

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, DECEMBER 7, 1978.

* * * *

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, HARTMAN, STEEN, COCKRELL; Absent: NONE.

78-55 The invocation was given by The Reverend Sam Sowder, Northside Southern Baptist Church.

78-55 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

78-55 The minutes of the meeting of November 30, 1978 were approved.

78-55 MAYOR PRO-TEM GLEN HARTMAN

Mayor Cockrell expressed her appreciation to Mayor Pro-Tem Glen Hartman for a job very well done during his tenure as Mayor Pro-Tem.

78-55 SWEARING-IN CEREMONY

Councilman Joe Webb was administered the Oath of Office as Mayor Pro-Tem by City Clerk, G.V. Jackson, Jr. Mayor Pro-Tem Webb will serve during the period of December 6, 1978 through February 16, 1979.

Mayor Pro-Tem Webb introduced the members of his family who were present for the Swearing-in.

78-55 Mayor Cockrell turned the meeting over to Mayor Pro-Tem Webb.

78-55 CONSENT AGENDA

Councilman Steen moved that Items 6-12, constituting the consent agenda be approved. 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, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Alderete.

AN ORDINANCE 50,135

AN ORDINANCE AUTHORIZING EXECUTION OF FIELD ALTERATION NO. CWB1 TO THE CONTRACT FOR CONSTRUCTION OF THE YOLANDA DRAINAGE PROJECT (RELOCATION OF WATER MAIN ON CULEBRA).

* * * *

AN ORDINANCE 50,136

ACCEPTING THE LOW QUALIFIED BIDS OF ARMSTRONG INDUSTRIES, INC., DIXIE USA INC., EMERGENCY MEDICAL SUPPLY CO., GENTEC HOSPITAL SUPPLY AND HOPE MEDICAL SUPPLY TO FURNISH THE CITY FIRE DEPARTMENT EMERGENCY MEDICAL SERVICES WITH MEDICAL EQUIPMENT FOR A TOTAL OF \$7,235.25.

* * * *

AN ORDINANCE 50,137

AN ORDINANCE ACCEPTING THE LOW QUALIFIED BID OF RICKEL MANUFACTURING CORPORATION TO FURNISH THE CITY PUBLIC WORKS DEPARTMENT WITH A SLUDGE APPLICATOR VEHICLE FOR A NET TOTAL OF \$76,368.00.

* * * *

AN ORDINANCE 50,138

MANIFESTING AN AGREEMENT TO AMEND A LEASE TO DOBBS HOUSES, INC., IN THE TERMINAL BUILDING AT INTERNATIONAL AIRPORT TO ADD 186 SQUARE FEET TO BE USED IN THE OPERATION OF A SNACK BAR.

* * * *

AN ORDINANCE 50,139

AN ORDINANCE AUTHORIZING RENEWAL OF COMPREHENSIVE DISHONESTY, DISAPPEARANCE AND DESTRUCTION INSURANCE COVERING 26 CITY LOCATIONS WHERE MONEY OR SECURITIES ARE RECEIVED OR STORED.

* * * *

AN ORDINANCE 50,140

AUTHORIZING PAYMENT OF REFUNDS TO PERSONS MAKING OVERPAYMENTS OR DOUBLE PAYMENTS ON CITY OF SAN ANTONIO TAXES.

* * * *

A RESOLUTION NO.78-55-161

SETTING TWO PUBLIC HEARINGS ON A PROPOSED ORDINANCE AUTHORIZING THE VISTA VERDE SOUTH URBAN DEVELOPMENT ACTION GRANT APPLICATION.

* * * *

78-55 ZONING HEARINGS

13. **CASE 7377** - to rezone Lots 11, 12, 27 and 28, Block 1, NCB 6590, 2819 Guadalupe Street, from "C" Apartment District and "G" Local Retail District to "B-3R" Restrictive Business District, located between Guadalupe Street and Montezuma Street, being 175' west of Spring Street, having 50' on both Guadalupe Street and Montezuma Street and a distance of 150' between Guadalupe Street and Montezuma Street.

Mr. Andy Guerrero, Planning Administrator, explained the proposed change which the Zoning Commission recommended be denied by the City Council.

Councilman Cisneros moved that the Ordinance be approved. The motion was seconded by Mr. Eureste.

Dr. Cisneros stated that this case came before the City Council before, the issue then was whether Mr. Quinonez, the applicant, had cleaned up the area and whether the staff had a chance to inspect the property and find out whether that had occurred.

Photographs of the property in question were distributed by Mr. Guerrero to verify the fact that the property was kept clean as requested. The vehicles had been removed and the vehicles parked there now were only customer vehicles.

Members of the Council agreed that lots 11 and 12 fronting on Guadalupe Street should be rezoned. There was, however, a question as to whether or not lots 27 and 28 fronting on Montezuma Street should be zoned for business since that is a residential area.

After discussion, Mr. Hartman presented a substitute motion to rezone lots 11 and 12 but not to change the zoning of lots 27 and 28 and to impose a non-access easement along Montezuma Street. The motion was seconded by Mr. Pyndus. On roll call, the motion carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Alderete, Pyndus, Hartman, Steen; NAYS: None; ABSENT: Ortiz, Cockrell.

Mr. Wing said that he felt that the entire tract should be rezoned in order for lots 27 and 28 to be used for parking purposes without the necessity of getting the Board of Adjustment approval.

After discussing Mr. Wing's proposal, Mr. Hartman moved to reconsider the action taken by the Council. The motion was seconded by Mrs. Dutmer and carried by the following roll call vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Alderete, Pyndus, Hartman, Steen; NAYS: None; ABSENT: Ortiz, Cockrell.

Mr. Hartman moved that lots 11, 12, 27, 28 be rezoned "B-3R" and that a non-access easement be imposed on the property line along Montezuma Street. The motion was seconded by Dr. Cisneros.

Mr. Pyndus offered a substitute motion to rezone Lots 11 and 12 to "B-3R" and to leave lots 27 and 28 as now zoned. The motion was seconded by Mrs. Dutmer and on the following roll call vote, the motion failed. AYES: Pyndus; NAYS: Cisneros, Webb, Dutmer, Wing, Eureste, Alderete, Hartman, Steen; ABSENT: Ortiz, Cockrell.

After further consideration on the following roll call vote, the motion of Mr. Hartman to rezone the entire tract to "B-3R" with a non-access easement on Montezuma Street was approved: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Alderete, Hartman, Steen; NAYS: Pyndus; ABSENT: Ortiz, Cockrell.

AN ORDINANCE 50,141

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 11, 12, 27 AND 28,
BLOCK 1, NCB 6590, 2819 GUADALUPE STREET, FROM
"C" APARTMENT DISTRICT AND "G" LOCAL RETAIL
DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT,
PROVIDED THAT A NON-ACCESS EASEMENT IS IMPOSED
ON THE PROPERTY LINE ALONG MONTEZUMA STREET.

* * * *

78-55 Mayor Cockrell returned to the meeting and presided.

78-55 ZONING HEARING (Continued)

14. CASE 7527 - to rezone a 1.47 acre tract of land out of NCB 13667, being further described by field notes filed in the Office of the City Clerk, 9731 Fredericksburg Road, from Temporary "R-1" Single Family Residential District to "B-3" Business District, located on the west side of Fredericksburg Road, being 807.1' south of the intersection of Eckert Road and Fredericksburg Road, having 215.4' on Fredericksburg Road and a depth of 300'.

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

Mr. Pyndus moved for adoption of the Ordinance. Mr. Steen seconded the motion.

Mr. Hartman made a substitute motion to rezone the property as "B-3R" Business District. Mr. Eureste seconded the motion.

Mr. Rosenheim, an attorney representing the applicant stated that the applicant preferred a "B-3" zoning although "B-3R" was acceptable since the owner would not be selling alcoholic beverages on the property.

Mrs. Dutmer spoke against the substitute motion because of the fact that there were no surrounding residences. The property was in a more or less industrial area.

After discussion and consideration, the substitute motion to rezone the property "B-3R" Restrictive Business District, provided that proper platting is accomplished, carried by the following vote: AYES: Cisneros, Webb, Dutmer, Eureste, Ortiz, Alderete, Hartman, Cockrell; NAYS: Wing, Pyndus, Steen; ABSENT: None.

AN ORDINANCE 50,142

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 1.47 ACRE TRACT OF LAND OUT OF NCB 13667, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 9731 FREDERICKSBURG ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED.

* * * *

15. CASE 7528 - to rezone Tract B, NCB 12168, in the 8400 Block of Perrin Beitel Road, located east of the intersection of Perrin Beitel Road and N.E. Loop 410 Expressway, having 297.59' at the intersection and a maximum depth of 210'; and the northwest irregular 350' of Lot 11, NCB 12167, in the 8200 Block of Vicar Drive, located on the northwest side of Vicar Drive, being 815' northeast of the intersection of Perrin Beitel Road and Vicar Drive, having 93.1' on Vicar Drive and a maximum depth of 350' from "A" Single Family Residential District to "B-3" Business District.

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

Mr. Pyndus moved for adoption of the Ordinance. Mr. Steen seconded the motion.

Harold Reicht, representative of the applicant, spoke to the Council regarding the property. He stated that "B-3" zoning would be necessary. He felt that the owner should not be deprived of using the land to its highest and best use and "B-3R" would not allow this. He requested for on-premises consumption of liquor since he would be operating a shopping center and convenience store.

Mr. Hartman made a substitute motion to rezone the property "B-3R". Mr. Eureste seconded the motion.

After much discussion, a roll call was taken regarding the closing of the debate. The motion failed on the following vote: AYES: Dutmer, Pyndus, Hartman, Steen, Cockrell; NAYS: Cisneros, Webb, Wing, Eureste, Ortiz; ABSENT: Alderete.

The debate continued.

Mr. Pyndus spoke in favor of the "B-3" zoning because of the area being an industrial area. He felt that "B-3" was justified as recommended by staff and the Zoning Commission.

Mr. Steen and Mrs. Dutmer concurred with this recommendation.

Mr. Eureste spoke in support of the substitute motion.

On the substitute motion to approve "B-3R" zoning in lieu of "B-3", the motion failed on the following vote: AYES: Eureste, Ortiz, Hartman; NAYS: Cisneros, Webb, Dutmer, Wing, Pyndus, Steen, Cockrell; ABSENT: Alderete.

After consideration, Mr. Pyndus moved that the recommendation of the Zoning Commission is approved provided that street dedication is accomplished in accordance with the Traffic Department's recommendation and proper platting of Tract B is accomplished with the applicant working with the Traffic Department for proper ingress and egress. 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, Ortiz, Pyndus, Steen, Cockrell; NAYS: None; ABSTAIN: Eureste, Hartman; ABSENT: Alderete.

AN ORDINANCE 50,143

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 12168, IN THE 8400 BLOCK OF PERRIN BEITEL ROAD, AND THE NORTHWEST IRREGULAR 350' OF LOT 11, NCB 12167, IN THE 8200 BLOCK OF VICAR DRIVE FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT STREET DEDICATION IS ACCOMPLISHED IN ACCORDANCE WITH THE TRAFFIC DEPARTMENT'S RECOMMENDATION AND PROPER PLATTING OF TRACT B IS ACCOMPLISHED WITH THE APPLICANT WORKING WITH THE TRAFFIC DEPARTMENT FOR PROPER INGRESS AND EGRESS.

* * * *

16. CASE 7525 - to rezone Lots 18 thru 21, Block 3, NCB 11719 in the 11300 Block of Brazil Drive from "A" Single Family Residential District to "R-3" Multiple Family Residential District, located south of the intersection of Brazil Drive and Silver Oaks Drive, having 240' on Brazil Drive and 165' on Silver Oaks Drive.

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

No one spoke in opposition.

After consideration, Dr. Cisneros moved that the recommendation of the Zoning Commission be approved provided that street dedication is accomplished in accordance with the Traffic Department's recommendation and that Silver Oaks Drive and Brazil Drive is improved to the City's specification and also that applicant work with the Traffic Department for proper ingress and egress. 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, Wing, Eureste, Ortiz, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Alderete.

AN ORDINANCE 50,144

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 18 THRU 21, BLOCK 3, NCB 11719, IN THE 11300 BLOCK OF BRAZIL DRIVE FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT PROVIDED THAT STREET DEDICATION IS ACCOMPLISHED IN ACCORDANCE WITH THE TRAFFIC DEPARTMENT'S RECOMMENDATION AND THAT SILVER OAKS DRIVE AND BRAZIL DRIVE IS IMPROVED TO THE CITY'S SPECIFICATION AND ALSO THAT APPLICANT WORK WITH THE TRAFFIC DEPARTMENT FOR PROPER INGRESS AND EGRESS.

* * * *

17. CASE 7522 - to rezone a 9.957 acre tract of land out of NCB 15688, being further described by field notes filed in the Office of the City Clerk, from "R-3" Multiple Family Residential District to "R-5" Single Family Residential District, located on the northeast side of Sand Trap Lane, being 140' northeast of the intersection of Clearlake Drive and Sand Trap Lane, having 60' on Sand Trap Lane with a maximum width of 500' and 950' in length.

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

No one spoke in opposition.

After consideration, Mr. Steen moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished. 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, Ortiz, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Alderete.

AN ORDINANCE 50,145

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 9.957 ACRE TRACT OF LAND OUT OF NCB 15688, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK FROM "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT TO "R-5" SINGLE FAMILY RESIDENTIAL DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED.

* * * *

18. CASE 7292 - to rezone Lot 15, Block 15, NCB 16525, 6515 Westfield Drive from Temporary "R-1" Single Family Residential District to "B-3" Business District, located on the northside of Westfield Drive being 190' west of the intersection of Old Highway 90 West and Westfield Drive; having 50' on Westfield Drive and a maximum depth of 349.5'.

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

Mr. Ortiz made a substitute motion to rezone the property to "B-3R" Business District. Dr. Cisneros seconded the motion.

Mr. Ortiz recommended this change of zoning because he felt that "B-3" zoning was not necessary since there would be no selling of alcoholic beverages on the property.

Mr. Pyndus spoke against the substitute motion based on staff's recommendation.

On roll call, the substitute motion to rezone the property to "B-3R" Business District, carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Cockrell; NAYS: Pyndus, Steen; ABSENT: Hartman.

AN ORDINANCE 50,146

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND PROPERTY DESCRIBED HEREIN AS LOT 15, BLOCK 15, NCB 16525, 6515 WESTFIELD DRIVE FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT.

* * * *

19. CASE 7526 - to rezone Lots 117, 119 thru 131, Block E, NCB 11545, in the 100 Block of Woodside Drive, in the 4100 and 4200 Blocks of Majestic Drive, located on the northeast side of Silver-Crest Drive between Woodside Drive and Majestic Drive, having 507.41' on Silver-Crest Drive, 468.36' on Woodside Drive, 935.97' on Majestic Drive and also 268.52' on Callaghan Road, from "A" Single Family Residential District to "R-3" Multiple Family Residential District; to rezone Lots 113 thru 116, Block E, NCB 11545, in the 4800 Block of Callaghan Road, located on the southeast side of Callaghan Road, being 250' southwest of the intersection of Callaghan Road and E. Horseshoe Bend Drive, having 400' on Callaghan Road and a maximum depth of 403.66', from "A" Single Family Residential District to "B-2" Business District; to rezone Lots 111 and 112, Block E, NCB 11545, in the 4800 Block of Callaghan Road, located southwest of the intersection of Callaghan Road and E. Horseshoe Bend Drive, having 250' on Callaghan Road and 200' on E. Horseshoe Bend Drive, from "A" Single Family Residential District to "B-3" Business District.

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

No one spoke in opposition.

After consideration, Mr. Steen moved that the recommendation of the Zoning Commission be approved provided that replatting is accomplished. 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, Ortiz, Alderete, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Eureste, Hartman.

AN ORDINANCE 50,147

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 117, 119 THRU 131, BLOCK E, NCB 11545, IN THE 100 BLOCK OF WOODSIDE DRIVE IN THE 4100 and 4200 BLOCKS OF MAJESTIC DRIVE FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO

"R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT; LOTS 113 THRU 116, BLOCK E, NCB 11545, IN THE 4800 BLOCK OF CALLAGHAN ROAD FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT; LOTS 111 AND 112, BLOCK E, NCB 11545, IN THE 4800 BLOCK OF CALLAGHAN ROAD FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT REPLATTING IS ACCOMPLISHED.

* * * *

78-55 The following Ordinance was read by the Clerk and after consideration on motion of Mr. Pyndus, seconded by Mr. Webb was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Hartman.

AN ORDINANCE 50,148

AUTHORIZING ESTABLISHMENT OF THREE NEW JOB CLASSIFICATIONS.

* * * *

78-55 The Clerk read the following Ordinance:

AN ORDINANCE 50,149

AUTHORIZING ISSUANCE OF A PERMIT TO HAPPY COOKER, INC., TO OPERATE HORSE-DRAWN CARRIAGES ON DOWNTOWN STREETS AND TO CHARGE A FEE.

* * * *

Members of the Council expressed concern about the traffic hazard presented by a horse drawn carriage and questioned Mr. Stewart Fischer, Director of Traffic and Transportation.

Mr. Fischer agreed that there could be some danger but that a route is going to be selected which would minimize this possibility.

Mrs. Edith Molner, the applicant, also spoke in favor of the proposed agreement.

After consideration, on motion of Mr. Steen, seconded by Mr. Pyndus, the Ordinance was passed and approved on the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: None.

78-55 The Clerk read the following Resolution:

A RESOLUTION NO.78-55-162

EXPRESSING THE CONCERN AND INDIGNATION OF THE COUNCIL AT THE KILLING AND ATTEMPTED KILLING OF LAW ENFORCEMENT PERSONNEL AND SUPPORTING STRONG PUNISHMENT FOR THIS OFFENSE.

* * * *

Councilman Pyndus, sponsor of the Resolution, moved that the resolution be approved. The motion was seconded by Dr. Cisneros.

Mrs. Suszanne Hildebrand, wife of a Police Officer, read the proposed resolution in full and urged the Council's support.

Police Detective, Johnny Leal and Mr. W.G. Conway, and Maria Dominguez spoke in support of the resolution.

A general discussion between Council members followed. Some of them disapproved of anything requiring a death sentence and stated their disapproval of the ordinance for that reason.

After consideration, on motion of Mr. Pyndus, seconded by Dr. Cisneros, the Ordinance was passed and approved by the following vote:
AYES: Cisneros, Dutmer, Wing, Alderete, Pyndus, Hartman, Steen, Cockrell;
NAYS: Webb, Eureste, Ortiz; ABSENT: None.

78-55

PUBLIC HEARING ON URBAN RENEWAL
PLAN FOR BUENA VISTA PROJECT

At 3:00 P.M., Mayor Cockrell opened a scheduled public hearing.

The Clerk read a proposed ordinance which would approve the plan for the Buena Vista Urban Renewal Project.

Mr. Marcus Jahns, Director of Budget and Research, read a proposed staff review of the project in which he outlined seven areas which are considered problem areas and need to be resolved between the City staff, Urban Renewal Agency and MAUC. The staff recommended that approval of this project be deferred until the problems have been resolved.

The following named citizens spoke to the Council:

Mr. Louis Hernandez
Mary Louise Herrera
Luz G. Gonzalez
Rogelio Riojas
Sister Norma Rosa Garcia
Elqy Centeno
Blasa Gossett
Edmundo Vargas

The citizens expressed concern over the fact that they may be forced to move from their homes and would not be adequately compensated. There was also a considerable amount of uncertainty as to what would actually take place in the neighborhood.

At the request of Mr. Hartman, the Council identified City Manager Tom Huebner to be the in-charge of the project.

After discussion, Dr. Cisneros moved that the action on the Buena Vista Project be deferred for 45 days and that the staff be directed to work with staff and SADA and that MAUC expand the planning committee to include people from Sacred Heart Parish and property owners in the area. The motion was seconded by Mr. Ortiz and on roll call, the motion carried by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Ortiz, Alderete, Hartman, Steen, Cockrell; NAYS: Dutmer, Pyndus; ABSENT: None.

Action on the ordinance was deferred.

The meeting recessed at 5:10 P.M. and reconvened at 5:20 P.M.

10 75

CITIZENS TO BE HEARD

MR. TONY HAYDEN

Mr. Tony Hayden, representing St. John's Senior Center, spoke to the Council regarding the need to provide services for the elderly in the downtown area. He said that there is a dire need for \$35,000 to fund this project and urged Council consideration.

Dr. David Oliver of Trinity University supported Mr. Hayden in his request and urged the Council to give the project support.

* * * *

COUNTRY LANE/HASKINS DRAINAGE

Mrs. S.S. Kalter again spoke to the Council concerning the serious drainage problem which exists at Country Lane and Haskins Drive. She said that the situation has been looked at by Public Works and something should be done.

Mrs. Maxine Kelley also spoke of the flood condition.

Mr. Frank Kiolbassa, Director of Public Works, said that the situation at the intersection of these two streets could be alleviated somewhat at a cost of \$6,200.00. The long term solution would cost about \$2.5 million. He said that funds are available from 9th Entitlement Revenue Sharing Funds left over from other projects.

After discussion, Mr. Steen moved that Council direct that an ordinance be included on next week's agenda authorizing \$6,200.00 from the 9th Entitlement Period funds for the Country Lane/Haskins Drive Drainage Project. The motion was seconded by Mr. Pyndus and carried on a voice vote.

* * * *

Mayor Cockrell was obliged to leave the meeting and Mayor Pro-Tem Webb presided.

78-55 The Clerk read the following Ordinance:

AN ORDINANCE 50,150

APPROPRIATING THE SUM OF \$600,000.00 FOR THE COLEBROOK DRAINAGE PROJECT, ELMENDORF DRAINAGE PROJECT, WOODLAWN LAKE IMPROVEMENTS PROJECT, KYLE DRAINAGE AND STREET IMPROVEMENTS PROJECT AND CONSTRUCTION OF SIDEWALKS ON CRYSTAL, KEATS, CHALMERS AND VERMONT STREETS.

* * * *

City Manager, Tom Huebner, briefly described the projects covered by this ordinance for the Council.

Councilman Ortiz said that he had hoped to use \$500,000.00 of these funds for clinics. He said that the President has signed bill 95626 Health Services Extension Act of 1978 which allows community hospitals to be funded. The local hospital district will submit an application for funding in January. He requested that the City Council have a joint meeting with County Commissioners so that the Council could support the application.

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

78-55 Item No. 24 of the agenda being a proposed ordinance establishing a private industry Council under the provision of Title VII of the Comprehensive Employment and Training Act of 1978 was withdrawn from consideration at the request of the City Manager.

78-55 Mayor Pro-Tem Webb was obliged to leave the meeting and Councilman Hartman presided.

78-55 The following Ordinance was read by the Clerk and after consideration, on motion of Dr. Cisneros, seconded by Mr. Eureste, was passed and approved by the following vote: AYES: Cisneros, Wing, Eureste, Ortiz, Pyndus, Steen; NAYS: Dutmer; ABSENT: Webb, Alderete, Hartman, Cockrell.

AN ORDINANCE 50,151

AUTHORIZING EXECUTION OF A CONTRACT WITH HARLANDALE INDEPENDENT SCHOOL DISTRICT PERMITTING THE DISTRICT TO HOLD THE ELECTION FOR MEMBERS OF ITS BOARD OF TRUSTEES JOINTLY WITH THE CITY ELECTION TO BE HELD APRIL 7, 1979.

* * * *

78-55 TEXAS DEPARTMENT OF COMMUNITY AFFAIRS
FUNDING OF PARENT-CHILD DEVELOPMENT PROGRAM

Mr. Kevin Moriarty, said that TDCA is considering two proposals, both of them endorsed by the City Council. One is the Avance Program and the other is the Inman Christian Center Program for a Child Development Center. Only \$20,000.00 is available for a one-time expenditure. He said that TDCA would like for the City Council to make its preference known so it can fund the proposal the City desires.

Mr. Moriarty outlined alternatives for the Council to consider.

After consideration, Councilman Eureste moved that the Council endorse the Inman Christian Center project. The motion was seconded by Mr. Steen and carried on the following roll call vote: AYES: Cisneros, Dutmer, Wing, Eureste, Pyndus, Hartman, Steen; NAYS: Ortiz, Alderete; ABSENT: Webb, Cockrell.

78-55 The following Resolution 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, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Hartman, Steen; NAYS: None; ABSENT: Webb, Cockrell.

A RESOLUTION
NO.78-55-163

ENDORING THE CONCEPT OF SAN ANTONIO'S PARTICIPATION IN THE TEXAS SESQUICENTENNIAL CELEBRATION.

* * * *

78-55 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, Dutmer, Wing, Eureste, Alderete, Pyndus, Hartman, Steen; NAYS: None; ABSENT: Webb, Ortiz, Cockrell.

AN ORDINANCE 50,152

AMENDING THE CONTRACT WITH METCALF & EDDY INC., FOR THE COMPLETION OF PHASE TWO OF THE EDWARDS AQUIFER STUDY.

* * * *

AN ORDINANCE 50,153

CALLING A PUBLIC HEARING FOR DECEMBER 21, 1978, ON EXTENDING THE INTERIM DEVELOPMENT ORDINANCE GOVERNING DEVELOPMENT OVER THE EDWARDS AQUIFER FOR AN ADDITIONAL 6 WEEKS.

* * * *

78-55 The following Resolution was read by the Clerk and after consideration, on motion of Mrs. Dutmer, seconded by Mr. Pyndus, was passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Alderete, Pyndus, Hartman, Steen; NAYS: None; ABSENT: Webb, Ortiz, Cockrell.

A RESOLUTION
NO.78-55-164

STATING THE ACCEPTANCE OF THE SAN ANTONIO 201 WASTEWATER FACILITIES PLAN AND PROPOSED CONSTRUCTION OF A NEW WASTEWATER TREATMENT PLANT.

* * * *

78-55 The Clerk read the following Letter:

December 4, 1978

Honorable Mayor and Members of the City Council
City of San Antonio

The following petition was received in my office and forwarded to the City Manager for investigation and report to the City Council.

November 29, 1978

Petition submitted by Paul E. Manna, signed by him and other residents of Laurel Hills, requesting the continuance of alley garbage pick-up in his area.

/s/ G.V. JACKSON, JR.
City Clerk

There being no further business to come before the Council, the meeting adjourned at 6:40 P.M.

A P P R O V E D

Hilda Cockrell
M A Y O R

ATTEST: *Karim J. Rodriguez*
Asst. City Clerk