

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
WEDNESDAY, JULY 3, 1985.

* * * *

The Regular Meeting of the City Council was called to order by the presiding officer, Mayor Henry Cisneros, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, MARTINEZ, THOMPSON, VERA, HARRINGTON, ARCHER, HASSLOCHER, CISNEROS. Absent: NONE.

- - -
85-39 The invocation was given by Reverend Andrew G. Gonzalez, Mision Bautista Getsemani.

- - -
85-39 The City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

- - -
85-39 MRS. ALBERT BERLER

Mayor Cisneros spoke of the long history of service of Mrs. Albert Berler. Her outstanding contributions to the San Antonio Public Library System as a long-time supporter of that facility. He noted that it was her initial idea to solicit library support funds through bill insertions in City Public Service bills. He then read a Proclamation designating her a "Benefactor de la Comunidad."

Mayor Cisneros then thanked Mrs. Berler for her work. Mrs. Berler, in turn, thanked the Mayor and Council for the honor and accepted the proclamation. She then spoke of the needs of the public library system.

Mayor Cisneros asked that City Public Service consider repeating this solicitation campaign on behalf of the public library through future CPS bill inserts.

Mrs. Berler requested the Mayor ask City Water Board to perhaps consider doing the same thing with its bills in the future.

At this point, members of the City Council then offered their individual congratulations.

- - -

85-39

ARSENAL SOCCER TEAM

Mayor Cisneros introduced members of the Arsenal Soccer Team from San Antonio and noted that they would be competing in an international tournament of soccer games in various cities throughout England and Ireland in the next few weeks. He asked the team and its coaches to come forward and welcomed them to City Hall. Mayor Cisneros gave each of the coaches copies of San Antonio's official book and asked them to pass them along as gifts during their tour of England and Ireland. He also presented t-shirts for team members. Mayor Cisneros at this time presented Alcaldes to the coaches who will then in turn present them to the Mayors of the three major cities that they will visit during the soccer tournament.

A representative of the team then briefly explained the formation of the Arsenal Soccer Team from San Antonio's Youth Soccer organizations and spoke briefly of plans for the tour.

Individual team members introduced themselves.

The Mayor and the City Council members then wished them luck on their tournament.

85-39

GOVERNOR'S AWARD

Mayor Cisneros introduced Ms. Sybil Kane, Chairman of the City's Clean Communities Commission. Ms. Kane briefly explained the significance of the Governor's Award just received by the City of San Antonio from the Governor's office for its outstanding work in the Clean Community Commission. She then presented the award to Mayor Cisneros who accepted it on behalf of the citizens of San Antonio.

Mayor Cisneros thanked Ms. Kane for the presentation and thanked the Governor for making the award. He spoke of Ms. Kane's cohesiveness in Council District 6.

Ms. Berriozabal spoke of Ms. Kane's history of volunteerism on behalf of her community.

Mr. Thompson spoke of Ms. Kane's individual efforts in District 6.

85-39 The minutes of the City Council Meeting of June 20, 1985 were approved.

July 3, 1985
mlr

85-39SEARCH FOR MISSING TAXICAB OPERATOR

Mr. Martinez spoke briefly of the case of the missing San Antonio taxicab operator, Mr. Julio Villarreal.

Mr. Robert Morales, President of the San Antonio Taxicab Association, spoke of the circumstances surrounding the disappearance of cab driver Julio Villarreal, who has been missing since June 17th along with his taxicab. Mr. Morales then outlined the efforts of the San Antonio Taxicab Association and Cabs On Patrol in the search. He asked for public assistance in the search efforts for the missing cab driver noting that thousands of notices with the picture and description of Julio Villarreal have been printed and distributed throughout the City.

Mayor Cisneros thanked Mr. Morales for his efforts in this regard and stated further that he does not want San Antonio to have to require such things as bullet-proof glass separating the driver and passenger in City taxicabs. Mayor Cisneros stated further that he would like to arrange a meeting of all cab drivers to bring them together in a seminar to speak to the importance of their being some of the first persons that tourists meet when they arrive in San Antonio. The seminar would also brief the cab drivers on what San Antonio has to offer with information that they could pass on to their fares as they leave International Airport.

85-39CONSENT AGENDA

Mr. Thompson made a motion to approve Agenda Items 6 - 29, constituting the Consent Agenda, with Items 10, 22, and 24 to be pulled for individual consideration. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 60,965

ACCEPTING THE BID OF PAUL ANDERSON COMPANY TO FURNISH THE CITY OF SAN ANTONIO MUNICIPAL COURTS WITH WORK STATIONS FOR A TOTAL OF \$8,990.72.

* * * *

July 3, 1985
mlr

AN ORDINANCE 60,966

AUTHORIZING PAYMENT TO BAXTER & SONS ELEVATOR COMPANY FOR EMERGENCY REPAIRS TO THE TOWER OF THE AMERICAS ELEVATOR #3 FOR A TOTAL OF \$5,812.

* * * *

AN ORDINANCE 60,967

ACCEPTING THE PROPOSAL OF K.W. GROUP, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH A MATERIALS MARKETING MANAGER FOR THE SESQUICENTENNIAL CELEBRATION.

* * * *

AN ORDINANCE 60,968

ACCEPTING THE PROPOSAL FROM RABA-KISTNER CONSULTANTS, INC., TO PROVIDE NECESSARY SOILS INVESTIGATION AND TESTING SERVICES FOR THE RUNWAY 12R/30L AND TAXIWAY G RECONSTRUCTION PROJECT AT INTERNATIONAL AIRPORT FOR A FEE NOT EXCEEDING \$25,000.00.

* * * *

AN ORDINANCE 60,969

ACCEPTING THE BID OF HILL CONTRACTORS, INC., IN THE AMOUNT OF \$56,849.00 FOR THE LAS MORAS SERVICE CENTER, AND ACCEPTING ALTERNATE BIDS #1 THROUGH #6 FOR A TOTAL CONTRACT AMOUNT OF \$118,845.00; AUTHORIZING AN ADDITIONAL \$11,884.50 FOR CONSTRUCTION CONTINGENCY; APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 60,970

AUTHORIZING AN ADDITIONAL \$50,740.11 FOR ENGINEERING FEES PAYABLE TO WALTER P. MOORE & ASSOCIATES, INC., IN CONNECTION WITH THE W. HARLAN FROM PAN AM TO ZARZAMORA PROJECT.

* * * *

July 3, 1985
mlr

AN ORDINANCE 60,971

ACCEPTING THE BID OF DUSTROL, INC., IN THE AMOUNT OF \$133,975.50 FOR THE ASPHALT RECYCLING OF STREET PAVEMENT FOR 1985; PROVIDING A CONTINGENCY; APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 60,972

APPROVING AN AMENDMENT TO THE PROFESSIONAL SERVICES CONTRACT WITH DABNEY-BYRN AND ASSOCIATES, INC., FOR DESIGN SERVICES FOR THE AIR TRAFFIC CONTROL TOWER AT INTERNATIONAL AIRPORT TO EXPAND THE SCOPE OF THE WORK AND INCREASE THE COMPENSATION.

* * * *

AN ORDINANCE 60,973

APPROPRIATING AND AUTHORIZING ADDITIONAL ENGINEERING MONEY, PAYABLE TO ROSIN-KROESCHE ENGINEERING TO PROVIDE REVISED PLANS AND SPECIFICATIONS FOR THE REDESIGN OF THE PROPOSED OFF-SITE SEWER TO INCLUDE ADEQUATE CAPACITY TO SERVICE FUTURE DEVELOPMENTS IN THE WATERSHED FOR THE AMOUNT OF \$2,083.47.

* * * *

AN ORDINANCE 60,974

AUTHORIZING THE CITY MANAGER TO EXECUTE FIELD ALTERATION #1 IN THE AMOUNT OF \$88,255.86, PAYABLE TO MISSION CONTRACTORS, INC., FOR SEWER AND STREET RELATED IMPROVEMENTS TO THE HUNTINGTON/GOULD STREET PROJECT.

* * * *

AN ORDINANCE 60,975

AUTHORIZING EXECUTION OF FIELD ALTERATION NO. 6 IN THE AMOUNT OF \$54,253.00 TO THE CONTRACT FOR THE GOLDEN STREET DRAINAGE PROJECT - PHASE 2, TO PROVIDE FOR EXTENSION OF A SEWER LINE AND CONSTRUCTION OF CONCRETE RETAINING WALLS.

* * * *

July 3, 1985
mlr

AN ORDINANCE 60,976

ACCEPTING THE BID OF DaCoM, INC., IN THE AMOUNT OF \$250,696.00 FOR THE RECONSTRUCTION OF MACDONA AND BUFFALO STREETS; AUTHORIZING \$14,219.08 FOR ENGINEERING FEES PAYABLE TO DABNEY-BYRN & ASSOCIATES, INC.; PROVIDING FOR A CONTINGENCY; APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 60,977

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$30,830.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING EASEMENTS TO CERTAIN LANDS; ACCEPTING THE DEDICATION OF EASEMENTS TO CERTAIN LANDS; AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE A PARTIAL RELEASE OF EASEMENT; ALL IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS. (WHEATLEY DRAINAGE PROJECT NO. 200: NATIONAL TITLE COMPANY AS ESCROW AGENT FOR FRED T. BACA; SAN ANTONIO WASTEWATER FACILITIES IMPROVEMENTS PROGRAM, CATEGORY NO. 4, PACKAGE "F": PAYABLE TO ALAMO TITLE COMPANY AS ESCROW AGENT FOR HARLANDALE INDEPENDENT SCHOOL DISTRICT; QUINCY LEE AND ROGERS TRACT (ROGERS RANCH) OFF-SITE SANITARY SEWER PROJECT; TERRELL PLAZA SHOPPING CENTER SANITARY SEWER PROJECT)

* * * *

AN ORDINANCE 60,978

GRANTING A LICENSE TO J. M. BENNETT, JR. TO CONSTRUCT A TWO-LEVEL BALCONY OVER A PUBLIC SIDEWALK, BEING ON HOUSTON STREET, ADJACENT TO NEW CITY BLOCK 407, AND MANIFESTING AN AGREEMENT IN CONNECTION THEREWITH.

* * * *

AN ORDINANCE 60,979

AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE FOUR (4) QUITCLAIM DEEDS, CONVEYING AN EXISTING DRAINAGE RIGHT OF WAY, BETWEEN LOTS 7, 8, 32, AND 33, BLOCK 3, NEW CITY BLOCK 13786 TO THE ADJACENT OWNERS, FOR A CONSIDERATION OF \$1.00. (ROYAL RIDGE UNIT 2 SUBDIVISION - 4 DEEDS TO DANTE

A. CHIEI, EDWIN A. DAYTON, RICHARD A. GRIFFIN AND ROY E. SALZIGER)

* * * *

AN ORDINANCE 60,980

AUTHORIZING THE SALE OF CITY OWNED PROPERTY AT TAX SALE.

* * * *

A RESOLUTION NO. 85-39-60

REQUESTING THE STATE HIGHWAY AND PUBLIC TRANSPORTATION COMMISSION TO DECLARE A 0.618 ACRE TRACT OF LAND APPURTENANT TO U.S. HIGHWAY 281 IN BEXAR COUNTY, TEXAS TO BE SURPLUS AND TO QUITCLAIM SAID PROPERTY TO MORTGAGE LOAN AND AGENCY COMPANY.

* * * *

AN ORDINANCE 60,981

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

* * * *

AN ORDINANCE 60,982

AMENDING ORDINANCE NO. 60895 PASSED ON JUNE 20, 1985, TO CORRECT THE CITATION OF THE FUND AND EXPENDITURE ACCOUNT FOR THE APPROPRIATION AND EXPENDITURE OF ADDITIONAL ENGINEERING FEES IN THE MITCHELL/WELLINGTON/NOGALITOS/MARGIL/RIPFORD STREETS RECONSTRUCTION PROJECT IN THE 1984 STREET GENERAL OBLIGATION BOND FUND.

* * * *

AN ORDINANCE 60,983

AUTHORIZING SUBMISSION OF AN APPLICATION TO THE U.S. ENVIRONMENTAL PROTECTION AGENCY FOR AN AIR POLLUTION CONTROL PROGRAM GRANT.

* * * *

July 3, 1985
mlr

AN ORDINANCE 60,984

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

* * * *

85-39 The Clerk read the following Ordinance:

AN ORDINANCE 60,985

ACCEPTING A GRANT IN THE AMOUNT OF \$182,862.00 FROM THE FEDERAL AVIATION ADMINISTRATION FOR AN ENVIRONMENTAL IMPACT STATEMENT AND AUTHORIZING THE EXECUTION OF A CONTRACT PURSUANT THERETO; APPROPRIATING THE SUM OF \$20,318.00 IN LOCAL MATCHING FUNDS AND APPROVING A REVISED BUDGET FOR THE STINSON MUNICIPAL AIRPORT MASTER PLAN PROJECT; AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT #1 TO THE CONTRACT FOR PROFESSIONAL SERVICES WITH CRESS & ASSOCIATES, INC. WHICH WAS ENTERED INTO PURSUANT TO ORDINANCE NO. 55020 OF MARCH 4, 1982 TO PROVIDE FOR AN ENVIRONMENTAL IMPACT STATEMENT WORK PROGRAM AS PART OF THE STINSON MUNICIPAL AIRPORT MASTER PLAN AND AUTHORIZING THE PAYMENT OF \$173,180.00 TO CRESS & ASSOCIATES, INC. FOR PROFESSIONAL SERVICES.

* * * *

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

In response to a question by Mrs. Dutmer, Mr. Michael Kutchins, Director of Aviation, discussed the specifics of funding involved in this matter of the Stinson Airport Master Plan Project.

Mr. Thompson voiced his concern with the federal government's delay in implementation of this project for San Antonio. Mr. Kutchins briefly explained details of the Master Plan requirements by the Federal Aviation Administration officials involved.

July 3, 1985
mlr

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

85-39 The Clerk read the following Ordinance:

AN ORDINANCE 60,986

DECLARING TRACTS OF LAND BEING THE REMAINING PORTIONS OF LOTS 5 THROUGH 11 AND A SMALL PORTION OF THE REMAINDER OF LOT 12, NEW CITY BLOCK 3957, SURPLUS TO THE CITY'S NEEDS AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE A SPECIAL WARRANTY DEED TO THE SAN ANTONIO ASSOCIATION FOR THE BLIND, ADJACENT OWNER, FOR A CONSIDERATION OF \$1.00.

* * * *

Mr. Hasslocher made a motion to approve the proposed Ordinance. Ms. Berriozabal seconded the motion.

Mrs. Dutmer proposed an amendment to approve subject to only a \$1.00 fee for the sale of the property rather than the staff requirement. Mr. Harrington seconded the motion.

Mrs. Dutmer noted that the San Antonio Association for the Blind is strictly a non-profit association. She spoke then to its good work with the community dealing with blind persons, noting that they are of great help to blind citizens of San Antonio. She then spoke to the odd configuration of the parcel of ground involved, noting that it costs the City considerable amounts of money in order to maintain it.

Mr. Elvin Schofield, President of the San Antonio Association for the Blind, briefly explained his group's plans for use of the property, noting that the Association has served the City of San Antonio and its blind citizens for some half a century. He then distributed photographs showing the eyesore condition of the property involved and the heavy undergrowth. He then spoke of his organization's plans to beautify the property involved.

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

The main motion, as amended, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera,

July 3, 1985
mlr

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

85-39 The Clerk read the following Resolution:

A RESOLUTION NO. 85-39-61

REQUESTING THE STATE HIGHWAY AND PUBLIC TRANSPORTATION COMMISSION TO DECLARE AN EXISTING DRAINAGE CHANNEL EASEMENT APPURTENANT TO STATE LOOP 1604 IN BEXAR COUNTY, TEXAS SURPLUS TO THE NEEDS OF THE STATE AND TO QUITCLAIM SAID CHANNEL EASEMENT TO TOM TURNER INTERESTS.

* * * *

Mr. Archer made a motion to approve the proposed Resolution. Mr. Harrington seconded the motion.

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

ZONING HEARINGS

30. CASE Z85153 - to rezone Lots 38 and 39, Block F, NCB 6014, in the 400 Block of Holland, from "B" Residence District to "O-1" Office District, located on the southeast corner of Kendall Avenue and Holland Avenue, having 90' frontage on Holland Avenue and 100' on Kendall Avenue.

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

No citizen appeared to speak in opposition.

Mr. Archer moved that the recommendation of the Zoning Commission be approved provided that 7 1/2' of dedication is given on both Kendall and Holland Streets. Access is oriented to Kendall Street. That driveways and off-street parking are provided and submitted to the Traffic Section for approval. Mrs. Dutmer seconded the motion.

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

July 3, 1985
mlr

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

AN ORDINANCE 60,987

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 38 AND 39, BLOCK F, NCB 6014, IN THE 400 BLOCK OF HOLLAND, FROM "B" RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT, PROVIDED THAT 7 1/2' OF DEDICATION IS GIVEN ON BOTH KENDALL AND HOLLAND STREET. ACCESS IS ORIENTED TO KENDALL STREET. THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED TO THE TRAFFIC SECTION FOR APPROVAL.

* * * *

31. CASE Z85161 - to rezone Lots 2, 3, 4, 5, Block 1, NCB 14805, in the 17000 Block of Silverwood Drive, from Temporary "R-1" ERZD Edwards Recharge Zone One Family Residence District to "B-3R" ERZD Edwards Recharge Zone Restrictive Business District, located on the eastside of U.S. 281 North, bounded by Kentwood Drive on the south and Silverwood Drive on the east.

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

Mr. Hasslocher made a motion to approve staff recommendation of B-2 ERZD Edwards Recharge Zone Restrictive Business District. Mr. Archer seconded the motion.

Mr. Bill Von Rosenberg, representing the proponent, noted that the State of Texas is already planning to condemn some 6,800 square feet of this property for Highway 281 construction thus further restricting the development of the property involved. He noted that his firm has no plans as yet for use of the property.

Mr. Andy Guerrero, Planner III, noted that the property is located close to single family residences.

Mrs. Dutmer voiced her concern that there is no pollution abatement plan on file for this property as yet. She also voiced her concern with the lack of Board Order restrictions concerning caves and

July 3, 1985
mlr

sinkholes on the property. She stated that she would like to see a pollution abatement plan in place when cases such as this are filed for action by the City Council.

Ms. Berriozabal spoke to the Environmental Protection Office letter included with this case and its concerns with possible uses of the property for such things as gasoline stations.

Mr. Hasslocher asked that the possibility be studied of creating a separate zoning classification which deals specifically with underground gasoline storage tanks located over the Edwards Aquifer. He stated that he would study the matter himself and come back to the City Council with ideas and recommendations in this regard.

Mr. Guerrero noted that City regulations require full City Council approval of such uses over the aquifer at the present time.

The motion for B-2 zoning was approved by the following vote: AYES: Wing, Martinez, Thompson, Vera, Harrington, Archer, Hasslocher, Cisneros; NAYS: Berriozabal, Webb, Dutmer; ABSENT: None.

AN ORDINANCE 60,988

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 2, 3, 4, 5, BLOCK 1, NCB 14805, IN THE 17000 BLOCK OF SILVERWOOD DRIVE, FROM TEMPORARY "R-1" ERZD EDWARDS RECHARGE ZONE ONE FAMILY RESIDENCE DISTRICT TO "B-2" ERZD EDWARDS RECHARGE ZONE RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT A 1' NON-ACCESS EASEMENT IS IMPOSED ALONG SILVERWOOD DRIVE AND THAT DRIVEWAYS ARE SECURED FROM THE STATE DEPARTMENT OF HIGHWAYS & PUBLIC TRANSPORTATION. FURTHER PROVIDED THAT OFF-STREET PARKING IS PROVIDED AND SUBMITTED TO THE TRAFFIC SECTION FOR APPROVAL.

* * * *

32. CASE Z85168 - to rezone a 5.248 acre tract of land out of NCB 15724, being further described by field notes filed in the Office of the City Clerk, in the 13000 Block of Judson Road, from "R-3" Multiple Family Residence District and "B-2" Business District to "P-1(R-7)"

July 3, 1985
mlr

Planned Unit Development Small Lot Homes District, located on the west side of Judson Road, approximately 330' northwest of the intersection of Independence Avenue and Judson Road, having 50' frontage on Judson with an approximate depth of 860' and a width of approximately 380'.

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

Mr. John Curbow, Somerset, the proponent, stated that he planned to build garden homes and duplexes on the property.

Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved. Mr. Wing 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, Hasslocher, Cisneros; NAYS: None; ABSENT: Archer.

AN ORDINANCE 60,989

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 5.248 ACRE TRACT OF LAND OUT OF NCB 15724, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 13000 BLOCK OF JUDSON ROAD, FROM "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT AND "B-2" BUSINESS DISTRICT TO "P-1 (R-7)" PLANNED UNIT DEVELOPMENT SMALL LOT HOMES DISTRICT.

* * * *

33. CASE Z85196 - to rezone a 3.379 acre tract of land out of NCB 15673, being further described by field notes filed in the Office of the City Clerk, from "R-2" ERZD Two Family Residence District to "R-6" ERZD Townhouse Residence District; a 0.67 acre tract of land out of NCB 15673, being further described by field notes filed in the Office of the City Clerk, from "B-3" ERZD Business District to "B-2" ERZD Business District; a 9.486 acre tract of land out of NCB 15673, being further described by field notes filed in the Office of the City Clerk, from "B-2" ERZD Business District to "B-3" ERZD Business District; and a 49.805 acre tract of land out of NCB 15673, being further described by

July 3, 1985
mlr

field notes filed in the Office of the City Clerk, from "R-3" ERZD Multiple Family Residence District to "B-2" ERZD Business District, located on the south R.O.W. of Highway 1604, approximately 6750' southeast of the intersection of U.S. 281 North and Highway 1604, having 931.76' frontage on Highway 1604 with an approximate depth of 2000' and an approximate width of 3800'.

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

Mrs. Dutmer noted that no pollution abatement plan has been filed as yet on this large tract of land that borders sensitive Mud Creek over the Edwards Aquifer.

Mr. Fernando Cuellar, Planner, representing the proponent, briefly explained the request for multi-use development on the property, noting that his firm is working closely with the Environmental Protection Office in order to develop a pollution abatement plan. He then distributed copies of a letter committing his firm to a pollution abatement plan on the property and spoke to full details of the proposed plan.

Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved provided that access from 1604 is secured from the Texas Highway Department, that driveways on Henderson Pass are provided and that off-street parking is provided and submitted to the Traffic Section for approval. Mr. Wing seconded the motion.

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

AN ORDINANCE 60,990

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 3.379 ACRE TRACT OF LAND OUT OF NCB 15673, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM "R-2" ERZD TWO FAMILY RESIDENCE DISTRICT TO "R-6" ERZD TOWNHOUSE RESIDENCE DISTRICT; A 0.67 ACRE TRACT OF LAND OUT OF NCB 15673, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM "B-3" ERZD BUSINESS DISTRICT TO "B-2" ERZD BUSINESS DISTRICT; A 9.486 ACRE TRACT OF LAND OUT OF NCB 15673, BEING FURTHER DESCRIBED BY FIELD NOTES

FILED IN THE OFFICE OF THE CITY CLERK, FROM "B-2" ERZD BUSINESS DISTRICT TO "B-3" ERZD BUSINESS DISTRICT; AND A 49.805 ACRE TRACT OF LAND OUT OF NCB 15673, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM "R-3" ERZD MULTIPLE FAMILY RESIDENCE DISTRICT TO "B-2" ERZD BUSINESS DISTRICT, PROVIDED THAT ACCESS FROM 1604 IS SECURED FROM THE TEXAS HIGHWAY DEPARTMENT. THAT DRIVEWAYS ON HENDERSON PASS ARE PROVIDED AND THAT OFF-STREET PARKING IS PROVIDED AND SUBMITTED TO THE TRAFFIC SECTION FOR APPROVAL.

* * * *

34. CASE Z85205 - to rezone the south 60' of Lot 13, Block 3, NCB 15504, 2600 Block of S.W. Loop 410 Expressway, from Temporary "R-1" One Family Residence District to "B-3" Business District, located on the east side of S.W. Loop 410 Expressway, being 180' south of the intersection of Glider Drive and S.W. Loop 410 Expressway, having 60' on S.W. Loop 410 Expressway and a depth of 162.5'.

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

Mr. Thompson voiced his concern with possible sale of alcoholic beverages on the property and asked the proponent, Mr. Lewis D. Hood, whether he objected to a B-3NA zoning on the property. Mr. Hood stated that he would accept a B-3NA.

Mr. Thompson made a motion to rezone the subject property B-3NA provided that driveway authorization is secured from the Texas Highway Department and that off-street parking is provided and submitted to the Traffic Section for approval. Also that a 6' solid screen fence is erected and maintained along the east property line. 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, Thompson, Vera, Harrington, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Martinez, Archer.

AN ORDINANCE 60,991

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

July 3, 1985
mlr

DESCRIBED HEREIN AS THE SOUTH 60' OF LOT 13, BLOCK 3, NCB 15504, 2600 BLOCK OF S.W. LOOP 410 EXPRESSWAY, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "B-3NA" BUSINESS DISTRICT, NON-ALCOHOLIC SALES, PROVIDED THAT DRIVEWAY AUTHORIZATION IS SECURED FROM THE TEXAS HIGHWAY DEPARTMENT AND THAT OFF-STREET PARKING IS PROVIDED AND SUBMITTED TO THE TRAFFIC SECTION FOR APPROVAL. ALSO THAT A 6' SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE EAST PROPERTY LINE.

* * * *

35. CASE Z85207 - to rezone a 4.591 acre tract of land out of NCB 13665, being further described by field notes filed in the Office of the City Clerk, in the 8500 Block of Huebner Road, from "B-2" Business District to "B-3NA" Business District, Non-Alcoholic Sales, located on the southeast side of Huebner Road, approximately 1120' northeast of the intersection of Huebner Road and Apple Green Road, having 202.01' frontage on Huebner Road with a maximum depth of 1000'.

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

No citizen appeared to speak in opposition.

Mr. Harrington moved that the recommendation of the Zoning Commission be approved provided that 25' of dedication is given along Huebner and that driveways and off-street parking are provided and submitted to the Traffic Section for approval. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 60,992

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 4.591 ACRE TRACT OF LAND OUT OF NCB 13665, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 8500 BLOCK OF HUEBNER ROAD, FROM "B-2" BUSINESS DISTRICT

TO "B-3NA" BUSINESS, NON-ALCOHOLIC SALES DISTRICT, PROVIDED THAT 25' OF DEDICATION IS GIVEN ALONG HUEBNER AND THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED TO THE TRAFFIC SECTION FOR APPROVAL.

* * * *

36. CASE Z85214 - to rezone Lot 1, Block 2, NCB 6301, in the 300 Block of Yale Avenue, from "B" Residence District to "B-3NA" Business, Non-Alcoholic Sales District, located on the southwest corner of Yale Avenue, and Kensington Avenue, having 39' on Yale Avenue with a maximum depth of 180'.

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

No citizen appeared to speak in opposition.

Ms. Berriozabal moved that the recommendation of the Zoning Commission be approved provided that access is available only to Jon Ann Street. Also that off-street parking is provided and submitted to the Traffic Section for approval. Mr. Webb 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, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

AN ORDINANCE 60,993

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 2, NCB 6301, IN THE 300 BLOCK OF YALE AVENUE, FROM "B" RESIDENCE DISTRICT TO "B-3NA" BUSINESS, NON-ALCOHOLIC SALES, PROVIDED THAT ACCESS IS AVAILABLE ONLY TO JON ANN STREET. ALSO THAT OFF-STREET PARKING IS PROVIDED AND SUBMITTED TO THE TRAFFIC SECTION FOR APPROVAL.

* * * *

July 3, 1985
mlr

85-39 The Clerk read the following Ordinance:

AN ORDINANCE 60,994

CLOSING AND ABANDONING A PORTION OF COLIMA STREET, BETWEEN NEW CITY BLOCKS 308 AND 309, LOCATED IN THE VISTA VERDE SOUTH UDAG PROJECT, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE A QUITCLAIM DEED TO URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO, FOR A CONSIDERATION OF \$1.00.

* * * *

Mr. Webb 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, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

85-39 Mr. Frank Kiolbassa, Director of Public Works, briefly explained the proposal for an ordinance (Agenda Item 38) accepting the recommendation of the Fine Arts Commission reference a sculpture fountain and other figures at the Riverbend Parking Garage and distributed a printed handout of the proposal.

Mr. Hasslocher briefly questioned specifics of the proposal.

Mr. Hasslocher made a motion to deny the proposed ordinance. Mr. Harrington seconded the motion.

Mr. Archer stated his opposition to placing this fountain on City property and instead spoke in support of erecting statues of former mayors of the City of San Antonio.

Mayor Cisneros spoke of the possible need to instruct the Fine Arts Commission to seek perhaps a more traditional form of art to be positioned at this location, perhaps historical or political or some other art form less abstract than that proposed.

Mr. Thompson spoke in support of the Mayor's remarks.

Mr. Mel Casas, Chairman of the Fine Arts Commission, explained the series of events leading up to this proposed ordinance. He stated that the Fine Arts Commission feels the need to have something unique in

this location and it also feels that this sculpture has artistic value and, in fact, is cleverly done.

Mayor Cisneros stated his contention that the City Council apparently does not support this sculpture and he then reiterated his earlier suggestions for the Fine Arts Commission.

Ms. Berriozabal stated that she feels City Council members mirror the tastes of the people they represent in their district. She asked the Fine Arts Commission to come up with something else that better reflects the feeling of City Council members as to what should be erected at this location.

Mr. Harrington and Mr. Martinez spoke against spending tax money for this sculpture.

Mayor Cisneros stated that the City Council would consider another recommendation from the Fine Arts Commission reference a piece of public art to be erected at this location.

Mr. Kiolbassa noted that he has a budget of some \$10,000.00 for this project.

The motion to deny the proposed ordinance prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Webb.

Mr. Hasslocher made a motion to voice the Council's support for the concept of public art but reiterating to the Fine Arts Commission the Council's desire for public art at this location that would reflect the upbringing and sentiments of the City as a whole, providing for guidelines to the Fine Arts Commission as to what the City Council desires to have in the way of art located in this location at the Riverbend Parking Garage. Mr. Thompson seconded the motion.

The motion was approved by the following vote: AYES: Berriozabal, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Webb.

Mayor Cisneros asked the City staff to put into writing for the Fine Arts Commission these directions just given by the City Council by way of this motion.

-

-

-

July 3, 1985
mlr

85-39

PUBLIC HEARING - MAJESTIC PRINCE, LTD. PROJECT

Mayor Cisneros declared the Public Hearing to be open.

No citizen appeared to speak in this regard.

Mayor Cisneros declared the Public Hearing to be closed.

The Clerk then read the following Resolution:

A RESOLUTION NO. 85-39-62

APPROVING THE ISSUANCE OF A SERIES OF BONDS BY THE CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY TO FINANCE A PROJECT FOR MAJESTIC PRINCE, LTD., FOLLOWING A PUBLIC HEARING; APPROVING SAID PROJECT; MAKING CERTAIN FINDINGS AND DETERMINATIONS; AND ASSIGNING AN ALLOCATION OF PRIVATE ACTIVITY BOND LIMIT.

* * * *

Mrs. Dutmer made a motion to approve the proposed Resolution. Mr. Hasslocher 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, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Harrington.

85-39

The Clerk read the following Ordinance:

AN ORDINANCE 60,995

AUTHORIZING EXECUTION OF A CONTRACT WITH COLE/GLASS ASSOCIATES FOR CONSULTANT SERVICES FOR THE SESQUICENTENNIAL COMMITTEE.

* * * *

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

Mr. Archer, Chairman of the Council's Sesquicentennial Committee, stated that this ordinance provides for hiring a professional fundraiser in order to raise funds from the community in support of the Sesquicentennial Committee. He noted that the firm works on a percentage of the funds raised and thus no City funds are involved.

July 3, 1985
mlr

Mrs. Karen Kliewer, Intergovernmental Relations Director, stated that this is the most effective way, in her opinion, to raise large amounts of money that will be necessary and she spoke in favor.

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

- - -
85-39 The Clerk read the following Ordinance:

AN ORDINANCE 60,996

ENGAGING FULBRIGHT & JAWORSKI AS BOND COUNSEL AND
 M. E. ALLISON & CO. AS FINANCIAL ADVISOR AND
 DESIGNATING AN UNDERWRITING TEAM IN CONNECTION WITH
 THE PROPOSED GENERAL OBLIGATION BOND REFINANCING.
 (M. E. ALLISON & CO., INC., - CITY'S FINANCIAL
 ADVISOR AND DILLON, READ & CO., INC., - SENIOR
 MANAGER FOR A GROUP OF UNDERWRITERS)

* * * *

Ms. Vera made a motion to approve the proposed Ordinance. Mr. Archer seconded the motion.

Mr. Thompson stated that a three-person appointed City Council special sub-committee met last Friday on this matter and heard a presentation from a number of interested firms. He then spoke to the merits of the recommendations made in this proposed ordinance.

In response to a question by Mr. Martinez, Mr. Louis J. Fox, City Manager, noted that minority representation is made in the underwriting team involved.

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

July 3, 1985
 mlr

85-39 The Clerk read the following Ordinance:

AN ORDINANCE 60,997

AUTHORIZING A FEE WAIVER FOR USE OF THE SAN ANTONIO CONVENTION CENTER TO THE SAN PEDRO HILLS LIONS CLUB IN CONNECTION WITH THE CITY-WIDE JOB FAIR SCHEDULED TO BE HELD ON AUGUST 19 AND 20, 1985.

* * * *

Mr. Hasslocher 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, Wing, Martinez, Thompson, Vera, Harrington, Archer, Hasslocher, Cisneros; NAYS: Dutmer; ABSENT: Webb.

85-39 Agenda Item 42, being a proposed resolution in support of a sub-minimum wage to help unemployed teenagers, was discussed at this time.

Mr. Archer briefly explained the proposed resolution, stating that it was in support of a sub-minimum wage to assist unemployed teenagers. He stated further that it was for the May - September time-frame and only for teenagers between the ages of 16 and 19 years. He noted that it is his opinion that it will aid Black and Hispanic teenagers the most, since their unemployment rate is the highest in the nation. Black teenagers are now unemployed at the rate of 43% and Hispanic teenagers at the rate of 24%. Mr. Archer stated that this resolution, in support of the Reagan administration proposal of a similar nature, will teach skills to teenagers. He stated further that he recognizes that there is much opposition to the proposal by labor leaders and he spoke to restrictions of the program in order to prevent its abuses noting that it would hire a projected 400,000 youngsters across the nation during the summer.

Mayor Cisneros noted the importance of the issue on a nation-wide scale but stated that he personally is against the proposal.

Ms. Joan Suarez, President of the AFL/CIO Council, read a letter to the City Council stating her group's strong opposition to the proposal. She stated that a youth sub-minimum wage proposal has been considered by the nation in the past but some workers probably would be threatened by passage of this proposal. She further stated that its end result would be to exploit the workers.

Ms. Linda Ramirez, Executive Director of American Federation of State, County and Municipal Employees (AFSCME), stated that she feels that teenagers will displace adults in the workforce as a result of this and she spoke against the resolution.

Mr. Mike Croshaw, President of Communication Workers of America, San Antonio Local, spoke against the proposal and stated that he feels that there is a need to pay equal wages to all for equal work. He spoke against the cheap labor image of the City of San Antonio.

Mr. Tom Strapkovic, President of the American Postal Workers' Union, San Antonio, spoke of his opposition to this as alleged discrimination on the basis of age.

Mr. Bob Salvatore, representing the San Antonio Building Trades Council, spoke of the many available programs for youth already across the nation and he voiced his opposition to the resolution.

Mr. Martinez noted that, in his opinion, this program will not adequately compensate even the teenager and he feels that it is age discrimination.

In response to a question from Mr. Martinez as to the possible effect of this measure upon the nation's economy, Ms. Suarez stated her opinion that the President had problems introducing this legislation in Washington, and further stated her opinion that the Congress would not approve it because there had not been enough study on the matter.

Mr. Archer refuted the statements made by previous speakers on the matter and spoke to the unemployment rate among all youths. He stated that this legislation would enable youths to learn the necessary skills and to receive training in order to compete in the future in work opportunities. Mr. Archer also stated that this legislation is not meant to attack the minimum wage.

Ms. Berriozabal stated her opinion that she would be voting against passage of this proposed resolution and provided her reasons for being opposed to it especially the precedent that it might set.

Mr. Archer made a motion to approve the proposed resolution. Mr. Harrington seconded the motion.

Mr. Harrington spoke in favor of the resolution stating his opinion that as an employer, he feels that hiring young people is important in the job market; however, he noted that teenagers have different work needs than adults. He stated that he is not against equal

July 3, 1985
mlr

pay for equal work and further stated his opinion that hiring youth during the summer teaches them responsibility.

Mr. Martinez stated that real training opportunities should be supported but he again spoke against this particular type of legislation.

Mr. Wing stated that the City of San Antonio does its best through its summer youth employment program; however, he is of the opinion that this legislation does not offer protection to the existing workforce. He then spoke of the need for a meaningful job training program for persons of all ages.

Mrs. Dutmer noted that many training programs are available to people of all ages.

The proposed resolution was denied by the following vote: AYES: Harrington, Archer, Hasslocher; NAYS: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Cisneros; ABSENT: None.

- - -
85-39 The Clerk read the following Ordinance:

AN ORDINANCE 60,998

RE-ESTABLISHING THE SAN ANTONIO CENTRO 21 TASK FORCE, PRESCRIBING ITS MISSION, ACTION AREAS, DUTIES AND FUNCTIONS, AND SETTING FORTH RULES, AND APPOINTING MEMBERS. (MEMBERS: MARVIN STETTLER & VIRGINIA VAN STEENBERG (1); GREGORY BOLDS & RUTH JONES (2); LUKE SOULES, III & WILLIAM THOMAS (3); FR. BILL DAVIS & GEORGE CORTEZ (4); RICK BELA (5); TERRY WARTH & WILLIAM MCBRIDE (6); JOHN SPEEGLE & LYNN BOBBITT (7); EDYTHE TOUDOUZE & PAUL HERDER (8); JOE GARCIA (9); JIM ZACHRY & WARREN WILKINSON (10); BYRON LE FLORE (M).)

* * * *

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

The City Council at this point conducted a brief discussion as to appointees to the new San Antonio Centro 21 Task Force.

Mayor Cisneros asked that consideration be given to a later appointment of Mr. Randy Herrig to be a member of Centro 21.

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

85-39 The Clerk read the following Ordinance:

AN ORDINANCE 60,999

APPOINTING INDIVIDUALS TO THE CITY PUBLIC SERVICE LONG TERM GAS SUPPLY CONTRACT ADVISORY COMMITTEE, THE ZONING COMMISSION AND THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN, SETTING THEIR TERM OF OFFICE AND DECLARING AN EMERGENCY. (CATHERINE QUINONES - CPS LONG TERM GAS SUPPLY CONTRACT ADVISORY COMMITTEE; CLIFTON MCNEEL - ZONING COMMISSION; SONDR A SUGERMAN - MAYOR'S COMMISSION ON THE STATUS OF WOMEN)

* * * *

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

85-39 Agenda Item 46, being a discussion on possible amendments to the Ordinance #60444, was taken up at this time.

In response to a question from Mr. Wing, Mr. Lowell Denton, City Attorney, briefly explained possible alternatives to the current solicitations ordinance. He spoke to recent court rulings on this topic and to how the City's solicitation ordinance tracks the City of Houston's ordinance as well. He informed the Council that it can modify and simplify the solicitations ordinance if it wishes. He spoke to the reporting requirements of so-called 100% charitable groups, noting that these groups, with no solicitation costs, must make the same reports that other groups have to make. He further noted that many organizations feel a heavy burden in meeting the responsibilities of the current City ordinance.

Reverend C. Don Baugh, San Antonio Council of Churches, stated his opinion that the present ordinance is designed to control unscrupulous

July 3, 1985
mlr

solicitors but it can only, in his opinion, do this if those groups are located inside the City limits of San Antonio. He then spoke to the reporting burden placed by the ordinance on churches and other 100% charitable groups in order to meet the reporting requirements. He spoke of the impact on many other groups as well. Reverend Baugh requested that the ordinance be rescinded and a new way be found to more effectively control unscrupulous solicitors without penalizing 100% charitable groups.

Mr. Wing made a motion to place on next week's "A" Session agenda an ordinance to rescind the solicitations ordinance and at the same time direct staff to make an analysis on how best to deal with control of unscrupulous fund-raisers without penalizing all groups. Mr. Webb seconded the motion.

Mr. Thompson noted that the City Council does not want to place an undue burden on its citizens and spoke to the need to look at better ways in which this needs to be controlled.

Mayor Cisneros asked the City Attorney to make an analysis of how best to control unscrupulous operators and not penalize other citizens.

Reverend Baugh asked the City Attorney, in his study, also consult sources on this matter.

The motion to place this item on next week's "A" Session agenda prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Martinez.

85-39 PUBLIC HEARING - NORTHEAST POLICE SUBSTATION AT MCALLISTER PARK

Mayor Cisneros declared the Public Hearing to be open and noted that because of the large number of persons signed, he would ask that each speaker limit their presentation to two minutes.

Officer Dale Jacobs, representing the San Antonio Police Department Planning Bureau, provided a background of proposed plans to locate a police substation in McAllister Park. He spoke to its possible location criteria as well as details of the physical facility itself. He noted that no prisoner booking or release would be done at this substation site.

Mr. Bill Carter, member of the Parks & Recreation Advisory Board, stated that he had headed up the appointed task force that studied this matter and he spoke to the process of their recommendation of this site in McAllister Park.

Mr. Dale Bransford, Parks & Recreation Department, displayed an aerial photograph of the area and the proposed site and also displayed a site plan of the proposed police substation.

Mr. Robert A. Walker, 13906 Marble Tree, spoke against the project being located in the park stating his feeling that it will not service the entire area from this location. He proposed that the City rather consider the site on Starcrest and spoke against this use in a City park.

Mr. Samuel L. Cook, 1907 Archers Bow, spoke against the police substation in this location noting that there is no direct east/west access from this site and that, in his opinion, a better location would be on U.S. Highway 281 North.

Mrs. Jennifer Cook, 1907 Archers Bow, spoke against the location in this residential area asking that the park land be preserved for that use.

Ms. Judy Suthcliffe, 1902 Archers Bow, also spoke against traffic and noise as a result of the location of a police substation in the park and she spoke about the use of the substation by the police department for certain detainees in a residential area.

Ms. Diane Thole, representing the Gardens of Oakhollow Homeowners' Association, spoke of meetings with the City staff on the matter and of her willingness to accept this site.

Ms. Sally Buchanan, San Antonio Conservation Society, spoke against the use of park land for non-park purposes.

Mr. Dennis Revell, 14323 Oak Shadows, spoke in favor of the proposal stating that a police substation would increase police protection in the area. He stated that it also would change the bad reputation of McAllister Park.

Mr. Rodney Houck, 14011 Tangle Tree, spoke in support of the proposal, stating that it would deter vandalism in the park.

Mr. David L. George, 13818 Tree Crossing, also spoke in support of the matter, stating that it would not adversely affect the park uses.

Ms. Vicki Bear, representing San Antonio Road Runners, spoke in favor of the Starcrest site instead.

(Mayor Cisneros was obliged to leave the meeting. Mayor Pro Tem Martinez presided.)

July 3, 1985
mlr

Mr. Omer Allard, 210 Oak Glen, spoke against the proposal because of what he considers a dangerous precedent of taking park land for non-park uses.

Mr. Carl Gross, 2735 Red Tree, representing the San Antonio Road Runners, spoke in favor of the police substation as a compromise to save taxpayers money on another site.

Mr. Charlie Whipple, 13230 Blanco, spoke against the use of park land for this possible use.

Mr. Bob Boyd, 12720 Jones Maltsberger, spoke in favor of the proposal, stating that he has a commercial development next to the proposed site.

Mr. Randy Ohman, 1847 Babcock, spoke against use of park land for this purpose.

Mr. Jesse Menchaca, 1910 Pipestone, spoke in favor of a police substation in the area but not in the park itself. He stated his belief that the City needs a master plan for McAllister Park.

Mr. Marvin Cook, 7718 Broadway, spoke to support of the compromise on a site in McAllister Park.

Mr. Charles Bull, 4118 Treasure Trail, spoke against locating the facility in the park, stating that he feels San Antonio is not preserving its park land.

Mr. Dan Crutchfield, 13140 Los Espanada, stated that McAllister is not safe and thus he supports location of a police substation there.

Mr. Henry Van De Walle, 12919 Enfield Park, stated that the substation would not deter crime and he spoke against that site.

Mrs. Melissa Van De Walle, 12519 Enfield Park, spoke against a park location for the substation.

(Mayor Cisneros returned to the meeting to preside.)

Mr. Travis B. Crow, 12522 Norland, stated his opinion that there is no vandalism problem in the park now but he still supports a police substation in that location.

Mr. Hector Gonzales, representative from the Sierra Club, spoke against use of park land for a police substation noting that the City needs additional park land, not less.

Ms. Veronica Forster, 1910 Oak Mountain, stated that a substation is needed but not in this park.

Mr. Merrill Clark, 3343 Jenkins Drive, spoke in favor of the Starcrest site.

Mr. Steve Sundby, 13959 Little Leaf, spoke against the park site for a police substation stating that such a facility would not solve crime problems in the area. He spoke in favor of the Starcrest site instead.

Mrs. Dorothy Stanush, 240 W. Josephine, spoke in favor of the Starcrest site.

At this point, there being no further citizens to be heard, Mayor Cisneros declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 61,000

APPROVING THE W.W. MCALLISTER PARK AS THE LOCATION OF THE NORTHEAST AREA POLICE STATION.

* * * *

Mr. Hasslocher spoke to the investigation of various sites for the police substation by the City and by the subcommittee involved and he also spoke of the need to locate this in District 10. He stated that the park site has a commercial development directly to its south.

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

Mr. Archer spoke against the park site as being too inaccessible and he spoke in favor of locating it at International Airport or at the Starcrest Drive location.

In response to a question by Mrs. Dutmer, Mr. Ron Darner, Director of Parks & Recreation, addressed what uses are allowed in McAllister Park and he also spoke of the location of a dam planned in the park as well. Mr. Darner addressed some of the pressures for other possible uses for recreation purposes in the park and noted that there is no stipulation in the deed to the property that would restrict the park to strictly natural uses.

In response to a question by Mrs. Dutmer, Officer Jacobs stated that City police have several problems with the Starcrest site since there is much heavier traffic on Starcrest than on Jones-Maltsberger.

July 3, 1985

mlr

He also stated that the growth of the City is to the north and the substation needs to be in an area where the population is growing.

In response to a question by Mr. Harrington, Mr. Louis J. Fox, City Manager, noted that the site would only use 3 1/2 acres of the more than 800 acres in the park and he noted that the question at hand is the use plan. He stated that the City perhaps should need to budget money in the future budget in order to pave the jogging trails in the park for better access and he stated that he feels that the substation will not hurt McAllister Park.

In response to a question by Ms. Berriozabal, Mr. Lowell Denton, City Attorney, noted that the federal government has approved the use of this park land for a police substation.

In response to a question by Ms. Berriozabal, Mr. Darner spoke to protection of City park land. Ms. Berriozabal spoke of the need for the City to protect its park land.

Mrs. Dutmer voiced her concern with possibly allocating more budget monies to northside parks while allowing southside parks at the same time to deteriorate.

Mr. Fox stated that parks need a priority status in the next upcoming City bond issue along with streets and drainage.

A discussion then took place concerning the need for balance on parks funding.

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

85-39 The Clerk read the following Ordinance:

AN ORDINANCE 61,001

ACCEPTING THE PROPOSAL OF HARRY WEISBROD ASSOCIATES, INC. TO PROVIDE PROFESSIONAL SERVICES TO THE LEGAL DEPARTMENT. (FAIR LABOR STANDARDS ACT)

* * * *

Mr. Wing 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, Martinez, Thompson, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Vera.

85-39 The Clerk read the following Resolution:

A RESOLUTION NO. 85-39-63

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS AUTHORIZING THE MAYOR PRO TEM TO EXECUTE ON BEHALF OF THE CITY BONDS OF THE CITY DESIGNATED AS "CITY OF SAN ANTONIO, TEXAS PRIOR LIEN SEWER SYSTEM REVENUE BONDS, SERIES 1985"; AND DECLARING AN EMERGENCY.

* * * *

Mr. Harrington made a motion to approve the proposed Resolution. Mr. Wing 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, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

85-39 TRAVEL AUTHORIZATION - GRANTED.

Mayor Henry G. Cisneros to travel to New York, N.Y. from June 24, 1985 to June 25, 1985, to meet with Moody's Investment Service.

85-39 TRAVEL AUTHORIZATION - GRANTED.

Mayor Henry G. Cisneros to travel to Cleveland, Ohio, from July 4, 1985 to July 6, 1985, to attend the NLC summer Board Meeting.

85-39 The City Council recessed at 6:05 P.M. in order to convene a Special Call City Council meeting, the minutes of which are on file in the office of the City Clerk. The Regular Meeting reconvened at 6:07 P.M.

July 3, 1985
mlr

85-39

CITIZENS TO BE HEARD

SAM T. ALVARADO

Mr. Sam T. Alvarado, NAGE representative, spoke to incidents of harrasment and age discrimination towards two 60+ year old female City employees by a department head. He requested assistance from Council in resolving these two cases as all avenues of appeal had been exhausted without favorable resolution.

In response to a question by Mr. Rolando Bono, Assistant City Manager, Mr. Alvarado stated that both females worked in the Public Works Department.

Mayor Cisneros requested staff prepare a report on these two cases for Council review and suggested Mr. Alvarado attend the Council meeting next week for further discussion.

In response to a question by Mr. Martinez, Mr. Alvarado stated that grievances had been filed in both cases but judgement had been against the employees.

Ms. Berriozabal stated that she would await the staff report to hear both sides of these issues and spoke to problems encountered by females in non-traditional jobs.

* * * *

HARRY BURNS

In response to a question by Mr. Harry Burns, 3459 Chateau, Mayor Cisneros advised him that Ordinance 60444 would be placed on next week's "A" Session to consider whether to keep it in force or rescind it.

* * * *

TOM CULBERTSON

In response to questions by Mr. Tom Culbertson, Clean Air & Water Association, Ms. Berriozabal spoke to several items on which Mr. Culbertson had requested she assist him and the results that had been achieved.

Mr. Culbertson then asked the City Council to reconsider and rescind the recently passed ordinance on fluoride.

July 3, 1985
mlr

Mayor Cisneros stated that a group of citizens were circulating petitions calling for an election on this issue and the Council would not consider any further action until the results of their efforts were known.

* * * *

85-39 The Clerk read the following Letter:

June 27, 1985

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 21, 1985

Petition submitted by Mr. Roman N. Pena, El Mercado Carriage, 514 W. Commerce, San Antonio, Texas 78207, requesting a horse drawn carriage service in the City of San Antonio.

* * * *

June 21, 1985

Petition submitted by Mr. Ralph Brock, United Transportation Services, Inc., 407 Laddie Place, San Antonio, Texas 78201-3136, requesting the permission of the City Council to approve the agreement with Fort Sam Houston as outlined in Mr. Brock's letter.

* * * *

June 21, 1985

Petition submitted by Mr. Allan B. Polunsky, 330 Mercantile Bank Building, 40 N.E. Loop 410 Expressway, San Antonio, Texas 78216, requesting the annexation of certain property being further described in Exhibit A.

* * * *

June 26, 1985

Petition submitted by Mrs. J. M. Burton, c/o 4431 W. Commerce, San

July 3, 1985
mlr

33

Antonio, Texas 78237, requesting the
renaming of the street Ave Maria to
Dryden Street.

* * * *

/s/Norma S. Rodriguez
City Clerk

- - -
There being no further business to come before the City Council,
the meeting was adjourned at 6:25 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