of Elmhurst Avenue and Bellview Street, having 130.4' on Bellview Street and 75' on Elmhurst Avenue.

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

Mr. Archer moved that the recommendation of the Zoning Commission be approved. Mr. Hasslocher seconded the motion.

In response to a question by Mrs. Dutmer, Mr. Andy Guerrero, Planner II, stated that City staff recommended denial of this case because the property is below minimum size for the requested rezoning.

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

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

AN ORDINANCE 58,945

AMENDING CHAPTER 42 OF THE CITY CODE THAT  
CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF  
THE CITY OF SAN ANTONIO BY CHANGING THE  
CLASSIFICATION AND REZONING OF CERTAIN PROPERTY  
DESCRIBED HEREIN AS LOT 7, AND THE EAST 25' OF LOT 6  
BLOCK 6, NCB 6094, 223 ELMHURST AVENUE, FROM "D"  
APARTMENT DISTRICT TO "R-6" TOWNHOUSE RESIDENCE  
DISTRICT.

\* \* \* \*

39. CASE Z84213 - to rezone the south 50' of Lots 13, 15 and 16, Block 5, NCB 11969, from "B" Residence District to "B-1" Business District and Lots 13, 15 and 16, save and except the south 50', Block 5, NCB 11969, 398 E. Ramsey Road, 406 E. Ramsey Road, 410 E. Ramsey Road, from "B" Residence District to "B-3NA" Non Alcoholic Sales District, located on the southside of Ramsey Road, being 280' east of the intersection of Ramsey Road and Plymouth Avenue, having 212' on Ramsey Road and a depth of 324'.

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

Mr. Charles Cooper, representing Hendry Investments, spoke of plans to construct a small office park on the property.

Mr. Ralph Rogers, 503 Downshire, spoke against allowing business/commercial zoning directly in the rear of residences, and submitted a petition signed by area residents in which four key points are asked: 1) the south 50-feet of the property will remain in "B" zoning; 2) the structures on the property are limited to one story in height; 3) no loading/unloading activities on the south side of the property, near the residences; and 4) a six-foot fence is to be erected and maintained on the south property line next to the residences and better drainage effected.

He then spoke of heavy traffic being diverted through the residential area, with resulting increases in noise.

Mr. James L. Carter, 16406 Ledge Trail, spoke to the plans for development of this property, noting that the proponent has no plans for a high-rise building or the need for a major loading area. He also spoke in support of the fencing requirement.

In response to a question by Mr. Archer, Mr. Andy Guerrero, Planner II, noted that a building of some 2 1/2 stories could be erected

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on this property, depending upon the setback. He also noted that City Council in the past has restricted the height of buildings to be erected on properties. He also noted that both B-1 and O-1 would allow for construction of an office building.

Mr. Carter spoke to the need for a B-3 zoning with a B-1 buffer.

Mr. Archer moved to accept the recommendation of the Zoning Commission provided that a 6-foot solid screen fence is erected and maintained along the south property line, and that the driveway is approved by the Traffic Engineering Division. Further provided that any structure built in the property is restricted to a height of not more than 2 1/2 stories. Mrs. Dutmer seconded the motion.

A discussion then took place concerning allowable uses under B-1, and the proponent's plans for construction of a garden office building on the site.

Mr. Hasslocher asked that he be allowed to see final plans on the building to be erected, prior to construction, and noted that he might seek a downzoning on the property if it is subsequently sold by this proponent.

A discussion then took place concerning the limitation of the size of any building constructed on this property to 2 1/2 stories in height. During this discussion, it was mutually agreed by the maker and seconder of the main motion to accept this stipulation as part of their motion.

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

AN ORDINANCE 58,946

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 50' OF LOTS 13, 15 AND 16, BLOCK 5, NCB 11969, FROM "B" RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT AND LOTS 13, 15, AND 16 SAVE AND EXCEPT THE SOUTH 50', BLOCK 5, NCB 11969, 398 EAST RAMSEY ROAD, 406 EAST RAMSEY ROAD, 410 EAST RAMSEY ROAD, FROM "B" RESIDENCE DISTRICT TO "B-3NA" BUSINESS DISTRICT NON-ALCOHOLIC SALES, PROVIDED THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE SOUTH PROPERTY LINE, AND THAT THE DRIVEWAY IS APPROVED BY THE TRAFFIC ENGINEERING DIVISION. FURTHER PROVIDED THAT ANY STRUCTURE BUILT

IN THE PROPERTY IS RESTRICTED TO A HEIGHT OF NOT MORE THAN 2 1/2 STORIES.

\* \* \* \*

40. CASE Z84209 S.A. - to rezone a .057 acre tract of land out of Lot 18, Block 38, NCB 11754, being further described by field notes filed in the Office of the City Clerk, 11109 West Avenue, Zoned "B-3R" Restrictive Business District, for special approval for a cellular radio-telephone tower antenna.

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

Mr. Harry Jewett, the proponent, representing Southwestern Bell mobile systems, explained his request to place a cellular radio antenna on the property in question, along with a small equipment building. He noted that this would be one of seven such antennas planned for placement around the City, each 167 feet in height. He noted some objections by neighboring businesses to the high antenna, but pointed out that City Public Service has a line of higher power poles located immediately across the street.

Mr. Jon Holt, 11230 West Avenue, stated that he owns the property across the street, and noted that he had spent some \$3 millions developing that property on the east side of West Avenue. He asked for denial of the request.

Mr. Richard Knight, of Richard Knight Properties, spoke to being the owner of four adjacent tracts of land, and spoke against the proposal to erect the antenna on the subject property.

In response to a question by Mr. Harrington, Mr. Jewett spoke to the need for a B-3R and Special Authority zoning for approval of the antenna site. He noted that the zoning is more restrictive than the zoning presently enjoyed by this property, and stated his belief that the antenna will be less offensive and a buffer to nearby businesses.

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

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

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AN ORDINANCE 58,947

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 .057 ACRE TRACT OF LAND OUT OF LOT 18, BLOCK 38, NCB 11754, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 11109 WEST AVENUE, ZONED: "B-3R" RESTRICTIVE BUSINESS DISTRICT FOR SPECIAL APPROVAL FOR A CELLULAR RADIO-TELEPHONE TOWER ANTENNA.

\* \* \* \*

41. CASE Z84177 - to rezone Parcel 21-A and Parcel 6, save and except the northeast irregular 100', NCB 12059, 425 E. North Loop Road, from Temporary "R-1" One Family Residence District to "I-1" Light Industry District, located on the northside of North Loop Road, being 527' west of the intersection of U.S. 281 North Expressway and North Loop having 30' on North Loop Road and a depth of 1229'.

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. Eureste seconded the motion.

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

AN ORDINANCE 58,948

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 21-A AND PARCEL 6, SAVE AND EXCEPT THE NORTHEAST IRREGULAR 100', NCB 12059, 425 EAST NORTH LOOP ROAD, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT.

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42. CASE Z84204 - to rezone Lots 1 and 3, Block 2, NCB 10611, in the 4500 Block of Dietrich Road, from "B" Residence District to "R-3" Multiple Family Residence District, located southeast of the intersection of Springfield Road and Dietrich Road, having 228' on Dietrich Road and 290.36' on Springfield Road.

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 proponent asks that this rezoning request be postponed.

Mrs. Dutmer moved for postponement of this case. Mr. Eureste seconded the motion.

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

Mr. Guerrero noted that it would take nine affirmative votes of the City Council to approve this request.

Mayor Cisneros noted that two Council members are permanently absent today, leaving a bare nine, all of whom would have to approve the request for it to be enacted.

Mr. Jack Efron, Attorney representing the proponent, noted that the proponent was asking for a postponement in order to work out the matter with all parties concerned. He then asked to withdraw the case.

Case Z84204 was withdrawn from consideration.

43. CASE Z84185 - to rezone Lot 34, save and except the northeast 180', Block B, NCB 11514, 1427 Bandera Road, from "A" Single Family Residence District to "B-3R" Restrictive Business District and the northeast 180' of Lot 34, Block B, NCB 11514, from "A" Single Family Residence District to "R-2A" Three and Four Family Residence, located on the southwest side of Bandera Road, being 200' southeast of the intersection of W. Quill Drive and Bandera Road, having 200' on Bandera Road and a maximum depth of 725'. The "B-3R" being on the northeast 180' of subject property and the "R-2A" being on the remaining portion.

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

Ms. Susan Biggs, attorney representing the proponent, explained the request, noting that the area is transitioning from single-family residential usage.

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Mr. Sam Murray, speaking in opposition, stated that there is heavy traffic in this area already, and fears that a rezoning will only increase the traffic problems. He also stated his belief that it might overcrowd the nearby elementary school, as well.

Ms. Biggs stated that the proponent plans to construct small four-plexes, not large apartments.

In response to questions by Mr. Alderete, the proponents, Messrs. David Rodriguez and Gilbert Sanchez, discussed their ownership of the property and their plans for development of four-plexes, noting that they are asking for B-3R for business zoning along Bandera Road.

In response to a question by Mr. Alderete, Mr. Murray objected to intrusion of more families into this area, but would, in any case, favor a B-3R for the entire property, rather than a split, as proposed.

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

Mr. Rodriguez stated that they had originally asked for B-3R on the entire tract, but it was changed at the Zoning Commission to comply with City staff requests.

A discussion took place concerning possible fencing along the property lines facing the school, as well as the west and south boundaries, and the possibility of a B-3NA zoning.

Mr. Andy Guerrero, Planner II, stated that at this time, the City Council cannot consider either B-3R or B-3NA, but the case must go back to the Zoning Commission for new recommended rezoning. He noted that the proponents' original B-3R rezoning request was amended on staff recommendation before the Zoning Commission.

Mr. Alderete moved for B-3NA zoning on the northeast 180' of Lot 34, Block B, NCB 11514 provided that proper access is provided and approved by the Traffic Engineering Division. The remainder of the property is referred back to the Zoning Commission for reconsideration. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 58,949

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

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DESCRIBED HEREIN AS THE NORTHEAST 180' OF LOT 34, BLOCK B, NCB 11514, FROM "A" SINGLE-FAMILY RESIDENCE DISTRICT TO "B-3NA" BUSINESS DISTRICT, NON-ALCOHOLIC SALES, PROVIDED THAT PROPER ACCESS IS PROVIDED AND APPROVED BY THE TRAFFIC ENGINEERING DIVISION.

\* \* \* \*

44. CASE Z84196 - to rezone Lot 16, NCB 12117, 4298 Industrial Center Road, from Temporary "R-1" One Family Residence District to "I-1" Light Industry District, located south of the intersection of Lockway Drive and Industrial Center Road, having 239.34' on Industrial Center Road and a depth of 308'.

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.

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

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

AN ORDINANCE 58,950

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 16, NCB 12117, 4298 INDUSTRIAL CENTER ROAD, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT.

\* \* \* \*

45. CASE Z84207 S.A. - to rezone Lot 1, Block 1, NCB 16363, Parcel 26A, NCB 13665, in the 9500 Block of Huebner Road, from "B-1" Business District and "R-3" Multiple Family Residence District to "B-1" Business

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District for a Hospital, located on the southeast side of Huebner Road, being 410' southwest of the intersection of Eckhert Road, having 499.87' on Huebner Road and a depth of 846.05'.

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

Mrs. Dutmer moved that the recommendation of the Zoning Commission be approved provided that driveways and off-street parking are provided and approved by the Traffic Engineering Division, and that a six-foot solid screen fence is erected and maintained along the southeast property line. Mr. Wing seconded the motion.

Mr. Gene Dawson, Pape-Dawson Engineers, explained plans for construction of a psychiatric hospital on the property, a \$7 million investment with a projected staff of 120 persons.

Mr. Doug Holbrook, Director of Development, Charter Medical Corporation, spoke to the history of his firm and explained plans for the hospital, noting that they have a Certificate of Need already from the State Health Facilities Commission. He noted that Charter operates five other facilities in Texas, as well.

Mr. Jim Blackstone, representing Maconda Corporation, developers of Northgate, spoke in favor of the request, stating that the hospital would be a definite asset to the area.

Mr. Seagal Wheatley, attorney and member of the Board of Directors of St. Mary's Hall, spoke against plans to construct the hospital across the street from property belonging to St. Mary's Hall, which he stated is intended ultimately for school purposes. He further stated his belief that a psychiatric hospital on the site would diminish the property's value, and that this is not a proper zoning request. He also stated that Santa Rosa Medical Center, owners of Villa Rosa, located nearby, had filed suit against the proponents on the need for the proposed facility, which he called 'competitive and detrimental to Villa Rosa'.

Mr. Dawson stated that he feels like St. Mary's Hall will sell the property near this location, rather than develop it for school purposes. He also noted that this rezoning request follows City staff recommendations.

Mr. Harrington stated that he had met with representatives of Charter Medical Corporation on these plans, and stated his belief that this is a proper site for such a facility, and spoke in support of the rezoning request.

Mrs. Dutmer spoke of the building plan as a good one.

Ms. Berriozabal briefly discussed the objections by Santa Rosa Medical Center and Mr. Wheatley to the Certificate of Need. She spoke in

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favor of the request and stated her belief that it is not a threat to area residents.

Mr. Eureste spoke to the need for this facility, noting that it will treat many psychiatric disorders in need of assistance.

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

AN ORDINANCE 58,951

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 1, BLOCK 1, NCB 16363, PARCEL 26A, NCB 13665, IN THE 9500 BLOCK OF HUEBNER ROAD, FROM "B-1" BUSINESS DISTRICT AND "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT FOR A HOSPITAL, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND APPROVED BY THE TRAFFIC ENGINEERING DIVISION, AND THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE SOUTHEAST PROPERTY LINE.

\* \* \* \*

46. CASE Z84211 - to rezone a 7.5241 acre tract of land out of NCB 13802, NCB 13808, being further described by field notes filed in the Office of the City Clerk, 5414 Randolph Blvd., from "B-3" Business District to "B-2" Business District, located on the southeast side of Randolph Blvd., being 1784.93' northeast of the intersection of Crestway and Randolph Blvd., having 250' on Randolph Blvd. and a depth of 780'.

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

No citizen appeared to speak in opposition.

Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved provided that driveway approval is acquired from the Traffic Engineering Division. Mr. Wing seconded the motion.

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

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

AN ORDINANCE 59,952

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 7.5241 ACRE TRACT OF LAND OUT OF NCB 13802 AND NCB 13808, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 5414 RANDOLPH BOULEVARD, FROM "B-3" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT DRIVEWAY APPROVAL IS ACQUIRED FROM THE TRAFFIC ENGINEERING DIVISION.

\* \* \* \*

84-29

DISCUSSION ON ORDINANCE 84,160 (ZONING)

Mr. Alderete asked that the zoning case involved in Ordinance No. 84,160 be brought back before City Council for consideration.

Mr. Andy Guerrero, Planner II, stated that the case must first be taken before the Zoning Commission for its recommendation to the City Council.

Mr. Alderete moved to reinstate the process of rezoning certain property involved in Ordinance No. 84,160. Mr. Wing seconded the motion.

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

84-29

PUBLIC HEARING - MAJOR THOROUGHFARE PLAN AMENDMENTS

Mr. Harrington declared the Public Hearing to be open, and noted that no citizen was signed to speak at this Public Hearing.

Ms. Rebecca Quintanilla Cedillo, Assistant Director of Planning, noted that the Planning Commission has approved six changes to the Major Thoroughfare Plan, and she briefly explained each.

Mr. Harrington declared the Public Hearing to be closed.

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The Clerk read the following Ordinance:

AN ORDINANCE 58,953

ADOPTING CERTAIN AMENDMENTS TO BE MAJOR THOROUGHFARE PLAN WHICH IS A FUNCTIONAL COMPONENT OF THE SAN ANTONIO MASTER PLAN.

\* \* \* \*

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

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

84-29 The Clerk read the following Ordinance:

AN ORDINANCE 58,954

AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH MDC SYSTEMS CORP. TO PROVIDE CONSTRUCTION CLAIM ANALYTICAL SERVICES; AND AUTHORIZING THE EXPENDITURE OF \$7,507.18 FROM PRIOR APPROPRIATED MONIES CONTAINED IN FUND NO. 28-009-035, INDEX NO. 388983.

\* \* \* \*

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

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

84-29 The Clerk read the following Ordinance:

AN ORDINANCE 58,955

AUTHORIZING SUBMISSION OF AN APPLICATION TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, SECRETARY'S DISCRETIONARY FUNDS TO CONDUCT A PLANNING AND FEASIBILITY STUDY TO EFFECT PRIVATE SECTOR ECONOMIC DEVELOPMENT AND REINVESTMENT

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ACTIVITY IN THE SOUTHERN SECTOR OF THE CITY OF SAN ANTONIO.

\* \* \* \*

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

Mrs. Dutmer asked that a portion of this study be applied to the Hot Wells building.

Mr. Drew Cameron stated that this structure already is included in the scope of this study.

A discussion then took place concerning the exact boundaries of the Southern Sector, and it was determined to be Culebra Road on the north, Loop 410 on the west, Loop 410 on the south and Loop 410 on the east.

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

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

84-29 The Clerk read the following Ordinance:

AN ORDINANCE 58,956

APPROVING THE CO-SPONSORSHIP BY THE CITY OF SAN ANTONIO OF THE 4TH OF JULY CELEBRATION TO BE HELD AT HEMISFAIR PLAZA BY UNITED SAN ANTONIO IN CONNECTION WITH THE SESQUICENTENNIAL CELEBRATION AND WAIVING CERTAIN FEES IN CONNECTION THEREWITH.

\* \* \* \*

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

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

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

84-29 The Clerk read a proposed Ordinance amending Ordinance No. 56686 of March 10, 1983, regarding the horse-drawn carriages by extending the hours of operation to 3:00 A.M. on Fridays and Saturdays.

Dr. Dennis McIntosh, representing the Veterinary Medical Association of Bexar County, spoke in opposition to the proposed Ordinance. He spoke to the increased number of hours that would be worked by the horses pulling the carriages, and noted that certain other groups also are in opposition. He stated that there is no evidence that the working hours of horses are being regulated, and spoke of the lack of enforcement of the existing Ordinance and the citations issued by police officers.

Mr. Hap Veltman, Chairman of the Transportation Advisory Commission of the City, spoke against the requested Ordinance, and asked that the entire matter be sent before his group for consideration.

Mr. Tex Ellis, 629 South Presa Street, spoke in opposition to the Ordinance, stating his opinion that carriage firms and services are a nuisance and dangerous. He spoke of the fact that many taverns are located near his home, which also is near the location of one carriage service headquarters, and spoke of the unsafe nature of the carriages in heavy traffic.

Mr. Archer stated that he perhaps was at fault in allowing Alamo Carriage Service to operate last week until 3:00 A.M., because of his belief that action had been taken formally by the City Council to allow such operation.

Mr. Edith Molnar, operator of Alamo Carriage Service, spoke of the delays should the case be referred to the Transportation Advisory Commission.

Mr. Alejandro Palacios, attorney representing Alamo Carriage Service, stated his contention that some citations issued by City police may have been in the form of harassment, and asked that Alamo Carriage Service be inspected immediately to determine whether or not it has been taking proper care of its horses. He then spoke of the need for later operating hours.

Ms. Patty Dennis spoke of her concerns for the effects of the heat on the horses, stating her belief that this request is only an economic matter.

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Mayor Cisneros briefly restated a portion of the discussion from last week on this matter.

In response to a question by Mr. Hasslocher, Captain Benavidez, Police Department, stated that his files contain reports of eight accidents involving horse-drawn carriages this year, and spoke of his professional concern with the number of persons driving while intoxicated later at night and the increased percentage of DWI arrests made in the downtown area.

Mr. Hasslocher moved to deny the requested rezoning. Mr. Eureste seconded the motion.

Mrs. Dutmer spoke of her concern with the problem of horse droppings on City streets, and spoke of the safety problems experienced with horse-drawn carriages. She urged a change of operating hours that would preclude use of horse-drawn carriages during much of the day time during the summer months. She then asked that this matter be referred to the Transportation Advisory Commission to look into possible changes in the hours of operation.

Mrs. Dutmer made a substitute motion to refer this to the Transportation Advisory Commission, then report back to the City Council in an expeditious manner. Ms. Berriozabal seconded the motion.

Ms. Berriozabal asked that the Commission make a rapid reply.

Mr. Veltman stated that his group's next scheduled meeting is July 9, 1984, but that the group would meet sooner, if possible.

Mr. Eureste spoke against horse-drawn carriages in San Antonio, and of the need to tighten up the Ordinance to limit their services. He then spoke of his concern for the health of the horses. He noted that the Humane Society recommends use of rubber shoes and periodic rest periods for horses in such usage.

The substitute motion to refer this item back to the Transportation Advisory Committee failed to carry by the following vote: AYES: Berriozabal, Dutmer, Alderete, Eureste; NAYS: Wing, Eureste, Harrington, Archer, Hasslocher; ABSENT: Webb, Thompson.

The main motion to deny the requested extension of hours of operation prevailed by the following vote: AYES: Berriozabal, Wing, Eureste, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: Dutmer; ABSENT: Webb, Thompson.

Mr. Veltman stated that his Commission would be looking at a possible revision of the horse-drawn carriage ordinance, its hours of operation, cleanliness, and other allied areas.

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84-29 The Clerk read a proposed ordinance banning alcoholic beverages at Woodlawn, McAllister, James and San Pedro Parks.

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

Ms. Lila Landez, Southwest Concerned Citizens, spoke concerning a request she had made to the City Council about prohibition of alcoholic beverages at Normoyle Park, to institute a 10:00 P.M. curfew at the park, and to install gates at the park entrances. She asked that Normoyle Park be added to the list of parks enumerated in agenda item 51 today.

Mr. Linda Comeaux, 702 West French Place, spoke about historic San Pedro Park and its current condition. She urged the Council to enforce its Ordinances, and also spoke of her concern about inadequate maintenance at San Pedro Park.

Mr. Martin Kaplan spoke of the many incidents that have taken place at Woodlawn Lake. He stated that City monies were used to renovate the park, but that a certain element is making the park impossible for many to enjoy. He spoke of the many incidents occurring at the park, and stated that the City is not getting proper cooperation from the persons who use the park. He spoke in favor of banning alcoholic beverages from Woodlawn Lake Park.

Ms. Berriozabal stated that at the present time there are many Ordinances which are not being enforced. She also spoke of the incidents which occur at the park which is detrimental to the entire neighborhood. She further stated that the ban on alcoholic beverages would not rectify the entire situation. She suggested more police patrols and strict enforcement of the present Ordinances. She then spoke about the complaints she has received about the incidents occurring at San Pedro Park, and the condition of that park, as well. She stated that she and Councilman Alderete had worked on a proposed Ordinance addressing certain problems at Woodlawn, a copy of which is made a part of the papers of this meeting, and then made a substitute motion to approve the Ordinance with suggested changes. Mr. Alderete seconded the motion.

Mr. Eureste proposed an amendment to the motion that Normoyle Park be added to the list of four other parks for a ban on alcoholic beverages. Mr. Archer seconded the motion.

Mr. Eureste spoke in support of the Ordinance as it was originally prepared, and stated his belief that the substitute motion doesn't help other parks other than Woodlawn. He stated that the City might well have to place curfews at some parks, and that the presence of large groups of people in the parks will keep others from using those parks facilities.

Mr. Alderete stated that he and Ms. Berriozabal are concerned with the Woodlawn Lake Park problems, primarily, and that the major problem begins with parking around the perimeter of the lake on Josephine

Tobin Drive. He stated his belief that if the City were to curtail that parking, other problems might diminish.

Mr. Alderete proposed a second amendment to withdraw Woodlawn Lake from the first amended motion. Mrs. Dutmer seconded the motion.

In response to a question by Mr. Archer, Mr. Ron Darner, Director of Parks & Recreation, stated his opinion that a ban on use of alcoholic beverages at Woodlawn Lake Park would be difficult to enforce.

Mayor Cisneros stated that police officers feel that a ban on alcoholic beverages would help in City parks. He then spoke of other incidents in San Pedro Park that revolved around drinking alcoholic beverages by youths. He noted that law enforcement officials have few enough tools to work with, already, and stated his belief that a ban on alcoholic beverages are a part of the solution. He spoke in favor of the amendment banning alcoholic beverages in four City parks.

Mr. Harrington stated his opinion that the Council cannot legislate morality, and spoke against the proposed ban on alcoholic beverages in City parks.

Mrs. Dutmer stated that there always will be some who will violate the law, and that City Council must fund necessary police and Park Ranger increases in strength in order to help protect citizens of San Antonio.

Mr. Eureste spoke against allowing rowdy persons to control our parks, and spoke in favor of the ban on alcoholic beverages in parks.

Ms. Berriozabal stated her belief that the Council should provide the Parks & Recreation Department with the necessary budget to begin enforcing the laws in City parks.

Mr. Louis J. Fox, City Manager, asked the Council to consider a complete ban on use of alcoholic beverages in all City parks. He stated that the City might well need to use the permit system, whereby persons wishing to use alcoholic beverages in City parks would have to apply for and be granted a City permit, on a case-by-case basis.

Mayor Cisneros spoke of a recent survey of other Texas cities and how they handle this problem. He spoke in favor of starting the City's new effort with banning alcoholic beverages in the five parks named.

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

The first amendment to ban alcoholic beverages in five City parks prevailed by the following vote: AYES: Berriozabal, Wing, Eureste,

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

Ms. Berriozabal then offered an amendment to the motion to include in the 1984-85 Parks & Recreation budget sufficient funds needed to bring the Park Ranger force up to a level where it can enforce City Ordinances in City parks. Mrs. Dutmer seconded the motion.

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

Mrs. Dutmer offered an amendment to the motion to include Southside Lions Park to those parks earmarked for additional law enforcement activities. Ms. Berriozabal seconded the motion.

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

Mr. Archer offered an amendment to the motion that the ban of alcoholic beverages in San Pedro Park specifically exclude the McFarlin Tennis Center and Koger Stokes Softball Complex in San Pedro Park. Mr. Alderete seconded the motion.

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

The substitute motion to approve the Ordinance, with all the amendments, prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Eureste, Alderete, Archer, Cisneros; NAYS: Harrington, Hasslocher; ABSENT: Webb, Thompson.

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

AN ORDINANCE 58,957

AMENDING 27-8 OF THE CITY CODE OF THE CITY OF SAN ANTONIO TO PROHIBIT THE SALE, POSSESSION, CONSUMPTION, OR DISTRIBUTION OF ALCOHOLIC BEVERAGES IN WOODLAWN, MCALLISTER, JAMES, NORMOYLE, & PORTIONS OF SAN PEDRO PARKS; PROHIBITING PARKING ON JOSEPHINE TOBIN DRIVE ON SUNDAYS, PROVIDING FOR ADDITIONAL LAW ENFORCEMENT EFFORTS WITHIN CITY PARKS; & PROVIDING A PENALTY FOR VIOLATION HEREOF OF NOT LESS THAN \$1.00 NOR MORE THAN \$200.00.

\* \* \* \*

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Mr. Alderete asked that a special police force investigate cases of public intoxication at Woodlawn Lake Park.

84-29 The Clerk read the following Resolution:

A RESOLUTION NO. 84-29-34

DECLARING CITY OF SAN ANTONIO POLICY ON ARRESTS REGARDING PROSTITUTION. (ENFORCE CRIMINAL STATUTES RELATING TO PROSTITUTION EQUALLY AGAINST BOTH THE ACTOR WHO SOLICITS A PERSON TO HIRE HIM OR HER OR THE ACTOR WHO OFFERS TO HIRE THE PERSON SOLICITED)

\* \* \* \*

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

Mr. Archer spoke of his reasons for supporting this type of Resolution, then spoke of the excellent work of Victory Outreach and Pastor Freddie Garcia, and asked that City magistrates consider providing persons arrested in prostitution cases the option of jail or admittance to Victory Outreach's programs.

Mr. Lowell Denton, City Attorney, stated that City prosecutors can suggest such options to magistrates, but that it would not be possible to actually direct placement with any particular agency.

Mayor Cisneros suggested that Mr. Archer meet with Mr. Denton to discuss drafting language on this suggestion.

Mrs. Dutmer stated that there are state statutes governing prostitution, but the trouble again is the enforcement of existing law. She argued that both parties need to be arrested, and suggested that the State Legislature impose increased penalties if habitual arrests are made of the same person for the same offense or infraction. She then spoke in favor of the proposed Resolution, and stated that it was a step in the right direction.

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

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

84-29 Mayor Cisneros stated that the City Council would pause in its considerations of agenda items to hear Citizens to be Heard.

CITIZENS TO BE HEARD

SAN ANTONIO LITERACY COUNCIL

Mr. Henry Almaguer spoke to the Council about the many services provided to the community by the San Antonio Literacy Council. A number of Literacy Council members were in the audience to address the Council and to make the general public aware of the many programs which are available to them.

Mayor Cisneros stated that the City Council is aware of the services provided by the San Antonio Literacy Council and has provided the organization with funding in the past.

Ms. Mariana Scuros, 201 N. St. Mary's, spoke about the repercussions which will result if the City Council doesn't fund the San Antonio Literacy Council. She spoke about MALDEF's outreach program and the assistance provided by the Literacy Council to this program.

Mr. Enrique Martinez spoke in Spanish about the need for proper funding of this agency. He spoke of his desire to become an American citizen and the assistance and preparation for citizenship he is receiving from the Literacy Council.

Mr. Joseph Nazaraff, volunteer instructor at the Literacy Council, spoke of the efforts of this organization and asked the Council to favorably consider their request for funding which will be an investment to the future of this City.

Mrs. Margarita Huantes then addressed the Council speaking of their need for funding in order to continue their work in the community.

Mayor Cisneros stated that there will be a "B" Session in the next few weeks and asked Mrs. Huantes to be present at that session.

\* \* \* \*

RETIRED CITY EMPLOYEES

A large number of retired City employees were present in the audience wanting to speak to the City Council about their insurance benefits.

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Mr. Tom Barnes, retired Police Officer, spoke to the Council about their many concerns with the City's insurance program and especially the insurance premiums they must pay. He made reference to many instances where retirees simply cannot pay this premium. He then stated that they wish to enjoy the same benefits as active City employees inasmuch as their insurance premiums are paid for by the City.

He then spoke to the City's income which has increased considerably especially because of CPS revenues and sales taxes. He distributed to each member of the Council a sheet out of the City's Financial Report on the self-insured program. He then spoke about the funding which is provided to outside agencies, while their requests are not even considered by the City Council. In response to a Councilmember's question, Mr. Barnes stated that there are 622 retirees which are affected and the cost involved would be approximately \$500,000.

Mr. Rudy Saldana, Jr., 122 Birch Street, spoke to the Council about his particular circumstances and asked the Council to favorably consider their requests to have the City pick up the insurance premiums for the retirees.

Mrs. Bertha Bernstein, 3572 Red Oak, stated that she is the wife of a retired police officer. She stated that the City is self-insured and can do anything it wants with regard to insurance premiums. She also spoke to their own particular case and the money they pay for insurance on a yearly basis.

Mayor Cisneros stated that the City does pay a certain amount of the retiree's premium. He spoke to the Manager's plans to bring to the City Council a flexible benefits program package based on ability to pay premiums. This program is to be brought to the City Council during the upcoming budget cycle.

Mrs. Bernstein then spoke about those persons who have other insurance coverage and distributed to each Council member a sheet on double coverage policy.

Mr. B. C. Medlock, a member of the Fire and Police Retirees Association, stated that they had approached the City Council two years ago with this same request. He reiterated statements made to the fact that retirees are having a very difficult time paying the \$102.00 a month premiums. He asked the City Council to assist these retirees.

Mr. Andy Casias, Secretary of the Fire and Police Pension Fund Board, stated that they have discussed this issue since September of 1981. The Pension Board has twice acted on supporting the retirees' request. He urged the City Council to approve this request.

Mayor Cisneros asked City Manager Lou Fox to speak to this issue.

Mr. Fox stated that there are several different scenarios for the proposed flexible benefits plan. The City is already subsidizing the monthly premiums of retirees. When the City looks at the flexible benefits plan, they will also look at different rate options. He also stated that he will recommend that retirees be included in this flexible benefits plan. He also spoke about the higher use ratio of the retirees in the insurance program. He has asked the consultants to look at a life-line rate for retirees. He also stated that benefits to City employees have been reduced. He also mentioned the upcoming "B" Session on the flexible benefits plan and asked the retirees to have a representative present at this meeting.

In response to Mr. Eureste, Mr. Tom Barnes again addressed the Council on their particular concerns, that being their request to have the City pick up the retirees' monthly insurance premiums.

Mr. Barnes also stated that they don't really object to the \$200.00 deductible payment. He again stated that there are 622 retirees involved yet there are 1300 retired employees. The difference is a result of the inability of those retirees to pay the premiums.

Mr. Eureste stated that if the City picks up the premiums for the participating employees, it would have to also include those other retirees. He spoke in favor of the retirees' request.

City Manager Fox explained the costs involved if the City Council approves this action to include all retirees.

A discussion then took place on the request to have the City pick up one hundred percent of the cost when there is a primary carrier involved.

Mrs. Dutmer spoke in agreement of the double coverage issue and her concerns on the predicament of the retirees. She spoke about the City Water Board and the City Public Service picking up the insurance premiums for their retirees and would be in favor of doing likewise for retired City employees.

Mr. Alderete also spoke in favor of the retirees' request and stated that they should be treated as first class citizens.

In response to Mr. Alderete's questions, Mr. Carl White, Director of Finance, stated that the sheet distributed by Mr. Barnes is part of the City's Financial Report, however when they fund the program they fund it as full projected cost. Some of the claims that have been incurred have not been paid and will still have to be paid out of that fund balance. While this is a true fund balance, existing liabilities are not even known.

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A discussion then took place on the contributions coming in and the claims being paid.

City Manager Fox also spoke about the sustained benefits to the Fire and Police as a result of contract negotiations. He asked the Council for an opportunity to come back with a more accurate picture.

VERBATIM TRANSCRIPT OF MRS. DUTMER'S MOTION:

Mrs. Dutmer: Mr. Mayor, I would like at this time to, to see if there is a concensus on the Council that is here, right now, to instruct the Manager to come up with a plan during the new budget year to achieve what we are requesting of him today.

Mayor Cisneros: Is there a second?

Mr. Alderete: Second.

Mayor Cisneros: It would in effect direct the City Manager to look at, during the course of the flexible benefits which are here now that are being proposed and also in preparation for the budget, an approach that would address the issues that the folks have raised today. It has been moved and seconded.....

END OF VERBATIM TRANSCRIPT

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

84-29 The Clerk read the following Ordinance:

AN ORDINANCE 58,958

AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH LOCAL 624, INTERNATIONAL ASSOCIATION OF FIREFIGHTERS AMENDING ARTICLE 13, SECTION 1 OF THE CURRENT LABOR AGREEMENT.

\* \* \* \*

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

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

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84-29 The Clerk read the following Ordinance:

AN ORDINANCE 58,959

AUTHORIZING THE PAYMENT OF \$7,542.10 TO DANZ AMERICA DE SAN ANTONIO, INC. A NON-PROFIT CORPORATION, FOR TEN PERFORMANCES TO BE PRESENTED AT THE ARNESON RIVER THEATER.

\* \* \* \*

Mr. Louis J. Fox, City Manager, stated that the City's contingency fund contains only some \$7,500 and thus is unable to produce the stated amount. He asked for Council direction as to where these funds would be coming from.

Mr. Eureste suggested that some City Council members still have amounts left in their own district contingency funds, that could be used.

A discussion then took place concerning possible sources of funding for this project.

Mayor Cisneros asked the City Manager to include what amount is left in the City's contingency funds, and to also utilize funds from individual Council members' contingency funds, if they agree to allow such utilization.

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

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

84-29 The Clerk read the following Resolution:

A RESOLUTION NO. 84-29-35

STATING CITY COUNCIL POLICY ON VACATION OF LEASED SPACES AND ASSIGNMENT OF LEASES AT MARKET SQUARE.

\* \* \* \*

Mr. Wing moved that the Ordinance be approved including the addition to paragraph three of the wording: "except in the case of death, whereby the surviving spouse and/or heir would continue for the duration of the lease", and that a new paragraph be added to the Ordinance with the wording: "A three (3) year option for renewal of the lease for present

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tenants of El Mercado upon termination of the present lease." Mrs. Dutmer seconded the motion.

Mayor Cisneros stated that he was pleased by the work done on this matter.

Ms. Abigail Antuna, attorney representing the Market Square Merchants Association, read a Resolution of her association, supporting the pending Resolution of the City Council. She also asked that an ad hoc committee be named to deal with Market Square problems as they come up, in the future.

Mr. John Alaniz, attorney, also spoke in support.

Ms. Berriozabal spoke to questions in the Market Square lease matters, and the City staff report to come. She asked staff to return with a rework of the bidding process and rules to be followed in this area.

Mr. William Donahue, Assistant City Manager, agreed to have the staff do so.

Mr. Alderete asked for a staff opinion as to how this new Resolution would impact on control of possible monopolies of Market Square leases.

In reply, Mr. Henry Travieso, Director of Market Square, stated that the City needs a better and more specific process in controlling lease matters.

Ms. Berriozabal proposed an amendment to the motion to direct staff to better define the bidding process for assignment of leases at Market Square, to include definitions of "best", "most responsible" and "tenant mix". Mr. Wing seconded the motion.

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

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

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MEMORIAL TO MR. PETE CORTEZ

Mayor Cisneros stated his opinion that the City Council should do something about naming some portion of Market Square in honor of the late Mr. Pete Cortez, owner of Mi Tierra Restaurant.

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84-29 The Clerk read the following Letter:

June 20, 1984

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.

June 14, 1984

Petition submitted by Dr. & Mrs. James H. Wild and other residents of Elm Creek and Hunters Creek Subdivisions requesting that a traffic light be installed on Locke Hill-Selma Road at the intersection of Elm Creek Road (to the southwest) and Hunters Circle (to the northeast).

\* \* \* \*

June 14, 1984

Petition submitted by Mr. Allan B. Polunsky, Attorney at Law, 330 Merchantile Bank Building, 40 N. E. Loop 410 Expressway, San Antonio, Texas 78216 requesting annexation by the City of San Antonio of 29.034 acres out of the Mathias Goll Survey No. 352 and further described by field notes filed with his petition.

\* \* \* \*

June 14, 1984

Petition of Mark H. Herzberg c/o Mr. Mark H. Herzberg c/o Mr. Allan B. Polunsky, Attorney at Law, 330 Merchantile Bank Building, 40 N. E. Loop 410 Expressway, San Antonio, Texas 78216 requesting annexation by the City of San Antonio of a 76.189 acre tract of land further described by field notes filed with his petition.

\* \* \* \*

June 14, 1984

Petition of Ms. Barbara A. Foreman, 9422 Nashville Drive, San Antonio, Texas 78245 and other residents served by the Lackland City Water Company.

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June 19, 1984

Petition of Mr. Jerry Reed, City Wide Cab Company, 446 E. Magnolia, San Antonio, Texas 78212 requesting the transfer of his taxicab permits to Mr. M. J. Khademorahani.

\* \* \* \*

June 19, 1984

Petition of Mr. Ralph Brock, Diamond Cab Company, 1706 Michigan Street, San Antonio, Texas 78201 requesting the transfer of his taxicab permits to Mr. M. J. Khademorahani.

\* \* \* \*

/s/Norma S. Rodriguez  
City Clerk

There being no further business to come before the Council, the meeting was adjourned at 8:10 P.M.

A P P R O V E D

*Henry Cisneros*  
M A Y O R

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

*[Signature]*  
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