

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, MAY 3, 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, THOMPSON, ALDERETE, CANAVAN, ARCHER, STEEN, COCKRELL; Absent: NONE.

79-22 The invocation was given by The Bishop Chess Lovern, United Methodist Church.

79-22 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

79-22 Mayor Cockrell stated that she had been advised that since Mayor Pro-Tem Frank Wing had chosen the first slot to serve as Mayor Pro-Tem for the new term, it was not necessary to have a swearing-in ceremony. She welcomed him as Mayor Pro-Tem and welcomed the new elected members to the City Council.

79-22 PRESENTATION OF HONORARIUM TO WILEY E. NEAL

Mayor Cockrell read the following Honorarium:

ON APRIL 26, 1979, AS HE BEGAN A LEFT TURN AT THE INTERSECTION OF SAN PEDRO AVENUE AND BASSE ROAD, MR. GILBERT DIETZEL BLACKED OUT AND RAN ONTO PRIVATE PROPERTY. THE INCIDENT WAS OBSERVED BY MR. WILEY E. NEAL, WHO IMMEDIATELY RAN TO THE WRECKED VEHICLE. MR. NEAL FOUND MR. DIETZEL IN AN UNCONSCIOUS STATE WITH NO RESPIRATION OR PULSE. HE IMMEDIATELY BEGAN CARDIAC PULMONARY RESUSCITATION PROCEDURE AND SUCCESSFULLY REVIVED MR. DIETZEL AND KEPT HIM IN GOOD CONDITION UNTIL THE ARRIVAL OF THE EMS CREW.

MR. NEAL'S PRESENCE OF MIND AND HIS PROMPT ACTIONS RESULTED IN THE SAVING OF A LIFE AND SETS AN EXAMPLE FOR OTHERS. THE CITY COUNCIL COMMENDS MR. NEAL AND EXPRESSES THE SINCERE APPRECIATION OF A GRATEFUL COMMUNITY.

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Mayor Cockrell congratulated Mr. Neal, who was accompanied by County Patrolman Newhall and Sheriff Rudy Garza, and expressed the appreciation of the City for his efforts. All members of the Council personally greeted him.

79-22 The minutes of the Special Meeting of April 23, 1979 and the minutes of the Regular Meeting of April 26, 1979, were approved.

79-22 CONSENT AGENDA

Councilman Steen moved that items 5-16, constituting the Consent Agenday be approved, with the exception of Items 6, 12, and 15, to be considered individually. Mr. Webb 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, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 50,694

ACCEPTING THE LOW BID OF MOORE BUSINESS
FORMS, INC., TO FURNISH THE CITY OF SAN
ANTONIO MUNICIPAL COURT WITH THE PRINTING
OF PARKING TICKETS FOR A NET TOTAL OF
\$12,232.00.

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AN ORDINANCE 50,695

ACCEPTING THE LOW BID OF CROWN CHEMICALS TO FURNISH THE CITY OF SAN ANTONIO METROPOLITAN HEALTH DISTRICT WITH INSECTICIDES FOR A NET TOTAL OF \$16,128.00.

* * * *

AN ORDINANCE 50,696

ACCEPTING THE LOW-QUALIFIED BIDS OF VARIOUS COMPANIES TO FURNISH THE CITY OF SAN ANTONIO WITH VARIOUS SUPPLIES AND SERVICES. (FOR FISCAL YEAR 1979-1980)

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The attached bid of each of the bidders listed below, wherein said bidder offers to furnish the City of San Antonio with the certain parts and services specified in its bid proposal for a one-year period commencing August 1, 1979 and terminating on July 31, 1980, is hereby accepted. The bids accepted in this section are single source of supply items.

<u>COMMODITY</u>	<u>VENDOR</u>
1. Asphaltic Equipment Parts & Service-Cleaver-Brooks and Etnyre	Cooper Equipment Company
2. Blaw Knox Paving Parts & Service	Wehring-Goss Equipment
3. Bodies - Commercial, Garbage, etc. Parts & Service - Heil Garbage and Auxiliary Engine	Davis Truck and Equipment
4. Bodies - Commercial, Garbage, etc. Parts & Service - Hi-Ranger, Stahl Daybrook, Knapheid, Galion & Tymco	Commercial Body Corporation
5. Bodies - Commercial, Garbage, etc. Parts & Service - Perfection, Hobbs, Koenig and Maxon	Hobbs Trailers
6. Cars and Truck Parts & Service Heavy Duty Ford	Alamo AMC/Jeep, Inc.
7. Cars and Truck Parts & Service	Grande Ford Truck Sales, Inc.
8. Communication Equipment Parts - Motorola	Motorola C & E
9. Communication Equipment Parts - RCA	RCA Corporation
10. EMS - Comcenter Component Parts	Comcenter Corporation
11. EMS - Telecare Parts	Telecare, Inc.
12. Michigan Loader and Waukesha Engine Parts and Service	Waukesha Pearce Inc., Inc.
13. Mower Parts and Service - Toro & West Point	Goldthwaite's of Texas, Inc.
14. Pargo Golf Cart Parts & Service	Watson Dist. Co.
15. Reflective Materials	Minnesota Mining & Mfg.

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| 16. Roller Parts & Service - Ingram | Conley Lott Nichols Machinery Co. |
| 17. Roller Parts & Service - Tampo | Waukesha Pearce Inc., Inc. |
| 18. Tractor Parts & Service - Gradall, Asplundh Chipper Essick, Maginniss, Power Curber, Heuber Warco, Elgin, Case | Girard Machinery & Supply Co. |
| 19. Tractor Parts & Service - Ford Tractor and Davis Equipment | The Torgerson Company |
| 20. Tractor Parts & Service- Int'l | Mission International, Inc. |
| 21. Truck Parts & Service -International | International Harvester Co. |
| 22. Vehicle Maintenance of Washing Equipment at Locations in the City including Parts and Labor | R.D. Williams |

COMMODITYVENDOR

- | | |
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| 1. Car and Truck Parts & Service- Chevrolet | Tom Benson Chevrolet |
| 2. Car & Truck Parts & Service - Dodge-Plymouth | San Pedro Chrysler-Plymouth, Inc. |
| 3. Car & Truck Parts & Service - GMC | San Antonio Truck Sales |
| 4. Engine Parts & Service - Wisconsin Industrial | Huston's Machine Shop |
| 5. Kerosene | Fuel Distributors, Inc. |
| 6. Naptha | Fuel Distributors, Inc. |
| 7. Tractor Parts and Service - Allis Chalmers and Hyster Item I(b) and Labor Rate Item I(a), II and Labor Rate | Alamo Welding and Boiler Works, Inc., Anderson Machinery |
| 8. Tractor Parts & Service- Caterpilllar Item I(b) and Labor Rate Items I(a) and Labor Rate | Alamo Welding & Boiler Works, Inc. Holt Machinery Co. |
| 9. Transmission Parts & Service - Allison | Grande Ford Truck Sales, Inc. |

COMMODITYVENDOR

- | | |
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| 1. Propane | Empiregas Trading Corporation |
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TERM OF CONTRACT: The terms of this contract shall commence on August 1, 1979 and terminate on July 31, 1981, a period of two (2) years.

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AN ORDINANCE 50,697

ACCEPTING THE LOW QUALIFIED BID OF R.L. JONES CO., INC., IN THE SUM OF \$22,145.99 TO CONSTRUCT BIBB-BREUER PROPERTIES LIMITED OFF-SITE SEWER MAIN; AUTHORIZING EXECUTION OF A STANDARD PUBLIC WORKS CONTRACT THEREFOR; AND APPROPRIATING \$23,255.00 OUT OF FUND 52-003 PAYABLE TO THE CONTRACTOR AND FOR CONTINGENT EXPENSES.

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AN ORDINANCE 50,698

AUTHORIZING EXECUTION OF A CONTRACT WITH HENRY BAIN ENGINEERS, INC., FOR ENGINEERING SERVICES IN CONNECTION WITH CERTAIN IMPROVEMENTS AT INTERNATIONAL AIRPORT; AND APPROPRIATING \$91,500.00 FOR PROFESSIONAL FEES AND CONTINGENT EXPENSES.

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AN ORDINANCE 50,699

AUTHORIZING EXECUTION OF A CONTRACT WITH A JOINT VENTURE OF S & C ENGINEERS AND HOWARD W. GADDIS, CONSULTING ENGINEER, FOR ENGINEERING SERVICES IN CONNECTION WITH CERTAIN IMPROVEMENTS AT STINSON MUNICIPAL AIRPORT; AND APPROPRIATING \$39,375.00 FOR PROFESSIONAL FEES AND CONTINGENT EXPENSES.

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AN ORDINANCE 50,700

AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION AND MISSOURI PACIFIC RAILROAD CO. FOR INSTALLATION OF GRADE CROSSING WARNING SIGNALS AT THE CLASSEN ROAD CROSSING.

* * * *

AN ORDINANCE 50,701

AUTHORIZING PAYMENT OF \$3,501.00 OUT OF GENERAL FUND 11 FOR THE PURPOSE OF RENEWING FIRE AND EXTENDED COVERAGE INSURANCE, INCLUDING VANDALISM AND MALICIOUS MISCHIEF COVERING CERTAIN CITY-OWNED COMMUNICATIONS SITES FOR THE PERIOD MAY 1, 1979 TO MAY 1, 1982.

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AN ORDINANCE 50,702

AMENDING SECTION 38-95.1(b) OF THE CITY CODE OF THE CITY OF SAN ANTONIO TO INCLUDE THE CITY-OWNED PARKING LOT LOCATED WEST OF THE BEXAR COUNTY JAIL (EAST OF SOUTH SANTA ROSA BETWEEN WEST NUEVA AND DOLOROSA STREETS) AMONG CERTAIN OTHER CITY-OWNED PARKING LOTS WHEREIN STOPPING, STANDING, OR PARKING ARE PROHIBITED DURING CERTAIN HOURS.

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79-22 The Clerk read the following Ordinance:

AN ORDINANCE 50,703

ACCEPTING THE LOW QUALIFIED BID OF ADVANCED
RETAIL CONTROL SYSTEMS TO FURNISH THE CITY
OF SAN ANTONIO PARKS & RECREATION DEPARTMENT
WITH CASH REGISTERS FOR A NET TOTAL OF
\$15,900.00, LESS 5% - 10 DAYS.

* * * *

Mr. John Brooks, Director of Purchasing, stated that the lowest qualified bid had been accepted but that the competitor, David Pletz wished to address the Council.

Mr. David Pletz, Executive Vice-President of Utex Inc., stated that their bid had been submitted and he felt that their bid is a better value for the city to purchase. He spoke about the slight difference in bids because of the cash discount. He also stated that the machine far exceeds the qualifications of the bid specs. He asked that the City Council reconsider the awarding of this bid.

Mayor Cockrell explained the policy of the City Council in accepting the low qualified bid in the past and expressed her feelings about accepting the recommendation of the staff.

Dr. Cisneros moved to approve 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, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

79-22 The Clerk read the following Ordinance:

AN ORDINANCE 50,704

ACCEPTING THE PROPOSAL OF JEAN EDENS, JR.,
AND LARRY K. TRAVIS, JOINT VENTURE, FOR A
COST EVALUATION STUDY OF THE PRESENT
RIVER BEND GARAGE DESIGN; AND AUTHORIZING
PAYMENT OF \$10,000.00 THEREFOR.

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Mr. Kiolbassa, Director of Public Works, stated that bids on the river bend parking garage had been received since last year. Since that time, he has noticed a difference on the price of steel. He stated that the cost of \$10,000.00 is to pay for a detailed analysis on the present structure because he felt that perhaps a steel structure would be cheaper.

Mr. Archer felt that because of the rising cost of construction, the delay of this project would make it more expensive.

Mr. Kiolbassa assured the Council that the study would take only a few weeks and construction would begin by the early part of June.

After considerable discussion, Mr. Wing moved to approve 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, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

The Clerk read the following Ordinance:

AN ORDINANCE 50,705

CLOSING AND ABANDONING A PORTION OF ALLISON DRIVE AND AUTHORIZING A QUITCLAIM DEED TO JAMES R. HAMILTON FOR THE CONSIDERATION OF \$1.00.

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In response to Mrs. Dutmer, Mr. Sandy Clark, Director of Right of Way and Land Acquisition, explained the procedure of selling City property and the policy of notification to adjacent property owners.

After discussion, Dr. Cisneros moved to approve 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, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

79-22 ZONING HEARINGS

17. CASE 7595 - to rezone Lot 2, Block 6, NCB 16153, in the 11300 Block of Roszell Drive from "B-3" Business District to "B-2" Business District, located on the northwest side of Roszell Drive, being 300' southeast of the intersection of Roszell Drive and Naco-Perrin Blvd. having 686.76' on Roszell Drive and a maximum depth of 400'.

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.

After consideration, Mr. Steen moved that the recommendation of the Zoning Commission be approved. Mr. Wing 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, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 50,706

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 2, BLOCK 6, NCB 16153, IN THE 11300 BLOCK OF ROSZELL DRIVE FROM "B-3" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT.

* * * *

18. CASE 7658 - to rezone Tracts I and J, NCB 8682, 9400 Block of U.S. 281 Expressway from "A" Single Family Residential District to "B-3R" Restrictive Business District, located on the northeast side of U.S. 281 Expressway, being 168.05' southeast of the intersection of Jones-Maltsberger Road and U.S. 281 Expressway, having a total frontage of 525.17' of U.S. 281 Expressway and maximum depth of 103'.

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.

After consideration, Mr. Wing moved that the recommendation of the Zoning Commission be approved. Dr. Cisneros 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, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 50,707

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 TRACTS I AND J, NCB 8682, 9400 BLOCK OF U.S. 281 EXPRESSWAY FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT.

19. CASE 7664 - to rezone Lots 4 and 13, Block F, NCB 14658, 6359 Whitby Road from Temporary "R-1" Single Family Residential District to "R-3" Multiple Family Residential District, located on the northside of Whitby Road, being 1,973.8' northwest of the intersection of Whitby Road and Stony Kirk, having 326.7' on Whitby Road and a depth of 1,333.4'.

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.

After consideration, Mr. Steen moved that the recommendation of the Zoning Commission be approved. Dr. Cisneros 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, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 50,708

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 AND 13, BLOCK F, NCB 14658, 6359 WHITBY ROAD FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT.

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20. CASE 7668 - to rezone a 0.52 acre tract of land out of NCB 16498, being further described by field notes filed in the Office of the City Clerk, from "B-2" Business District to "B-3" Business District, located northeast of the intersection of Perrin-Beitel Road and Center Point, having 115' on Perrin-Beitel Road and 200' on Center point.

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.

After consideration, Dr. Cisneros moved that the recommendation of the Zoning Commission be approved provided that the property is properly platted. 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: Cisneros, Webb, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSTAIN: Dutmer; ABSENT: None.

AN ORDINANCE 50,709

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 0.52 ACRE TRACT OF LAND OUT OF NCB 16498, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM "B-2" BUSINESS DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT THE PROPERTY IS PROPERLY PLATTED.

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21. CASE 7663 - to rezone the east 200' of the south 111' of Lot 9, Block 1, NCB 10733, 1119 S. W.W. White Road from "A" Single Family Residential District to "B-3" Business District, located on the west side of South W.W. White Road, being 80' south of the intersection of Jarbet Drive and South W.W. White Road, having 111' on South W.W. White Road and a depth of 200'.

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

The applicant, Mr. Richard Wade, stated that he felt that this area needed this type of business. He explained the proposed use for the property and asked the City Council to consider the change in zoning.

Mrs. Lewis M. Waggoner, 4450 Lord Road, spoke in opposition and stated that they live adjacent to the property in question and are opposed to the change in zoning because it is becoming harder to maintain a residence with all the litter that has been gathering in front of her property due to the shopping center directly across the street. She felt that another business use would be detrimental to her property.

After consideration, Dr. Cisneros made a motion to grant a "B-3R" zoning change provided that a six foot solid screen fence is erected and maintained along the west property line and that street dedication is provided in accordance with the Major Thoroughfare Plan. He felt that although South W.W. White Road is considered a commercial area, "B-3R" zoning would help protect the residences in the neighborhood. Mr. Alderete 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, Wing, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Eureste.

AN ORDINANCE 50,710

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE EAST 200' OF THE SOUTH 111' OF LOT 9, BLOCK 1, NCB 10733, 1119 SOUTH W.W. WHITE ROAD FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT PROVIDED THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE WEST PROPERTY LINE AND THAT STREET DEDICATION IS PROVIDED IN ACCORDANCE WITH THE MAJOR THOROUGHFARE PLAN.

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22. CASE 7665 - to rezone Tract B, NCB 13801, 5103 Randolph Boulevard, from Temporary "A" Single Family Residential District to "B-2" Business District, located between Sherri Ann Road and Randolph Boulevard, being approximately 600' northeast of the intersection of Sherri Ann and Randolph Boulevard, having 82' on both Sherri Ann and Randolph Boulevard with a distance of 216' between these two streets.

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.

After consideration, Mr. Alderete 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: Cisneros, Webb, Dutmer, Wing, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Eureste.

AN ORDINANCE 50,711

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 TRACT B, NCB 13801, 5103 RANDOLPH BOULEVARD FROM TEMPORARY "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT.

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23. CASE 7667 - to rezone Lots 318 and 319, NCB 8607, 608-616 Mayfield Boulevard from "R-1" Single Family Residential District to "R-2" Two Family Residential District, located on the south side of Mayfield Boulevard being 117.05' west of the intersection of Kyle Street and Mayfield Boulevard having 244.10' on Mayfield Boulevard and a depth of 356.9'.

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

Mr. Theo Weiss, attorney representing Santone Improvement Corporation, explained the location and the proposed use of the property. He asked that the City Council grant the "R-2" zoning but eliminate the stipulation of a one foot non-access easement in order that they may be able to go before the Board of Adjustment for a variance which would allow parking for their employees.

Gene Camargo, Planning Administrator, stated that some of the Zoning Commission members were concerned about the employee and customer traffic in this area and for that reason, they recommended a one foot non-access easement.

Mr. Wing stated that there are plans to put in a shopping center on Kyle Street and there is a street light on the corner of Mayfield Boulevard and Zarzamora to control whatever traffic problems may arise.

After consideration, Mrs. Dutmer moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished, if necessary. Mr. Alderete 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, Wing, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Eureste.

AN ORDINANCE 50,712

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 318 AND 319, NCB 8607, 608-616 MAYFIELD BOULEVARD FROM "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-2" TWO FAMILY RESIDENTIAL DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED, IF NECESSARY.

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24. CASE 7622 - to rezone a 4.105 acre tract of land out of NCB 12058, being further described by field notes filed in the Office of the City Clerk, 12500 Block of Maltsberger Lane from "R-3" Multiple Family Residential District to "B-3" Business District, located on the north side of Maltsberger Lane, being 314.8' east of the cutback between U.S. Highway 281 North and Maltsberger Lane, having 257.60' on Maltsberger Lane and a maximum depth of 984.22'; an 8.003 acre tract of land out of NCB 12058, being further described by field notes filed in the Office of the City Clerk, 12500 Block of Maltsberger Lane from "R-3" Multiple Family Residential District to "B-3R" Restrictive Business District, located on the north side of Maltsberger Lane, being 572.4' east of the cutback between U.S. Highway 281 North and Maltsberger Lane, having 300' on Maltsberger Lane and a maximum depth of 984.22'.

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.

After consideration, Mr. Steen moved that the recommendation of the Zoning Commission be approved provided that the property is properly platted. Mr. Alderete 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, Wing, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Eureste.

AN ORDINANCE 50,713

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 4.105 ACRE TRACT OF LAND OUT OF NCB 12058, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 12500 BLOCK OF MALTSBERGER LANE, FROM "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT AND AN 8.003 ACRE TRACT OF LAND OUT OF NCB 12058, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 12500 BLOCK OF MALTSBERGER LANE FROM "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT THE PROPERTY IS PROPERLY PLATTED.

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25. CASE 7656 - to rezone the west 57.3' of Tract A, Block 3, NCB 2978, 958 Steves Avenue from "F" Local Retail District to "B-3R" Restrictive Business District, located approximately 295.97' northwest of the intersection of the south side artery of Steves Avenue and S. Presa having 57.3' on the south artery of Steves and 57.3' on Mitchell with a length of 265.64'; to rezone Tract A, save and except the west 57.3', and the north 5.5' of Lots 1 and 2, Block 3, NCB 2978, from "F" Local Retail District and "J" Commercial District to "I-1" Light Industrial District, located west of the intersection of Steves Avenue and S. Presa Street, having 295.8' on Steves and 5.68' on South Presa.

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.

In response to Mrs. Dutmer's question, the applicant, Mr. Quarles, stated that he is manufacturing small machine parts and if the zoning is granted, a steel structure is being planned that will improve the neighborhood considerably.

Mr. Kenneth Malone, representing Mr. Quarles, stated that his client is in the process of improving and upgrading the property.

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After consideration, Mr. Webb moved that the recommendation of the Zoning Commission be approved provided that street dedication is provided in accordance with the Traffic Department's recommendation. 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: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 50,714

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE WEST 57.3' OF TRACT A, BLOCK 3, NCB 2978, 958 STEVES AVENUE, FROM "F" LOCAL RETAIL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT; TRACT A, SAVE AND EXCEPT THE WEST 57.3' AND THE NORTH 5.5' OF LOTS 1 AND 2, BLOCK 3, NCB 2978, FROM "F" LOCAL RETAIL DISTRICT AND "J" COMMERCIAL DISTRICT TO "I-1" LIGHT INDUSTRIAL DISTRICT, PROVIDED THAT STREET DEDICATION IS PROVIDED IN ACCORDANCE WITH THE TRAFFIC DEPARTMENT'S RECOMMENDATION.

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79-21 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, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 50,715

AMENDING CERTAIN ORDINANCES FUNDING THE CETA TITLE IID AND TITLE VI PUBLIC SERVICE EMPLOYMENT PROGRAMS TO DESIGNATE THE UNITED WAY AGENCY AS A PROGRAM OPERATOR IN LIEU OF THE MEXICAN-AMERICAN UNITY COUNCIL.

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AN ORDINANCE 50,716

AUTHORIZING THE CONDUCTING OF A CARVER SPECIAL EXHIBIT SERIES 1979/80 COMMEMORATING THE FIFTIETH ANNIVERSARY OF THE CARVER LIBRARY AUDITORIUM (NOW THE CARVER COMMUNITY CENTER); AUTHORIZING SUBMISSION OF AN APPLICATION TO THE TEXAS COMMISSION ON THE ARTS AND HUMANITIES FOR A \$2,692.00 MATCHING CASH GRANT IN SUPPORT OF THE PROJECT; ESTABLISHING A FUND AND BUDGETARY ACCOUNTS; AND AUTHORIZING CONTRACTS FOR LOAN OF EXHIBITS AND ENGAGING PROFESSIONAL SERVICES.

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AN ORDINANCE 50,717

EXPANDING THE LANGUAGE OF THE EXISTING SEWER RATE ORDINANCE TO PROVIDE A UNIFORM METHOD FOR ADJUSTING RESIDENTIAL SANITARY SEWER SERVICE CHARGES AND ESTABLISHING A HEARINGS PROCEDURE WHEREBY CUSTOMERS DELINQUENT IN PAYMENT OF THE RESIDENTIAL SANITARY SEWER SERVICE CHARGE MAY CONTEST THE CHARGE PRIOR TO DISCONTINUATION OF SERVICE.

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AN ORDINANCE 50,718

AUTHORIZING EXECUTION OF AN AGREEMENT WITH
PAUL E. RUSHING FOR LEASE OF CITY LAND FOR
AGRICULTURAL PURPOSES.

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79-22 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, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

A RESOLUTION
NO. 79-22-47

MANIFESTING THE DETERMINATION OF THE
CITY COUNCIL THAT MR. GEORGE ESSEY JR.,
HAS VESTED RIGHTS UNDER ARTICLE THREE
OF ORDINANCE NO. 48484.

* * * *

A RESOLUTION
NO. 79-22-48

MANIFESTING THE DETERMINATION OF THE CITY
COUNCIL THAT GREAT AMERICAN CONSTRUCTION
COMPANY HAS VESTED RIGHTS UNDER ARTICLE
THREE OF ORDINANCE NO. 48484.

* * * *

79-22 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, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 50,719

DESIGNATING CERTAIN MEMBERS OF THE COUNCIL
AS MAYOR PRO TEM FOR SPECIFIED PERIODS OF
TIME FROM MAY 3, 1979 THROUGH APRIL 30,
1981.

* * * *

AN ORDINANCE 50,720

APPROPRIATING \$4,147.88 AND AUTHORIZING
PAYMENT THEREOF TO TEXAS TRANSPORT, INC.
AS PAYMENT FOR TRANSPORTATION OF PORTABLE
TREATMENT PLANT UNITS TO THE HIDDEN FOREST
TREATMENT PLANT SITE.

* * * *

79-22 The meeting was recessed at 2:20 P.M. to allow the Council to go into Executive Session and reconvened at 3:00 P.M.

Mayor Cockrell declared open a Public Hearing on the issuance of taxi cab permits.

Assistant City Attorney, Louis Garcia, stated that there are five individuals who have applied for nine permits. Their applications have been processed and have been determined to be qualified to receive the permits.

Mr. Jim Fisher, representing Yellow, Checker and Bell Companies, stated that there are too many permits being approved by the Council. He stated that these individual permits have saturated the downtown area and are causing much congestion. He further stated that his cab company provides service throughout the City.

A discussion then took place between several Council members and Mr. Fisher on the traffic patterns of the new cab companies.

After further discussion, Mr. Eureste spoke about the problems encountered by new cab companies with regard to FCC regulations on the 2-way radios. He asked if something could be done to grant a temporary permit to those cab companies pending the granting of a FCC license.

Assistant City Attorney, Mr. Garcia, stated that the present Ordinance approved by the City Council calls for a 2-way radio and this requirement is up to the City Council.

Mr. Lewis Thompson explained that he wants to operate his own cab company and stated that independents can provide better service to the community.

Mr. Sal Fantansia stated that he operates as an independent franchise driver and stated that the issuance of these permits have hurt his business. He also stated that these cab operators do not serve outlying areas.

Mayor Cockrell then declared the hearing closed.

Mr. Eureste then moved that the City Manager have the flexibility to waive the 2-way radio requirement in the interim period pending the receipt of the FCC license, this period not to exceed 120 days. Mr. Alderete seconded the motion.

Mr. Garcia suggested that an amendment to the Ordinance be possibly considered instead of amending the Ordinance under consideration at this time.

Mr. Eureste then withdrew his motion. Mr. Alderete withdrew his second.

79-22

The Clerk then read the following Ordinance:

AN ORDINANCE 50,721

GRANTING ANNUAL PERMITS TO OPERATE A TAXICAB SERVICE IN THE CITY OF SAN ANTONIO TO THE FOLLOWING OPERATORS IN ACCORDANCE WITH THE PROVISIONS OF ORDINANCE NO. 49566: YSIDORO P. SEGOVIA, TOM MARTINEZ, JERALD D. REED, EDSEL A. DAVIS AND HENRY GARZA RIOS.

* * * *

Mr. Eureste moved to approve the Ordinance. Mr. Webb 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, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

Mayor Cockrell stated that at some period, the present status of the number of taxicab permits must be reviewed and stated that the general public would be hurt if the City would lose the larger cab companies.

Mr. Eureste agreed with the Mayor that there needs to be an analysis on the number of permits. He asked that the Mayor set up a Council committee to work with the staff on this matter.

Mr. Eureste asked that an ordinance be prepared for Council consideration to include the function of the Committee at the Council level and the work that might be done by the staff on the matter.

79-22

CHAPTER IV OF THE PROPOSED MASTER PLAN

City Manager, Thomas Huebner, asked that the City Council grant him a one month extension on the report regarding Chapter IV of the proposed Master Plan. He explained some of the pending matters that have made it difficult for him to review the subject matter.

Mr. Canavan moved to grant the City Manager an extension. Mr. Alderete seconded the motion. On roll call, the motion carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: None.

79-22

CITIZENS TO BE HEARD

MR. E.L. RICHEY

Mr. E.L. Richey spoke about the City's dog leash law and the pick-up of stray dogs. He stated that the public is not aware of the City's general policy.

79-22

MR. REMIGIO VALDEZ, JR.

Mr. Remigio Valdez, Jr., congratulated the newly elected Council. He then spoke to the Council regarding the Sniper Incident at the Battle of Flowers Parade on April 21, 1979, and commended the City's Police Department, Fire Department and EMS Personnel for their life-saving efforts on that day.

MR. JOHN BUTCHKOSKY

Mr. John Butchkosky suggested that the Community Services Administration be advised by the City that the proposed take over of EODC is off.

He feels that the City Council cannot effectively take over the EODC.

MR. CURTIS BELL

Mr. Curtis Bell spoke to the Council regarding the Master Plan. He also referred to an article in the Wall Street Journal and stated that the City Council should give the Master Plan its greatest consideration.

MR. RAY DESCH

Mr. Ray Desch distributed to each Council member, a copy of letters he received from Ben Shaw, Tax-Assessor-Collector, and from Chief of Police, Emil Peters, with regard to the issuance of disabled persons identifying registration insignia stickers. He asked about the status of an ordinance on this matter.

Mr. George Noe, Administrative Assistant to the City Manager, stated that the ordinance will be on next week's agenda.

79-22 There being no further business to come before the Council, the meeting was adjourned at 4:55 P.M.

A P P O V E D

Lela Cockrell

M A Y O R

ATTEST:

G. V. Jackson
C i t y C l e r k