

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, AUGUST 20, 1981.

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The meeting was called to order at 1:00 P.M. by the presiding officer, Mayor Henry Cisneros with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, EURESTE, THOMPSON, ALDERETE, CANAVAN, ARCHER, HASSLOCHER, CISNEROS; Absent: NONE.

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81-43 The invocation was given by Mr. John Singleterry, President of the Alamo Chapter of Full Gospel Businessmen's Fellowship International.

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81-43 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

81-43 PRESENTATION TO GIANCARLO FERRUZZI

Mayor Cisneros at this time, recognized a young person in the audience, Giancarlo Ferruzzi, and asked him to step forward, along with his parents and younger brother. He explained that Giancarlo Ferruzzi, a student at Keystone had been awarded a scholarship to attend Stanford University, the only San Antonian ever to be named to the All-American Soccer Team and selected to play on the United States Olympic Team in Caracas, Venezuela, in August-September of 1983. Mayor Cisneros stated that young Ferruzzi had just returned from the Olympic Training Center in Colorado Springs who along with seven other youths underwent vigorous training in preparation for the competition. He spoke regarding young Ferruzzi's many accomplishments and presented him with prints of San Antonio as a token of our City. Mayor Cisneros and members of the City Council each congratulated Giancarlo.

Young Ferruzzi then expressed his appreciation to the Mayor and Council for their recognition and gift.

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81-43 The minutes of the meeting of August 6, 1981 were approved.

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81-43 At this time, Mayor Cisneros explained that staff had requested that item 18 be considered at this time. Mr. Wing then made a motion to consider item 18. Mrs. Dutmer seconded the motion. Upon Council concurrence, item 18 was considered at this time.

The Clerk read the following Ordinance:

AN ORDINANCE 54,181

AUTHORIZING AN INCREASE OF \$64,151 IN THE AMOUNT CURRENTLY APPROPRIATED IN THE 1981 TRANSITION PERIOD BUDGET IN THE GENERAL FUND FOR SUPPORT OF DAY CARE PROVIDER AGENCIES; AUTHORIZING A TRANSFER OF SAID SUM FROM THE CONTINGENCY ACCOUNT; AUTHORIZING MODIFICATIONS TO AGREEMENTS WITH DAY CARE PROVIDER AGENCIES; AND AUTHORIZING ADDITIONAL FUNDS FOR SUCH PURPOSES TO BE

August 20, 1981
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ADDED TO THE FISCAL YEAR 81-82 PROPOSED
GENERAL FUND BUDGET FOR CONSIDERATION
DURING THE BUDGET PROCESS.

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Mrs. Dutmer moved to approve the Ordinance. Mr. Thompson seconded the motion.

In response to a question by Mr. Hasslocher, Mr. William Donahue, Director of Human Resources and Services explained that the item follows instructions by the Council by majority vote.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Alderete, Canavan, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste.

81-43 ZONING HEARINGS

4. CASE 8504 S.R. - to rezone Lot 11, NCB 10740, 646 Holmgreen Road, from "A" Single Family Residential District to "R-3" Multiple Family Residential District for a day care center caring for over twenty (20) children, located on the south side of Holmgreen Road, being 120' west of the intersection of Ilma Street and Holmgreen Road, having 100' on Holmgreen Road and a depth of 374.1'.

Mr. Andy Guerrero, Planning Administrator, explained the proposed change which the Zoning Commission recommended be denied by the City Council. He stated that there were thirty-one notices mailed out to the surrounding property owners; six notices were returned in opposition and three notices were returned in favor, plus a petition with twenty-three signatures returned in favor. He explained that nine affirmative votes would be needed to approve the change in zoning.

The applicant, Ms. Judy Freeman who resides at 646 Holmgreen Road stated that she is concerned with the education of children in the community and because of her concern she proposes to open a day care center in the neighborhood. She stated that the one acre of land would be ideal for this purpose. She explained what steps she had taken with the Texas Department of Human Resources and stated that all that was needed was a change in zoning which the majority of the residents in the neighborhood were in favor of.

Ms. Shenill Holmes, 202 Jerusalem Street, spoke in favor of the requested change and spoke of the dire need for a day care center in the community.

Mr. Eugene McCarty, 655 Holmgreen Road, a retired Fire Inspector distributed pictures of the area to the Council members. He stated that availability of parking on the street is lacking in the neighborhood. He spoke regarding the surrounding properties and stated that this is strictly a residential neighborhood with several retired people. He addressed the traffic situation in the neighborhood and stated that rezoning of the property would cause worse traffic conditions. He spoke strongly in opposition to the requested change and urged the Council not to grant the change in zoning.

In rebuttal, Ms. Freeman stated that she had in her possession, signatures of residents in favor of the change. She stated that this is an older neighborhood and explained that the children would be in the back yard; plans were in the making to accommodate the children. She also stated that she would be capable of handling the traffic problem.

Mrs. Dutmer stated that this is in her district and she is not in favor of the requested day care center in the neighborhood. She explained that Holmgreen Road was originally a County Road until annexed. She stated that this is a direct road to the school in the next block; therefore, traffic is heavy and dangerous. She stated that the proponent had explained that her petition was explained to the residents in the neighborhood; however, Mrs. Dutmer took exception to this statement, stating that she had spoken to these people, the majority of whom are older people, affected by this zoning change, who cannot move somewhere else and who are definitely opposed to this type of change. She then made a motion to overrule the Zoning Commission's recommendations and approve the change in zoning provided that street dedication is given in accordance with the Traffic Division's recommendation. Mr. Alderete seconded the motion.

In response to a question by Mr. Alderete, Ms. Freeman explained her qualifications to operate a day care center.

Mr. Webb spoke in favor of the request. He stated that Holmgreen Road is a wide street and a day care center would not generate any more traffic than is already there. He spoke regarding the church and school nearby which already generate a lot of traffic. He stated that this is a special kind of zoning for a day care center for this large piece of land.

Mrs. Dutmer then stated that this is not a wide street. She stated that the church and the school are a full block away from the proposed site. She explained the other classifications allowed under the requested zoning and expressed concern that the zoning goes with the land.

In response to a question by Mrs. Berriozabal, Ms. Freeman explained the process she had followed in trying to obtain a license to operate a day care center. She stated that first she needed to have the subject property rezoned before any further steps could be taken.

Mr. Andy Guerrero, Planning Administrator, then explained to the Council what had transpired at the Zoning Commission's July 27th meeting. He stated that staff had recommended in lieu of "R-3" Multiple Family Residential District, "R-1" Single Family Residential District for a day care center caring for ten children. In response to a question by Mayor Cisneros, Mr. Guerrero, explained that for such a zoning, nine affirmative votes would also be required to approve the change.

Mr. Webb then made a substitute motion for approval of the "R-1" Single Family Residential District classification with special request for a day care center caring for ten children. Mrs. Berriozabal seconded the motion.

Mrs. Dutmer stated that the proponent is asking for "R-3" zoning and took exception to staff's presentation of the "R-1" zoning.

Mrs. Berriozabal then requested that staff present this type of information at the beginning of a zoning case hearing.

After discussion, the substitute motion failed to carry by the following vote: AYES: Berriozabal, Webb, Wing, Cisneros; NAYS: Dutmer, Thompson, Alderete, Canvan, Archer, Hasslocher; ABSENT: Eureste.

Motion failed.

The original motion as substituted also failed to carry by the following vote: AYES: Berriozabal, Webb, Wing, Cisneros; NAYS: Dutmer, Thompson, Alderete, Canavan, Archer, Hasslocher; ABSENT: Eureste.

CASE 8504 S.R. was denied.

5. CASE 8550 - to rezone the east 121.7' of Lot 21, Block 2, NCB 7921, 1406 Division Avenue, from "B" Two Family Residential District to "B-2" Business District, located west of Leonard Street between Division Avenue and Vermont Street, having 307' on Leonard Street, 121.7' on Division Avenue and 121.7' on Vermont Street.

Mr. Andy Guerrero, Planning Administrator, explained the proposed change which the Zoning Commission recommended be denied by the City Council. He stated that there were thirty-eight notices mailed out to the surrounding property owners; one notice returned in opposition and six notices were returned in favor. He explained that six affirmative votes would be required to approve the change in zoning.

Mr. Canavan then moved that the recommendation of the Zoning Commission be overruled and the rezoning request be approved. Mr. Hasslocher seconded the motion.

Mrs. Dutmer disqualified herself from voting on this ordinance.

Mr. Pete Cantu, 2722 N. Zarzamora Street, the proponent explained the proposed use for the property. He stated that Division Avenue is a heavily traveled street and the requested change would not change the character of the neighborhood.

In response to a question by Mr. Wing, Mr. Andy Guerrero, Planning Administrator, explained the access from Leonard Street to the property.

Mr. Wing stated that the subject property extends beyond the next street and expressed concern regarding the protection of the residential area.

No citizen appeared to speak in opposition.

After consideration, the motion to approve the ordinance, failed to carry by the following vote: AYES: Thompson, Alderete, Canavan, Hasslocher, Cisneros; NAYS: Berrizabal, Wing, Archer; ABSENT: Webb, Eureste; DISQUALIFICATION: Dutmer.

CASE 8550 was denied.

6. CASE 8516 - to rezone Lot 1, NCB 12061, in the 1800 Block of Blue Crest Lane, in the 12400 Block of Jones Maltzberger Road, from Temporary "A" Single Family Residential District to "R-3" Multiple Family Residential District, located west of the intersection of Blue Crest Lane and Jones Maltzberger Road, having 532.3' on Blue Crest Lane and 677.8' on Jones Maltzberger Road.

Mr. Andy Guerrero, Planning Administrator, explained the proposed change which the Zoning Commission recommended be approved by the City Council. He stated that eleven notices were mailed out to the surrounding property owners; one notice was returned in opposition, plus four notices were returned in opposition from outside the 200' radius and four notices were returned in favor plus three notices returned in favor outside the 200' radius. He stated that six affirmative votes would be needed to approve the change in zoning.

Mr. Luke Soules, 1235 Milam Building, made a presentation of the case. He explained the property owners are in favor of the rezoning request. He stated that this case had been presented to the Council one year ago and at that time, former Councilmember John Steen, Councilmember of this district had voted against the request since there was no definite plan for the property at that time. He explained that the present plans would be to erect high-quality apartments which are badly needed in the community. He explained the area and the surrounding location and urged the Council to approve the change in zoning.

Ms. Athlene Parker, owner of the property stated that she bought the property back in 1945. She stated that Blue Crest Road is hardly traveled so there would not be a problem with traffic. She stated that the property is best suited for apartments and spoke in favor of the requested change in zoning.

Mr. Melton E. George, Purchaser of the property explained that he had given earnest money for the proposed plans for the subject property. He stated that apartments are badly needed in this part of San Antonio. He stated that the proposed plans would add some traffic to the area but it would not create a burden on the residents. He spoke in favor of the proposed project and stated that it would not deter from the present neighborhood.

Mr. Aldridge W. Harris, 1730 Blue Crest Lane spoke strongly in opposition to the requested change in zoning. He stated that he had moved out in this area mainly for the acreage, wildlife, and fresh air. He stated that Blue Crest Lane is a residential street and the proposed plans would bring in a considerable number of people which would change the character of the neighborhood.

Mr. Ray A. Fells, 1811 Blue Crest Lane, stated that he owns 300 acres of land on the 1800 block of Blue Crest Lane and stated that he bought in this area because of the country-type atmosphere in the middle of the City. He stated that the front of his house would be affected by the change in zoning. He further stated that the traffic at the present time travels down Blue Crest Lane. He urged the Council to deny the requested change in zoning.

Mr. and Mrs. Jack Wooten, property owners of the 800' property on the corner of Jones Maltsberger, where an apartment complex is anticipated, stated that they are against the change in zoning. He expressed concern that a multiple residential district will contain 100 more families which means 100 more automobiles which would constitute the additional traffic on Blue Crest Lane. He stated that the traffic at the present time is at its maximum and cannot withstand any more traffic.

Ms. Christine Lanfill, also spoke in opposition. She suggested that the applicant sell the property and move on in order that the residents in this area can continue to enjoy the country-type atmosphere. She urged the Council to keep the zoning as is.

Mrs. Kinkaid, 1618 Blue Crest Lane, also spoke in opposition to the requested change in zoning. She spoke regarding the heavy traffic situation that exists in the neighborhood at the present time.

Mr. Crawford, a resident in the neighborhood, stated that the subject property is rural, and residentially oriented. He stated that Blue Crest Lane is utilized as a short cut to San Pedro from Jones Maltsberger Road. He asked to keep this area residential.

Mr. George Langfield, 1323 Blue Crest Lane stated that this subdivision is created for country living and asked that "this little bit of country stay country".

Mr. Soules, in rebuttal, stated that the highest and best use for this property would be what he is proposing. He explained that the traffic travels southward to North Loop Road on to McAllister Freeway. He explained about the surrounding properties and urged the Council to grant the rezoning request.

A discussion then ensued as to clarification of who the real property owner is.

Mr. Canavan then moved that the recommendation of the Zoning Commission be approved provided that the applicant work with the Traffic Division for street dedication in accordance with the Major Thoroughfare Plan and that a six foot solid screen fence is erected and maintained on the northwest property line. Mr. Alderete seconded the motion.

Mr. Hasslocher, Councilmember for the area, stated that this is a tough case. He expressed concern regarding the residents who wish to keep the 'country-type atmosphere', however, he feels that there will be increased development in the area. He stated that there is traffic problem in the area; however, staff has recommended approval.

After discussion, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Eureste, Thompson, Alderete, Canavan, Hasslocher, Cisneros; NAYS: Dutmer, Archer; ABSENT: Wing.

AN ORDINANCE 54,182

AMENDING CHAPTER 42 OF THE CITY CODE
 THAT CONSTITUTES THE COMPREHENSIVE ZONING
 ORDINANCE OF THE CITY OF SAN ANTONIO
 BY CHANGING THE CLASSIFICATION AND REZONING
 OF CERTAIN PROPERTY DESCRIBED HEREIN AS
 LOT 1, NCB 12061, IN THE 1800 BLOCK OF
 BLUE CREST LANE, IN THE 12400 BLOCK OF JONES
 MALTSBERGER ROAD, FROM TEMPORARY "A" SINGLE
 FAMILY RESIDENTIAL DISTRICT TO "R-3" MULTIPLE
 FAMILY RESIDENTIAL DISTRICT, PROVIDED THAT
 THE APPLICANT WORK WITH THE TRAFFIC DIVISION
 FOR STREET DEDICATION IN ACCORDANCE WITH
 THE MAJOR THOROUGHFARE PLAN AND THAT A SIX
 FOOT SOLID SCREEN FENCE IS ERECTED AND
 MAINTAINED ON THE NORTHWEST PROPERTY LINE.

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7. CASE 8555 - a 14.226 acre tract of land out of NCB 11609, being further described by field notes filed in the Office of the City Clerk, zoned: "R-3" Multiple Family Residential District, for the removal of a non-access easement abutting Rowley Road, imposed by Ordinance 50876, dated June 21, 1979, located 175' east of Desilu Drive and 325' northeast of Merkens Drive, having 720' on depth and 1,485' in length.

Mr. Andy Guerrero, Planning Administrator, explained the proposed change which the Zoning Commission recommended be approved by the City Council. He stated that thirty-eight notes were mailed out to the surrounding property owners; four notices were returned in opposition and two notices were returned in favor. He stated that six affirmative votes would be needed to approve the change in zoning.

No citizen appeared to speak in opposition.

After consideration, Mr. Canavan moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished and that Rowley Road is improved to the City's specifications. Mr. Archer seconded the motion. On roll call, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Eureste, Thompson, Canavan, Archer, Cisneros; NAYS: None; ABSENT: Webb, Alderete, Hasslocher.

AN ORDINANCE 54,183

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 14.22 ACRE TRACT OF LAND OUT OF NCB 11609, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, ZONED: "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT, FOR THE REMOVAL OF A NON-ACCESS EASEMENT ABUTTING ROWLEY ROAD, IMPOSED BY ORDINANCE NO. 50876, DATED JUNE 21, 1979, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED AND THAT ROWLEY ROAD IS IMPROVED TO CITY'S SPECIFICATIONS.

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8. CASE 8556 - to rezone a 1.13 acre tract of land out of CB 4985, being further described by field notes filed in the Office of the City Clerk, in the 14500 Block of Blanco Road, from Temporary "R-1" Single Family Residential District to "B-3" Business District; a 17.04 acre tract of land out of CB 4985, being further described by field notes filed in the Office of the City Clerk, in the 14500 Block of Blanco Road, from Temporary "R-1" Single Family Residential District to "B-2" Business District; a 40.43 acre tract of land out of CB 4985, being further described by field notes filed in the Office of the City Clerk, in the 14500 Block of Blanco Road, from Temporary "R-1" Single Family Residential District to "R-3" Multiple Family Residential District; a 16.73 acre tract of land out of CB 4985, being further described by field notes filed in the Office of the City Clerk, in the 14500 Block of Blanco Road, from Temporary "R-1" Single Family Residential District to "R-6" Townhouse District, located southeast of Blanco Road and Bitters Road, being 400' northeast of the intersection of Bitters Road and Blanco Road, 490' southeast of the intersection of Bitters Road and Blanco Road, having approximately 890' on Blanco Road and Bitters Road and a maximum depth of approximately 1460'.

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

In response to a question by Mrs. Berriozabal, Mr. Guerrero explained that the Recharge Zone is to the north of the subject property and the applicant will be using this flood retention for flooding purposes.

After consideration, Mr. Canavan moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished; that a six foot solid screen fence is erected and maintained along the southeast property line to separate the "B-2" zoning from the residential zonings and also along the single family residential area on the southwest property line. Mr. Thompson seconded the motion. On roll call, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Eureste, Thompson,

Canavan, Cisneros; NAYS: None; ABSENT: Webb, Alderete, Archer, Hasslocher.

AN ORDINANCE 54,184

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 1.13 ACRE TRACT OF LAND OUT OF CB 4985, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 14500 BLOCK OF BLANCO ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT; A 17.04 ACRE TRACT OF LAND OUT OF CB 4985, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 14500 BLOCK OF BLANCO ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT; A 40.43 ACRE TRACT OF LAND OUT OF CB 4985, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 14500 BLOCK OF BLANCO ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT; A 16.73 ACRE TRACT OF LAND OUT OF CB 4985, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 4500 BLOCK OF BLANCO ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-6" TOWNHOUSE DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED; THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE SOUTHEAST PROPERTY LINE TO SEPARATE THE "B-2" ZONING FROM THE RESIDENTIAL ZONINGS, ALSO, ALONG THE SINGLE FAMILY RESIDENTIAL AREA ON THE SOUTHWEST PROPERTY LINE.

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9. CASE 8536 - to rezone the west 161.6' of Lots A-13, A-14, and A-15, Block 2, NCB 928, 432-442 Dwyer Avenue, designating the above property as historic landmarks, located approximately 30' southwest of the intersection of Durango Boulevard and Dwyer Avenue, having 158.3' on Dwyer Avenue and a depth of 161.6'.

Mr. Andy Guerrero, Planning Administrator, explained the proposed change which the Zoning Commission recommended be approved by the City Council. He stated that a memorandum was attached responding to its historic value.

Mr. Thompson commended the commission for their foresight to restore the homes of historical value.

In response to a question by Mrs. Berriozabal, Mr. Guerrero explained that this is not a zoning case; they are requesting to have the property designated as a historic landmark.

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

AN ORDINANCE 54,185

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE WEST 161.6' OF LOTS A-13, A-14, AND A-15, BLOCK 2, NCB 928, 432-442 DWYER AVENUE, TO BE DESIGNATED AS HISTORIC LANDMARKS.

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81-43 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: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Canavan, Archer, Cisneros; NAYS: None; ABSENT: Alderete, Hasslocher.

AN ORDINANCE 54,186

AUTHORIZING EXPENDITURE OF THE SUM OF \$16,570.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING EASEMENTS TO CERTAIN LANDS; ALL TO BE USED IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

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AN ORDINANCE 54,187

APPROPRIATING \$365,000 FOR FREE, PARTICIPATION AND SPECIAL SEWER REPLACEMENT/EXTENSIONS.

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81-43 The Clerk read the following Ordinance:

AN ORDINANCE 54,188

ESTABLISHING A SPECIAL FUND FOR MARKET SQUARE SAN ANTONIO'S CULTURAL TRADITION PROGRAM AND AUTHORIZING EXPENDITURE OF FUNDS DEPOSITED THERETO FOR COSTS RELATED TO SAID PROGRAM.

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Mr. Archer moved to approve the Ordinance. Mr. Canavan seconded the motion.

In response to a question by Mr. Webb, Mr. Henry Travieso, Director of Market Square, explained the purpose of the Ordinance.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Alderete, Canavan, Archer, Cisneros; NAYS: None; ABSENT: Eureste, Hasslocher.

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81-43 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Archer, seconded by Mr. Webb, was passed and approved by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Cisneros; NAYS: None; ABSENT: Hasslocher.

AN ORDINANCE 54,189

AUTHORIZING THE CLOSING OF SAN SABA STREET DURING CERTAIN HOURS, AUGUST 28-30, 1981, IN CONNECTION WITH THE BUDFEST CELEBRATION.

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81-43 The Clerk read the following Ordinance:

AN ORDINANCE 54,190

ACCEPTING THE HIGH BIDS IN CONNECTION WITH \$4,000,000.00 IN CITY FUNDS AVAILABLE FOR DEPOSIT IN INTEREST-BEARING CERTIFICATES OF DEPOSIT.

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

Mr. Archer asked if there was some way that funds like this could be used as a leverage and not take the highest interest available which is paid back to the City, but in some way, use it to encourage savings and loans, banks, to make loans to people who cannot get loans.

Mr. Nolie Torbert, City Comptroller stated that such a system would not be advantageous to the City since bids like these are only on a short-term basis.

City Manager, Thomas E. Huebner was instructed by Council to report back to the Council regarding Mr. Archer's suggestion.

Mr. Eureste then stated that perhaps the Housing Task Force could be informed regarding this matter.

After discussion, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

81-43 The Clerk read the following Ordinance:

AN ORDINANCE 54,191

APPROVING SAN ANTONIO MUSEUM ASSOCIATION UNDERTAKING THE SECOND PHASE OF THE REPAIR OF THE MUSEUM OF TRANSPORTATION BUILDING DAMAGED BY FIRE; APPROVING AWARD OF A CONTRACT BY SAMA FOR THE REPAIR JOB; APPROPRIATING \$60,105.97 IN THE GENERAL FUND FOR REIMBURSEMENT TO SAMA FOR THE COST OF THE CONTRACT WORK; AND AUTHORIZING PAYMENT OF SAID SUM TO SAMA.

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Mr. Thompson moved to approve the Ordinance. Mrs. Dutmer seconded the motion.

In response to a question by Mr. Eureste, Mr. Ron Darner, Director of Parks and Recreation, explained that \$60,105.97 from the General Fund will go to payment of the San Antonio Museum Association for repairs to the Transportation Museum building in Hemisfair Plaza. He stated that this Ordinance also approves bids received by SAMA in that amount.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

81-43 The Clerk read a proposed ordinance appointing a La Villita Lease Proposal Review Committee and providing a procedure for review by such committee of all proposals for lease of building space in La Villita.

Mrs. Dutmer moved to approve the ordinance. Mr. Hasslocher seconded the motion.

Mr. Webb then made an amendment to the motion to delete the names for the review committee in order to allow Council the opportunity to review the names listed and to review a procedure to be provided to such a committee. Mrs. Dutmer seconded the motion.

Mrs. Berriozabal concurred with the motion made by Mr. Webb.

Mr. Wing then made a motion to table item 16. Mrs. Dutmer seconded the motion. On roll call, the motion to table carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

See pages 13-14 for final results of this item.

81-43 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: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

AN ORDINANCE 54,192 .

AUTHORIZING CONTINUATION OF THE OPERATION FOR THE EIGHTH YEAR OF THE TRANSPORTATION ENERGY CONSERVATION PROGRAM; ACCEPTING A GRANT OF \$160,000.00 FROM THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION IN FEDERAL AID URBAN SYSTEM FUNDS; ESTABLISHING A FUND AND ADOPTING A BUDGET.

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AN ORDINANCE 54,193

AUTHORIZING AN EXTENSION OF INJURY LEAVE FOR POLICE OFFICER ALAN HICKEY.

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AN ORDINANCE 54,194

GRANTING PERMISSION FOR A FIRE WORKS
DISPLAY TO BE HELD AT THE SAN ANTONIO
COUNTRY CLUB ON AUGUST 22, 1981.

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AN ORDINANCE 54,195

AMENDING ORDINANCE NO. 54173 OF AUGUST
13, 1981, SO AS TO ALSO AUTHORIZE THE
SAN ANTONIO FIRE FIGHTERS ASSOCIATION
TO COLLECT FUNDS FOR THE MUSCULAR
DYSTROPHY ON STREET CORNERS OF THE CITY
OF SAN ANTONIO ON THE WEEKEND OF AUGUST
28, 29, AND 30, 1981.

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81-43 TRAVEL AUTHORIZATION - GRANTED

Councilmembers, Frank Wing and Maria Berriozabal to travel
to Minneapolis, Minnesota, from August 23, 1981 to August 24, 1981
for the purpose of discussing the possible expansion of Control
Data in Vista Verde South.

81-43 The Clerk read the following Ordinance:

AN ORDINANCE 54,196

AUTHORIZING THE SUBMISSION OF THE FY
'82 COMPREHENSIVE EMPLOYMENT AND TRAINING
PLAN OF THE ALAMO CONSORTIUM TO THE DE-
PARTMENT OF LABOR; ACCEPTING THE GRANTS
UNDER THE VARIOUS CETA PROGRAMS; APPROVING
THE BUDGETS; ESTABLISHING FUNDS AND
ACCOUNTS FOR THE PROGRAM YEAR; APPROVING
A STAFF COMPLEMENT AND BUDGET FOR THE
CITY'S CETA PROGRAM; AND AUTHORIZING
EXECUTION OF THIRD-PARTY AGREEMENTS
WITH PROGRAM OPERATORS.

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Mr. Narciso Cano, Director of the Department of Economic
and Employment Development Division, gave the background information
regarding this item. He spoke regarding what had transpired at
the "B" Session Meeting of June 4, 1981, when City Council was briefed on
the bid review process which used panels of volunteers appointed by the
elected officials (City Council and Commissioner's Court) to review
all the competitive bids and select the best bid for each program.
He proceeded to explain the attachments to this item whereby a
discussion then ensued on the line by line modifications.

The following citizens spoke on the matter:

Mr. Chuck Lee, President of the Bexar County Association of
Proprietary Schools, spoke to the Council expressing his concerns
regarding the violation of the three American principles: Freedom
of Choice; Taxation of proprietary schools without representation;
and private enterprise. He spoke regarding the merits of proprietary
schools and asked that more money be funded towards this program.

Ms. Maria Farrington, representing the National Women Employment and Education Incorporation, also spoke regarding the merits of this program and asked that more money be allocated for this organization.

Ms. Patricia Turner, representing the Texas A&M University System, stated that they need assistance in getting students referred to their agency and asked that the Council look into the system and see if something can be done to keep the operating agency at its capacity.

Ms. Doris M. Cleaver, representing the Education Service Center thanked the Council for considering their organization in the proposed budget and spoke regarding the purpose of their program.

Mr. Alderete made a motion to approve the Ordinance with staff's recommendations and with the changes approved at last week's "B" Session except taking \$205,000 from the administrative pool funds sources other than the reserve pool funds, for \$79,000.00 to MIT. Mr. Canavan seconded the motion.

Mr. Alderete then made an amendment to the motion to drop the performance contract language on Texas A&M and Buy-In (Proprietary Schools). Mrs. Dutmer seconded the motion.

On roll call, the amendment to the motion prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Cisneros; NAYS: None; ABSENT: Archer, Hasslocher.

Mr. Alderete then made another amendment to the motion to allow for a 50-50 split for SANYO and SER in lieu of the recommended 60-40 split. Mrs. Dutmer seconded the motion. On roll call, the amendment to the motion prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Cisneros; NAYS: None; ABSENT: Archer, Hasslocher.

The main motion as amended, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Cisneros; NAYS: None; ABSENT: Archer, Hasslocher.

81-43 Discussion on Item 16 continued.

Mr. Thompson made a motion to accept the 22-member committee as named by staff. Mrs. Berriozabal seconded the motion.

Mr. Archer then made an amendment to the motion to add a representative of the Conservation Society and a representative of the Convention and Visitors' Bureau (a total of 2) to the committee. Mr. Alderete seconded the motion.

Mrs. Dutmer spoke in support of the amendment.

Mrs. Berriozabal also spoke in support of the amendment.

After consideration, the amendment to the motion prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Canavan, Archer, Hasslocher, Cisneros; NAYS: Wing, Thompson; ABSENT: Alderete.

The main motion as amended carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Thompson, Alderete, Canavan, Archer, Hasslocher, Cisneros; NAYS: Wing; ABSENT: None.

AN ORDINANCE 54,197

APPOINTING A LA VILLITA LEASE PROPOSAL
REVIEW COMMITTEE AND PROVIDING A PROCEDURE
FOR REVIEW BY SUCH COMMITTEE OF ALL PROPOSALS
FOR LEASE OF BUILDING SPACE IN LA VILLITA.

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81-43

At this time, Mayor Cisneros distributed information regarding a proposed ordinance to permit elevator operators' vehicles to park at an emergency spot outside City Hall. He stated that there are no designated emergency vehicles slots available and asked Mr. Canavan's committee, the Policy and Objectives Committee to investigate this matter.

81-43

UNITED STATES CONFERENCE
OF MAYORS

Councilwoman Berriozabal announced to the Council about the recent allocation to the City from the United States Conference of Mayors through the National Endowment of the Humanities for the purpose of holding a conference or to have a project that would focus on immigration. She explained that a task force of community persons interested in working on immigration issues is in the process of being appointed; it has not been appointed yet, so if the Council has names of persons in the community who are interested in immigration, please submit them to her.

81-43

Mayor Cisneros distributed copies of an article which appeared in "Newsweek" regarding the Santa Fe Program on the Summer State Arts Festival; what a City did to have itself put on the map with respect to the Arts.

81-43

FIREMEN'S & POLICEMEN'S PENSION FUND

Mr. Archer asked if he could be appointed to the Firemen's & Policemen's Pension Fund Board of Trustees for the duration of the unexpired term of Councilmember Joe Webb, who has resigned.

At this time, a discussion took place as to who should fill the vacancy of Councilman Joe Webb.

After discussion, Mr. Archer was selected to serve on the Board and a formal ordinance reflecting same will be on the following week's agenda.

81-43

SIDEWALKS

Mr. Hasslocher spoke regarding the number of needed sidewalks along busy streets. He asked that staff look into this matter and report back to the Council.

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81-43

CITY WATER BOARD

Mayor Cisneros spoke to methods of improving the water service to areas of the south and southwest. He spoke to a joint City Water Board Task Force to study a water extension policy.

81-43

PROPOSED STADIUM

Mrs. Dutmer stated that she had circulated a memorandum asking that a study be done of the area where they intend to put a stadium. She asked about the status of this memo.

Mr. Rolando Bono, Assistant City Manager stated that the appropriate departments would be responding to the memorandum.

81-43

CITY WATER BOARD EMERGENCY TELEPHONE

Mr. Hasslocher spoke regarding the City Water Board's telephone number for emergency services. He stated that some kind of solution needed to be arrived at regarding this problem.

81-43

CABLEVISION

Mr. Hasslocher stated that there is a need to set up a meeting with Cablevision due to the problems that have arisen.

81-43

CITIZENS TO BE HEARD

JOE DAVID EDMONDSON

Mr. Edmondson, Chairman of the AVANCE Board requested that they be allocated an additional \$32,000.00 in order to keep one of their projects afloat. He then spoke regarding the purpose of their program.

DIANA MATA

Ms. Mata spoke in support of the funding for AVANCE and urged the Council to continue its funding.

CARMEN P. CORTEZ

Mrs. Cortez, Director of the South Side AVANCE Program read a prepared statement to the City Council requesting that an additional \$32,000.00 be allocated to this program, along with the \$68,000.00 that has already been recommended by the City Manager. She stated that 100 families currently being served would be affected without the additional funding being requested. (A copy of her statement is on file with the minutes of this meeting.)

Mr. Eureste stated that he is working on a counter-proposal of the budget. He spoke in favor of the additional \$32,000.00 requested by this organization.

Mr. Alderete concurred with Mr. Eureste and urged the citizens to come back to the Chambers on the night the decision is made on the budget.

REVEREND R.A. CALLIES, SR.

Reverend Callies, representing the Youth Leadership Conference for Community Progress, read a prepared statement to the Council addressing the following: the need for a traffic lights at Brooksdale Street and Martin Luther King Drive, and/or directly in front of Riley Middle School; the filthy conditions existing on Bunch Road; thus trapping residents living on the old Rice Road; the existing open drainage line dangers to next door residents living within six feet thereof; and the alley used for pot and the like needs cleaning up. (A copy of his statement is on file with the minutes of this meeting.)

ADELA NAVARRO

Mrs. Navarro, representing the Hispanic Institute and Canary Island Descendants, spoke to the history of La Villita and stated that her organization would be available to help in any way the celebration of the City.

SAM ROBERTSON

Mr. Robertson, representing the Mental Health Association, spoke to the Council expressing his concern regarding the proposed elimination of Residential Treatment Centers (RTC) under the Civilian Health and Medical Programs of the Uniformed Services (CHAMPUS) Department of Labor. He stated that this form of treatment affects many out-patient mental health services and asked for Council assistance.

Mr. Eureste stated that something could be proposed as to direct staff to inquire from local officials as to how many children will be affected as a result of this roll-back and advised Mr. Robertson to come back to the Council and request a resolution on this matter.

SHERRIE MONTGOMERY

Ms. Montgomery, mother of a disturbed child, expressed concern regarding the proposed plans to discontinue funding for the Civilian Health and Medical Programs of the Uniformed Services (CHAMPUS). She spoke regarding the treatments her son had been receiving due to this program and asked for Council assistance.

MICHAEL A. GARCIA JR.

Mr. Garcia, announced that he has joined the firm of the Breig Partnership (Breig + Associates/Architect) as a partner in charge of Urban Development and invited the Mayor and Council to join in an open house on August 20, 1981 from 5:00 P.M. to 9:00 P.M. at the Breig Partnership building at 411 Sixth Street.

JANE V. NIX

Ms. Nix, spoke to the Council requesting that Harlandale Park be cleaned of debris and asked that some recourse be taken to pick-up the stray dogs in the area.

Mrs. Dutmer concurred with Ms. Nix that the subject area is in dire need of attention.

Staff was instructed to look into this matter.

MARIA M. PERALES

Ms. Perales, representing the Women's Law Center at 833 Bandera, spoke to the Council reminding them to consider their organization when it comes time for allocating funds. She spoke regarding the purpose of their organization and stressed the fact that there is no prerequisite as to who can benefit from their services.

MARIA P. GLORIA

Ms. Gloria, the last CETA employee employed by the Bexar County Women's Law Center, spoke regarding the services available through this organization. She requested that \$53,000.00 be allocated to this program in order for the continuance of this organization. She stated that if the necessary funding is not received, the center will remain open and services will be provided by unpaid volunteers.

JEFF KRICKER

Mr. Kricker, representing the Renter's Guild, 833 Bandera, explained what this organization entails. He stated that they have existed for one year and if funding is not provided, the program will be forced to phase out in February.

SANTIAGO ALANIZ

Mr. Alaniz, spoke in Spanish, and stated that he had submitted a claim to the City Clerk's office July 10, 1981 regarding damages sustained to his vehicle. He stated that his claim had been denied and asked what he could do regarding this matter.

The matter was referred to staff.

81-43 The Clerk read the following Letter:

August 21, 1981

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 his investigation and report to the City Council.

August 20, 1981

Petition submitted by Mrs. Ernest Caldwell and other residents in her area, requesting that the curbside along the Collins Garden Park be painted to designate a fire lane; furthermore, that parking areas be designated at the end of the street, where there is space for head-in parking.

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NORMA S. RODRIGUEZ
City Clerk

There being no further business to come before the Council,
the meeting was adjourned at 6:25 P.M.

A P P R O V E D

Henry Cisneros

M A Y O R

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