

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, MARCH 1, 1979.

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The meeting was called to order at 1:00 P.M. by the presiding officer, Mayor Lila Cockrell with the following members present: CISNEROS, WEBB, DUTMER, WING, EURESTE, ORTIZ, ALDERETE, PYNDUS, McDANIEL, STEEN, COCKRELL; Absent: NONE.

79-10 The invocation was given by The Reverend James Ennis, North Central Baptist Church.

79-10 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

79-10 The minutes of the meeting of February 22, 1979 were approved.

79-10 PRESENTATION OF PROCLAMATION TO:  
"THE EMERGENCY MEDICAL SERVICES SYSTEM"

Mayor Cockrell read the following Proclamation:

WHEREAS, The Emergency Medical Services System of San Antonio and Bexar County is now observing its Fifth Anniversary,

WHEREAS, The E.M.S. Division of the San Antonio Fire Department has grown from a force of 55 Emergency Medical Technicians staffing seven modulances when the service began in March, 1974, to its present level of 15 units in fulltime operation, staffed by 136 Paramedics, and

WHEREAS, E.M.S. presently provides the highest level of Emergency Medical Services to some 1.4 million citizens in Metropolitan San Antonio round the clock with the latest in Medical and Communications equipment, through training, medical direction and dedicated personnel, and

WHEREAS, All participating governmental entities recognize the significant contributions of the Medical Community that brought the E.M.S. System to fruition and now sustain it at the highest levels of medical excellence and competence.

NOW, THEREFORE, I, LILA COCKRELL, Mayor of the City of San Antonio, do hereby commend

"THE EMERGENCY MEDICAL SERVICES SYSTEM"

For its accomplishments in relieving human suffering, and in recognition of its five years of successful endeavor, do hereby cite the E.M.S. System and its founders for their unselfish and community-spirited efforts in bringing to San Antonio and Bexar County the Nation's finest system of Emergency Medical Services.

\* \* \* \*

Mayor Cockrell presented a copy of the Proclamation to Fire Chief, I.O. Martinez, Asst. Fire Chief Jim Miller and Dr. John A. Williamson  
Fire Chief, I.O. Martinez also congratulated the EMS members.

79-10 Mayor Cockrell recognized County Commissioner Jeff Wentworth, who was present in the audience.

79-10 PRESENTATION OF CITATION TO  
CLIFFORD M. EDGAR

Mayor Cockrell and City Council members expressed their appreciation of outstanding efforts made on behalf of the City of San Antonio in the development of the Market Square to a retired employee. Mayor Cockrell read the following Citation:

THE CITY OF SAN ANTONIO  
(State of Texas)

Hereby Presents This

CITATION

TO

CLIFFORD M. EDGAR

IN RECOGNITION OF HIS EFFORTS IN THE REDEVELOPMENT OF THE FARMERS MARKET COMPLEX WHILE SERVING AS THE DIRECTOR OF MARKET AND PARKING FROM MARCH 31, 1973 TO JUNE 2, 1978.

ON THE OCCASION OF HIS RETIREMENT, THE CITY COUNCIL CONGRATULATES HIM AND EXTENDS VERY BEST WISHES FOR MANY YEARS OF GOOD HEALTH AND HAPPINESS.

\* \* \* \*

Mr. Henry Eastman, Vice-President of the Market Square, on behalf of Mr. Pete Cortez, represented the group at the Market Square and stated that the City of San Antonio should be really proud of the Market Square Development and introduced Mr. Edgar as being instrumental of this project going forward.

Mayor Cockrell and City Council members congratulated Mr. Edgar for a job well done.

79-10 CONSENT AGENDA

Councilman Steen moved that items 5-17 constituting the consent agenda be approved with the exception of Item 12, to be considered individually. Mr. Pyndus seconded the motion.

On roll call, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, McDaniel, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 50,449

ACCEPTING THE LOW BID OF KENNEDY ASSOCIATES, INC., TO FURNISH THE CITY OF SAN ANTONIO CONVENTION FACILITIES WITH REPAIRS TO THE TOWER ANTENNA MAST FOR A NET TOTAL OF \$16,715.00.

\* \* \* \*

AN ORDINANCE 50,450

ACCEPTING THE BIDS OF CARY FARROW, IBM CORPORATION AND OLIVETTI CORPORATION TO FURNISH THE CITY OF SAN ANTONIO WITH TYPE-WRITERS FOR A TOTAL OF \$27,521.00.

\* \* \* \*

AN ORDINANCE 50,451

ACCEPTING THE LOW BID OF KOMLINE SANDERSON ENG. CORP. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH DISSOLVED AIR FLOTATION UNITS & EQUIPMENT FOR A NET TOTAL OF \$359,000.00; AND AUTHORIZING THE APPROPRIATION OF \$359,000.00 IN THE SEWER REVENUE BOND FUND 52, PROJECT NUMBER 008007, INDEX CODE 527457, TO PAY SAID KOMLINE SANDERSON ENG. CORP.

\* \* \* \*

AN ORDINANCE 50,452

AUTHORIZING THE PURCHASE OF THREE (3) LEASED XEROX COPIERS FROM THE XEROX CORPORATION WITH A DOWN PAYMENT OF \$4,330 AND AVERAGE MONTHLY PAYMENTS OF \$1,538 FOR FIVE (5) YEARS.

\* \* \* \*

AN ORDINANCE 50,453

ACCEPTING THE BID OF BRENNER PRINTING COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH PRINTING OF ELECTION SUPPLIES FOR A TOTAL OF \$5,469.00, LESS .005% - 5 DAYS.

\* \* \* \*

AN ORDINANCE 50,454

ACCEPTING THE BID OF MERCHANTS TRANSFER AND STORAGE COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH TRANSPORTING OF VOTE MACHINES FOR APPROXIMATELY \$12,723.75.

\* \* \* \*

AN ORDINANCE 50,455

APPROPRIATING THE SUM OF \$21,978.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ACCEPTING THE DEDICATION OF EASEMENTS TO CERTAIN LANDS; ALL TO BE USED IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

\* \* \* \*

AN ORDINANCE 50,456

AMENDING AGREEMENTS WITH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND THE SAN ANTONIO DEVELOPMENT AGENCY, AUTHORIZED BY ORDINANCE NO. 49880 OF SEPTEMBER 28, 1978.

\* \* \* \*

AN ORDINANCE 50,457

AUTHORIZING EXECUTION OF AN AGREEMENT AMENDING A LEASE OF SPACE AT INTERNATIONAL AIRPORT TO H.B. ZACHRY COMPANY.

\* \* \* \*

AN ORDINANCE 50,458

CLOSING THE 200 AND 300 BLOCKS OF PRESA STREET FOR PERFORMANCE ARTIST NUCLEUS ON MARCH 31 AND APRIL 1, AND PROVIDING FOR ALTERNATIVE DATES IN THE EVENT OF INCLEMENT WEATHER.

\* \* \* \*

AN ORDINANCE 50,459

ABANDONING A PORTION OF RIO SECO STREET AND AUTHORIZING A QUITCLAIM TO THE ADJACENT OWNER.

\* \* \* \*

AN ORDINANCE 50,460

AUTHORIZING SUBMISSION OF APPLICATION AND EXECUTION OF A CONTRACT WITH THE OFFICE OF TRAFFIC SAFETY, STATE DEPARTMENT OF HIGHWAYS & PUBLIC TRANSPORTATION EXTENDING THE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM.

\* \* \* \*

79-10

The Clerk read the following Ordinance:

AN ORDINANCE 50,461

AUTHORIZING ACCEPTANCE OF A 2.67 ACRE TRACT OF LAND AND A 0.717 ACRE TRACT OF LAND FROM THE EDGEWOOD INDEPENDENT SCHOOL DISTRICT FOR PUBLIC PARKS AND RECREATION USE.

\* \* \* \*

Councilman Ortiz asked which Parks were involved in this project.

Mr. George Noe, Administrative Assistant to the City Manager, replied with the information.

Mr. Ortiz stated that the residents asked if Mr. Noe would contact them on the idea of a name change for Joslyn Park.

March 1, 1979  
mdg

Mr. Pyndus moved to adopt the Ordinance. Mr. Steen seconded the motion.

On roll call, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Webb, Dutmer, Eureste, Ortiz, Alderete, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Cisneros, Wing, McDaniel.

79-10      ZONING HEARING

18.      CASE 7607 - to rezone Lot 5, Block 3, NCB 16194, 8754 Tesoro Drive from "O-1" Office District to "B-2" Business District, located between Tesoro Drive and Cee Gee Lane, being 350' west and 280' northwest of the intersection of Tesoro Drive and Cee Gee Lane, having 445' on Tesoro Drive, 525' on Cee Gee Lane and a maximum distance of 565' between Tesoro Drive and Cee Gee Lane.

Mr. Gene Camargo, Planning Administrator, explained the proposed change which the Zoning Commission recommended be approved by the City Council.

No citizen appeared to speak in opposition.

After consideration, Mr. Pyndus moved that the recommendation of the Zoning Commission be approved. Mr. Steen seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Webb, Dutmer, Eureste, Alderete, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Cisneros, Wing, Ortiz, McDaniel.

AN ORDINANCE 50,462

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 5, BLOCK 3, NCB 16194  
8754 TESORO DRIVE FROM "O-1" OFFICE DISTRICT  
TO "B-2" BUSINESS DISTRICT.

\* \* \* \*

19.      CASE 7609 - to rezone Lots 4, 5, and 6, Block 134, NCB 9413, 3008 Commercial Avenue from "F" Local Retail District to "B-3R" Restrictive Business District, located on the east side of Commercial Avenue, being 75' south of the intersection of Drury Lane and Commercial Avenue, having 75' on Commercial Avenue and a depth of 130'.

Mr. Gene Camargo, Planning Administrator, explained the proposed change which the Zoning Commission recommended be approved by the City Council.

No citizen appeared to speak in opposition.

After consideration, Mr. Pyndus moved that the recommendation of the Zoning Commission be approved provided that a six foot solid screen fence is erected and maintained along the east property line. Mr. Steen seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Webb, Dutmer, Eureste, Alderete, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Cisneros, Wing, Ortiz, McDaniel.

AN ORDINANCE 50,463

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 4, 5, AND 6, BLOCK 134, NCB 9413, 3008 COMMERCIAL AVENUE, FROM "F" LOCAL RETAIL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE EAST PROPERTY LINE.

\* \* \* \*

20. CASE 7437 - to rezone Lots 194 and 196, NCB 8365, 1012 and 1024 Bandera Road from "F" Local Retail District to "B-3" Business District located on the northwest of Bandera Road, being 308.2' northwest of the intersection of Palm Drive and Bandera Road; having 69.3' on Bandera Road and a depth of 169.7'; Lot 196 is located on the northeast side of Bandera Road being 169.6' northwest of the intersection of Palm Drive and Bandera Road; having 69.3' on Bandera Road and a depth of 169.7'.

Mr. Gene Camargo, Planning Administrator, explained the proposed change which the Zoning Commission recommended be approved by the City Council.

Mr. Alderete asked if a "B-3R" zoning would be acceptable.

Eddie Sanchez, the applicant, stated that the neighbors did not want a privacy fence in back of their property, but he had no objection to a "B-3R" zoning.

After discussion, it was agreed upon by the City Council members that the stipulation would be waived provided that Mr. Sanchez present a notarized letter signed by the neighbors in objection to the privacy fence.

After further discussion, Mr. Alderete moved that the recommendation of the Zoning Commission be approved provided that street dedication is provided in accordance with the Major Thoroughfare Plan and that a six foot solid screen fence is erected and maintained along the northeast property line. Mr. Pyndus seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Eureste, Alderete, Pyndus, McDaniel, Steen, Cockrell; NAYS: None; ABSENT: Wing, Ortiz.

AN ORDINANCE 50,464

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 194 AND 196, NCB 8365, 1012 AND 1024 BANDERA ROAD FROM "F" LOCAL RETAIL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT STREET DEDICATION IS PROVIDED IN ACCORDANCE WITH THE MAJOR THOROUGHFARE PLAN AND THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTHEAST PROPERTY LINE.

\* \* \* \*

21. CASE 7608 - to rezone Lots 8 thru 11, Block 5, NCB 13762, 307 N. Weidner Road, 100 Block of Rene Avenue, from Temporary "A" Single Family Residential District to "R-4" Mobile Home District, located on the northwest side of Rene Avenue and Weidner Road, having 140' on Weidner Road and 272' on Rene Avenue.

Mr. Gene Camargo, Planning Administrator, explained the proposed change which the Zoning Commission recommended be approved by the City Council.

No citizen appeared to speak in opposition.

After consideration, Dr. Cisneros moved that the recommendation of the Zoning Commission be approved. Mr. Eureste seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Eureste, Alderete, Pyndus, McDaniel, Steen, Cockrell; NAYS: Dutmer; ABSENT: Wing, Ortiz.

AN ORDINANCE 50,465

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 HERE IN AS LOTS 8 THRU 11, BLOCK 5, NCB 13762, 307 N. WEIDNER ROAD, 100 BLOCK OF RENE AVENUE, FROM TEMPORARY "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-4" MOBILE HOME DISTRICT.

\* \* \* \*

22. CASE 7571 - to rezone a 6.625 acre tract of land out of NCB 11620, being further described by field notes filed in the Office of the City Clerk, from "R-3" Multiple Family Residential District, "O-1" Office District to "P-1(R-3)" Planned Unit Development, located 254.14' southwest of Fredericksburg Road and 183' southeast of Twin Oaks Drive having a maximum width of 670.28'; to rezone a 2.347 acre tract of land out of NCB 11620, being further described by field notes filed in the Office of the City Clerk, 5521 Fredericksburg Road from "R-3" Multiple Family Residential District & "B-2" Business District to "P-1(B-2)" Planned Unit Development Business District, located on the southwest side of Fredericksburg Road being 183' southeast of the intersection of Fredericksburg Road and Twin Oaks Drive, having 521.04' on Fredericksburg Road and a maximum depth of 254.14'.

Mr. Gene Camargo, Planning Administrator, explained the proposed change which the Zoning Commission recommended be approved by the City Council.

No citizen appeared to speak in opposition.

After consideration, Dr. Cisneros moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished and that a six foot solid screen fence is erected and maintained along the southeast property line of the proposed "B-2" zoning. Mr. Webb seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Eureste, Alderete, McDaniel, Steen; NAYS: None; ABSTAIN: Pyndus, Cockrell; ABSENT: Wing, Ortiz.

AN ORDINANCE 50,466

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 6.625 ACRE TRACT OF LAND OUT OF NCB 11620, BEING FURTHER DESCRIBED BY

FIELD NOTES FILED IN THE OFFICE OF THE CLERK, FROM "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT & "O-1" OFFICE DISTRICT TO "P-1(R-3)" PLANNED UNIT DEVELOPMENT MULTIPLE FAMILY RESIDENTIAL DISTRICT AND A 2.347 ACRE TRACT OF LAND OUT OF NCB 11620, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY 5521 FREDERICKSBURG ROAD FROM "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT & "B-2" BUSINESS DISTRICT TO "P-1(B-2)" PLANNED UNIT DEVELOPMENT BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED AND A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE SOUTHEAST PROPERTY LINE OF THE PROPOSED "B-2" ZONING.

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23. CASE 7611 - to rezone Lots 1 thru 6, Block 1, NCB 8424, 2013 West Avenue from "F" Local Retail District to "B-3R" Restrictive Business District, located southwest of the intersection of Gardina Street and West Avenue, having 150' on Gardina Street and 118.33' on West Avenue.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Zoning Commission recommended be approved by the City Council.

No citizen appeared to speak in opposition.

After consideration, Mrs. Dutmer moved that the recommendation of the Zoning Commission be approved. Mr. Pyndus seconded the motion. On roll call, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Eureste, Alderete, Pyndus, McDaniel, Steen, Cockrell; NAYS: None; ABSENT: Wing, Ortiz.

AN ORDINANCE 50,467

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 1 THROUGH 6, BLOCK 1, NCB 8424, 2013 WEST AVENUE FROM "F" LOCAL RETAIL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT.

\* \* \* \*

79-10 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Pyndus seconded by Dr. Cisneros, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Eureste, Alderete, Pyndus, McDaniel, Steen, Cockrell; NAYS: None; ABSENT: Wing, Ortiz.

AN ORDINANCE 50,468

CHANGING THE NAME OF AELVOET DRIVE TO BRUSSELS DRIVE.

\* \* \* \*

79-10 The Clerk read a proposed ordinance changing the name of Quail Meadow Drive to Ethan Allen Drive. The Planning Commission approved Oakcreek Northwest Subdivision Unit No. 2 which allows the connection of Quail Meadow Drive to an existing street named Ethan Allen Drive.

Mike Kinder, who owns all the property adjacent to Quail Meadow Dr. requested the name change. Since Ethan Allan Drive is a straight street from Colonial Village Subdivision and drains into his subdivision along with the water main and their utilities connected to his subdivision he asked that Quail Meadow Drive be named Ethan Allen Drive also.

Dr. Cisneros stated that the citizens had said that it was more complicated than just a name change, there was an existing problem with the traffic flow. The barrier separating these two streets was removed, causing problems because the new subdivision encourages more traffic flow.

A discussion regarding the traffic problems took place among the City Council members.

Several citizens appeared to speak in opposition.

Mr. Ben Wallace spoke against the changing of the street name from Quail Meadow to Ethan Allen Drive. He described the area and the surrounding areas including Ethan Allan and stated that the residents preferred the one entrance and the one exit. Removal of the barrier would mean a loss of safety for children, it would make a substantial change in the character of the neighborhood. He felt that Mr. Kinder wanted the barrier removed so that trucks could be able to pass through this area. He stated that the City staff had recommended the non-access easement and spoke of the areas that the removal of the barrier would be affecting. He asked the City Council to deny the request for name change and this be referred back to the Planning Commission to re-establish the barrier.

\* \* \* \*

Mr. Jose F. Rodriguez also spoke against the name change. He reiterated the statements made by Mr. Wallace.

\* \* \* \*

Mr. Kenneth King stated that he had moved into this area because it was a secluded area and spoke in favor of putting up the barrier.

\* \* \* \*

Mr. Carl Sackets also spoke against the street name change and didn't want traffic flow in this area.

\* \* \* \*

After discussion, Mrs. Dutmer moved to deny the request for a street name change. Mr. Eureste seconded the motion.

After further discussion, Dr. Cisneros made an amendment to the main motion that staff bring back to Council a report on the possibility of restoring the barrier, if that should be the staff's recommendation. Mr. Eureste seconded the motion. On roll call, the motion, carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, McDaniel, Steen, Cockrell; NAYS: None; ABSENT: None.

After further discussion, the main motion to deny the street name change carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, McDaniel, Steen, Cockrell; NAYS: None; ABSENT: None.

79-10 The Clerk read the following Ordinance:

AN ORDINANCE 50,469

CHANGING THE NAME OF CAMBRAY DRIVE TO EAST CAMBRAY AND WEST CAMBRAY DRIVE, WITH BAY-WATER AS THE DIVISION STREET.

\* \* \* \*

Russell Lindley, Assistant Director of Building and Zoning gave a report on the Police Department's recommendation that Cambray Street be changed to East & West Cambray Street where it intersects Baywater.

After discussion, Mr. Pyndus moved to adopt the Ordinance. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, McDaniel, Steen, Cockrell; NAYS: None; ABSENT: None.

79-10 The Clerk read the following Ordinance:

AN ORDINANCE 50,470

AMENDING THE PASEO DEL RIO BOATS AND BARGES CONCESSION CONTRACT TO INCREASE CERTAIN FARES.

\* \* \* \*

Mr. Ortiz asked staff if the service on the barges to the El Tropicano Hotel had been made available.

Mr. Ron Darner, Director of Parks and Recreation stated that Don Woods had contacted the Manager of the El Tropicano Hotel and the main problem was that the barges could not get to the bridge because of the low water, therefore the people were not getting picked up.

A discussion took place regarding the rate charges.

After consideration, Mr. Pyndus moved to adopt the Ordinance Mr. Steen seconded the motion. On roll call, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Alderete, Pyndus, McDaniel, Steen, Cockrell; NAYS: None; ABSENT: Ortiz.

79-10 The following Ordinances were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Alderete, Pyndus, McDaniel, Steen, Cockrell; NAYS: None; ABSENT: Ortiz.

AN ORDINANCE 50,471

AUTHORIZING THE CARVER COMMUNITY CENTER TO CONDUCT A TWELVE-MONTH VISUAL ARTS RESIDENCY PROJECT, AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE NATIONAL ENDOWMENT FOR THE ARTS FOR A GRANT OF \$10,000 IN SUPPORT OF THE PROJECT, AND ESTABLISHING A FUND AND A BUDGET FOR THE PROJECT.

\* \* \* \*

## AN ORDINANCE 50,472

AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO CONDUCT A FIFTIETH YEAR CELEBRATION DURING 1980, AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE NATIONAL ENDOWMENT FOR THE ARTS FOR A GRANT OF \$45,000.00 IN SUPPORT OF THE PROJECT; AND ESTABLISHING A FUND AND A BUDGET FOR THE PROJECT.

\* \* \* \*

79-10 The Clerk read the following Ordinance:

## AN ORDINANCE 50,473

TERMINATING THE CONTRACT WITH THE ECONOMIC OPPORTUNITIES DEVELOPMENT CORPORATION (EODC) UNDER THE CETA TITLE III SKILL TRAINING IMPROVEMENT PROGRAM (STIP) EFFECTIVE FEBRUARY 28, 1979; AUTHORIZING MODIFICATIONS TO THE CONTRACTS WITH OTHER AGENCIES IN THE CITY'S STIP PROGRAM FOR ASSUMING THE EODC STIP TRAINEES; APPROVING A REVISED PROGRAM BUDGET; AND AUTHORIZING THE SUBMISSION OF A GRANT AGREEMENT MODIFICATION TO THE DEPARTMENT OF LABOR.

\* \* \* \*

In response to Mr. Webb's question, Roland Lozano, Assistant Executive Director of Economic and Employment Development, replied that the Ordinance pertained to the remainder of the fiscal year. The programs terminate September 30, 1979. Mr. Lozano explained the 5 programs involved.

At this time, a discussion took place regarding St. Mary's University desire to take part in CETA NEP's Program.

Mr. Lozano stated that contact would be made to St. Mary's University for consideration of this proposal.

Mr. Steen moved to adopt the Ordinance. Mrs. Dutmer seconded the motion. On roll call, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Eureste, Alderete, Pyndus, McDaniel, Steen, Cockrell; NAYS: None; ABSENT: Wing, Ortiz.

79-10 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Steen, seconded by Mr. Pyndus, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Eureste, Alderete, Pyndus, McDaniel, Steen, Cockrell; NAYS: None; ABSENT: Wing, Ortiz.

## AN ORDINANCE 50,474

ESTABLISHING A POLICY RELATIVE TO VOLUNTARY PAYROLL DEDUCTIONS.

\* \* \* \*

79-10 The following Resolutions were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Eureste, Alderete, Pyndus, McDaniel, Steen, Cockrell; NAYS: None; ABSENT: Wing, Ortiz.

A RESOLUTION  
NO. 79-10-15

MANIFESTING THE DETERMINATION OF THE CITY COUNCIL THAT JOANNA Y. HOKANSON HAS VESTED RIGHTS UNDER ARTICLE THREE OF ORDINANCE NO. 48484.

\* \* \* \*

A RESOLUTION  
NO. 79-10-16

MANIFESTING THE DETERMINATION OF THE CITY COUNCIL THAT THOUSAND OAKS CORPORATION HAS VESTED RIGHTS UNDER ARTICLE THREE OF ORDINANCE NO. 48484.

\* \* \* \*

79-10

The Clerk read the following Ordinance:

AN ORDINANCE 50,475

APPOINTING THE CITY COUNCIL REPRESENTATIVES FOR THE METROPOLITAN TAX OFFICE ADVISORY BOARD AND THE STAFF LIAISON.

\* \* \* \*

The following individuals are hereby appointed as the City Council representatives for the Metropolitan Tax Office:

Councilman Phil Pyndus  
Councilman Joe Alderete  
Councilman John Steen, Alternate

Mr. Mayo Garcia is hereby appointed as staff liaison.

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

Dr. Cisneros asked that the City Council be briefed at a "B" Session on the status of the Metropolitan Tax Office.

After consideration and on roll call, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Eureste, Alderete, Pyndus, McDaniel, Steen, Cockrell; NAYS: None; ABSENT: Wing, Ortiz.

79-10

The Clerk read the following Ordinance:

AN ORDINANCE 50,476

AUTHORIZING THE INSTALLATION OF A TRAFFIC SIGNAL LIGHT AT THE INTERSECTION OF MEADOWWAY AND MARBACH ROAD AND AUTHORIZING PAYMENT OF \$10,000.00 FOR THE COST THEREOF FROM APPROPRIATED FUNDS IN THE GENERAL FUND.

\* \* \* \*

Dr. Cisneros moved to approve the Ordinance. Mr. Alderete seconded the motion.

Mayor Cockrell stated that she would be voting "No" on the ordinance because she felt that the item should have been discussed in the total context of other needed traffic signal lights.

Mr. Alderete described the traffic pattern at the intersection of Meadowway and Marbach Road and stated that it serves approximately 400 families with no other ingress or egress out of the subdivision. He also stated that the traffic light had been warranted.

Mrs. Dutmer stated that she was also going to vote "No" on this item.

Mr. McDaniel and Mr. Pyndus both stated that they had not seen the memorandum requesting that the item be placed on the agenda.

Mr. Eureste suggested that this item be scheduled for a "B" Session discussion along with other traffic signal light requests.

After discussion, Mr. Eureste made a substitute motion that this item be discussed in a "B" Session prior to formal action.

A discussion then took place pro and con on the substitute motion.

In response to a question by Mrs. Dutmer, Mr. Stewart Fischer, Director of Traffic and Transportation, stated that the subject intersection warrants a traffic light. At the present time, they are in the process of preparing the budget but could not say at this time where this intersection places in a priority rating.

On roll call, the substitute motion failed to carry by the following vote: AYES: Dutmer, Eureste, Pyndus, McDaniel, Cockrell; NAYS: Cisneros, Webb, Wing, Ortiz, Alderete, Steen; ABSENT: None;

On roll call, the original motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Wing, Eureste, Ortiz, Alderete, Steen; NAYS: Dutmer, Pyndus, McDaniel; ABSTAIN: Cockrell; ABSENT: NONE.

The Council also asked that a "B" Session discussion be scheduled on the priority of warranted traffic signal locations.

79-10 The Clerk read the following Ordinance:

AN ORDINANCE 50,477

AUTHORIZING OPERATION OF THE HEAD START-  
EARLY CHILD CARE PROGRAM, 1979, FOR THE  
PERIOD FROM FEBRUARY 19, 1979 THROUGH JANUARY  
18, 1980; ACCEPTING A GRANT OF \$1,377,688.00  
FROM THE OFFICE OF HUMAN DEVELOPMENT SERVICES  
OF THE DEPARTMENT OF HEALTH, EDUCATION AND  
WELFARE FOR THE PROGRAM; ESTABLISHING A FUND  
AND ACCOUNTS; AUTHORIZING PERSONNEL POSITIONS;  
AND AUTHORIZING AN AGREEMENT WITH PARENT-  
CHILD, INC. TO OPERATE THE PROGRAM FOR AN  
INTERIM PERIOD.

\* \* \* \*

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

Mrs. Dutmer made reference to the summary sheet of last night's "B" Session and stated that the word "staff" in the first paragraph entitled, "Presentation of EODC Transision Plan and CSA Application" should read the "City Manager."

On roll call, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Ortiz, Alderete, Pyndus, McDaniel, Steen, Cockrell; NAYS: None; ABSENT: Eureste.

79-10

POLISH ATHLETIC TEAM

Mayor Pro-Tem Frank Wing stated that the Polish Pentathlon team had been visiting City Hall. They are presently training at the U.S. Modern Pentathlon Training Center at Fort Sam Houston. He extended greetings to the Mayor and Council on behalf of the team.

Fire Chief, I.O. Martinez, briefed the Council on the appeal of the Rand Development Company on behalf of its client, Swearingen Aviation from his decision on the denial of a variance for a sprinkler system. Chief Martinez explained that this appeal had been postponed from two weeks ago.

Dr. Cisneros moved to override the decision of the Fire Chief and permit Swearingen Aviation Corporation to construct a new building without installing a sprinkler system. Mr. Alderete seconded the motion.

Mr. Don Howard, Vice President for Manufacturing of the Swearingen Corporation, stated that they have made extensive studies and feel that a sprinkler system will not be effective. He described the nature of the operations to take place in the new building. He asked that the Council grant the variance.

A general discussion then took place on the granting of such a variance, the need for a sprinkler system and the operations and composition of the new building.

City Attorney, Jane Macon, responded to Council's question regarding the liabilities of the City in such a case.

In response to Dr. Cisneros' question, Mr. Howard stated that 175 additional positions will be added to their payroll because of the planned expansion.

After discussion, the motion to grant the variance and overrule the Fire Chief's decision, carried by the following vote: AYES: Cisneros, Wing, Alderete, Pyndus, McDaniel, Steen, Cockrell; NAYS: Webb, Dutmer, Eureste, Ortiz; ABSENT: NONE:

79-10

CITIZENS TO BE HEARDMR. IRV LOEV

Mr. Irv Loev, Director of the Family Life Center, St. Mary's University, expressed their interest to be a sponsor for the CETA-NEP Program.

Roland Lozano, Executive Assistant Director of Economic and Employment Development stated that a report would be forthcoming.

MR. KARL WURZ

Mr. Karl Wurz read a prepared statement regarding the South Texas Nuclear Project. He stated that cost overruns have been more of a norm than an exception in the construction of the nuclear plants. (A copy of Mr. Wurz' statement is on file with the papers of this meeting.)

MR. E.L. RICHEY

Mr. E.L. Richey referred to an article that appeared in the Wall Street Journal dated January 26, 1979 regarding the proposal of the Chicago and North Western Transportation Company to build a joint line in partnership with the Burlington Northern line through the Powder Line Basin in east-central Wyoming. Mr. Richey spoke about the escalation of coal prices. (A copy of the article is on file with the papers of this meeting.)

MRS. MARIE PORTER

Mrs. Marie Porter, Executive Director of Drug Abuse Central, stated that a CETA position has been cut in the organization and asked the Council to reconsider their decision. She stated that the position is very vital to their operation.

In response to the Mayor's question, Eddie Garcia, Assistant Director for CETA Programs Management, stated that the bid was placed on all the positions that could be funded and the participants are transferred to the positions that are funded as long as they have not been there longer than 18 months, after 18 months they cannot be on the program.

After further discussion, Mayor Cockrell recommended that City Council hold off on any action until the ordinance was brought before them.

MRS. PATRICIA PEREZ

Mrs. Patricia Perez spoke to the Council regarding the granting of a variance at 728 S. Presa. She feels that a proper decision was not made by the Board of Adjustment.

MR. TEX ELLIS

Mr. Tex Ellis read a prepared statement regarding the Board of Adjustment's meeting on Case 1058 pertaining to a variance that was granted permitting the enlargement of a building for Ruben Rodriguez at 728 S. Presa. He submitted sketches of the plan for a proposed lounge. He stated that the Board of Adjustment ruled in favor of Mr. Rodriguez and he felt that their decision was a miscarriage of justice on the part of the entire board and there was a conflict of interest on the part of one of the Board members. He also made reference to the disparity of the tape of this hearing and the written transcript of it.

Mayor Cockrell stated that she would refer this matter to the Legal Department and expect a report from them. She also asked that the Zoning Board of Adjustment inform the Council as to what their policy is, in relation to the issues.

RESIDENTS OF CORTE DEL SOL  
ALAMEDA PARK AND PATTON PARK

A group of citizens of three subdivisions, Corte Del Sol, Alameda Park and Patton Park addressed the Council on the subject of the condition of their homes. They complained about the drainage, water and gas problems in these three subdivisions and said that this is the fault of the poor construction and cheap materials used by the developer, H.B. Zachry.

They also demanded that the City Council approve a Resolution requesting that H.B. Zachry meet with the residents of the three subdivisions and with the City staff and the members of the Housing Task Force. The following citizens representing the group appeared to speak:

Mrs. Valdez  
Mrs. Marie Jasso  
Mrs. Clara Perez  
Mr. Don Caballero

\* \* \* \*

Mr. Eureste made a motion that the Council approve the placing of a resolution for Council consideration on next week's docket requesting that H.B. Zachry meet with the residents of the three above-mentioned subdivisions, the City staff, and the members of the Housing Task Force. Mr. Wing seconded the motion.

Mr. Don Caballero also stated that the City Council should pass an ordinance banning the use of sub-standard materials. He then distributed a sample of the type of pipes used.

At this point, Mayor Pro-Tem Wing asked for a report on the recent Texas Supreme Court case regarding "implied warranty". He also asked for a report on whether federal funds were used to undertake the homes in these subdivisions and implications of this on current problem.

City Attorney, Macon, stated that a report would be forthcoming to the Council.

Mr. Rudy Ortiz, Chairman of the Housing Task Force, stated that they have been working on this matter for the past three months and reports and investigations have already been made. He spoke in favor of a meeting as suggested by the residents.

Mr. Alderete asked for a report on what it would cost to repair all the sewer, water and gas lines in these three subdivisions.

A discussion then took place pro and con on the passage of this type of resolution.

The Council also asked that a review and a report be made on possible changes to the plumbing code to ban use of certain types of water and sewer pipes.

Mr. Roland Bono, Assistant to the City Manager, responded as to the time period needed for such reports.

After discussion and on roll call, the motion to place the resolution on the agenda, carried by the following vote: AYES: Cisneros, Webb, Wing, Eureste, Ortiz, Alderete; NAYS: Dutmer, Pyndus, McDaniel, Steen, Cockrell; ABSENT: None.

Dr. Cisneros then moved that the Housing Task Force be assigned with the matter of improving and strengthening of the pertinent City codes. Mr. McDaniel seconded the motion. On roll call, the motion carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, McDaniel, Steen, Cockrell; NAYS: None; ABSENT: None.

MRS. ARMANDINA SALDIVAR

Mrs. Armandina Saldivar spoke for the eighth time regarding the alleged actions taken against her by the City Manager. She also spoke about the hiring of EODC employees.

79-10 The Clerk read the following Ordinance:

AN ORDINANCE 50,478

AUTHORIZING THE SUBMISSION OF MODIFICATIONS TO TITLE IID AND TITLE VI PUBLIC SERVICE EMPLOYMENT GRANTS FOR THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TO THE DEPARTMENT OF LABOR; AND THE AUTHORIZING OF THIRD-PARTY CONTRACTS.

\* \* \* \*

Mr. McDaniel made a motion to postpone this item for two weeks. Mr. Steen seconded the motion.

Alex Briseno, Assistant City Manager stated that the modified plans were due by the Department of Labor on Friday, but if the City Council has concerns on the priority making process, the concerns are more important, therefore, it could be delayed for one week.

After discussion, Mr. Steen said that postponement of the ordinance would not help the situation, therefore, he withdrew his second and the motion died for a lack of a second.

Mr. Webb moved to approve the Ordinance. Dr. Cisneros seconded the motion.

Mr. Pyndus made a substitute motion to accept the original recommendation by the City Manager before it was altered. Mrs. Dutmer seconded the motion. On roll call, the motion failed to carry by the following vote: AYES: Dutmer, Pyndus, McDaniel, Steen, Cockrell; NAYS: Cisneros, Webb, Wing, Eureste, Ortiz, Alderete; ABSENT: None.

After further discussion, the original motion to approve the ordinance, carried by the following vote: AYES: Cisneros, Webb, Wing, Eureste, Ortiz, Alderete; NAYS: Dutmer, Pyndus, McDaniel, Steen, Cockrell; ABSENT: None.

79-10

AQUIFER ADVISORY COMMITTEE

City Attorney, Jane Macon, presented the Council with some proposed bills regarding the Edwards Underground Water District. She asked for Council's concurrence in support of the passage of these bills.

Council gave its concensus.

79-10

COUNCIL POLICY AND OBJECTIVES COMMITTEE

Mayor Cockrell announced that since the resignation of Glen Hartman, there was a vacancy on the Council Policy and Objectives Committee. She then named Councilman Cisneros as Chairman and asked that Mr. Steen also serve on the Committee, in place of Mr. Hartman.

79-10

There being no future business to come before the Council, the meeting was adjourned at 7:25 P.M.

A P P R O V E D

*Lela Cockrell*

M A Y O R

ATTEST:

*G. V. Jackson*  
City Clerk