

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, MAY 22, 1986.

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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, MARTINEZ, THOMPSON, VERA, HARRINGTON, LABATT, HASSLOCHER, CISNEROS; ABSENT: None.

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86-22 The invocation was given by Reverend Bill Lytle, Madison Square Presbyterian Church.

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86-22 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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86-22 PAUL K. HERDER

Mayor Cisneros spoke to the accomplishments of Paul Herder. He spoke of his involvement in downtown improvement. He then read the following Benefactor:

PROCLAMATION

. . . This extraordinary City earned its position among America's unique cities because of the many contributions made in the past by special people like you. Our present City is nothing more and nothing less than the sum of all these efforts.

The Mayor and members of the City Council hereby commend you for your exemplary record of achievements and contributions. As head of a major transport line for more than fifty years, you are a recognized leader in the business world, and your love for San Antonio is manifested by the many organizations you have served, including the San Antonio River Authority, Alamo Area Council of Governments, Greater San Antonio Chamber of Commerce, San Antonio Coalition for Children, Youth and Families, and as chairman of VIA Metropolitan Transit Authority. A lifetime of civic service and an impeccable list of appointments have set you

apart as a leader committed to the improvement of our community.

At this time the Mayor and City Council call to the attention of all the citizens of San Antonio your very important contributions and hereby proclaim you as

"BENEFACTOR DE LA COMUNIDAD"

The community owes you a great debt of gratitude. You should always take great pride in knowing that you have joined the ranks of all eminent San Antonians who have made this City such an exceptional place with such a bright future.

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Members of the City Council congratulated Mr. Herder for his fine accomplishments.

86-22

CONVENTION BUREAU

Mayor Cisneros introduced Ms. Carmen Gamez and Mr. John Mosty of the San Antonio Convention & Visitors Bureau.

Mr. Al Luthy, Publisher of "Meetings & Conventions" was present in the audience to present to the Convention & Visitors Bureau with the Gold Service Award for being named one of the top ten convention bureaus in the nation. Mr. Luthy spoke of the criteria involved in winning the award. He then read several comments from the magazine praising the Convention & Visitors Bureau for their excellent work.

Mayor Cisneros spoke of future development in San Antonio in conjunction with the Bureau. He stated the convention business is the key element in San Antonio and downtown development.

86-22

EDGEWOOD INDEPENDENT SCHOOL DISTRICT

Mr. David Ochoa, Community Relations Officer at Edgewood Independent School District presented members of the City Council with a magazine documentary on the district's history, entitled, "Edgewood: The Story, The People".

Mayor Cisneros noted the important individuals focused on in the magazine. He commended Mr. Ochoa for his work on the magazine and of the work that was involved in this project.

Several Councilmembers spoke of their involvement with the Edgewood District and with Mr. Jim Vasquez.

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86-22

MR. JOHN JOSEPH COTTON

Mayor Cisneros spoke to the achievement of John Joseph Cotton for winning the UIL AAAA State Championship for Spelling in Texas. Mayor Cisneros then presented him with a Citation for his accomplishments.

Members of the City Council each presented their congratulations to him.

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86-22

SEA WORLD

At this time Mayor Cisneros read a statement from the firm of Harcourt, Brace, Jovanovich, stating that the opening date for Sea World would be set for Memorial Day, 1988. He stated that Sea World would be 40% greater than originally planned. He spoke to the beauty of the site in which Sea World will be located.

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86-22

SAN ANTONIO SYMPHONY

Mayor Cisneros read an announcement on the Symphony program entitled "Series of Music of Americas". He spoke to one of the programs scheduled starring internationally known singing star, Placido Domingo. He noted that the Target and Mervyn's department stores have given a grant to make this series possible.

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86-22

The minutes of the City Council meetings of May 1, 1986 and May 8, 1986 were approved.

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86-22

CONSENT AGENDA

Mrs. Dutmer made a motion to approve Agenda Items 7 - 31, constituting the Consent Agenda. Mr. Hasslocher 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, Wing, Martinez, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: Webb, Thompson.

AN ORDINANCE 62,898 .

ACCEPTING THE BID OF BUNCH WHOLESALE, INC., TO FURNISH THE CITY OF SAN ANTONIO HEALTH DEPARTMENT WITH INSECTICIDES FOR A TOTAL OF \$11,970.00.

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AN ORDINANCE 62,899 .

ACCEPTING THE BID OF WASTE MANAGEMENT OF SAN ANTONIO TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION WITH DUMPSTER SERVICE FOR THE 1986 SUMMER NUTRITION PROGRAM FOR A TOTAL OF \$3,332.00.

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AN ORDINANCE 62,900 .

ACCEPTING THE BID OF PICTURE PERFECT WINDOW CLEANING, AN MBE COMPANY, TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH A WINDOW CLEANING SERVICE CONTRACT FOR A TOTAL OF \$60,258.35.

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AN ORDINANCE 62,901 .

ACCEPTING THE BID OF HECHO EN MEXICO, AN MBE COMPANY, TO FURNISH THE CITY OF SAN ANTONIO MARKET SQUARE WITH WROUGHT IRON AND WOODEN BENCHES FOR A TOTAL OF \$4,200.00.

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AN ORDINANCE 62,902 .

ACCEPTING THE BID OF THE MONROE COMPANY TO FURNISH THE CITY OF SAN ANTONIO CONVENTION FACILITIES WITH MOBILE BANQUET TABLES, FOLDING TABLES AND TABLE TRUCKS FOR A TOTAL OF \$47,500.00.

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AN ORDINANCE 62,903

ACCEPTING THE BID OF U-HAUL MOVERS WORLD TO MOVE THE CITY OF SAN ANTONIO PLANNING DEPARTMENT FROM PLAZA DE ARMAS BUILDING TO THE MAIN PLAZA BUILDING FOR A TOTAL OF \$3,245.00.

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AN ORDINANCE 62,904

ACCEPTING THE BID OF DATAPLEX INFORMATION SYSTEMS TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH MICROFILM SERVICE FOR A TOTAL OF \$4,987.00.

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AN ORDINANCE 62,905

ACCEPTING THE BID OF AWS TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH A SEWAGE LIFT STATION FOR A TOTAL OF \$16,981.00.

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AN ORDINANCE 62,906

ACCEPTING THE PROPOSAL OF WENDELL DAVIS AND ASSOCIATES TO DEVELOP FOR THE CITY OF SAN ANTONIO PLANNING DEPARTMENT UNIFIED DEVELOPMENT REGULATIONS FOR A TOTAL OF \$71,500.00.

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AN ORDINANCE 62,907

ACCEPTING THE BIDS OF A & R SPORTS CENTER, AN MBE COMPANY; ALEX ACOSTA, AN MBE COMPANY; CMB CANNON SPORTS; POTCHERNICKS; AMERICAN SPORTS; THINGS FROM BELL, INC.; BSN CORPORATION; AND SPORTSMASER TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH SPORTING GOODS FOR A TOTAL OF \$14,640.46.

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AN ORDINANCE 62,908

ACCEPTING THE BID OF R.L. JONES COMPANY, INC., IN THE AMOUNT OF \$40,363.53 FOR THE CONSTRUCTION OF THE

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8.2596 ACRE TRACT OFF-SITE SANITARY SEWER PROJECT;
AUTHORIZING A CONSTRUCTION CONTINGENCY; APPROVING A
CONTRACT AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 62,909

AUTHORIZING \$21,000.00 FOR REIMBURSEMENT TO VALERO
TRANSMISSION COMPANY FOR LOWERING APPROXIMATELY 550
FEET OF PIPELINE IN CONNECTION WITH THE WESTSIDE
EXPRESSWAY PROJECT.

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AN ORDINANCE 62,910

ACCEPTING THE BID OF HEATH CONSTRUCTORS, INC., FOR
THE CONSTRUCTION OF THE ARTEAGO/GUANAJUATO/28TH/ETC.
PROJECT IN THE AMOUNT OF \$1,757,777.77; AUTHORIZING
A CONSTRUCTION CONTINGENCY IN THE AMOUNT OF
\$87,888.89; AUTHORIZING PAYMENT OF \$29,151.41 FOR
ENGINEERING EXPENSES PAYABLE TO SINCLAIR ENGINEERING
COMPANY; APPROVING A CONTRACT AND PROVIDING FOR
PAYMENT.

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AN ORDINANCE 62,911

ACCEPTING THE BID OF TAYLOR CONSTRUCTION COMPANY IN
THE AMOUNT OF \$28,372.00 FOR HANDICAPPED ACCESS
MODIFICATIONS TO BEETHOVEN HALL; AUTHORIZING A
CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$2,837.00;
AUTHORIZING AN ADDITIONAL \$2,500.00 FOR
ARCHITECTURAL FEES; APPROVING THE CONTRACTS; AND
PROVIDING FOR PAYMENT.

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AN ORDINANCE 62,912

AUTHORIZING AN ADDITIONAL \$2,820.30 FOR
ENGINEERING FEES PAYABLE TO SOMERVILLE-GONZALES &
ASSOCIATES, AN MBE COMPANY, IN CONNECTION WITH THE
S.W. 34TH ST./BARNEY/WESCOTT RECONSTRUCTION
PROJECT.

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AN ORDINANCE 62,913

AUTHORIZING THE CITY MANAGER TO EXECUTE FIELD ALTERATION NO. 1, IN THE AMOUNT OF \$422,837.00 PAYABLE TO INTERSTATE HIGHWAY CONSTRUCTION, INC., FOR THE RECONSTRUCTION OF RUNWAY 12R-30L & TAXIWAY G AT INTERNATIONAL AIRPORT.

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AN ORDINANCE 62,914

AUTHORIZING THE EXECUTION OF AMENDMENT NO. 1 TO EACH OF TWO GRANT AGREEMENTS WITH THE FEDERAL AVIATION ADMINISTRATION FOR SAN ANTONIO INTERNATIONAL AIRPORT RUNWAY AND TAXIWAY RECONSTRUCTION.

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AN ORDINANCE 62,915

AMENDING THE PROFESSIONAL SERVICES CONTRACT WITH CRESS & ASSOCIATES, INC., FOR THE STINSON MUNICIPAL AIRPORT MASTER PLAN TO INCREASE THE SCOPE OF WORK AND INCREASE THE COMPENSATION.

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AN ORDINANCE 62,916

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$34,860.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE TO CERTAIN LANDS; ACCEPTING THE DEDICATION OF EASEMENTS TO CERTAIN LANDS; ALL IN CONNECTION WITH CERTAIN RIGHT OF WAY PROJECTS.

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AN ORDINANCE 62,917

AUTHORIZING A TWO-YEAR LEASE AGREEMENT ON BUILDING NUMBER 20 IN LA VILLITA WITH JERRY POTTS, D/B/A LONE STAR LOOMWORKS.

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AN ORDINANCE 62,918

AUTHORIZING ADDITIONAL FUNDS IN THE AMOUNT OF \$10,000.00 FOR THE CONTINUED LEGISLATIVE AND

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ADMINISTRATIVE REPRESENTATION SERVICES PROVIDED BY THE LAW FIRM OF WICKWIRE, GAVIN & GIBBS, P.C., OF VIENNA, VIRGINIA, FOR THE WASTEWATER CONSTRUCTION GRANTS PROGRAM.

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AN ORDINANCE 62,919

AUTHORIZING THE CITY MANAGER TO EXECUTE SEWER SERVICE CONTRACTS BETWEEN THE CITY AND VARIOUS INDIVIDUALS ON A 50.709 ACRE TRACT GENERALLY LOCATED OFF U.S. 281 AND REDLAND ROAD.

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AN ORDINANCE 62,920

AUTHORIZING AN AGREEMENT BETWEEN THE STATE OF TEXAS AND THE CITY OF SAN ANTONIO TO LEAVE CERTAIN HIGHWAY SIGNALS IN PLACE; AUTHORIZE CONTINUED EXISTENCE; AND TRANSFER TO THE CITY RESPONSIBILITY FOR THE SIGNALS AT LOCATIONS RECENTLY ANNEXED BY THE CITY.

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AN ORDINANCE 62,921

ACCEPTING THE SUM OF \$7,946.85 FROM BARTLETT COCKE, JR. CONSTRUCTION CO., FOR SIGNAL MODIFICATION AT FREDERICKSBURG ROAD AND CINNAMON CREEK.

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AN ORDINANCE 62,922

DECLARING THE RESIDENTIAL STRUCTURE LOCATED AT 1034 CECILIA TO BE A PUBLIC HEALTH AND SAFETY HAZARD; WAIVING EXISTING PROGRAM POLICIES TO DESIGNATE THIS PROPERTY AS AN EMERGENCY SHTA; AND AUTHORIZING SADA TO PURCHASE THE HAZARDOUS STRUCTURE FOR A COST NOT TO EXCEED \$5,000.00.

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86-22 The Clerk read the following Ordinance:

AN ORDINANCE 62,923

AUTHORIZING IMPLEMENTATION OF THE LONG RANGE WATER RESOURCES STUDY AND CREATING A CITIZEN ADVISORY GROUP FOR PUBLIC EDUCATION.

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Ms. Rebecca Cedillo, Assistant Director of the Planning Department explained the proposed ordinance.

Ms. Faye Sinkin, Aquifer Protection Agency, spoke of her reasons against the ordinance. She spoke of the need for public hearings and citizen involvement to be initiated.

Mr. Kirk Patterson spoke against the ordinance and his concern with the possible legislation on this issue.

Ms. Carol Patterson, 410 Larkwood, spoke in opposition and read a list of reasons (a copy of which is made a part of the papers of this meeting).

Mayor Cisneros spoke in support of the plan. He spoke of the process involved in the creation of the advisory body.

In response to a question by Mr. Labatt, Mr. Tom Fox, Edwards Underground Water District, stated that the EUWD does not have legislation action at this time.

Mrs. Dutmer spoke of the need to move forward.

A discussion took place on the responsibilities of the Edwards Underground Water District Board.

Ms. Berriozabal stated her concern with the involvement in the process of the decision making and stated that she would like to have on a report on the program.

Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Thompson seconded the motion.

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

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ZONING HEARINGS

33. CASE Z86130 - to rezone Lot 3, Block 2, NCB 14686, 3600 Block of Babcock Road, from "B-3R" Restrictive Business District to "B-3" Business District, located on the northeast side of Babcock Road, being 1,320' southeast of the cutback between Huebner Road and Babcock Road, having 130' on Babcock Road and a depth of 200'.

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

Mr. Hasslocher moved to approve the recommendation of the Zoning Commission provided that 15-feet of dedication is given along Babcock Road, and that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Harrington seconded the motion.

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

AN ORDINANCE 62,924

AMENDING CHAPTER 35 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 3, BLOCK 2, NCB 14686, 3600 BLOCK OF BABCOCK ROAD, FROM "B-3R" RESTRICTIVE BUSINESS TO "B-3" BUSINESS DISTRICT PROVIDED THAT 15-FEET OF DEDICATION IS GIVEN ALONG BABCOCK ROAD, AND THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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34. CASE Z86116 - to rezone a 1.137 acre tract of land out of Block 15-A, NCB 13776, being further described by field notes filed in the Office of the City Clerk, from Temporary "A" Single Family Residence District to "I-1" Light Industry District, located on the northwest side of IH 35 North, being approximately 1556.54' northeast of the intersection of Whirlwind Drive and IH 35 North, having 199.42' on IH 35 North, with a maximum depth of 241.19'.

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

Mr. Hasslocher moved to approve the recommendation of the Zoning Commission provided that driveways are provided and approval secured from the State Department of Highways and Public Transportation, and that off-street parking is provided and submitted for approval by the Traffic Engineering Division. Ms. Vera seconded the motion.

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

AN ORDINANCE 62,925

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 1.137 ACRE TRACT OF LAND OUT OF BLOCK 15-A, NCB 13776, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM TEMPORARY "A" SINGLE FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT DRIVEWAYS ARE PROVIDED AND APPROVAL SECURED FROM THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION, AND THAT OFF-STREET PARKING IS PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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35. CASE Z86122 - to rezone Lot 10 and a 4.665 acre tract of land out of NCB's 11686 & 11687, being further described by field notes filed in the Office of the City Clerk, in the 4200 and 4300 block of Vance Jackson, from "B-2" Business District, "F" Local Retail District and "R-3" Multiple Family Residence District to "B-3" Business District, located at the northwest corner of N. W. Loop 410 and Vance Jackson Road, having 95' on the cutback, 184' on N. W. Loop 410, and 894.62' along the eastside of Vance Jackson Road and an approximate depth of 995'.

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

Mr. Labatt moved to approve the recommendation of the Zoning Commission provided that driveways and off-street parking are provided and

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submitted for approval by the Traffic Engineering Division. Mr. Harrington seconded the motion.

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

AN ORDINANCE 62,926

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 10 AND A 4.665 ACRE TRACT OF LAND OUT OF NCB'S 11686 & 11687, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 4200 AND 4300 BLOCK OF VANCE JACKSON, FROM "B-2" BUSINESS DISTRICT, "F" LOCAL RETAIL DISTRICT AND "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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36. CASE Z86128 - to rezone a 1.00 acre tract out of CB 5098, being further described by field notes filed in the Office of the City Clerk, 5500 Block of Dietrich Road, from Temporary "R-1" One Family Residence District to "I-1" Light Industry District, located on the south side of Dietrich Dr., being 167.9' west of the cutback of Ackerman Road and Dietrich Road, having 209.56' on Dietrich Road with a depth of 208.01'.

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

Mr. Webb moved to approve the recommendation of the Zoning Commission provided that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 62,927

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 1.00 ACRE TRACT OUT OF CB 5098, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 5500 BLOCK OF DIETRICH ROAD, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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32. CASE 286027 - to rezone Lot 6, Block 20, NCB 393, 100 Block of Paschal, from "R-3" S.R. Multiple Family Residence District Special Request to "B-2" Business District, located southwest of the intersection of E. Evergreen Street and Paschal Street, having 112.12' on E. Evergreen Street and 55.9' on Paschal Street.

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

Mr. Andy Guerrero, Planner III, stated that he had received a petition with 53 signatures in opposition.

Mr. Jack Kaufman, representing Mrs. Mary Quintero, the proponent, stated that Mrs. Quintero has been a homeowner for over 40 years. He stated that they are requesting the change of zoning for a food catering service.

Mr. Michael Smith, representing the Tobin Hill Neighborhood Association and Our Lady of Sorrows Church, stated his concern that the master plan for their neighborhood is mainly residential in nature and they would like to keep it that way. He stated that they had experienced several problems with the commercial property in their neighborhood. He further questioned a block party and the presence of a representative from the Neighborhood Initiatives Department the previous night in the vicinity in question.

Mr. Kaufman stated that the problems they are having is with residents along St. Mary's Street and not the area in discussion.

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Ms. Berriozabal displayed a map of the area, showing interjection of commercial uses into a residential area. She stated that she feels this "chipping away" of such an area must be stopped.

Mr. Kaufman stated that he is willing to deed restrict the property to only the catering use.

Ms. Berriozabal spoke to the need to continue working with the city and master planning. She moved to deny the rezoning request. Mrs. Vera seconded the motion.

Mr. Thompson stated that zoning is proper based upon the use as asked for.

In response to a question by Mr. Wing, Mrs. Quintero stated that she is a life long resident of the neighborhood and is willing to deed restrict her property for the catering use only.

Mr. Thompson made a substitute motion to approve the recommendation of the Zoning Commission provided that the property is deed restricted for the food catering service only. Mr. Wing seconded the motion.

The motion to approve the substitute motion prevailed by the following vote: AYES: Webb, Dutmer, Wing, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: Berriozabal, Martinez; ABSENT: None

The main motion, as substituted, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

AN ORDINANCE 62,928

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 6, BLOCK 20, NCB 393, 100 BLOCK OF PASCHAL, FROM "R-3" S.R. MULTIPLE FAMILY RESIDENCE DISTRICT SPECIAL REQUEST TO "B-2" BUSINESS DISTRICT, PROVIDED THAT LAND USE IS DEED RESTRICTED TO CATERING BUSINESS ONLY; THAT 2.2 FEET OF DEDICATION IS GIVEN ALONG BOTH EVERGREEN AND PASCHAL STREETS, AND THAT OFF-STREET PARKING IS PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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86-22 The Clerk read the following Ordinance:

AN ORDINANCE 62,929

AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF SAN ANTONIO AND A JOINT VENTURE OF THE ENTERPRISE DEVELOPMENT COMPANY AND THE ENCORE DEVELOPMENT CORPORATION FOR THE DEVELOPMENT OF A SPECIALTY RETAIL FACILITY PROGRAM FOR HEMISFAIR PLAZA AND THE SURROUNDING AREAS; AND APPROPRIATING \$100,000 FOR COSTS ASSOCIATED IN STRUCTURING THE DEVELOPMENT PROGRAM.

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Mayor Cisneros spoke of the development of proposed ordinance. He also spoke of the work of Mr. James Rouse, chairman of Encore Development Co.

Mr. David Garcia, Special Projects Officer, explained the Hemisfair redevelopment project plans.

Mr. Aubrey Gorman, President of Encore Development spoke of the opportunity this plan brings to San Antonio. He spoke of some of his firms previous projects and the results which were obtained from these projects.

Mrs. Dutmer spoke in favor of the plan.

In response to a question by Mrs. Dutmer, Mr. Garcia stated that the study would be concluded in six months.

Mr. Thompson stated his concern with the cost to the city and the acreage involved in this project. He further stated his concern with the ownership of the design project.

Mayor Cisneros spoke in favor of this plan and the benefits to be gained from this venture.

Mr. Lawrence Williams, representing the tenants at La Villita, spoke in favor of the plan. He further stated that the tenants would like to be involved in the planning process. He spoke of their concerns on the affect on La Villita.

Mr. Lehrich, President of the Fiesta Plaza Committee, spoke in support of the project.

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Ms. Janet Francis, President of the Conservation Society, spoke in support of the project. She spoke of the downtown area needing a "shot in the arm".

Mrs. Berriozabal spoke in appreciation of everyone involved in the project. She spoke of the need to unite "linkages" in downtown developments. She further stated that she would like to work with the La Villita merchants and the surrounding areas involved.

Mayor Cisneros stated that he would like to put together a work group to be involved in this project. He then thanked everyone involved.

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

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86-22 The Clerk read the following Ordinance:

AN ORDINANCE 62,930

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

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Mr. Wing moved to approve the proposed Ordinance. Mr. Thompson seconded the motion.

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

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86-22 The Clerk read the following Resolution:

A RESOLUTION 86-22-25

FORWARDING COMMENTS AND RECOMMENDATIONS TO THE TEXAS WATER COMMISSION REGARDING THE EDWARDS AQUIFER RULE.

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Mr. Thompson moved to approve the proposed Resolution. Mrs. Dutmer seconded the motion.

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

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86-22 The Clerk read the following Ordinance:

AN ORDINANCE 62,931

AWARDING A CONTRACT TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH THE ANNUAL SUMMER NUTRITION PROGRAM.

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Mayor Cisneros explained that the low bidder did not meet the specifications.

Mr. John Brooks, Director of Purchasing, explained that state requirements had to be used, which required a 5% bid bond. The low bidder did not supply a bid bond. He spoke of a telephone conference with state officials in which they would not waive the no bond proposal. He also spoke of other areas of the bid which were not complete.

Mr. Louis Vera, Dynam Inc., explained that they were inspected by the state and were certified to serve the summer lunch program. He stated that they are a family business.

Mr. Dario Chapa, Dynam Inc., stated that the bonding companies would not bond him because of the inadequacy of time. He further explained that a certified check for \$15,000 was provided in lieu of the bond.

Mr. Tom Muir, President of Builtrite, stated that the state had found the low bidder deficient in 8 other areas.

Mr. Louis Vera stated that their bid was based on a per unit cost.

Mr. John Brooks stated that there were other areas in which this low bidder would be "bumped", based upon the written specifications.

Mayor Cisneros stated his recommendation to award the bid to the low bidder in spite of the technicalities.

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In response to a question by Mrs. Dutmer, Mr. Brooks stated that the state requires a bid bond based on 5% of the estimated total lunches.

Mr. Martinez spoke of the need for the city to provide linkage with minority businesses. He further stated that the bond is a minor requirement.

Mr. Martinez made a motion to approve the bid of Dynam, Inc. Ms. Berriozabal seconded the motion.

In response to a question by Mr. Wing, Mr. Tom Finlay, Assistant City Attorney, explained that this decision is subject to state approval.

Mr. Wing spoke of his concern that the city may lose time pending the decision of the State.

Mr. Wing moved to amend the ordinance with the stipulation that if the state disapproves the Council's decision to award the bid to the low bidder the bid should then be awarded to Builtrite. Mr. Martinez seconded the motion.

Mr. Fox spoke of his concern to protect the City.

Mr. Wing stated that he does not want to see the city's money in jeopardy.

Mr. Louis Vera stated that their conflict is not with the state but with the city staff. He further stated that they are prepared to provide the lunches at this time.

Mr. Harrington stated that he would go with the staff's recommendations.

In response to a question by Mr. Webb, Mr. Ron Darner, Director of Parks and Recreation, stated that a staff person had been sent to Austin to receive the letter from the state. He further explained the mid-range of lunches, forms and sites involved.

Mrs. Dutmer spoke to more than one bid discrepancy involved.

Mr. Thompson spoke in favor of the low bidder and stated that that the absence of the bond was not enough to deny them.

Mr. Dario Chapa stated that the city had notified him that the only discrepancy with his bid was the absence of his bond.

The vote on the amended motion prevailed as follows: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Hasslocher, Cisneros; NAYS: None; ABSENT: Labatt.

The vote on the main motion, as amended, prevailed by the following vote: AYES: Berriozabal, Webb, Wing, Martinez, Thompson, Vera, Hasslocher, Cisneros; NAYS: Harrington; ABSENT: Labatt; ABSTAIN: Dutmer

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86-22 At this time Mayor Cisneros was obliged to leave the meeting, Mayor Pro-Tem Ed Harrington presided.

- - -
86-22 PUBLIC HEARING & CONSIDERATION OF AN ORDINANCE - CDBG FUNDS

Mayor Pro-Tem Harrington declared the public hearing to be open.

Mr. Drew Cameron, Acting Director of Neighborhood Initiatives explained the ordinance.

Ms. Janet Francis, President of the Conservation Society spoke in support of the ordinance and volunteered the assistance of the Conservation Society in this program.

Mayor Pro-Tem Harrington declared the public hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 62,932

TERMINATING THE CDBG HISTORIC FACADE LOAN PROGRAM AND REALLOCATING THE REMAINING BALANCES IN THE PROGRAM TO SUPPORT THE OWNER OCCUPIED HOUSING REHABILITATION PROGRAM.

* * * *

Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Webb seconded the motion.

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

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86-22 PUBLIC HEARING & CONSIDERATION OF AN ORDINANCE - CDBG FUNDS

Mayor Pro-Tem Harrington declared the Public Hearing to be open.

Mr. Drew Cameron, Acting Director of Neighborhood Initiatives, explained the ordinance.

Ms. Carmen Jaramillo, representing the Ft. Sam Gateway Task Force, spoke in favor of the ordinance.

Mr. Thompson stated that the city needs to rehabilitate the whole area.

Mayor Pro-Tem Harrington declared the public hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 62,933

TERMINATING THE CDBG ST. PAUL STREETS PROJECT,
CREATING THE FORT SAM HOUSTON/NEW BRAUNFELS AVENUE
REVITALIZATION PROJECT, AND REPROGRAMMING BALANCES
REMAINING IN THE TERMINATED PROJECT.

* * * *

Mrs. Dutmer made a motion to approve the proposed ordinance. Mr. Wing seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Vera, Harrington, NAYS: None; ABSENT: Martinez, Labatt, Cisneros; ABSTAIN: Thompson.

86-22 PUBLIC HEARING & CONSIDERATION OF AN ORDINANCE - CLOSING & ABANDONING A PORTION OF RICHVIEW STREET.

Mayor Pro-Tem Harrington declared the public hearing to be open.

Mr. Frank Kiolbassa, Director of Public Works explained the ordinance.

Mayor Pro-Tem Harrington declared the public hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 62,934

CLOSING AND ABANDONING AN UNIMPROVED PORTION OF RICHVIEW STREET, BETWEEN NEW CITY BLOCKS 14687 AND 14688 AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE A QUITCLAIM TO THE ADJACENT OWNER, CAPITAL BANK NORTHWEST, FOR A CONSIDERATION OF \$1.00.

* * * *

Mrs. Dutmer made a motion to approve the proposed ordinance. Mr. Hasslocher seconded the motion.

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

CITIZENS TO BE HEARD

MS. HELEN WALTER

Ms. Walter, 5286 Round Table, spoke to the creation of the Silver Haired Legislature, which will have 116 members from across the state, and five from Bexar County. She spoke of the lack of publicity about this body, and of the lack of funding for Bexar County's delegates to the Legislature, once it is seated. She then spoke to the growth of the number of senior citizens in San Antonio and Bexar County, and of their impact upon members of the State Legislature.

A discussion then took place concerning the needs of prospective delegates from Bexar County.

* * * *

MR. EDUARDO MORALES

Mr. Morales, 910 Torreon, spoke of the rise in crime in his area of the city, and voiced his concern for the safety of his family. He further stated that he feels that the Police Department is not adequately doing its job in halting the spread of violence related to drugs. He then expressed his feeling the members of the Police Department are harassing him as a result of his complaints about crime in his area, and he accused

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much of the rise in crime on illegal aliens, who he stated are responsible for much of the organized violence in San Antonio, making the average citizen afraid for his own safety.

* * * *

COMMUNITY CLINIC

Ms. Lucinda Rodriguez, spoke of the funding needs of the Community Clinic, formerly the San Antonio Free Clinic. A copy of a position paper on this topic is made a part of the papers of this meeting. She then briefly described the services of the Community Clinic.

Ms. Priscilla King, spoke of the services of the Community clinic, including treatment and support groups for AIDS victims. She asked that the City Council write a letter of support for the Community Clinic to United Way, urging its support for the clinic.

* * * *

MS. MARIA DOMINGUEZ

Ms. Dominguez asked for information concerning proceeds of previous City bond issues for Police Department purposes, and for streets.

Mrs. Dutmer explained the process of using bond funds, much of which have not been used yet because the need for planning and engineering, etc. She also spoke in support of plans for a satellite police station.

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 Mayor Cisneros returned to the meeting and presided.
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86-22 The Clerk read the following Ordinance:

AN ORDINANCE 62,935

ACCEPTING THE BID OF CLEARWATER CONSTRUCTORS IN THE AMOUNT OF \$9,292,000.00 FOR THE CONSTRUCTION OF THE LEON AND SALADO CREEK WASTEWATER TREATMENT PLANTS DIGESTER REHABILITATION PROJECT; AUTHORIZING SUPPORT CONTRACTS FOR CONSTRUCTION AND POST CONSTRUCTION PHASE ENGINEERING SERVICES WITH CH2M-HILL CENTRAL, INC., IN THE AMOUNT OF \$375,300.00 TO PROVIDE ENGINEERING SERVICES IN THE CONSTRUCTION AND POST

CONSTRUCTION PHASES, ADMINISTRATIVE IN THE AMOUNT OF \$960,000.00; ESTABLISHING A MISCELLANEOUS CONSTRUCTION CONTINGENCY; APPROVING A CONTRACT; PROVIDING FOR PAYMENT; AND AUTHORIZING EXECUTION OF CONTRACT AMENDMENT #3 WITH CH2M-HILL CENTRAL IN THE AMOUNT OF \$80,000.00.

* * * *

Mayor Cisneros spoke of his concern with problems with Clearwater Construction on previous jobs.

Mr. Kiolbassa, Director of Public Works, stated that the problems they had had with them had been worked out.

Mrs. Dutmer made a motion to approve the proposed ordinance. Mr. Harrington seconded the motion.

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

- - -
86-22 The Clerk read the following Ordinance:

AN ORDINANCE 62,936 .

.
AMENDING SECTION 22-1 OF THE CITY CODE OF THE CITY OF SAN ANTONIO TO PROHIBIT THE SALE, POSSESSION, CONSUMPTION, OR DISTRIBUTION OF ALCOHOLIC BEVERAGES IN MADISON SQUARE PARK; AND PROVIDING A PENALTY FOR VIOLATION HEREOF OF A FINE OF NOT LESS THAN \$1.00 NOR MORE THAN \$200.00.

* * * *

Mrs. Berriozabal made a motion to approve the proposed ordinance. 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, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Cisneros; NAYS: None; ABSENT: Webb, Hasslocher.

- - -
86-22 The Clerk read the following Ordinance:

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AN ORDINANCE 62,937

APPOINTING COL. DEWITT COOK TO SERVE ON THE
FIREMEN'S AND POLICEMEN'S CIVIL SERVICE COMMISSION.

* * * *

Mrs. Berriozabal made a motion to approve the proposed ordinance.
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, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Cisneros;
NAYS: None; ABSENT: Webb, Hasslocher.

86-22 The Clerk read the following Ordinance:

AN ORDINANCE 62,938

APPOINTING INDIVIDUALS TO SERVE ON THE UNIVERSIDAD
NACIONAL AUTONOMA DE MEXICO INAUGURATION COMMITTEE.

* * * *

Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr.
Wing seconded the motion.

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

86-22 The Clerk read the following Ordinance:

AN ORDINANCE 62,939

SELECTING INDIVIDUALS TO SERVE AS THE CITY'S
APPOINTMENTS TO THE ALAMO PRIVATE INDUSTRY COUNCIL.
(R.N. PRICE, NELL ROSE EASON, SIMON CASTILLO, NELLIE
HERNANDEZ, GLORIA N. IRUEGAS, BONNIE E.O. SYMONDS,
SYLVIA HINOJOSA, ROSE VALDEZ, JUDE VALDEZ, JOHNNY F.
GAVLICK.)

* * * *

In response to a question by Mr. Labatt, Mr. Ken Daly, Director

of Economic & Employment Development, explained the appointment process.

Mayor Cisneros spoke to the need to meet with Ms. Yolanda Ledesma, City Clerk's Office, to work on this Board.

Mr. Hasslocher made a motion to approve the proposed Ordinance. Mrs. Dutmer seconded the motion.

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

- - -
86-22 The Clerk read the following Ordinance:

AN ORDINANCE 62,940 .

.
AMENDING ORDINANCE #62255 PASSED ON JANUARY 30, 1986, WHICH APPROPRIATED \$60,000.00 TO THE WESTSIDE PARISH COALITION TO SUPPORT ITS HOUSING DEVELOPMENT PROGRAM IN THE VISTA VERDE SOUTH PROJECT, REDUCING THE FUNDING TO A LEVEL COMMENSURATE WITH THE ACTUAL NUMBER OF HOUSES TO BE BUILT.

* * * *

Mr. Harrington made a motion to rescind Ordinance #62255 passed on January 30, 1986, which appropriated \$60,000.00 to the Westside Parish Coalition. Mr. Hasslocher seconded the motion.

Mr. Martinez then offered a substitute motion amending Ordinance #62255 passed on January 30, 1986, which appropriated \$60,000.00 to the Westside Parish Coalition to support its housing development program in the Vista Verde South Project, reducing the funding to a level commensurate with the actual number of houses to be built. Ms. Berriozabal seconded the motion.

Mr. David Garcia, Special Projects Officer, explained the ordinances and the implication of the ordinance.

Mrs. Dutmer stated the money should be withdrawn. She further stated that the sub-contractors involved did not train the women for placement after the project is over.

In response to a question by Mrs. Dutmer, Sister Jane, representing the Westside Parish Coalition, stated that the reason they went with an outside realtor was the unavailability of money. She further

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stated that they are a non-profit organization and any profits from the houses are used to buy land to build more houses.

In response to a question by Mrs. Dutmer, Sister Jane stated that about 12 to 14% of their budget is administrative costs. She then explained that they do pay the realtors with city money.

Mr. Wing spoke in support of the ordinance and of the original concept of providing money to the Coalition.

In response to a question by Mr. Wing, Mr. Louis Fox, City Manager, explained the results of the audit which did clear the Coalition.

Mr. Martinez spoke in support of the ordinance.

Mr. Harrington spoke in opposition to granting funds to the Coalition.

Mrs. Dutmer stated that she did not recall the initiation of the program. She further stated her concern that there were no records of women being employed in non-traditional jobs inconjunction with this program.

Mr. Labatt stated that he is in support of the reduced funding.

Mrs. Berriozabal spoke in support of the Coalition. She spoke of the training the women go through in this program. She spoke of churches in other cities using this same program.

Ms. Vera stated that she is in support of the pro-rated amount.

The vote on the substitute motion prevailed as follows: AYES: Berriozabal, Webb, Wing, Martinez, Thompson, Vera, Labatt, Cisneros; NAYS: Dutmer, Harrington, Hasslocher.

The vote on the main motion as substituted prevailed as follows: AYES: Berriozabal, Webb, Wing, Martinez, Thompson, Vera, Labatt, Cisneros; NAYS: Dutmer, Harrington, Hasslocher.

There being no further business to come before the City Council, the meeting was adjourned at 6:45 P.M.

A P P R O V E D

Henry Cisneros
M A Y O R

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

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