

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, APRIL 2, 1987.

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The meeting was called to order at 1:00 P.M. by the presiding officer, Mayor Henry Cisneros, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, MARTINEZ, THOMPSON, VERA, HARRINGTON, LABATT, HASSLOCHER, CISNEROS. Absent: NONE.

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87-17 The invocation was given by Reverend Stefan Wiera, St. Dominic's Catholic Church.

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87-17 The members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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87-17 CONVENTION BUREAU GOLD SERVICE AWARD

Mayor Cisneros spoke of recent national magazine recognition of San Antonio's Convention and Visitors Bureau and he lauded the Convention and Visitors Bureau staff for their accomplishments. He then introduced Mr. Al Luthy, Publisher of Conventions and Meetings Magazine.

Mr. Luthy spoke of the latest Gold Service Award being presented to San Antonio, stating that it was San Antonio's fourth such award and he quoted the comments of several of the judges praising San Antonio's Convention services. Mr. Luthy then presented the Gold Service Award to Ms. Carmen Gamez, Director of Convention Services, and to Ms. Alicia Vargas, Director of Convention Marketing, who received the award on behalf of the city of San Antonio staff.

Mr. Luthy then noted that only four cities in the world have won the Gold Service Award four times and San Antonio is one of them.

Mayor Cisneros spoke of recent publicity denigrating the city of Dallas for a lack of development of their Convention facilities. The Mayor noted that San Antonio soon will have some 6500 downtown hotel rooms when the new Marriott and Sheraton hotels come on line.

Mr. Luthy stated that he feels San Antonio must now maintain the quality of its conventions services in the downtown area.

Mayor Cisneros stated that he feels the present City Water Board site might possibly be the next area for expansion of San Antonio's convention facilities and he spoke of the need to "stake out" possible expansion sites because downtown property values will be increasingly raised as downtown revitalizes.

87-17

COMMUNITY DEVELOPMENT WEEK

Mayor Cisneros introduced Mr. Drew Cameron, of the Budget and Research Department, and read a proclamation designating Community Development Week in San Antonio. He then spoke of the time lines of this proclamation because of proposals now in Washington which would curtail Community Development Block Grant Allocations an area of expertise for Mr. Cameron. The Mayor noted that even further there are other proposals on Capital Hill now that would curtail CDBG funding by perhaps one-third and he noted that San Antonio has received some \$229 million in CDBG funding since the program began in 1975. He then presented the proclamation to Mr. Cameron.

Mr. Drew Cameron spoke of the accomplishments performed in San Antonio with CDBG funding over the years and he reviewed current legislative moves relative to proposed cuts in CDBG funding. He also noted that cities around the nation favor keeping CDBG funding.

Mrs. Berriozabal thanked Mr. Cameron and City Manager, Louis J. Fox, for their hard work with programs funded by CDBG monies and for their support of City Councilmembers through the years. She stated that she feels San Antonio is unique for allowing its citizens to participate in CDBG funding matters.

Mr. Webb thanked the City Council for CDBG funding assistance to District 2 over the years including the \$9 million in CDBG work now being performed in the Government Hill area. He then spoke to new housing in District 2 which is taking place as a result of CDEG programs.

Mr. Hasslocher lauded city staff for its leadership including that of Mr. Cameron.

Mr. Thompson spoke of the importance of protecting the CDEG programs in the future and he thanked Mr. Wing for his work on CDBG funding leadership on the City Council.

Mr. Fox thanked Mr. Cameron for his hard work on CDBG matters and he spoke of examples of Community Development Block Grant funding at work in San Antonio.

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Mrs. Dutmer extended her congratulations to Mr. Cameron for his recognition.

87-17

CONGRATULATIONS TO CITY COUNCIL

Mayor Cisneros, on a point of personal privilege, thanked members of the City Council for their hard work as this term nears its end. He noted that the last few years have been recognized as years of stability in city government and he spoke of turnover in previous post war City Councils, noting that there were several specific exceptions to the turnover including Mayor Emeritus Cockrell and the late Mayor Emeritus Walter McAllister.

87-17 The minutes of the Regular and Special City Council meetings of March 19, 1987 were approved.

87-17

PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE - CLOSING & ABANDONING AN UNIMPROVED PORTION OF BUFFALO STREET.

Mayor Cisneros declared the Public Hearing to be open.

No citizen appeared to speak.

Mayor Cisneros declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 64,811

CLOSING AND ABANDONING AN UNIMPROVED PORTION OF BUFFALO STREET, BETWEEN NEW CITY BLOCKS 7881 AND 8554, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE A QUITCLAIM TO THE ADJACENT OWNERS, JOSE MARTINEZ, ET AL, FOR A CONSIDERATION OF \$1.00.

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

In response to a question by Mr. Wing, Mr. Arnold Finch, Public Works Real Estate Manager, spoke to the area involved and he recounted certain responses to notices sent to area property owners by the city. He

then addressed the problems concerning the school involved in the area and spoke of the need for this ordinance.

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

87-17 CONSENT AGENDA

Mr. Hasslocher made a motion to approve Agenda Items #5 - 24, constituting the Consent Agenda, with the exception of Items #11, 18, and 22, which were pulled for individual consideration. Agenda Item #22 had been earlier removed by the City Manager. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 64,812

ACCEPTING THE LOW QUALIFIED BID OF VAN WATERS AND ROGERS, NIEDERHOFER CHEMICAL COMPANY, OM SCOTT AND SONS, INC., AND TIDE PRODUCTS TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS AND PARKS AND RECREATION DEPARTMENTS WITH HERBICIDES FOR A TOTAL OF \$97,162.25.

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AN ORDINANCE 64,813

ACCEPTING THE LOW BID OF AMDAHL CORPORATION TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH COMPUTER MAINFRAME MEMORY UPGRADE MAINTENANCE ON A CONTRACT BASIS FOR A TOTAL OF \$800.00 MONTHLY.

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AN ORDINANCE 64,814

ACCEPTING THE BID OF W.A. HOLLUB COMPANY, INC., IN THE AMOUNT OF \$176,646.65 FOR THE RECONSTRUCTION OF TWO (2) BLOCKS OF PARKVIEW, FROM MISSION ROAD WEST TO THE DEAD-END; PROVIDING AN ADDITIONAL \$17,664.67

FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES;
APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 64,815

AUTHORIZING AN ADDITIONAL \$3,766.40 FOR ENGINEERING
FEES PAYABLE TO MAVERICK ENGINEERING COMPANY, IN
CONNECTION WITH THE INGRAM ROAD FROM WURZBACH ROAD
TO LEON CREEK PROJECT.

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AN ORDINANCE 64,816

AUTHORIZING AN ADDITIONAL \$2,681.51 FOR ENGINEERING
SERVICES FOR PREPARATION OF PLATS AND FIELD NOTES
PAYABLE TO HOWARD W. GADDIS, CONSULTING ENGINEER,
INC., IN CONNECTION WITH THE GROFF/HORTENCIA/CARLOTA
/FLORENCIA, ETC. RECONSTRUCTION PROJECT.

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AN ORDINANCE 64,817

AUTHORIZING AN ADDITIONAL \$7,480.74 FOR ENGINEERING
FEES PAYABLE TO SOMMERVILLE-GONZALES & ASSOCIATES,
INC., IN CONNECTION WITH THE S.W. 34TH/BARNEY
/WESCOTT RECONSTRUCTION PROJECT.

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AN ORDINANCE 64,818

ACCEPTING THE BID OF LINCOLN MOORE CONSTRUCTION
COMPANY, IN THE AMOUNT OF \$227,744.00 FOR THE
CONSTRUCTION OF THE PROBANDT SANITARY SEWER OUTFALL;
PROVIDING AN ADDITIONAL \$34,256.00 FOR A
CONSTRUCTION CONTINGENCY; AND AUTHORIZING \$4,700.00
PAYABLE TO SOMERVILLE-GONZALES & ASSOCIATES, INC.
FOR CONSTRUCTION SUPERVISION SERVICES.

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AN ORDINANCE 64,819

APPROPRIATING FUNDS AND AUTHORIZING THE CITY MANAGER
TO EXECUTE CONTRACT CHANGE ORDER #14 FOR THE
CATEGORY 4, STEP 3, PACKAGE "F" TO PROVIDE FOR THE

CONSTRUCTION OF TWO (2) STRUCTURES AND APPURTENANCES AT THE EXISTING RILLING ROAD WASTEWATER TREATMENT PLANT HEADWORKS.

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AN ORDINANCE 64,820

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE TITLE TO CERTAIN PRIVATELY OWNED REAL PROPERTY SITUATED IN SAN ANTONIO, BEXAR COUNTY, TEXAS FOR A PUBLIC PURPOSE, TO-WIT; THE LOCATION, CONSTRUCTION, RECONSTRUCTION, OPERATION, IMPROVEMENT, REPAIR AND MAINTENANCE OF PUBLIC FACILITIES DESIGNATED AS THE FARIAS PARK PROJECT; AND DIRECTING THE CITY ATTORNEY TO INSTITUTE AND PROSECUTE TO CONCLUSION CONDEMNATION PROCEEDINGS TO ACQUIRE RIGHT-OF-WAY THAT CANNOT BE ACQUIRED BY NEGOTIATION.

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AN ORDINANCE 64,821

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE TITLE TO CERTAIN PRIVATELY OWNED REAL PROPERTY SITUATED IN SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR A PUBLIC PURPOSE, TO-WIT; THE LOCATION, CONSTRUCTION, RECONSTRUCTION, OPERATION, IMPROVEMENT, REPAIR AND MAINTENANCE OF PUBLIC FACILITIES DESIGNATED AS MITCHELL/WELLINGTON/NOGALITOS/MARGIL/RIPFORD STREET RECONSTRUCTION PROJECT; AND DIRECTING THE CITY ATTORNEY TO INSTITUTE AND PROSECUTE TO CONCLUSION CONDEMNATION PROCEEDINGS TO ACQUIRE RIGHT-OF-WAY THAT CANNOT BE ACQUIRED BY NEGOTIATION.

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AN ORDINANCE 64,822

GRANTING AND MANIFESTING A LICENSE TO PARK 410 WEST JOINT VENTURE, TO OCCUPY SPACE FOR AN ENTRY SIGN, WHICH INCLUDES THE INSTALLATION OF ELECTRICAL SERVICE, ON THE CITY RIGHT-OF-WAY, BEING WITHIN THE MEDIAN OF RICHLAND HILLS DRIVE AT THE INTERSECTION OF RICHLAND HILLS DRIVE AND NORTHWEST LOOP 410 IN NEW CITY BLOCK 15329.

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AN ORDINANCE 64,823

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$62,892.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ACCEPTING THE DEDICATION OF TITLE TO CERTAIN LANDS, ALL IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

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A RESOLUTION 87-17-28

PROVIDING THAT A PUBLIC HEARING BE HELD BY CITY COUNCIL OF THE CITY OF SAN ANTONIO ON THE 14TH DAY OF MAY, 1987, AT 3:00 O'CLOCK PM IN THE COUNCIL CHAMBER OF CITY HALL IN THE CITY OF SAN ANTONIO ON THE FORT SAM HOUSTON GATEWAY COMMERCIAL DISTRICT URBAN RENEWAL PLAN PROPOSED BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO; DECLARING THE CITY CLERK TO ADVERTISE NOTICE OF SAID HEARING AS PRESCRIBED BY LAW; IDENTIFYING THE PROJECT AREA; SETTING THE PURPOSE OF SAID PUBLIC HEARING AND OUTLINING THE GENERAL SCOPE OF THE URBAN RENEWAL PROJECT UNDER CONSIDERATION; AND PROVIDING THAT ANY PERSON OR ORGANIZATION WILL BE AFFORDED AN OPPORTUNITY TO BE HEARD AT SAID PUBLIC HEARING.

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AN ORDINANCE 64,824

AUTHORIZING THE CITY MANAGER TO ACCEPT A \$62,048.00 GRANT FROM THE TEXAS DEPARTMENT OF COMMUNITY AFFAIRS AS AUTHORIZED UNDER THE JOB TRAINING PARTNERSHIP ACT TITLE IIA, FOR THE PERIOD MARCH 1, 1987 TO JUNE 30, 1987 AND AUTHORIZING THE REVISION OF SERVICE PROVIDER CONTRACTS, WHERE NECESSARY.

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AN ORDINANCE 64,825

ADJUSTING ADMISSION FEE CHARGES TO VIVA BOTANICA EVENT AT THE SAN ANTONIO BOTANICAL CENTER.

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AN ORDINANCE 64,826

AUTHORIZING EXECUTION OF ONE-YEAR LEASES FOR USE OF

PORTIONS OF THE LOFT AT CITY HALL BY MEDIA ORGANIZATIONS.

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AN ORDINANCE 64,827

ESTABLISHING THE PARKING RATES FOR HEMISFAIR PARKING FACILITY.

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87-17 The Clerk read the following Ordinance:

AN ORDINANCE 64,828

AUTHORIZING EXECUTION OF A PUBLIC ROAD CROSSING AGREEMENT WITH THE MISSOURI PACIFIC RAILROAD COMPANY AND AUTHORIZING \$33,812.00 AS THE FIXED PRICE FOR WORK TO BE PERFORMED AND MATERIALS SUPPLIED BY THE RAILROAD COMPANY IN CONJUNCTION WITH THE WIDENING OF THOUSAND OAKS AT THE RAILROAD TRACKS.

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

Mr. Hasslocher spoke to the importance of the project involved.

In response to a question by Mr. Martinez, Mr. David Steitle, Director of Public Works, briefly described the work to be done.

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

87-17 The Clerk read the following Ordinance:

AN ORDINANCE 64,829

AUTHORIZING PREPARATION AND SUBMISSION APPLICATIONS TO AACOG FOR CRIMINAL JUSTICE DIVISION (CJD) FUNDS FOR VARIOUS CRIMINAL JUSTICE PROJECTS DURING FY 1987-88; AUTHORIZING THE CITY MANAGER TO ACCEPT

FUNDS IF AWARDED; ADOPTING BUDGETS FOR THE PROJECTS; AUTHORIZING AACOG TO APPLY TO CJD FOR REGIONAL TRAINING FOR CITY AIRPORT AND PARK POLICE AND SPECIALIZED OUT OF REGION/STATE TRAINING FOR OFFICERS OF THE S.A.P.D.; AND PROVIDING FOR REIMBURSEMENT TO AACOG OF THE CITY'S REQUIRED CASH MATCH TO THE OUT OF REGION/STATE PROGRAM FOR S.A.P.D. OFFICERS.

* * * *

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

Mrs. Dutmer spoke of her concern that there was no mention of "crime prevention" in the request.

Mr. Bill Donahue, Assistant City Manager, described the projects involved.

In response to another question by Mrs. Dutmer, Mr. Ian "Buddy" Lovestock, representing the Alamo Area Council of Governments, spoke of examples of work performed by regional crime prevention coordinator of AACOG, a position that he occupies and of the training and seminars to law enforcement personnel performed under previous grants made to AACOG for this work.

Lt. Tom Tannehill, representing the San Antonio Police Department Training Academy, spoke of the history of criminal justice grants to the city of San Antonio and addressed a number of redundant programs between the city and AACOG and of the need to focus diminished grant dollars on specific San Antonio focused projects.

Mrs. Dutmer noted the comprehensiveness of publications that had been put out under such funding by AACOG on a area basis and voiced her concern that all efforts in this public safety area must dove tail effectively.

Mr. Donahue spoke of plans for developing specific community identified programs in lieu of area wide "generic" programs.

In response to a question by Mrs. Dutmer, Mr. Lovestock spoke to criminal justice grant funds being used by AACOG and of Bexar County's proposed plans in that regard.

Mrs. Dutmer voiced her continuing concern about the need for results in this new program and stated her preference for continuation of the publications program on an area wide basis through AACOG.

Mr. Hasslocher spoke to innovative crime prevention efforts in the neighborhoods including "neighborhood watch".

Mr. Thompson stated that he personally feels that the neighborhood watch program is only part of the total answer and he spoke to the need for better results in protecting neighborhoods from crime and for the need for overall better results from police activity. He stated that he wants more action oriented programs than neighborhood watch.

Mr. Donahue stated that the new program, in his opinion, would do everything now being done in crime prevention.

Mayor Cisneros stated that the citizens are apparently not happy that crime continues to rise in San Antonio and City Councilmembers are concerned and want more active results. He then spoke of innovations made in the new Juvenile Detention Facilities and of his desire that the new Police Department Training Academy facility follows the same quality trend. He also stated that he would like to see "software plans" for the new Police Department Training Academy by May 1st in order to match proposed new training programs for police to the new police training facility.

Mr. Harrington stated that he would like to have innovative quality and creativity used in the new Police Substation in District 8 to be located near Prue Road and Fredericksburg Road.

Mr. Fox spoke of the high quality and the functional characteristics of the recently completed Northeast Police Substation in McAllister Park, noting that the city uses many examples of standardized construction in its facilities in order to save as much money as possible.

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

87-17 ZONING HEARINGS

25. CASE Z87053 - to rezone the north 90' of Lots 46, 47, and 48, Block 10, NCB 3111, in the 900 Block of Hildebrand Avenue, from "F" Local Retail District to "B-3R" Restrictive Business District, located on the southeast corner of Hildebrand Avenue and Grant Avenue, having 90' on Grant Avenue and 75' on Hildebrand Avenue.

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

In response to a request by Ms. Vera for "B-3NA" zoning, Mr. C.L. Newsome, 8961 Tesoro Drive, representing the proponent stated that "B-3NA" would be acceptable to the proponent.

Ms. Vera made a motion to approve "B-3NA" zoning, provided that 2.2 feet of dedication is given along Hildebrand Avenue, and that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 64,830

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE NORTH 90 FEET OF LOTS 46, 47 AND 48, BLOCK 10, NCB 3111, IN THE 900 BLOCK OF HILDEBRAND AVENUE, FROM "F" LOCAL RETAIL DISTRICT TO "B-3NA" BUSINESS DISTRICT, NON-ALCOHOLIC SALES, PROVIDED THAT 2.2 FEET OF DEDICATION IS GIVEN ALONG HILDEBRAND AVENUE, AND THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00"

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26. CASE Z87051 - to rezone Lots 11 and 12, NCB 9634, In the 100 Block of Cloudbaven Drive, from "B" Residence District to "R-2A" Three and Four Family Residence District, located on the westside of Cloudbaven, being 194' south of Deerwood Drive, having 97' Cloudbaven Drive with a maximum depth of 180'.

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

In response to a question by Mr. Hasslocher, Mr. Bob Barrett, the applicant and the property owner, spoke of remodeling and the cleanup of the property now underway.

Mr. Hasslocher voiced his concern with the reported dumping of construction materials from this work on nearby property. He noted that

city inspectors will be checking this area to ensure that this does not continue.

Mr. Hasslocher made a motion to approve the recommendation of the Zoning Commission provided that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division, and that a six-foot solid screen fence is erected and maintained along the north and west property lines. 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, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: Webb.

AN ORDINANCE 64,831

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 11 AND 12, NCB 9634, IN THE 100 BLOCK OF CLOUDHAVEN DRIVE, FROM "B" RESIDENCE DISTRICT TO "R-2A" THREE AND FOUR FAMILY RESIDENCE DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION, AND THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTH AND WEST PROPERTY LINES. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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27. CASE Z87044 - to rezone a 22.326 acre tract of land out of NCB 12163, from "A" Single Family Residence District to "P-1(B-2)" Planned Unit Development Business District; a 3.098 acre tract of land out of NCB 12163, from "A" Single Family Residence District to "P-1(B-3)" Planned Unit Development Business District, In the 7500 Block of Ira Lee, located on the eastside of Ira Lee Road, being 1,782.14' north of Austin Hwy., having 1052.28' on Ira Lee Road, and a width of 856.21'.

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 the recommendation of the Zoning Commission provided that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division.

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Mr. Thompson seconded the motion.

Mrs. Dutmer voiced her concern with the escape of methane gas from the abandoned landfill to be located under this facility.

Mr. Frederick Meyers, Environmental Protection Officer for the city of San Antonio, described plans for the building to be constructed and of plans to monitor and to vent any possible escaping methane gas from the abandoned landfill underground.

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

AN ORDINANCE 64,832

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 22.326 ACRE TRACT OF LAND OUT OF NCB 12163 FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "P-1(B-2)" PLANNED UNIT DEVELOPMENT BUSINESS DISTRICT; AND A 3.098 ACRE TRACT OF LAND OUT OF NCB 12163, IN THE 7500 BLOCK OF IRA LEE ROAD FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "P-1(B-3)" PLANNED UNIT DEVELOPMENT BUSINESS DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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87-17 The Clerk read the following Ordinance:

AN ORDINANCE 64,833

AUTHORIZING PAYMENT OF REFUNDS TO PERSONS MAKING OVERPAYMENTS OR DOUBLEPAYMENTS ON 217 TAX ACCOUNTS.

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

87-17 The Clerk read the following Ordinance:

AN ORDINANCE 64,834

CLOSING AND ABANDONING A PORTION OF SAN LUIS STREET, BETWEEN NEW CITY BLOCKS 279 AND 280 IN VISTA VERDE SOUTH UDAG PROJECT, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE A QUITCLAIM TO URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO, FOR A CONSIDERATION OF \$1.00.

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

87-17 The Clerk read the following Ordinance:

AN ORDINANCE 64,835

AUTHORIZING THE CITY MANAGER TO SUBMIT MODIFICATIONS TO THE JOB TRAINING PARTNERSHIP ACT (JTPA) TITLE II-A PLAN FOR PROGRAM YEAR 1987, COMMENCING JULY 1, 1987 TO JUNE 30, 1988; AND AUTHORIZING THE CITY MANAGER TO ACCEPT THE JTPA GRANT FOR PROGRAM YEAR 1987 IN THE SUM OF \$7,360,713.00.

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

In response to a question by Mrs. Dutmer, Mr. Stuart Summers, Director of Economic and Employment Development, spoke to the impact of this plan on the Texas A & M facility in San Antonio and described the

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uses planned for the funding involved.

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

87-17 The Clerk read the following Ordinance:

AN ORDINANCE 64,836

AUTHORIZING THE SAN ANTONIO PARKS PARTNERS PROGRAM AND AUTHORIZING EXECUTION OF A LETTER OF AGREEMENT BETWEEN THE SAN ANTONIO DEPARTMENT OF PARKS AND RECREATION, JUNIOR LEAGUE OF SAN ANTONIO, AND THE SAN ANTONIO PARKS FOUNDATION.

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

Mayor Cisneros recognized Mr. Jack Meyer of the Parks Foundation and Mrs. Mary Wallace of the Junior League of San Antonio and spoke of their involvement in this program for San Antonio Parks Partners.

Mr. Ron Darner, Director of Parks and Recreation, described the program which will involve volunteers in maintaining parks facilities and noted that the cities of St. Louis and New Orleans both are doing this at the present time.

Mr. Labatt spoke in support of the program and spoke of what it can mean to the cleanup of local neighborhoods.

Mrs. Berriozabal spoke of the use of volunteers in many other parks including San Pedro Park and Woodlawn Lake, stating that she favors the involvement of area residents in the cleanup and maintenance in these efforts.

Mayor Cisneros spoke of the past accomplishments of volunteer groups in the creation and maintenance of San Antonio parks.

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

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87-17 The Clerk read the following Resolution:

A RESOLUTION 87-17-29

TO THE TEXAS LEGISLATURE RECOMMENDING DEVELOPMENT OF DROUGHT CONTINGENCY PLANNING FOR THE EDWARDS AQUIFER REGION.

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Mrs. Berriozabal made a motion to approve the proposed Resolution. Mr. Thompson seconded the motion.

Mr. Labatt voiced his concern with the 1989 enforcement date planned by the proposed Resolution concerning drought contingency planning for the Edwards Aquifer Region and he spoke of the need to safeguard our interests against any future negative legislation. He also voiced his concern that San Antonio's own interests need to be properly safeguarded.

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

87-17 The Clerk read the following Resolution:

A RESOLUTION 87-17-30

IN SUPPORT OF THE PASSAGE OF H.B. 2389 BY HACKNEY AND S.B. 1210 BY LYON RELATING TO UNIFORM ELECTION DATES AND RUNOFF ELECTIONS.

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Mrs. Vera made a motion to approve the proposed Resolution. Mr. Hasslocher seconded the motion.

In response to a question by Mr. Thompson, Mrs. Karen Kliever, Director of Intergovernmental Relations, spoke to the change of future election dates for San Antonio which are inherent in this proposed legislation and stated that if the bill is not passed the City Council under the existing state law must decide on moving its elections to the third Saturday in January or the second Saturday in August. She noted further that the current legislation was not intentionally drawn to involve cities and their elections but it was done so inadvertently.

Mr. Thompson spoke of the need for full support to the pending bill.

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

87-17 The Clerk read the following Resolution:

A RESOLUTION 87-17-31

IN SUPPORT OF THE PASSAGE OF H.B. 787 (HAMMOND) AND S.B. 407 (CAPERTON, ET AL.) RELATING TO THE REQUIREMENTS FOR OPERATING AS A MOTOR CARRIER.

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

Mrs. Karen Kliever, Director of Intergovernmental Relations, briefly explained the impact of the bill on requirements for operating as a motor carrier.

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

87-17 The Clerk read the following Ordinance:

AN ORDINANCE 64,837

AGREEING TO CO-SPONSOR AND SUPPORT ALONG WITH THE GREATER ST. PAUL SQUARE ASSOCIATION AND THE ROBBED ORGANIZATION THE FIRST ANNUAL ST. PAUL SQUARE SUMMER FESTIVAL FOR THE PURPOSE OF RE-ESTABLISHING THE ST. PAUL SQUARE AREA AS A VIALE BUSINESS COMMUNITY.

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Mrs. Berriozabal made a motion to approve the proposed Ordinance. Ms. Vera seconded the motion.

Mr. Louis J. Fox, City Manager, noted that Council concurrence in this matter will involve the expenditure of some \$35,000 in city funding.

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

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87-17

SAN ANTONIO RIVER

Mrs. Berriozabal voiced her concern that no single governmental entity has supervision over the headwaters of the San Antonio River. She stated that she would like to have city staff investigate the matter to determine what possibly can be done to fill this gap.

Mr. Louis J. Fox, City Manager, noted that this is indeed a significant issue and he will have city staff look into the matter and report to the Council.

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87-17

CITY PUBLIC SERVICE BOARD APPOINTMENT

Mayor Cisneros spoke of the need for the City Council to draft a letter of concurrence with the City Public Service Board current plans to appoint Mr. Pat Legan to an existing vacancy on the board. He also asked that the City Councilmembers each sign the letter if they agree to this proposed appointment.

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87-17 City Council recessed at 3:13 P.M. for a "B" session discussion, City Council then recessed the "B" session at 3:45 P.M., reconvening the regular meeting at 5:00 P.M. for Citizens to be Heard.

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87-17

CITIZENS TO BE HEARD

LOCHWOOD ESTATES

Mrs. Mary J. Kidd, 6947 Stoneykirk, stated that they met at the instructions of the City Council with the developer on March 30, 1987. She stated that nothing was accomplished and they are at an impasse. She then stated that the developer has refused to discuss density with them because he will not be able to make enough money. She then referred to off the record comments made by the Mayor and Councilwoman Dutmer.

Mr. Kenneth Kidd asked the City Council to pass a resolution approving their attorney's fees if they are not able to recover fees. he stated that they have been to the Federal Court of Appeals on legal cases and have been responsible for these fees. They feel that they are entitled to have any future fees paid by the city of San Antonio. Mr. Kidd then spoke to the taxes he personally must pay in spite of comments made that senior citizens do not pay taxes.

In response to Mr. Martinez' question, Mr. Kidd stated that they are requesting that the city pay for their attorney's fees when they file suit against the city.

Mr. Martinez stated that he is not ready to vote for such a resolution because the City Council has relied on city staff's advice that the process and legal procedures were followed in this matter. He stated that he cannot see what else the city can do in this case since the discussions with the developers did not resolve any issue.

Mr. Harrington stated that the developer is unwilling to decrease the density in the rest of his development and this is the reason why the neighborhood is now considering a lawsuit. He stated that he had attempted to help this issue but received no second to his motion.

In response to a question by Mr. Harrington, Mr. Tom Finlay, Acting City Attorney, stated that if the city loses a lawsuit many times part of the judgment, if the city loses includes payment of the other sides attorney's fees.

Mr. Thompson stated that in his opinion the city has committed no wrong, and the city can not do anything more in this case.

In response to a question by Mrs. Dutmer, Mr. Kidd stated that he intends to sue the city and enjoin the developer. They are requesting the payment of attorney's fees only if they win. They do intend to recover these fees if they lose.

Mr. Hasslochler stated that if they feel that they have a claim against the city, it should be filed with the City Clerk.

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MR. DAVID ALVARADO

Mr. Alvarado, 426 S.W. 37th Street, read a letter to the City Council dated August 1, 1986 suggesting that the two tiers of government, that is, County and City be merged into a Metropolitan government. He spoke about the benefits of this system and presented a sample of the petition which he is circulating in support of such a system.

Mr. Martinez stated that the suggestion would probably require legislation at the state level. He stated that it is a difficult topic however the idea is one which is worthwhile to study.

Mr. Thompson stated that he strongly supports this idea. He stated that there are several manners in which this could be achieved and it would take much time, however he feels that it is a very good idea.

Mr. Webb stated that there are more territories involved than just the two entities, that is, Bexar County and the City of San Antonio. To accomplish the task would take an extraordinary amount of time.

Mrs. Berricobal stated that to have a true metro government all separate entities would have to be merged. She stated her concern with the lack of representation that minorities would probably be facing.

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MRS. MARIA DOMINGUEZ

Mrs. Dominguez stated that she is concerned about the bond issue. She asked if the city is hiring 100 police officers.

Mr. Fox stated that the bond issue is not for the purpose of hiring 100 police officers. He then described what the bonds will be used for.

Mrs. Dutmer stated that right now only a small amount of police officers can be trained. The proposed police academy will enable the city to train more police officers.

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There being no further business to come before the City Council, the meeting was adjourned at 5:45 P.M.

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A P P R O V E D

M A Y O R

ATTEST:

C i t y C l e r k

April 2, 1987
sr