

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO, HELD IN  
THE COUNCIL CHAMBERS, CITY HALL, ON  
THURSDAY, JUNE 25, 1987.

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

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87-31 The invocation was given by Reverend Thomas B. Henderson, Marbach Christian Church.  
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87-31 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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87-31 GUATAMALA VISITORS

Mayor Cisneros introduced Ing. Roberto Goyzueta, General Manager of Empagua, Guatamala City, Guatamala and Mr. Carlos Valle, Councilman from Guatamala City, Guatamala, and a member of the Board of Directors of Empagua and welcomed them to San Antonio speaking of the importance of Guatamala City. He then spoke of the importance of the alcalde proclamation in San Antonio and he introduced the two visitors to the rest of the City Councilmembers present. He noted further that San Antonio had participated in exchange programs with Guatamala exchanging city experts in various municipal areas with that country. He then spoke of his participation on the Kissinger Commission that worked to bring democracy to Central America.

Mayor Cisneros then presented each with the alcalde proclamations and special books and ties from San Antonio. Mayor Cisneros then spoke to the need for a "sister city" relationship between San Antonio and Guatamala City.

Roberta Goyzueta spoke to reasons why making the trip to San Antonio seeking help in developing water systems for Guatamala City.

Senor Valle then thanked San Antonio for its warm reception.  
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87-31ROGERS CABLE

Mayor Cisneros introduced Mr. Cipriano Guerra and explained the reason for his visit to the City Council meeting today.

Mr. Guerra noted that this is the fourth year of Rogers Cablevision Scholarship Program and that some \$3,700 is being presented to young college students this year, five of whom won \$1,000 scholarships. He then introduced the five noting that one was not present because of work.

Mayor Cisneros read the specifics of the background of each winner and their biography and he presented the scholarships to each.

Mr. Guerra noted that some \$170,000 remains in the Rogers Cablevision Scholarship fund.

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87-31

JOHN DENVER CONCERT

Mayor Cisneros introduced the three persons involved with the San Antonio Food Bank and the Camelot Foundation, Mr. Dwight Johnson, representing Stone City Attractions and John Denver, Mr. C.H. Wolliver, representing San Antonio Bank and Mr. Paul Renger, representing the Camelot Foundation.

Mr. Dwight Johnson spoke to the specifics of the John Denver concert scheduled for tonight and explained the program of the Camelot Foundation which funds the care for seriously ill children.

Mayor Cisneros then read a proclamation concerning the Denver concert.

Mr. C.H. Wolliver, U.S. Army Retired, noted that the foundation assists up to 200,000 persons in the greater San Antonio area each month through some 178 agencies and he spoke to details of the effects of poverty on some 15% of the total population.

Mr. Labatt spoke of Col. Wolliver's expertise in redirecting the Food Bank effort.

In response to a question by Mr. Thompson, Col. Wolliver then spoke to specifics of the Food Bank operations.

Mayor Cisneros then presented the proclamation to the representatives from the San Antonio Food Bank and the Camelot Foundation.

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87-31

MOUNT ZION FIRST BAPTIST CHURCH YOUTH GROUP

Mayor Cisneros took note of the presence in the audience today of a number of young people from the Mount Zion First Baptist Church Youth Group and he welcomed them to City Hall.

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87-31

BUD LITTLE

Mayor Cisneros and members of the City Council then paid special recognition on the occasion of the birthday of Mr. Bud Little, WOAI radio, City Hall correspondent.

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The minutes of the City Council meeting of June 4, 1987, were approved.

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87-31

CONSENT AGENDA

Mr. Webb made a motion to approve Agenda Items #6 - 13, constituting the Consent Agenda, with the exception of Items #10 and 13, which were pulled for individual consideration. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 65,223 .

ACCEPTING THE BID OF R.L. JONES CO. IN THE AMOUNT OF \$2,259,566.12 FOR THE 19TH STREET, ETC. PROJECT; PROVIDING A CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$112,978.31; AUTHORIZING \$30,947.00 PAYABLE TO GALBRAITH ENGINEERING CORP.; APPROVING CONTRACTS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 65,224 .

ACCEPTING THE BID OF QUEST UTILITY CORP. IN THE AMOUNT OF \$1,031,286.27 FOR THE KELLER, REHMAN, STARK & STRIBLING STREETS PROJECT; PROVIDING A MISCELLANEOUS CONSTRUCTION CONTINGENCY IN THE AMOUNT

OF \$51,564.31; AUTHORIZING \$4,254.06 PAYABLE TO GARCIA ENGINEERING ASSOCIATES FOR CONSTRUCTION PHASE SERVICES; APPROVING A CONTRACT AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 65,225

AUTHORIZING AN ADDITIONAL \$11,000.00 FOR ARCHITECTURAL SERVICES BY LEWIS ALLEN & WONG INC RELATING TO INTERIOR MODIFICATIONS OF 4TH FLOOR CITY HALL.

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AN ORDINANCE 65,226

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$27,030.00 OUT OF GENERAL OBLIGATION BONDS FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ALL IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

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AN ORDINANCE 65,227

AMENDING CITY CODE CHAPTER 19 (MOTOR VEHICLES AND TRAFFIC) ARTICLE III. (TRAFFIC-CONTROL DEVICES) SECTION 19-68 TO NOTIFY PUBLIC OF SCHEDULES SETTING FORTH LOCATIONS AT WHICH TRAFFIC CONTROL SIGNALS ARE IN FULL OPERATION; DESIGNATING LOCATION OF ONE-WAY STREET; STOP SIGNS; YIELD RIGHT-OF-WAY SIGNS; MAXIMUM SPEED LIMITS, AND PARKING METER ZONES; NO PARKING SIGNS; PROHIBITING CERTAIN TURNS, PARKING FOR DISABLED PERSONS, AND CERTAIN SCHOOL ZONES, MAINTAINED BY CITY CLERK.

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AN ORDINANCE 65,228

AUTHORIZING THE CITY MANAGER TO SUBMIT A FORMAL APPLICATION FOR AN ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) SECTION 302(a) ECONOMIC DEVELOPMENT PLANNING GRANT IN THE AMOUNT OF \$50,000.00; AUTHORIZING THE ACCEPTANCE OF A GRANT OFFER FOR THE PERIOD OF JULY 1, 1987 TO JUNE 30,

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1988; ADOPTING A BUDGET; AND AUTHORIZING PERSONNEL  
COMPLEMENT.

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87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,229 .

APPROVING THE ASSIGNMENT OF THE PASEO DEL RIO BOATS  
CONCESSION CONTRACT FROM THE CO-PARTNERSHIP OF  
BERNICE LYONS SCHOLL, LINDA LYONS BEADLE AND WILLIAM  
J. LYONS, JR., TO PDR BOATS CO., INC., COMPOSED OF  
LINDA LYONS BEADLE AND WILLIAM J. LYONS, JR.

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

In response to a question by Mrs. Berriozabal, Mr. Ron Darner,  
Director of Parks and Recreation, spoke to requests of various people for  
narrations to be a part of the downtown river barge rides and of plans to  
look in the possibility of installing this effort, noting that the barge  
contract ends in December.

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, Wolff, Labatt, Hasslocher,  
Cisneros; NAYS: None; ABSENT: None.

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,230 .

AUTHORIZING TRANSFER OF MONIES FROM THE TRANSFER  
ACCOUNT TO THE CAPITOL PROJECTS FUND, ESTABLISHING  
AN ACCOUNT AND AUTHORIZING PAYMENT FOR STRUCTURAL  
MODIFICATIONS AT THE EAST SIDE MULTI SERVICE CENTER  
AS REQUIRED BY THE HEALTH DEPARTMENT.

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

Mr. Rolando Bono, Assistant City Manager, spoke in response to questions from Mrs. Dutmer dealing with specifics of the transfer account and he stated that he would further brief the Council by memorandum at a later date.

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, Wolff, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

87-31 ZONING HEARINGS

14. CASE Z87124 - to rezone an 8.2776 acre tract of land out of NCB 17847, from "O-1" ERZD Office Edwards Recharge Zone District to "O-1" Office District; a 0.8540 acre tract of land out of NCB 17847, from "B-2" ERZD Business Edwards Recharge Zone District to "B-2" Business District; a 3.5446 acre tract of land out of NCB 17847 from "B-3R" ERZD Restrictive Business Recharge Zone District to "B-3R" Restrictive Business District for the removal of ERZD designation, located on the southwest corner of N.W. Military Hwy., and Olmos Creek Drive having 848.72° on N.W. Military and 287.18° on Olmos Creek Drive, with an approximate depth of 1200° from N.W. Military Drive.

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

Mr. Andy Guerrero, Planner III, stated that the proponent in this zoning case has requested a postponement.

Zoning Case Z87124 was postponed.

15. CASE Z87084 - to rezone Lots 27 thru 35, Block 3, CB 4977A, In the 16803 thru 16919 Block of Brookwood from Temporary "R-1" ERZD One Family Residence Edwards Recharge Zone District to "R-6" ERZD Townhouse Residence Edwards Recharge Zone District, located on the northwest intersection of Brookstone Drive and Brookwood Drive, having 84.68° on Brookstone Drive and a total of 819.01° on Brookwood Drive.

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. Wolff, Mr. Andy Guerrero, Planner III, described the specifics of the "R-6" development as an in fill development in the area.

Mr. Wolff made a motion to approve the recommendation of the Zoning Commission. Mrs. Dutmer seconded the motion.

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Mrs. Berriozabal voiced her concern that the City Council is dealing with zoning cases over the Edwards Aquifer before first hearing from the special committee on development over the Aquifer. She stated that she feels it is inappropriate to vote on this matter at this time before this report is made.

Mrs. Dutmer noted that city staff feels there is no significance recharge on this particular property and that the pollution abatement plan has been filed in conjunction with development of this property. She then supports the passage of the zoning case.

Mr. Hasslocher noted that the City Council has not declared a moratorium on development over the Aquifer but considers each case individually. He stated that he feels it is not fair to hold up zoning cases until that report is finally made.

In response to a question by Mr. Thompson, Mr. Gene Dawson, engineer, spoke to plans for "R-6" development on this property.

Mr. Martinez noted that he will vote against this issue because it is over the Edwards Aquifer and this report of a special committee is not yet been made to the City Council.

Mrs. Berriozabal noted that some citizens feel it is not efficient for the City Council to handle cases over the Aquifer on a case by case basis because pollution is cumulative. She noted that the city needs to fully map the Edwards Aquifer. She noted also that some citizens are concerned with Council decisions that affect their drinking water.

Mr. Wing noted that the committee still is meeting and that he welcomes hearing from any opponents.

Mr. Wolff stated that he meets with the Aquifer Protection Office of the City of San Antonio on each zoning case which comes up over the Edwards Aquifer and he stated that this proponent already has the right to build on the property but does want to develop "R-6" Townhouse residences.

Mrs. Dutmer noted that the city must rely on experts in such matters and she urges the city to do away with the Aquifer Protection Office if the Council is not willing to listen to and use its recommendations.

Mr. Thompson noted that the Supreme Court has ruled that city's must pay if it deprives someone of the use of their land.

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

## AN ORDINANCE 65,231

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 27 THRU 35, BLOCK 3, CB 4977A, 16803 THRU 16919 BROOKWOOD, FROM TEMPORARY "R-1" ERZD ONE-FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "R-6" ERZD TOWNHOUSE RESIDENCE EDWARDS RECHARGE ZONE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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16. CASE Z87126 - to rezone Lots 7, 8, 9 and 10, Block 3, NCB 1965, In the 1800 Block of Woodlawn Avenue, from "R-1" One Family Residence District to "R-2A" Three and Four Family Residence District, located on the northside of W. Woodlawn Avenue, 110° east of San Antonio Avenue, having 200° on W. Woodlawn Avenue with a depth of 164.5°.

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

Mr. Andy Guerrero, Planner III, stated that city staff had initiated this case.

Mr. Gordon Hartman, the developer, stated that he wants the property returned to duplex zoning. He stated further that he was never notified of rezoning of the property to "R-1" last November and he had met with the Woodlawn Lake Community Association and it received their approval for duplex zoning and for approval of other area residents by letter.

Ms. Evie Cantu, 1843 W. Woodlawn, stated that her group would be willing to support this matter if the fence is erected on the westside of the property.

Mr. Hartman agreed to erect the fence on the westside of the property and he spoke to agreements with the neighborhood association on changes that they also had asked for in this case.

Ms. Vera made a motion to approve the recommendation of the Zoning Commission provided that off-street parking is provided and submitted for approval by the Traffic Engineering Division, and that a six-foot solid screen fence is erected and maintained along the west property line. Mr. Thompson seconded the motion.

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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, Wolff, Labatt, Cisneros; NAYS: None; ABSENT: Hasslocher.

AN ORDINANCE 65,232

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 7, 8, 9 AND 10, BLOCK 3, NCB 1965, IN THE 1800 BLOCK OF WEST WOODLAWN AVENUE, FROM "R-1" ONE FAMILY RESIDENCE DISTRICT TO "R-2A" THREE AND FOUR FAMILY RESIDENCE DISTRICT, PROVIDED THAT OFF-STREET PARKING IS PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION, AND THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE WEST PROPERTY LINE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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17. CASE Z87119 - to rezone Lot 24, Block 21, NCB 7155, 1231 Pasadena, from "B" Residence District to "O-1" Office District, located on the north side of Pasadena Street, 50° east of L.H. 10 Expressway, having 50° on Pasadena Street and a depth of 120°.

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

Mrs. Berriozabal 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. Mr. Webb seconded the motion.

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

AN ORDINANCE 65,233

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 LOT 23, BLOCK 31, NCB 7155, 1231 PASADENA STREET, FROM "B" RESIDENCE DISTRICT TO "O-1" OFFICE 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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18. CASE Z87110 - to rezone Lots 20 to 28, A-29 and the southwest 27.8° of A-30, NCB 814, In the 500 Block of Baltimore, from "E" Office District and "F" Local Retail District to "B-4" Central Business District, located on the east corner of E. Quincy Avenue and Baltimore Avenue having 194° on E. Quincy and 219.9° on Baltimore Avenue.

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

Mrs. Berriozabal made a motion to approve the recommendation of the Zoning Commission provided that driveways and circulation plans are submitted for approval by the Traffic Engineering Division. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 65,234

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 20 THRU 28, A-29 AND THE SOUTHWEST 27.8° FEET OF A-30, NCB 814, IN THE 500 BLOCK OF BALTIMORE AVENUE, FROM "E" OFFICE DISTRICT AND "F" LOCAL RETAIL DISTRICT TO "B-4" CENTRAL BUSINESS DISTRICT, PROVIDED THAT DRIVEWAYS AND CIRCULATION PLANS ARE 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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87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,235

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

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Mr. Webb made a motion to accept the proposed Ordinance. Mrs. Dutmer seconded the motion.

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

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,236

BANNING ALCOHOLIC BEVERAGES AND ALL GLASS CONTAINERS AT "J" STREET PARK; BANNING ALL GLASS CONTAINERS AT FATHER ALBERT BENAVIDES PARK; CODIFYING THE EXISTING ALCOHOL BANS AT SECOND BAPTIST CHURCH PARK, ROYAL GATE, MEADOWCLIFF, SAN JUAN/BRADY GARDENS, AND BLOSSOM PARKS; AND PROVIDING FOR A FINE OF NOT MORE THAN \$200.00 FOR VIOLATION OF THESE BANS.

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

In response to a question by Mr. Thompson, Mr. Ron Darner, Director of Parks and Recreation, discussed how many city parks currently have a ban on liquor.

Mr. Thompson stated that the Council may well need to ban alcohol in all city parks for ease of enforcement in the future.

Mr. Martinez noted that this ordinance only bans glass containers in Father Albert Benavidez park and he feels that many persons may not

favor a ban on alcohol in every city park.

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

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,237

DISCONTINUING THE MALFORD BOECK ESTATE AND TO  
RELEASE IT FROM THE CITY'S EXTRATERRITORIAL  
JURISDICTION.

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

Mr. Hasslocher, chairman of the Annexation Committee of the City Council, noted that city staff is not in favor of disannexation of this particular property because of the impact on San Antonio's control along Interstate 10. He noted that the Annexation Committee feels that approval of this would cause a so called "domino effect" if it is disannexed by the City.

Mr. Roland Lozano, Director of Planning, displayed a map of the area in question next to the previously disannexed area just below Randolph Air Force Base. He noted that city staff is against disannexing this property and he feels the city can provide services as required. He noted that the city of Schertz has asked to annex this particular area.

Mayor Cisneros stated that he favors discontinuing this area from the city of San Antonio which he stated is rural in nature and he feels the proponents have a good case for disannexation.

Ms. Cora Lee Fenner, representing the Metropolitan Congregational Alliance, distributed packets of information to the City Council as well as photographs of area, noting that only two families reside on this predominantly rural land and she spoke of city service problems to the area.

Ms. Michelle Boeck spoke of problems in securing police services from San Antonio after a recent break in at her home. She noted that as a result she called the city of Schertz and they promptly responded to the call.

Ms. Cynthia Boeck stated that she favors being disannexed by San Antonio and taken in by the city of Schertz. She then detailed the reasons for wanting the property to be annexed by Schertz. She stated that she is willing to pursue litigation in the courts if that is what is necessary to be disannexed from San Antonio.

Mr. Chuck Sharp, representative of the city of Schertz, stated that Schertz is willing to annex this subject property and provide the necessary services if the city of San Antonio will release the property.

Ms. Linda Presley, co-chairman of MCA, also spoke in favor of the Boeck family and their request to be disannexed by San Antonio and annexed by the city of Schertz.

Mayor Cisneros stated that he traditionally has been a proponent of annexation and an opponent of disannexation. He stated that this to him is a unique case and if the city of San Antonio wishes to continue annexation in this area it still maintains the strip annexation which can still be extended if necessary. He then stated that he sees no particular problem with the report of the Boeck family and asked the City Council to honor the request.

Mrs. Dutmer spoke in favor of the request if that it is the desire of the Boeck family. She also stated that there are citizens in the city of San Antonio who still have no water connections.

Mr. Webb stated that the area is in his particular Council district, he favors the request because of the city's inability to provide needed services to the area.

Mr. Thompson spoke of the prior effects on the city of trying to resolve these issues in this particular area and he spoke in support of the request.

In response to a question by Mr. Labatt, Mr. Lozano spoke of service problems to the area.

Mr. Labatt noted that several other areas of the city are not petitioning for disannexation and he addressed the need to improve city services to all areas.

Mr. Wolff stated that he would support the disannexation request.

Mr. Webb noted that this is the result of so called "spoke annexation".

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

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,238

ACCEPTING THE BID OF HEATH CONSTRUCTORS, INC. IN THE AMOUNT OF \$1,267,777.77 FOR THE CONSTRUCTION OF SMALL CULVERT STRUCTURES AT MARTINEZ CREEK AND CAPITOL, SANTA ANNA, SANTA MONICA, FROM CAPITOL TO MICHIGAN; AUTHORIZING A MISCELLANEOUS CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$63,388.89; AND AUTHORIZING EXECUTION OF AN AGREEMENT WITH SOUTHERN PACIFIC TRANSPORTATION COMPANY AND PAYMENT IN THE AMOUNT OF \$108,168.00 FOR THE NECESSARY LABOR, TOOLS AND WORK EQUIPMENT TO CONSTRUCT A SHOOFLY TRACK, REMOVE EXISTING TRACKAGE THROUGH THE CONSTRUCTION AREA, RELOCATE WARNING DEVICES AND CROSSING PORTIONS OF FRESNO STREET, AND REPLACE TRACK AND REMOVE THE SHOOFLY TRACK.

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

Mrs. Berriozabal noted that this is an extremely important project of the city of San Antonio and she noted that the firm involved already has eight projects underway in the city.

Mr. Wayne Fleener, representing the Public Works Department, stated that his department foresees no problems with the firm successfully completing this project.

In response to a question by Mr. Thompson, Mr. Fleener spoke to holding the contractor accountable for performing the work required in a timely manner through the Capitol Projects Management Team concept. He then addressed the proposed new phasing of this particular new project.

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, Wolff, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

87-31 The Clerk read the following Ordinance:

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AN ORDINANCE 65,239

ACCEPTING THE BID OF HEATH CONSTRUCTORS, INC. IN THE AMOUNT OF \$2,933,333.33 FOR THE THOUSAND OAKS - RAILROAD TO JONES MALTSBERGER PROJECT (LOCATED IN COUNCIL DISTRICT 10); PROVIDING A MISCELLANEOUS CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$146,666.66; AUTHORIZING \$56,496.11 PAYABLE TO W.H. MULLINS, INC. FOR CONSTRUCTION PHASE SERVICES; APPROVING CONTRACTS; AND PROVIDING FOR PAYMENT.

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

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

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,240

AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE STANDARD SEWER SERVICE CONTRACTS WITH CERTAIN SUBURBAN CITIES.

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

In response to a question by Mr. Labatt, Mr. Greg Kuchy, Assistant Director of Wastewater Management, explained the advantage of providing sewer service to suburban cities many of whose residents still have septic tanks.

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, Wolff, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,241

AWARDING A CONSTRUCTION CONTRACT TO H.B. ZACHRY COMPANY FOR EMERGENCY ROAD REPAIRS ON INGRAM ROAD AT LEON CREEK.

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

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

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,242

AMENDING ORDINANCE NO. 49433 OF SEPTEMBER 7, 1978, TO MODIFY CERTAIN PROVISIONS OF THE CABLE TELEVISION FRANCHISE, AND AMENDING ORDINANCE NO. 64282 OF DECEMBER 23, 1986, WHICH INCREASED THE CABLE TELEVISION FRANCHISE FEE.

\* \* \* \*

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

Mr. Cipriano Guerra, representing Rogers Cablevision, spoke to the new letter given to City Council members today by Rogers Cablevision, a copy of which is made a part of the papers of this meeting. He noted that Rogers Cablevision still seeks a change in the effective date of the fee implementation and he spoke of negotiations on the franchise fee matter.

A discussion then took place concerning the alleged lack of contact between the City of San Antonio and Rogers Cablevision in relation to raising the franchise fee in December of last year.

Mr. Rolando Bono, Assistant City Manager, noted that to delay implementation of the franchise fee for one month setting aside the effective date from February 1st to March 1st would cost the city approximately \$90,000.00.

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Mr. Thompson offered an amendment for a March 1st implementation date. Mrs. Berriozabal seconded the motion.

In response to a question by Mrs. Dutmer, Mr. Roger Ibarra, Supervisor of Public Utilities, addressed the amount that the city owes Roger Cablevision some \$87,000 under its current contract.

Mr. Webb spoke of his concerns with Rogers hiring practices and he spoke against the March 1st effective date.

Mr. Wing spoke in support of the February 1st implementation date and of the continuation of negotiations between the City and Rogers.

Mr. Arthur Triolo, attorney for Rogers Cablevision, noted that if the City Council will adopt the March 1st implementation date, Rogers will waive any city payment of interest on the \$1 million deposit given by Rogers to secure the franchise in the first place.

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

The main motion, as amended, prevailed by the following vote:  
AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

- - -  
87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,243

AMENDING ORDINANCE NO. 50237 OF JANUARY 4, 1979, TO  
EXPAND THE ROLE OF THE CABLE TELEVISION ADVISORY  
COMMITTEE.

\* \* \* \*

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

Mr. Cipriano Guerra, representing Rogers Cablevision, stated that his firm is against an expanded role for the Cable Television Advisory Committee.

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



87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,244 .

AUTHORIZING THE CITY ATTORNEY TO INSTITUTE ALL LEGAL PROCEEDINGS NECESSARY TO OBTAIN RELIEF FOR DAMAGES SUFFERED BY THE CITY OF SAN ANTONIO IN CONNECTION WITH A LEASE AGREEMENT WITH OGDEN ALLIED BUILDING & AIRPORT SERVICES, INC.

\* \* \* \*

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

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

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,245 .

AUTHORIZING THE SETTLEMENT OF CAUSE #84-CI-05771, RICHARD ASHER, ET AL VS. CITY OF SAN ANTONIO.

\* \* \* \*

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

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

87-31 The City Council at this time bypassed Agenda Item #33.

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,246 .

APPOINTING INDIVIDUALS TO SERVE ON THE AIRPORT

ADVISORY COMMITTEE FOR TERMS TO EXPIRE ON JUNE 30, 1987. (ELAINE DAGEN-BELA, WILLIAM C. WHITE, COL. RON SHAMBLIN.)

\* \* \* \*

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

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

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,247

APPOINTING INDIVIDUALS TO SERVE ON THE BOARD OF APPEALS. (HARRIS CONNELL, BOB GALVAN, STEVE NEELY, MELVIN MITCHELL)

\* \* \* \*

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

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

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,248

APPOINTING INDIVIDUALS TO SERVE ON THE COMMISSION FOR CHILDREN AND FAMILIES AND PROVIDING FOR STAGGERED TWO-YEAR TERMS OF OFFICE. (DEBRA MONTEZ DAVIS, ADOLPH THOMAS, MARY TAYLOR, LUCY HALL, DR. PHYLLIS BOWIE, TERESA MIRELES, MARIA FARRINGTON.)

\* \* \* \*

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

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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, Wolff, Labatt, Cisneros; NAYS: None; ABSENT: Hasslocher.

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,249

APPOINTING INDIVIDUALS TO SERVE ON THE CONVENTION AND VISITORS BUREAU ADVISORY COMMITTEE AND AMENDING ORDINANCE 44,608 TO PROVIDE FOR TWO-YEAR TERMS OF OFFICE. (DAVID CORTEZ, JOHN CACE, GEORGE BECKER, K.W. HOUSTON, SALLY BUCHANAN, YOLANDA ARELLANO, MARIA ANTONIETTA BERRIOZABAL, JAMES HASSLOCHER, JOSE MEDELLIN, JESSE CASTILLO, REGINA M. CHAFFIN, JOE PEREZ, STANLEY E. MOORE.

\* \* \* \*

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

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

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,250

APPOINTING INDIVIDUALS TO SERVE ON THE ELECTRICAL EXAMINING AND SUPERVISING BOARD. (DAN BRATTON, RUDOLPH DE LOS SANTOS, ALBERT CISNEROS, JOHN R. COVEY, GLEN MILLER, HARRY KATZ, MARTHA MUNGUIA.)

\* \* \* \*

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

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

None; ABSENT: Hasslocher.

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,251

APPOINTING INDIVIDUALS TO SERVE ON THE HANDICAPPED ACCESS ADVISORY COMMITTEE AND PROVIDING FOR TWO YEAR STAGGERED TERMS OF OFFICE. (MARY ESTHER CASTILLO, WILLIE MAY CLAY, DONNA MCBEE, BERNIE CANTU, JACQUELINE ALEXANDER, SHARON DENNEY, RONALD GOTHBERG, WENDY WOODRUFF, SANDRA KESTER, MARGUERITE LASLEY, TOMMY LEIFESTER.)

\* \* \* \*

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

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

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,252

APPOINTING INDIVIDUALS TO SERVE ON THE HOME IMPROVEMENT ADVISORY BOARD AND PROVIDING FOR STAGGERED TERMS AND DECLARING AN EMERGENCY. (JANE FOSTER, EMMA GARZA, JIMMY CASIANO, E.N. DEAN, HENRY VILLASANA, MAJOR JIM KELLY, CARL X. RICHTER, JR., FRANK MORENO, CARLOS MENDEZ.)

\* \* \* \*

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

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

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,253

APPOINTING INDIVIDUALS TO SERVE ON THE MUNICIPAL CIVIL SERVICE COMMISSION, AND DECLARING AN EMERGENCY. (WILLIAM RUSSELL BRYANT, GLORIA PARRA)

\* \* \* \*

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

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

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,254

APPOINTING INDIVIDUALS TO SERVE ON THE PLANNING COMMISSION FOR TERMS OF OFFICE TO EXPIRE ON JULY 31, 1989, AND DECLARING AN EMERGENCY. (FRANK MORENO, BETTY BURKE, ARTURO SANCHEZ, WAYNE HARWELL, RALPH RICH).

\* \* \* \*

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

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

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,255

APPOINTING INDIVIDUALS TO SERVE ON THE PRIVATE INDUSTRY COUNCIL. (GLORIA HERNANDEZ, PATRICIA

TURNER, ABEL VELA, MICHAEL NOVAK, GLENDA  
 MUSSER-KRATZER, AL ROHDE, ROBERT SALVATORE, LOU  
 MILLER, RICHARD JAUREGUI, ALFONSO ALEMAN, JR. GORDON  
 HARTMAN.)

\* \* \* \*

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

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

- - -  
87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,256 .

.  
 .  
 . APPOINTING INDIVIDUALS TO SERVE ON THE URBAN RENEWAL AGENCY. (REVEREND LAVALLE LOWE, JANE FOSTER, DAN HERNANDEZ)

\* \* \* \*

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

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

- - -  
87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,257 .

.  
 .  
 . APPOINTING INDIVIDUALS TO SERVE ON THE ZONING COMMISSION FOR TERMS OF OFFICE EXPIRING ON JUNE 30, 1989. (JESSE OVIEDO, GEORGE SMITH, JOE MEZA, ELIZABETH DAVIES, WALTER D. GIESICK, FRANK B. BURNEY.)

\* \* \* \*

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 sr

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

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

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,258

APPOINTING INDIVIDUALS TO SERVE ON THE BOARD OF REVIEW FOR HISTORIC DISTRICTS AND LANDMARKS FOR TERMS TO EXPIRE ON NOVEMBER 24, 1988. (A. JOSE GONZALEZ, III, ROBERT LEE SMITH.)

\* \* \* \*

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

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

87-31 The Clerk read the following Resolution:

A RESOLUTION 87-31-51

APPROVING THE RECOMMENDATIONS OF THE CITY COUNCIL INCENTIVES TASK FORCE ON FINANCIAL AND ADMINISTRATIVE INCENTIVE TO ENCOURAGE REHABILITATION AND RETENTION OF LANDMARK RESOURCES, INNER CITY DEVELOPMENT, BALANCED GROWTH AND REDEVELOPMENT OF SIGNIFICANT HISTORICAL, ARCHITECTURAL AND CULTURAL RESOURCES.

\* \* \* \*

Mr. Charles Kaplan, Chairman of the Task Force on Developing Incentives for Rehabilitation of Landmarks, introduced other members of the Task Force present in the audience and he spoke to the work by the Task Force on the complicated subject of incentives. He then addressed the recommendations of the Task Force as spelled out in the Resolution in

the categories of financial, administrative and four other items that fell outside those two categories. He then called these a first step in the matter of incentives to encourage rehabilitation and retention of landmark resources in San Antonio.

In response to a question by Mayor Cisneros, Mr. Alex Briseno, Assistant City Manager, noted that the city department of Building Inspections will be the action department to make these recommendations happen and he noted that city staff will review and return to the City Council with an action plan on this at a later date.

Mayor Cisneros spoke of the need to assign enough personnel to get this work accomplished and he voiced his concern with alleged inadequate allocation of staff resources in this area and the Aquifer study area.

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

Mr. Rolando Bono, Assistant City Manager, noted that city staff will bring the council a mile stone chart for accomplishment of the items under this matter.

Mrs. Rebecca Cedillo, Assistant Planning Director, stated that the city staff will have an overall plan in one to two weeks for the City Council.

Mrs. Berriozabal noted that the City Council still must deal with a number of other areas of concern in relation to this overall matter.

Mr. Hasslocher voiced his concern with the financial aspects of fee waivers recommended by the Task Force.

Mr. Labatt stated that he is concerned with the financial impact of the fee waiver recommendations as well.

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

87-31 The Clerk read the following Resolution:

A RESOLUTION 87-31-52

APPROVING THE RECOMMENDATIONS OF THE AD HOC COMMITTEE ON THE DESIGN REVIEW PROCESS.

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\* \* \* \*

Mr. Larry DeMartino, Chairman of the Ad Hoc Committee on Design Review Process, noted that the resolution now before the Council sets a pattern to carry out what is needed in the design review process including implementing a process for facilitating current design review and for so-called "fast tracking development service". He noted that this fast tracking is needed as an incentive to encourage new development and rehabilitation.

Ms. Doris Irby, a member of the Ad Hoc Committee, addressed her minority opinion concerning this process including implementation of a mandatory developer orientation office.

A discussion of Ms. Irby's minority report then took place.

In response to a question by Mr. Thompson, Mrs. Rebecca Cedillo, Assistant Planning Director, noted that city staff will report back to the Council in about six months on how the process is working.

Mr. Thompson stated that he would like to have outside evaluation by users of the system commenting on the applicability of the process.

Ms. Vera stated that she favors streamlining of the review board process.

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

- - -

87-31      PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE - \$2.3 MILLION  
HODAG GRANT - 172 UNIT HOUSING PROJECT.

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 65,259

AUTHORIZING SUBMISSION OF A HOUSING DEVELOPMENT ACTION GRANT (HODAG) TO THE U.S. DEPARTMENT OF HUD FOR \$2,320,788.00 TO SUPPORT NEW CONSTRUCTION OF A 172 UNIT MULTI-FAMILY HOUSING PROJECT ON WEST ELMIRA

BETWEEN N. FLORES AND SAN PEDRO.

\* \* \* \*

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

In response to a question by Mrs. Berriozabal, Mr. Jim Bishkin, a representative of the Lifshutz Interests, addressed the matter of lack of a planned open area or green space for families in the plan, stating that his firm plans to use the proposed swimming pool area as a play area and a family area.

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, Wolff, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

In response to a question by Mayor Cisneros, Mr. Andrew Cameron, Community Development Officer, stated that at the Mayor's request he would further investigate the possibility of securing additional UDAG grants for the city of San Antonio.

- - -  
87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,260 .

.  
 .  
 PERMITTING THE MARKET SQUARE ASSOCIATION TO CLOSE  
 COMMERCE STREET BETWEEN SANTA ROSA AND SAN SABA FROM  
 10:00 A.M. UNTIL 12:00 NOON ON JULY 4TH TO HOST A  
 CELEBRATION FOR INDEPENDENCE DAY.

\* \* \* \*

Mr. Rolando Bono, Assistant City Manager, briefly explained the plans for the closure of Commerce Street by the Market Square Association, and noted that a new committee has been formed to come up with a new city policy regarding closure of city streets. He then spoke to certain specifics of the recommendations those being: 1. no charge for the closure of streets, 2. no waiver of police overtime or Showmobile rental on the part of the city. He noted that as a result of the proposed ordinance no city costs are involved.

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

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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, Wolff, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,262

AUTHORIZING CITY CO-SPONSORSHIP IN TARGET 90'S JULY 4TH CELEBRATION.

\* \* \* \*

Mr. Rolando Bono, Assistant City Manager, noted that in this instance it will cost the city some \$8,870.00 in order for the city to co-sponsor this event.

Mayor Cisneros stated that he feels Target 90 has been a tremendous asset to the city of San Antonio and without a full waiver and city co-sponsorship Target 90 cannot stage this particular event as a result will have no proceeds from it most of which go towards support of the Target 90 process and thus the Target 90 system will be without funds.

Mr. Bono stated that a negotiating meeting is now underway with the Target 90 officials in relation to this matter.

At this time, the City Council postponed this item temporarily and went on to Agenda Item #33.

87-31 The Clerk read the following Ordinance:

AN ORDINANCE 65,261

APPROVING THE RECOMMENDATIONS OF THE CITY COUNCIL SOCIAL SERVICES AGENCIES COMMITTEE ON FUNDING PRIORITIES FOR SOCIAL SERVICES.

\* \* \* \*

Mr. Wing, Chairman of the City Council Committee on Funding for Social Service Agencies, distributed to other members of the City Council a report of his committee which establishes a number of priorities involved. (A copy of the report is made a part of the papers of this meeting). Mr. Wing spoke to the four major priority goal areas, those being; 1.) Children services, 2.) Elderly services, 3.) Emergency

services, 4.) Youth Services. He stated further that the City Council still must address the actual funding allocation to social service agencies. He noted that some agencies may not fall into any one of these four goal areas and thus the City Council must decide whether it wishes to adopt these four major general goal areas at this time.

Mr. Kevin Moriarty, Director of Human Resources and Services, stated that he feels the currently funded agencies are doing a good job for the city of San Antonio and he outlined how the recommended four goals would then dovetail with the current agencies funded by the city, including how some agencies feel they fit within one of the four goal areas.

Mr. Jose Medellin, representing AVANCE, spoke to the goals of AVANCE which is geared to families and he voiced his concern that AVANCE is being classified as "other services". He stated that he also feels that AVANCE serves children and should be considered in that category.

Mr. Wing made a motion to accept the report. Ms. Vera seconded the motion.

Mr. Labatt stated that the committee considered only priorities, not any particular agency by name and he takes issue with Mr. Medellin's recent remarks attacking the committee and city staff.

In response to a question by Mr. Thompson, with regard to allocation of funding, Mr. Moriarty stated that allocation of funds to each agency has not yet been done. He noted that the table involved in the report shows how the monies are allocated if the goods have been in existence.

Mr. Thompson stated that he believes that each agency should be given the option to determine their own category.

Mr. Moriarty stated that the city will be presenting their recommendations during August and the Council then will make a decision on this matter.

Ms. Vera spoke in favor of the committee report, stating that the problem of illiteracy should be considered by the Council.

Mayor Cisneros spoke about the possibility of including a literacy type program with the library.

Mr. Wing stated that the City Council will ultimately make its own funding decisions, and he urged the Council to support this report at this time.

Mayor Cisneros stated that AVANCE feels that agency fits better into another category rather than the one it is programmed into and he

asked Mr. Moriarty to see if they could be recategorized, to be put into the childrens services or category one.

Mr. Moriarty stated that the agency will have that opportunity to be heard and considered in August.

Mr. Martinez stated that the city staff could possibly be directed to work with the agencies to see if these agencies are properly categorized. He noted that no agency is being targeted by the committee in its recommendations.

Mrs. Dutmer then took issue with the charge that the committee may have been "incompetent".

A discussion then took place concerning AVANCE's funding sources and how they perhaps fit into the childrens services category.

Mr. Webb stated that he feels that AVANCE fits into the "other" category.

(At this point Mayor Cisneros was obliged to leave the meeting and Mr. Labatt presided.)

Mrs. Berriozabal spoke to the transient nature of many day care centers in San Antonio and of her opinion that AVANCE goes beyond day care services to children.

A discussion then took place on the agencies and their categorizations based on the program statements considered in the report.

Mrs. Berriozabal asked that the Human Resources and Services staff work with AVANCE to get the necessary information to properly categorize that agency.

(At this point Mayor Cisneros returned to the meeting to preside.)

Mrs. Berriozabal offered the amendment to add "Parenting" as a sub category under "Childrens Services". Ms. Vera seconded the motion.

Mrs. Dutmer offered a second amendment to list AVANCE first then consider the four funding priorities. Mr. Wing seconded the motion.

The first amendment, failed to carry by the following vote:  
AYES: Berriozabal, Cisneros; NAYS: Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher; ABSENT: None.

The second amendment, failed to carry by the following vote:  
AYES: Dutmer, Wing, Hasslocher; NAYS: Berriozabal, Webb, Martinez, Thompson, Vera, Wolff, Labatt, Cisneros; ABSENT: None.

Mr. Moriarty stated that he will ask the agencies to better clarify their services so that the city can better categorize them at the proper time.

Mrs. Berriozabal stated her feeling that she feels the city staff has not treated AVANCE well. She then noted that a major foundation has funded a program to study AVANCE by itself to see what makes this agency do so well.

The main motion prevailed by the following vote: AYES: Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Cisneros; NAYS: Berriozabal; ABSENT: Hasslocher.

87-31                    CONTINUED CONSIDERATION OF TARGET 90 CELEBRATION

Mr. Rolando Bono, Assistant City Manager, noted that after negotiations with the Target 90 officials it is still city staff's opinion that the city must pay out some \$8,870.00 even after the negotiations.

Mr. Wolff noted that discussions have been taken place among City Council members in the interim while other considerations were underway and stated that three of his Council colleagues have agreed to join with him to share the \$8,870.00 cost to be taken from equally from each of four pedestrian access funds in order to fund the co-sponsorship of this event.

Mr. Wolff made a motion to approve the proposed Ordinance. Ms. Vera 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, Wolff, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

AN ORDINANCE 65,262

AUTHORIZING CITY CO-SPONSORSHIP IN TARGET 90'S JULY 4TH CELEBRATION.

\* \* \* \*

87-31                    CITIZENS TO BE HEARD

MR. PHILLIP M. ROSS

Mr. Ross spoke to the extension granted by the Corps of Engineers

for the Draft D.E.I.S. to July 10, 1987. He stated that there is a need for another public hearing by the U.S. Corps of Engineers and spoke of the reasons why the hearing is necessary. He urged the City Council to clarify their position on this project. He recommended that a final report on D.E.I.S. be delayed until a public hearing is held.

Mrs. Dutmer stated that the U.S. Corps of Engineers has cooperated. She spoke against the Applewhite Project but will defer any action to kill this project until the City Council receives a report from the Aquifer Council Committee.

\* \* \* \*

87-31            MAYOR'S REPORT - STREETS AND DRAINAGE BOND ISSUE

Mayor Cisneros spoke to the possibility of having a November election on street and drainage bonds for the city of San Antonio and he stated his desire to have a series of work sessions for the City Council preferably on an off-Council day with the City Council acting as a committee of the whole.

Mr. Hasslocher spoke of streets problems throughout the city of San Antonio and of the major investments of District 8 and District 10 funds in streets projects.

Mrs. Berriozabal spoke in support of the idea of a street and drainage bond issue election and stated that she wants better apportionment of bond projects than previously drafted by staff.

Mayor Cisneros spoke of the five cycle plan on drainage and noted that streets is yet another matter.

Mr. Wolff stated that he feels the five year plan is best for San Antonio and he favored a prioritized system on streets improvements. He noted that he has asked the city's Planning Department to draw up this idea for him but has not yet seen its presentation.

Mr. Roland Lozano, Director of Planning, stated that his staff is still working on this project in conjunction with the Public Works Department.

Mr. Wolff spoke of a need for a fresh look at low water crossings as a drainage issue.

Mayor Cisneros stated that he hopes the Council will begin work on this matter in the next several weeks because the city needs to have a firm plan by August. He stated that he will try to define the staff work necessary and compare CDBG and bond funds for proper distribution.

Mr. Martinez spoke in support of a bond issue for streets and drainage.

Mayor Cisneros noted that despite recent flooding San Antonio's flood drainage system worked. He then spoke to specific examples and he spoke also of the need to develop a policy statement to address a split between drainage and streets bonds work.

Mr. Thompson noted that a concensus of City Council members is necessary for full Council support of any bond issue. He spoke of a need for a plan on a worst need but equitable system of bond funds.

Mr. Wing stated that he would like to have a Saturday morning bus tour in order to show repair needs in his district to the rest of the Council members.

Mrs. Dutmer spoke to her high priority drainage projects in District 3.

Mr. Labatt spoke of the need for a status report of bond projects underway versus projects already completed.

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87-31

SMALL BUSINESS

Mayor Cisneros stated that he will chair a special Council committee to hold hearings, after budget considerations are taken care of to look at such things as quotas, purchasing, buying from San Antonio firms and other related items in order to assist small businesses in San Antonio. He then asked for four City Council members to serve on that committee with him and by concensus, Mr. Labatt, Mr. Webb, Mrs. Berriozabal and Mr. Thompson were agreed upon.

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SPORTS STADIUM

Mayor Cisneros stated that he had recently briefed the Bexar County Council of Mayors and the VIA Board on the current proposal for a stadium for San Antonio to be financed by VIA funds. He then spoke of a need for a special planning group of thirteen persons to plan this stadium issue and then present in a brief slide show to members of the City Council outlining the possibilities of the stadium. He noted that this planning group will be responsible for selecting the site, forming the actual wording to be used on the referendum ballot and so forth, noting that this group in turn will be succeeded by a "Stadium Commission", if the bonds are approved. Mayor Cisneros then addressed the uses for a dome stadium including conventions, trade shows, entertainment, special events,

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amateur sports and professional sports. He noted that it also involves economic benefits to other area cities as well as community benefits to San Antonio and means jobs to economic development to the city. Mayor Cisneros then addressed the various financing options available. He spoke to legislative facts and options for a special referendum election in this regard. Mayor Cisneros noted that the Governor has recently vetoed the new elections bill that would have killed the January election date possible in 1988. He stated that with January as a viable date once again the group will have time to collect petitions, count petitions and call for a January election date. Mayor Cisneros called this a "once in a lifetime project", which would be publicly funded and he noted that rent from the facility will pay for the stadium in five years. He also spoke of the project not as a San Antonio but as a project for the entire metropolitan area.

Mayor Cisneros then addressed the four needed work groups those being; 1.) a group of the Mayor and two City Council members along with other elected officials of the area to meet to shape the proposition, for other matters that are involved to bring the package together and take it to VIA and the City Council for their ultimate approval; 2.) a project design and costing group who will pick the possible sites and develop the costing necessary; 3. a petition drive group; 4. a convention/sports activities group to meet on attracting large user groups for the stadium, such as arena football, soccer and large convention groups.

Mayor Cisneros stated that he will need two City Council members to serve on this work group with him and he then addressed the need for approval for the city's Economic Development staff to work on possible siting in this issue. He noted that it is a difficult issue to bring to fruition and he spoke to recent polls all of which show support for the stadium. He noted further that under the legislation which allows funding of this stadium with the VIA tax the clock is now running since the legislation allows only a five year window to put this into effect once the law goes into effect September 1.

At this point names of Council members to serve on various stadium related work groups were then drawn from suggested names presented to the City Clerk.

Mr. Thompson made a motion to allow necessary city staff to begin coordinating the stadium issue. Mr. Webb seconded the motion.

Mrs. Dutmer voiced her concern with concessions that were made to VIA for its support of this issue and also of her concern with who would make up any shortfall necessary.

Mayor Cisneros noted that the stadium authority would be the group to run the stadium.

Mrs. Dutmer spoke of many events which will be taking place during the month of September.

Mrs. Berriozabal stated that she has concerns with the stadium issue and is not a priority issue with her and she will have a wait and see position on on this matter.

Mr. Labatt noted that the issue must be a "break even" issue on cash flow.

Mr. Wing noted that this is an opportunity for San Antonio to take advantage of a VIA tax increase.

Mr. Martinez stated that he wants to see a broader definition of what excess tax can be used for San Antonio.

Mr. Thompson stated that he would like for the city to take this step towards a sports stadium, stating that he would rather risk the matter and lose it than never to have taken the risk at all. He spoke of this as a good investment for the future of all area citizens.

The motion prevailed by the following vote: AYES: Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cisneros; NAYS: None; ABSENT: Berriozabal.

At this point, the names which were drawn to serve with the Mayor on the special work group were Mr. Thompson and Mr. Wolff as drawn by the City Clerk.

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DROUGHT CONTINGENCY PLAN

Mr. Labatt distributed copies of a Drought Contingency legislation now before the State Legislature.

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87-31 There being no further business to come before the City Council, the meeting was adjourned at 9:45 P.M.

A P P R O V E D

ATTEST: *Norma S. Rodriguez*  
C i t y C l e r k

*Henry Cisneros*  
M A Y O R