

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, OCTOBER 23, 1980.

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

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80-53 The invocation was given by Reverend Sam Spencer, Browning United Methodist Church.

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80-53 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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80-53 The minutes of the meeting of October 9, 1980 were approved.

80-53 DELEGATION FROM ATLIXCO, PUEBLA, MEXICO

Mayor Cockrell welcomed the delegation to San Antonio and introduced each member by name.

Municipal President, Mr. Antonio Arnal was escorted to the City Council table and seated beside Mayor Cockrell, where Mayor Cockrell read a Citation extending salutations to the delegation on their visit, then presented Mr. Arnal the Citation and a silver medallion with the seal of the City of San Antonio. She thanked the citizens of Atlixco for their kindness to the visiting San Antonio delegation last January.

Mr. Arnal stated that it was a great honor for his group to receive such a welcome to San Antonio and noted his City was honored by the visit of a San Antonio delegation last January. He extended regards To San Antonio citizens from the citizens of Atlixco.

Mayor Cockrell then declared a brief recess to allow Council members to speak with the visitors and welcome them to San Antonio.

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80-53 CONSENT AGENDA

Mr. Steen moved that items constituting the consent agenda be approved with the exception of items 8,9,10,11,12,14,and 17, to be considered individually. Mr. Webb seconded the motion.

On roll call, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Alderete, Canavan, Archer, Steen,. Cockrell; NAYS: None; ABSENT: Eureste, Thompson.

AN ORDINANCE 52,911

ACCEPTING THE LOW BID OF MAIL WELL
ENVELOPE COMPANY TO FURNISH THE CITY

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OF SAN ANTONIO WITH ENVELOPES FOR A
NET TOTAL OF \$3,548.00.

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AN ORDINANCE 52,912

ACCEPTING THE LOW BIDS OF SUGARMAN
UNIFORMS AND KAUFMAN UNIFORMS TO
FURNISH THE CITY OF SAN ANTONIO POLICE
DEPARTMENT WITH CROSSING GUARD UNIFORMS
FOR A TOTAL OF \$5,806.80.

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AN ORDINANCE 52,913

ACCEPTING THE LOW BID OF ESTEY CORPORATION
TO FURNISH THE PUBLIC LIBRARY WITH
SHELVING FOR A TOTAL OF \$11,327.00.

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AN ORDINANCE 52,914

ACCEPTING THE LOW QUALIFIED BID OF LIEN
CHEMICAL CO. TO FURNISH THE CITY OF
SAN ANTONIO WITH A RESTROOM DEODORIZER
SERVICE.

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AN ORDINANCE 52,915

AUTHORIZING PAYMENT OF ADDITIONAL
ENGINEERING FEES TO EDMUND O. SEIDEL
AND ASSOCIATES OF THE SAN MARTIN DE
PORRES PROJECT; AND REVISING THE PROJECT
BUDGET.

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AN ORDINANCE 52,916

AUTHORIZING EXECUTION OF FIELD ALTERATION
NO. 1 IN THE AMOUNT OF \$8,547.55 TO THE
CONTRACT FOR THE RILLING ROAD WASTEWATER
TREATMENT PLANT ELECTRICAL SYSTEM.

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AN ORDINANCE 52,917

APPROVING THE PRICE AND CONDITIONS OF
THE SALE BY THE URBAN RENEWAL AGENCY OF
THE CITY OF SAN ANTONIO OF PARCEL 8997-1,
CONTAINING APPROXIMATELY 9,375 SQUARE
FEET, TO NETTIE C. CUNNINGHAM AND JAMES
L. KIRKSEY FOR THE SUM OF \$16,000.00.

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AN ORDINANCE 52,918

EXTENDING FOR AN ADDITIONAL TWO YEAR
PERIOD THE EXISTING AGREEMENT WITH ALAMO

ARCHERS ASSOCIATION, INC., FOR LEASE OF
CITY-OWNED LAND IN O.P. SCHNABEL PARK.

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AN ORDINANCE 52,919

AMENDING AND EXTENDING THE EXISTING
AGREEMENT WITH LA MANSION DEL RIO FOR
LEASE OF CITY-OWNED PROPERTY ON THE
RIVER WALK FOR LAS CANARIAS RESTAURANT.

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AN ORDINANCE 52,920

CHANGING THE NAME OF HIDDEN BLUFF TO
BLUFFGATE.

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AN ORDINANCE 52,921

CLOSING AND ABANDONING A PORTION OF
FALL STREET IN NEW CITY BLOCK 7810,
BETWEEN LOTS 16 & 31, AUTHORIZING
QUITCLAIM DEED TO ADJACENT OWNERS.

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AN ORDINANCE 52,922

AUTHORIZING THE CITY TO GIVE TO THE CITY
OF PIEDRAS NEGRAS, COAHUILA, MEXICO, THE
OLD SCOREBOARD FROM THE ARENA.

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AN ORDINANCE 52,923

AUTHORIZING THE RENEWAL OF FIRE AND
EXTENDED COVERAGE INSURANCE COVERING
THE CONVENTION CENTER, THEATRE OF THE
PERFORMING ARTS, ARENA, AND THE TOWER
OF THE AMERICAS.

* * * *

AN ORDINANCE 52,924

AUTHORIZING ADJUSTMENTS TO THE CITY
TAX ROLL RECOMMENDED BY THE TAX ERROR
BOARD OF REVIEW AS A RESULT OF ITS
MEETING OF OCTOBER 7, 1980.

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AN ORDINANCE 52,925

AUTHORIZING PAYMENT OF REFUNDS
TO PERSONS MAKING OVERPAYMENTS OR
DOUBLE PAYMENTS ON (61) TAX ACCOUNTS.

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80-53 The Clerk read the following Ordinance:

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AN ORDINANCE 52,926

ACCEPTING THE LOW BID OF BETTER CONSTRUCTION, INC., TO CONSTRUCT THE JOHNSTON BRANCH LIBRARY; AUTHORIZING THE TRANSFER OF 1980 BOND MONIES TO COVER THE COST OF SAID PROJECT; AND AUTHORIZING THE PAYMENT OF SAID MONIES AS HEREIN PROVIDED.

* * * *

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

In response to a question by Mrs. Dutmer as to the background of the successful bidder on the library branch project, City Public Works Director, Mr. Frank Kiolbassa noted that this was the firm's first municipal contract in San Antonio but the project architects and engineers recommended accepting the bid.

Mrs. Dutmer stated that she wanted to insure construction of a good branch library under the contract.

After discussion and on roll call, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Eureste, Thompson.

80-53 The Clerk read the following Ordinance:

AN ORDINANCE 52,927

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH GAISER CONSTRUCTION TO PROVIDE FOR BOTH TEMPORARY SEWER SERVICE TO SPORTS PALACE SUBDIVISION UNIT II AND THE RENTAL OF CERTAIN EQUIPMENT TO FACILITATE WASTEWATER REMOVAL.

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

Mr. Canavan disqualified himself from voting on this Ordinance.

After consideration and on roll call, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Alderete, Archer, Steen, Cockrell; NAYS: NONE; ABSENT: Eureste, Thompson; DISQUALIFICATION: Canavan.

80-53 The Clerk read the following Ordinance:

AN ORDINANCE 52,928

AUTHORIZING THE CITY MANAGER TO EXECUTE FIELD ALTERATION NO. CWB-2 TO THE CONTRACT FOR CONSTRUCTION OF THE BURLESON SCHOOL DRAINAGE PROJECT, PHASE I.

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

Mr. Canavan disqualified himself from voting on this Ordinance.

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

80-53 The Clerk read the following Ordinance:

AN ORDINANCE 52,929

AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH BENHAMBLAIR AND AFFILIATES, INC., FOR PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES FOR THE MID CITY PARKING GARAGE; APPROPRIATING FUNDS TO COVER THE COST OF SAID SERVICES; AND AUTHORIZING PAYMENT.

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

In response to a question by Mr. Archer, Ms. Rebecca Q. Cedillo, Administrative Assistant to the City Manager, spoke to the location of the parking garage.

Responding to another question by Mr. Archer concerning the architectural fees in connection with the project, Public Works Director, Mr. Frank Kiolbassa, explained the complex design of the parking structure, the feasibility study to be conducted and the public meetings held on the project. He noted that the City needs the extensive economic feasibility study in addition to other documentation on the project.

A brief discussion then took place concerning architectural fees paid on municipal projects in San Antonio.

Mr. Kiolbassa stated that the City would get its money's worth from this contract because of the large amount of man-house required to complete the necessary economic study work required for the financing of the project.

A discussion then took place concerning the architectural firm involved, during which time, Mr. Alderete expressed his concern that tax money in this case is leaving San Antonio, stating that the Council is obligated to keep local money in San Antonio whenever possible, and spoke to the talent available in local firms. He noted that he would prefer to remove the item from consideration on today's agenda and seek a local firm to do the job instead.

Mr. Alderete's motion to table the item until staff can identify a local firm that can accomplish the same work died for lack of a second.

In response to a question by Mr. Alderete, Mr. Kiolbassa explained the selection process in such cases and named several local firms who were considered as finalists in the selection process for this contract.

A discussion then ensued concerning the selection process and how a local firm was eliminated from further consideration, during

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which Mr. Kiolbassa explained that although the successful contractor is headquartered in Oklahoma, the firm has had a branch office in San Antonio since the early 1970s. He then explained the makeup of the special selection team who picked the ultimate contractor for the work.

Mr. Alderete expressed his concern that the City was not developing local firms who create new jobs for the local economy and asked the Council to use local talent wherever possible.

Mayor Cockrell took note of the growth of local firms who do substantial business outside of San Antonio.

Mr. Steen stated that a large percentage of business goes to local firms and the City staff does a good job of selecting firms for these jobs. He expressed his feelings that the City should, whenever possible, do business with local firms.

Mr. Wing noted that staff tries hard to use local firms on City business and also noted the successful firm in this case was cited for its sensitivity in hiring.

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

80-53 The Clerk read the following Ordinance:

AN ORDINANCE 52,930

AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH VICKREY AND ASSOCIATES INC., FOR A STUDY OF ALTERNATIVES FOR THE ENCINO PARK WASTEWATER TREATMENT PLANT; AND APPROPRIATING THE SUM OF \$8,500 OUT OF FUND 52.

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Dr. Cisneros moved to approve the Ordinance. Mr. Steen seconded the motion.

In response to a question by Mrs. Dutmer as to why the City now has to study alternatives to this plant, Mr. Kiolbassa explained that it was a technical study matter and that Encino Park was only one area that was using this plant.

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

80-53 The Clerk read the following Ordinance:

AN ORDINANCE 52,931

APPROPRIATING THE SUM OF \$20,000 OUT OF FUND 52 TO BE PAID TO NUF, INC., IN REIMBURSEMENT ON THE NUF SUBDIVISION UNIT 2 SANITARY LIFT STATION AND FORCE MAIN.

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Mr. Steen moved to approve the Ordinance. Dr. Cisneros seconded the motion.

In response to a question by Mrs. Dutmer, Mr. Kiolbassa explained what made up the firm, NUF, Inc.

Mrs. Dutmer stated that she would like to know who the contractors are by name, rather than by acronym.

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

80-53 The Clerk read the following Ordinance:

AN ORDINANCE 52,932

APPROVING THE PRICE AND CONDITIONS OF THE SALE BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF THE REMAINING PORTION OF PARCEL C-C-39 CONTAINING APPROXIMATELY 25,958 SQUARE FEET, LOCATED WITHIN THE ROSA VERDE PROJECT, TEX. R-78 TO THE AVANTE GROUP-LIMITED PARTNERSHIP.

* * * *

Mr. Wing moved to approve the Ordinance. Dr. Cisneros seconded the motion.

In response to a question by Mrs. Dutmer as to how one bidder comes out to the penny on the disposition sale price of a parcel of land, recommended by San Antonio Development Agency, Mr. Winston Martin, Executive Director of SADA, explained that SADA publishes the minimum acceptable bid when the parcels are advertised for sale. He noted that SADA has been trying to get bids on this particular parcel for some time without success.

A brief discussion then took place concerning the bidding process for sale of land parcels by SADA.

Mrs. Dutmer asked for additional details in this case and stated that she would look into the matter herself. She then noted that a number of proposals had been made for property within this area but were discouraged by SADA.

In response, Mr. Martin stated that the only proposal so rejected was that of McDonald's and SADA felt that it was not an appropriate use for the area. He also stated that UA-Columbia Cablevision withdrew from consideration on the parcel of land in question.

Dr. Cisneros then thanked Mr. Martin for clearing up the question in a professional manner and for his work in helping develop land on the City's west side.

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

80-53 At this point, Mr. Webb introduced his son, Daniel who was present in the audience. Mayor Cockrell welcomed him to the meeting.

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80-53

TELEVISION LIGHTS

Mr. Archer stated that something needs to be done concerning the special lights used by UA-Columbia Cablevision to light the Council Chambers for videotaping of the meetings. He stated that the lights hurt his eyes and suggested that they might be moved.

Mayor Cockrell noted that Mr. Roy Montez, Director of Citizen Action and Public Information, was working on this problem with UACC, and asked the City Manager to report to the Council on what might be done to alleviate the problem, perhaps by alternative lighting methods.

City Manager, Thomas Huebner noted that UACC had agreed to modify the lighting system in the Council Chambers at its own expense, if necessary.

80-53 ZONING HEARINGS

26. CASE 8236 - to rezone Lots 54, 55 and the east 35' of Lot 56, and the west 15' of Lot 53, Block 27, NCB 8949, 1315-1321 S.W. Military Drive, from "E" Office District to "B-3R" Restrictive Business District, located on the north side of S.W. Military Drive, being 135' west of the intersection of Altura Avenue and S.W. Military Drive, having 150' on S.W. Military Drive and a depth of 130'.

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

No citizen appeared to speak in opposition.

After consideration, Mr. Wing moved that the recommendation of the Zoning Commission be approved provided that street dedication is given in accordance with the Major Thoroughfare Plan and that a six foot solid screen fence is erected and maintained along the north property line. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Wing, Eureste, Thompson, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Dutmer, Thompson, Alderete.

AN ORDINANCE 52,933

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 54, 55, AND THE EAST 35' OF LOT 56, AND THE WEST 15' OF LOT 53, BLOCK 27, NCB 8949, 1315-1321 S.W. MILITARY DRIVE, FROM "E" OFFICE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT STREET DEDICATION IS GIVEN IN ACCORDANCE WITH THE MAJOR THOROUGHFARE PLAN AND THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTH PROPERTY LINE.

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27. CASE 8241 - to rezone Lot 76, NCB 11886, in the 8000 Block of Broadway, from "A" Single Family Residential District to "B-2"

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Business District, located on the east side of Broadway, being 150' north of the intersection of Broadway and Sunset Road, having 150' on Broadway and a depth of 200'.

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

No citizen appeared to speak in opposition.

After consideration, Dr. Cisneros moved that the recommendation of the Zoning Commission be approved provided that a six foot solid screen fence is erected and maintained along the east property line. Mr. Steen seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYE: S Cisneros, Webb, Dutmer, Wing, Eureste, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Thompson, Alderete.

AN ORDINANCE 52,934

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 76, NCB 11886, IN THE 8000 BLOCK OF BROADWAY, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE EAST PROPERTY LINE.

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28. CASE 8242 - to rezone Lot 13-C, Block B, NCB 11609, 2438 Babcock Road, from Temporary "A" Single Family Residential District to "B-2" Business District, located on the southwest side of Babcock Road, being 448.01' northwest of the intersection of Babcock Road and Snowden Road, having 158.02' on Babcock Road and a depth of 287.6'.

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

No citizen appeared to speak in opposition.

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

AN ORDINANCE 52,935

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 13-C, BLOCK B, NCB 11609, 2438 BABCOCK ROAD, FROM TEMPORARY "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT.

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29. CASE 8238 - to rezone Lots 78, 79 and 80, Block 3, NCB 11967, 9406-9408 Jones Maltsberger Road, 715 E. Ramsey Road, from "A" Single Family Residential District to "B-3" Business District, located on the northwest side of Jones Maltsberger Road between E. Ramsey Road and U.S. 281 North, having 95' on Jones Maltsberger Road, 95' on U.S. 281 North and 230' on E. Ramsey Road.

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

At this time, Mr. James Matthews, Real Estate Mortgage Broekr with an interest in this zoning case, stated that there would be an announcement on or about December 15 concerning a new \$8 million project for San Antonio and would involve only local people.

No citizen appeared to speak in opposition.

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

AN ORDINANCE 52,936

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 78, 79 and 80, BLOCK 3, NCB 11967, 9406-9408 JONES MALTSBERGER ROAD, 715 E. RAMSEY ROAD, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT.

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80-53 The Clerk read the following Ordinance:

AN ORDINANCE 52,937

AUTHORIZING THE CITY MANAGER TO APPLY FOR AND ACCEPT A GRANT FROM THE NATIONAL ENDOWMENT FOR THE ARTS, EXPANSION ARTS PROGRAM 1981-82 IN THE AMOUNT OF \$50,217.50 AND ESTABLISHING A FUND AND A BUDGET FOR THE PROJECT.

* * * *

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

Dr. Cisneros stated that he would like to get a better feel for the use of so-called 'public art' in San Antonio, such as sculpture or other art forms displayed in public places. He noted that some cities foster local art talent by allowing displays of local artists in public places, and stated his belief that this adds to the attractiveness of the area. He asked that City staff consider this in the future.

Mayor Cockrell then noted that a considerable amount of art currently hangs or is displayed in municipal buildings, and took note of a number of such instances.

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City Manager, Thomas E. Huebner stated that a \$250,000 mosaic has been donated as an enhancement to the currently under construction river linkage project between the San Antonio River and Alamo Plaza, and provided details of the instances.

Dr. Cisneros noted that a good display of local art is on display in the area of Hamilton and Morales Streets.

City Staff was instructed by Mayor Cockrell to review the situation and report back to the Council on the possibility of a City committment for the placement of local artists' work in public places.

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

80-53 The following Ordinances were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Thompson, Alderete.

AN ORDINANCE 52,938

AUTHORIZING THE CITY MANAGER TO ACCEPT AMENDMENT NO. 1 TO COMMUNITY DEVELOPMENT BLOCK GRANT NO. B-80-MC-48-0508 AND AUTHORIZING THE REPROGRAMMING OF FUNDS IN CONNECTION THEREWITH.

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AN ORDINANCE 52,939

AUTHORIZING THE CITY MANAGER TO SUBMIT AMENDMENT NO. 2 TO THE 6TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION INCLUDING THE THREE-YEAR PLAN.

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80-53 The Clerk read the following Ordinance:

AN ORDINANCE 52,940

AUTHORIZING EXTENSION OF THE SPECIAL ENFORCEMENT GROUP PROGRAM SUPPORTING ADDITIONAL POLICE PATROLLING OF ACCIDENT PRONE AREAS, FROM SEPTEMBER 30, 1980 TO DECEMBER 31, 1980, ACCEPTING \$56,435.63 IN ADDITIONAL GRANT FUNDS IN SUPPORT OF THE PROGRAM FROM THE OFFICE OF TRAFFIC SAFETY OF THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION AND AUTHORIZING REVISIONS TO THE PROGRAM BUDGET.

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

Mr. Archer stated that he had observed a rising incidence of motorists running red traffic lights in San Antonio and provided

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statistics on the number of injuries and fatalities associated with traffic accidents at San Antonio intersections. He asked that something be done to place perhaps more police officers at intersections to retard this incidence.

A discussion then took place concerning the giving of traffic tickets at intersections in the City, and a discussion of a freeze on highway funds to San Antonio because of the lack of traffic enforcement.

Mr. Steen noted that there are not enough police officers in San Antonio to cover all areas requiring them, and stated his hope that police would concentrate on more serious crimes as their first priority.

Mr. Eureste expressed his concern that police not shift priority to ticketing at intersections, when more serious needs for their services exist in other areas of the community. He stated his conviction that more enforcement of the laws is needed at the courts level and spoke to bargaining for disposition of traffic ticket cases in Municipal Court.

Mr. Archer stated that the Council should be interested about public safety in all areas.

City staff was instructed by Mayor Cockrell to review traffic safety measures regarding the ticketing of violators in instances of traffic light infractions.

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

80-53 Travel Authorization - granted:

Councilman Henry G. Cisneros to travel to Mexico City to meet with IMCE Officials on October 29, 1980.

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Travel Authorization - granted:

Councilman Joe Alderete to travel to Monterey and Mexico City to establish contacts with businessmen in Monterey and meet with IMCE Officials in Mexico City from October 26, 1980 to October 29, 1980.

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Travel Authorization - granted:

Councilman Robert Thompson to travel to College Station, Texas to represent the City in a hearing with Amtrak Concerning Texas Triangle Corridor Project on October 23, 1980.

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Travel Authorization - granted:

Mayor Cockrell to Monterey to establish contacts with businessmen and to travel to Mexico City to meet with IMCE Officials, from October 26, 1980 to October 29, 1980.

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80-53 The following Ordinance and Resolution were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Thompson.

AN ORDINANCE 52,941

AUTHORIZING ESTABLISHMENT OF TEMPORARY BRANCH OFFICES FOR CONDUCTING ABSENTEE VOTING BY PERSONAL APPEARANCE FOR THE BOND ELECTION TO BE HELD ON JANUARY 17, 1981.

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A RESOLUTION
NO. 80-53-80

ENDORING THE TRANSPORTATION SYSTEMS MANAGEMENT ELEMENT PROCESS REPORT FOR THE SAN ANTONIO/BEXAR COUNTY METROPOLITAN AREA AND FORWARDING THIS ENDORSEMENT TO THE STEERING COMMITTEE OF THE METROPOLITAN PLANNING ORGANIZATION.

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80-53

ABSENTEE VOTING

Mr. Eureste asked the City Clerk to take a close look at mail-in absentee voting in future elections and noted some problems involving persons who allegedly influence illegally the preparation of mail-in ballots by misrepresenting themselves to persons preparing such mail-in ballots.

Mayor Cockrell asked the City Attorney to review this matter and further requested that any City Council member who has any information in this connection to make that information known to the City Attorney or City Clerk.

Mrs. Dutmer asked that those investigating such matters look into the mail-in ballot situation at local nursing homes, where persons assist persons confined to those nursing homes in the preparation of absentee ballot requests.

City Attorney, Jane Macon stated that her office would look into this.

Mayor Cockrell asked the City staff to report on absentee balloting procedures in nursing homes.

80-53

O'CONNOR ROAD

Mr. Steen stated that completion of the O'Connor Road Project is being held up because of a reported lack of minority subcontractors involved.

Mayor Cockrell asked the City staff to prepare a status report on the construction phase of the O'Connor Road project as to its funding, availability, timing, and other considerations.

80-53PAPER USAGE

Mr. Steen noted that the City Council receives a large amount of paperwork each week and stated that a portion of this paperwork could be reused by the City staff if Councilmembers did not need to keep it, thus saving on paper usage.

Assistant City Manager, Louis Fox, stated that staff would look into the possibilities of recycling papers no longer needed.

80-53BOND ISSUE

Dr. Cisneros stated that promotional efforts in behalf of the January 17, 1981 capital improvements bond issue for the Municipal Auditorium are needed to promote the positive aspects of the issue and spoke to the timetable involved between today and the election date, noting that only 2½ months remain, and absentee voting on the bond issue begins December 29, 1980.

Mayor Cockrell stated that this is a matter that needs to be acted upon and asked the Councilmembers each to submit three names of persons to serve on a Bond Committee, and turn in those names by next week.

80-53 The meeting was recessed at 3:30 P.M. and reconvened at 4:07 P.M.

80-53 The Clerk read a proposed ordinance approving the price and conditions of the sale by the Urban Renewal Agency of the City of San Antonio of parcel Cb35, containing approximately 165,905 square feet, located within the Vista Verde Project, Tex. R-109 to Alamo Concessions Supply Co., Inc., and Phillip J. Sheridan, individually for the sum of \$480,000.00

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

Mr. Winston Martin, Executive Director of the San Antonio Development Agency, stated that SADA had not prepared a formal presentation of this case, but explained that the award was being recommended to the highest and best bidder. He explained that SADA Board of Directors looks not only at the amount of the bid, but also the planned use compatibility with the area involved, traffic problems that might be associated with the usage, financial responsibility of the developers and long-range benefits to be derived from the neighborhood.

Mayor Cockrell stated that it was fortunate that SADA received three bids for the sale of the property because she has a great concern for the development of the Vista Verde South Project, noting that one of those concerns was relocation of business persons displaced by other development in the project.

In response to Mayor Cockrell's question concerning the availability of any other sites in Vista Verde South, Mr. Martin noted that several were for sale, and he spoke to meeting with the recommended high bidder concerning possible consideration of other sites in the project, as well as the one under consideration. He stated that the SADA Board felt that the land in question has a better use than as a theater, as one bidder proposed. Mr. Martin noted that he had met with the Cantu family representatives on another possible site for Mario's Restaurant just west of its present

site, and noted that if this was accomplished, it would necessitate the City moving a small park from that site.

Mr. Martin then spoke of the plans by the State Department of Highways and Public Transportation to redesign the off-ramp from the nearby IH 35 Freeway that would free up an area immediately south of the current restaurant site for possible relocation. He stated that he had not yet talked with the restaurant interests about this possibility. He also mentioned the site presently occupied by the vacant Hood Elementary School and land to the south of that school site, and mentioned other site possibilities in Vista Verde.

Mrs. Dutmer stated that the SADA Board had agonized over this situation but felt it had decided upon the highest and best use of the land in question.

Ms. Carmen Badillo, President of Communities Organized for Public Service, spoke to the implications of the issue, stating that their group feels that the Cantu family must be treated fairly in this matter. She stated that COPS fears the old urban renewal syndrome will surface and she recommended a one-month delay in consideration of the land sale in order to allow time for SADA to negotiate with the Cantu family on a possible new site. She warned that the loss of the Vista Verde South Project would be critical to San Antonio, and stated that COPS would not permit this loss.

Mrs. Dutmer stated that the SADA Board had debated about a postponement in the issue in order to first work out some arrangements on a possible new site with the Cantu interests.

Dr. Cisneros stated that the COPS approach to the issue is correct and shows their concern for the Vista Verde South Project. He noted two ways to deal with the issue of the restaurant relocation situation: the City Council tells SADA it won't act on the sale of the land in question today until SADA works with the restaurant interests on possible relocation sites in the area; or City Public Service decides it won't locate in the Vista Verde South Project area on the restaurant site as currently planned. He further stated that the City must show good faith in dealing with the restaurant issue, and expressed concern that CPS may choose to pull out of the project area, thus endangering it. He noted that the project was planned on the promise to take care of businesses in the area that were compatible with its redevelopment and who wanted to remain in the area.

Dr. Cisneros at this time made a substitute motion to send the recommended sale of property back to SADA and inform SADA that the Council will not act on this until the restaurant issue is settled. The motion died for a lack of a second.

In response to a question by Mr. Alderete, Ms. Badillo restated the COPS recommendation to delay the matter one month to let SADA and the restaurant interests decide on a possible new site.

Mr. Steen noted that a minority on the City Council had always felt that the City should not displace businesses from the Vista Verde South area if they wish to remain. He also stated that he was against helping one firm and not others who might also want to stay in the area.

Mrs. Dutmer stated that the Cantu family representatives have rejected another possible site for Mario's Restaurant in the past and she expressed fear that the issue might be open to legal action if the City doesn't act on the SADA recommendation for sale of the land in question.

Mr. Eureste stated his opposition to the motion now on the floor and stated that he felt the COPS recommendation is a good one. He then spoke to the differences in the various businesses located in

the Vista Verde South area, and stated that the same guidelines cannot be used for them all. He stated his belief that the pending land sale should be sent back to SADA or postponed until a full Council is present.

Mr. Wing stated that several attempts have been made to discuss relocation with the Cantu family. He then stated that all businesses in the area should be treated equally.

Mrs. Dutmer stated that she favored Mario's staying where they currently are located and having CPS reject the move to construct a new building at this time. She quoted U.S. Representative Henry B. Gonzalez as saying that viable businesses should be allowed to remain in Vista Verde South.

Mr. Arthur Troilo, Attorney for the Cantu family, recited a brief history of the situation and stated that the family has never refused any property put forth by SADA, saying that only one property has yet been offered for bid, and that on this one property, the Cantu family is the only bidder from the Vista Verde South area. Mr. Troilo then passed out a fact sheet on the situation and urged that no City Council action be taken on the issue today.

Mr. Steen stated that the problem could have been avoided months ago by leaving Mario's Restaurant out of the Vista Verde South Project in the first place.

Dr. Cisneros stated that City Public Service staff stated that they needed the land where the restaurant stands as the site for their new headquarters building and that Housing and Urban Development staff maintains that the CPS Project is vital to the Vista Verde South Project.

Mr. Humberto Saldana, Architect for Alamo Concessions, Inc., provided details of the planned motel on the site.

Mr. Jack Pytel, Attorney for Alamo Concessions, Inc., provided further details of the project plans.

Mr. Rudy Kirchner, representative of the Mexican-American Business and Professional Association, read a resolution of that group urging the City Council to consider the Cantu bid for the land in question. (The resolution is on file with the official minutes of this meeting.)

Mr. Mario Cantu outlined a meeting held between his interests, SADA and CPS representatives during which three possible land sites were shown, but only one currently in possession of SADA for sale.

Mr. R.L. Ramirez produced petitions bearing more than 5,000 names asking for fairness to the Cantu family in this issue. (These petitions are on file with the official minutes of this meeting.)

Mr. Remigio Valdez, Jr., President of the Mexican-American Business Organization, stated that his group had voted to ask the Council for fair treatment of Mario's in this case.

Mr. G.J. Lucchese, 412 Buena Vista, also urged the Council to be fair to Mario's Restaurant and stated his opposition to the location of CPS Headquarters in the project.

Mr. Esteban Viera, 501 S. Pecos, also appeared to speak for fairness to Mario's.

A discussion then took place concerning SADA's responsibility to find suitable land for property owners in Vista Verde South who wish to relocate in the project, suggestions how this could be accomplished and the possible effect the issue could have on the success of the Vista Verde South Project.

A discussion also took place concerning available parcels in the SADA projects in the area, the process required to dispose of such land and a summary of meetings involving SADA and Mario's Restaurant and representatives on alternate sites.

Mr. Eureste then made a substitute motion to postpone a decision on the pending agenda item for 30 days and ask Mario's representatives and SADA to meet and resolve the relocation issue, excluding the parcel of land recommended for sale to Alamo Concessions, Inc., Mr. Wing seconded the motion.

The Council then held a discussion clarifying the issues involved and the sites available for discussion.

The substitute motion prevailed by the following vote: AYES: Webb, Dutmer, Wing, Eureste, Alderete, Cockrell; NAYS: Cisneros, Archer, Steen; ABSENT: Thompson, Canavan.

City Staff was directed by Mayor Cockrell to place on the Council agenda in approximately 30 days an item to consider the Urban Renewal's Agency disposition of parcel C-b-35 in Vista Verde South.

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80-53 The meeting was recessed at 6:45 P.M and reconvened at 6:50 P.M.
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80-53

CITIZENS TO BE HEARD

MR. SAM T. ALVARADO

Councilman Alderete stated that he was familiar with what Mr. Alvarado was to discuss with the Council and made a motion to grant the six minute grace period rule to Public Works employees. Mr. Wing seconded the motion.

Mr. Louis J. Fox, Assistant City Manager, stated that the Personnel Department had implemented a six month trial policy on tardiness and absenteeism. He then reviewed the savings to the City since the policy was implemented. He also stated that a Labor-Management Review Committee has been reviewing the problems brought up by Mr. Sam Alvarado and will present a recommended modification of this policy. He suggested that the City Council wait for their report which will be ready in two weeks or that the grace period be eliminated for all City employees until the report is received by the Council.

Mr. Alvarado stated that these are not just isolated cases. He stated that he hears from employees and their problems every day and further stated that the present policy is discriminating since 98% of the public works employees are of one minority.

In response to a question by Mrs. Dutmer, Mr. Leroy Harvey, Assistant Director of Personnel, explained the policy used in the Public Works Department.

Mrs. Dutmer stated that there are unavoidable circumstances when persons can't help but be late to work.

After discussion, Mr. Wing made a substitute motion that every City employee report to work at 7:45 A.M. with no grace period. Mr. Alderete seconded the motion. On roll call, the motion prevailed by the following vote: AYES: Webb, Dutmer, Wing, Thompson, Alderete, Steen, Cockrell; NAYS: None; ABSENT: Cisneros, Eureste, Canavan, Archer.

October 23, 1980
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MAUC NEIGHBORHOOD HOUSING SERVICE

Mr. Mike Garcia, Community Development Director for MAUC, requested that the City Council place on the agenda for next week an ordinance to continue funding for the MAUC Neighborhood Housing Program.

Mrs. Dutmer stated that this request came before the Housing Task Force, and the request was turned down because there is not enough money even for the City's Housing Program.

Mr. Alderete then made a motion to place this matter on the agenda for next week. The motion died for lack of a second.

Mr. Alderete then stated that MAUC wants the matter placed on the "A" Session so that the entire Council has an opportunity to hear the citizens and make a decision on the matter.

Mr. Garcia stated that if there is no money available, the program will expire the end of this month.

(At this point in the meeting, Mayor Cockrell was obliged to leave the meeting and Mayor Pro-Tem Eureste presided.)

MRS. VI ESPARZA

Mrs. Esparza, President of the Prospect Hill Neighborhood Housing Service, also stated that funds are needed to continue the program from November 1, 1980 to July of 1981. She urged the City Council for their assistance.

Mr. Alderete stated that the citizens address the City Council on this matter at next week's meeting.

He then moved to place the item on the "A" agenda next week. Dr. Cisneros seconded the motion.

Mr. Steen stated that he felt it would be misleading to the citizens to bring it up to "A" Session since there are no funds available for the program.

Dr. Cisneros stated that there are possibilities for funding what he feels is a good program. He asked that the City Council place it on the "A" Session agenda so that it can be placed before the full City Council.

Mrs. Dutmer expressed concern about funding for this program since the City's Housing Program needs funding.

Mr. Marcus Jahns, Director of Budget and Research, stated that a memorandum had been sent to the City Council on this matter. He stated that three alternate funding suggestions were listed: CDBG contingency, general funding contingency, and revenue sharing fund interest. He stated that they did not recommend using any of these funding sources, but indicated that if the Council chooses to, they would prefer to use monies from the general fund contingency. He also spoke about possible loan of funds from SADA.

Mr. Winston Martin, Executive Director of the San Antonio Development Agency, stated that monies are not available in their housing fund.

After discussion and on roll call, the motion made by Mr. Alderete failed to carry by the following vote: AYES: Cisneros,

Eureste, Alderete; NAYS: Webb, Dutmer, Thompson, Steen; ABSENT: Wing, Canavan, Archer, Cockrell.

MR. KARL WURZ

Mr. Wurz, 820 Florida read a prepared statement to the Council on CPS' PURPA Hearings. (A copy of his statement is on file with the minutes of this meeting.) He stated that relief for the low-energy users will be 10 to 15 years away and requested that questions he had posed be answered by the Mayor.

TELETHON NAVIDENO

MR. JIMMY VALERO

Mr. Valero spoke to the City Council about their plans to stage the 6th Annual Telethon Navideno.

He stated that the City Council had approved an Ordinance banning the solicitation on City streets by all organizations, and he further stated that non-profit organizations should be allowed to collect donations and should be exempted from the Ordinance.

Mr. Wing stated that each case should be considered case by case. He then made a motion to exempt the Telethon Navideno from the requirement of Ordinance 52865 which prohibits solicitation of funds on City streets. Mrs. Dutmer seconded the motion.

Mr. Thompson stated that exemptions must be looked at very carefully because of liabilities.

After discussion and on roll call, the motion carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Steen; NAYS: None; ABSENT: Canavan, Archer, Cockrell.

HANDICAPPED PARKING SPACES

Mr. Wing asked that the City staff consult with the City of Houston Legal Department regarding their Ordinance citing and fining of able-bodied individuals using handicapped parking spaces.

STRAY DOG ORDINANCE

Mr. Eurestes asked that the City staff review the stray dog Ordinance with regard to the impoundment fine.

8053 The Clerk read the following Letter:

October 16, 1980

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

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

October 23, 1980
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October 2, 1980

Petition submitted by Mr. Frank A. Salinas, et al., requesting that Bustillo Street be widened according to City required specifications.

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/S/ NORMA S. RODRIGUEZ
City Clerk

There being no further business to come before the Council, the meeting was adjourned at 7:45 P.M.

A P P R O V E D

Lila Cockrell

M A Y O R

ATTEST: *Norma S. Rodriguez*
City Clerk