

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, OCTOBER 1, 1981.

* * * *

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.

81-51 The invocation was given by Reverend Dr. Claud J. Bonam, Huysache Avenue Baptist Church.

81-51 AMERICAN RED CROSS

Mayor Cisneros asked Mr. Rick Randall, American Red Cross Volunteer Instructor, to come before the City Council.

Mr. Randall spoke of the Texas Save-Life Festival which is to be held at the Institute of Texan Cultures this weekend, stressing the techniques of cardio-pulmonary resuscitation to be taught during the Festival. He then gave a demonstration of CPR on a dummy, and stated that four hours are sufficient to learn the technique, then demonstrated the proper method for foreign-body obstruction removal.

81-51

JIM SHELTON

Mayor Cisneros spoke of the details of the life and service to the community of Jim Shelton, then read the following Resolution of Respect on his passing.

WHEREAS, Life came to a close on September 22, 1981, for James H. "Jim" Shelton, and

WHEREAS, Mr. Shelton had carved for himself a special niche in the history of San Antonio through his many years of community service as newspaperman, television commentator and radio broadcaster, and

WHEREAS His service to his community extended past the headlines and deadlines of the news media as one of the founding fathers of youth baseball in San Antonio, and

WHEREAS Under his tutelage and gentle direction, many young persons learned to fulfill their ambitions and dreams as bonafide and qualified reporters and broadcasters; NOW, THEREFORE:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. That with the death of Jim Shelton, the City of San Antonio has lost a true asset; teacher, writer, community leader and friend.

SECTION 2. That this City Council joins with his family and friends in their sorrow over his death and extends its sincerest sympathy and prayer of comfort to those who were near him.

October 1, 1981
mb

0033

SECTION 3. And it is hereby directed that a copy of this Resolution be spread upon the minutes of this meeting.

* * * *

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

Mayor Cisneros then asked Mr. Charles Stewart of KKYX Radio to accept the Resolution on behalf of the news media of San Antonio, for whom Mr. Shelton worked for many years. He then asked Mrs. Dutmer to make the presentation.

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

Mrs. Dutmer spoke of Mr. Shelton's service to the community.

Mr. Stewart then thanked the City Council on behalf of Mr. Shelton, and spoke of Mr. Shelton's constant striving for accuracy in reporting and his respect for the truth.

31-51

PRESENTATION OF PROCLAMATION

Mayor Cisneros asked Mr. Thompson and Mr. Alderete to assist in presenting a "Benefactor de la Comunidad" to Del Smith, operator of a volunteer service for many years on the west side of San Antonio.

Mr. Thompson then read the following Proclamation:

"DEL SMITH "

THIS EXTRAORDINARY CITY EARNED ITS POSITION AMONG AMERICA'S UNIQUE CITIES BECAUSE OF THE MANY CONTRIBUTIONS MADE IN THE PAST BY SPECIAL PEOPLE LIKE YOU. OUR PRESENT CITY IS NOTHING MORE AND NOTHING LESS THAT THE SUM OF ALL THESE EFFORTS.

AT THIS TIME, THE MAYOR AND COUNCIL CALL TO THE ATTENTION OF ALL CITIZENS OF SAN ANTONIO YOUR VERY IMPORTANT CONTRIBUTIONS AND HEREBY PROCLAIM YOU AS

"BENEFACTOR DE LA COMUNIDAD"

YOU ARE HEREBY AND FOREVERMORE AUTHORIZED TO TAKE GREAT PRIDE IN JOINING ALL EMINENT SAN ANTONIANS WHO HAVE MADE THIS CITY SUCH AN EXCEPTIONAL PLACE.

ALL PRESENT AND FUTURE CITIZENS OWE YOU A DEBT OF GRATITUDE.

* * * *

Mr. Alderete and Mr. Thompson then presented the Proclamation to Mr. Smith.

81-51 The minutes of the meeting of September 17 and 24, 1981 were approved.

October 1, 1981
mb

81-51 The Clerk read the following Ordinance:

AN ORDINANCE 54,349

APPOINTING G.E. "ED" HARRINGTON TO
FILL THE UNEXPIRED TERM OF GENE
CANAVAN, COUNCILMAN FROM DISTRICT
8, WHO HAS RESIGNED EFFECTIVE
OCTOBER 16, 1981.

* * * *

Mr. Hasslocher moved to approve the Ordinance. Mr. Thompson seconded the motion.

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

81-51 CONSENT AGENDA

Mrs. Dutmer moved that items 5-16 constituting the consent agenda be approved with the exception of items 8, 11, and 15 to be considered individually. 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, Webb, Dutmer, Wing, Eureste, Thompson, Canavan, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Alderete.

AN ORDINANCE 54,350

ACCEPTING THE LOW QUALIFIED BID OF THE
MARKLE MFG. COMPANY TO FURNISH THE CITY
OF SAN ANTONIO WITH DRAINAGE GRATES AND
FRAMES FOR A TOTAL OF \$8,160.00, LESS
1/2% - 10 DAYS.

* * * *

AN ORDINANCE 54,351

AUTHORIZING THE CITY MANAGER TO EXECUTE
FIELD ALTERATION NO. 9 TO THE CONTRACT
FOR CONSTRUCTION OF THE INTERNATIONAL
AIRPORT PARKING STRUCTURE (STAGE 1, PACKAGE
2).

* * * *

AN ORDINANCE 54,352

REJECTING ALL BIDS RECEIVED ON SEPTEMBER
2, 1981, FOR CONSTRUCTION OF THE
INTERNATIONAL AIRPORT TERMINAL GENERAL
CONSTRUCTION (STATE 2, PACKAGE 8
AND THE INTERNATIONAL AIRPORT CENTRAL
PLANT, (STAGE 2, PACKAGE 17).

* * * *

AN ORDINANCE 54,353

MANIFESTING AN AGREEMENT TO EXTEND THE TERM OF THE LEASE OF SPACE IN THE TERMINAL BUILDING AT STINSON MUNICIPAL AIRPORT TO MR. TILMAN R. THOMAS, FOR ONE YEAR.

* * * *

AN ORDINANCE 54,354

AUTHORIZING EXPENDITURE OF THE SUM OF \$9,200.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ACCEPTING THE DEDICATION OF EASEMENTS TO CERTAIN LANDS; ALL TO BE USED IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

* * * *

AN ORDINANCE 54,355

ACCEPTING THE DEDICATION OF TITLE AND/OR EASEMENTS TO CERTAIN LANDS TO BE USED IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

* * * *

AN ORDINANCE 54,356

ACCEPTING THE HIGH BID(S) RECEIVED IN CONNECTION WITH \$35,000,000 IN CITY FUNDS AVAILABLE FOR DEPOSIT IN INTEREST-BEARING CERTIFICATES OF DEPOSIT.

* * * *

AN ORDINANCE 54,357

PROVIDING FOR RENEWAL OF THE PUBLIC EMPLOYEE BLANKET POSITION BONDS, WITH A PREMIUM OF \$5,221.00.

* * * *

AN ORDINANCE 54,358

AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE GENERAL COUNSEL AND CRIMINAL JUSTICE DIVISION OF THE GOVERNOR'S OFFICE FOR A \$10,584.00 GRANT FOR THE SAID LATENT PRINT SUPPORTIVE UNIT/5 PROJECT.

* * * *

81-51 The Clerk read the following Ordinance:

AN ORDINANCE 54,359

ACCEPTING THE LOW QUALIFIED BID OF H. B. HEATH AND SONS, INC., TO CONSTRUCT THE NORTHEAST TRANSFER STATION PROJECT; AUTHORIZING THE CITY MANAGER TO EXECUTE A STANDARD PUBLIC WORKS CONSTRUCTION CONTRACT COVERING SAID CONSTRUCTION;

AUTHORIZING CERTAIN REVISIONS IN THE
BUDGET; AND AUTHORIZING PAYMENT.

* * * *

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

In response to a question by Mrs. Dutmer as to the status of plans for a transfer station location in the southeast side of of San Antonio, Mr. Frank Kiolbassa, Director of Public Works, stated that he shortly would be coming before the Council to discuss a possible site.

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

81-51 The Clerk read the following Ordinance:

AN ORDINANCE 54,360

CLOSING AND ABANDONING NEWTON ALLEY
IN NEW CITY BLOCK 172, AND AUTHORIZING
THE CITY MANAGER TO EXECUTE A QUITCLAIM
DEED TO CARL FRIEDSAM, TRUSTEE.

* * * *

Mr. Hasslocher moved to approve the Ordinance. Mr. Canavan second the motion.

Mrs. Dutmer expressed concern that the City was giving away an extraordinarily large piece of municipal land.

Mr. Joe Aceves, Assistant Director of Public Works, stated that this was a longstanding City Council policy that his department was following in deeding this surplus land to an adjacent landowner.

Mrs. Dutmer asked staff to, in the future, research this past Council policy for possible reconsideration in some cases.

Mr. Aceves spoke to the rationale for such a policy on unimproved municipal property, stating that since the City acquired most of this land by dedication from the adjacent property owners, it was logical to return unused property to abutting owners in the same manner.

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, Hasslocher, Cisneros; NAYS: None; ABSENT: Archer.

81-51 The Clerk read the following Ordinance:

AN ORDINANCE 54,361

AUTHORIZING PAYMENT FROM THE GENERAL FUND
TO THE NATIONAL LEAGUE OF CITIES FOR
MEMBERSHIP DUES FOR THE PERIOD OF
OCTOBER 1, 1981 THROUGH SEPTEMBER 30,
1982.

* * * *

October 1, 1981
mb

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

In response to a question by Mr. Wing as to how much money was involved, Mayor Cisneros stated that some \$9,653 was involved in these dues.

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

81-51 ZONING HEARINGS

17. CASE 8580 - to rezone Lot 1, NCB 6393, 301 Fair Avenue, from "B" Two Family Residential District to "B2" Business District, located northeast of the intersection of Hackberry Street and Fair Avenue, having 136' on Hackberry Street and 50' on Fair Avenue.

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. Webb moved that the recommendation of the Zoning Commission be approved. Mrs. Berriozabal seconded the motion.

Mrs. Dutmer spoke against the request, stating that the City will need to acquire part of this property in the future. She further spoke of heavy traffic at the intersection, aggravated by a "B-2" Zoning such as that requested, and suggested granting an "O-1" office zoning in lieu of the "B-3" request, to limit the increase in traffic there.

Mayor Cisneros explained to the proponent that an "O-1" zoning would allow office use but would preclude constructing a convenience store.

Mr. Frank Sanchez, representing the proponent, stated that the rezoning was being sought for construction of a fast-food restaurant on the property, but the proponent would accept an "O-1" zoning.

Mrs. Dutmer then made an amendment to the motion to provide an "O-1" office zoning in lieu of the requested "B-2" business zoning, provided that no ingress or egress be allowed on Fair Avenue. Mr. Canavan seconded the motion.

After discussion, the vote on the amended motion prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Hasslocher, Cisneros; NAYS: None; ABSENT: Archer.

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

AN ORDINANCE 54,362

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 6393, 301 FAIR AVENUE, FROM
"B" TWO FAMILY RESIDENTIAL DISTRICT
TO "O-1" OFFICE DISTRICT.

* * * *

18. CASE 8617 to rezone Lot 9G, NCB 10758, 2004 S.W.W. White Road, from "A" Single Family Residential District to "B-3" Business District, located on the eastside of S.W.W. White Road, being 723.23' south of the intersection of Rigsby Avenue and S.W.W. White Road, having 107.5' on S.W.W. White Road and a depth of 404.10'.

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, Mrs. Dutmer moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished and that a six foot solid screen fence is erected and maintained along the east property line. Mr. Hasslocher 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, Alderete, Canavan, Hasslocher, Cisneros; NAYS: None; ABSENT: Archer.

AN ORDINANCE 54,363

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 9G, NCB 10758, 2004 S.W.W. WHITE ROAD
FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT
TO "B-3" BUSINESS DISTRICT, PROVIDED THAT
PROPER PLATTING IS ACCOMPLISHED AND THAT
A SIX FOOT FOOT SOLID SCREEN FENCE
IS ERECTED AND MAINTAINED ALONG THE
EAST PROPERTY LINE.

* * * *

19. CASE 8618 - to rezone Lot 8A, NCB 11684, 3711 West Avenue, from "F" Local Retail District to "B-3" Business District, located on the westside of West Avenue, being 504' north of the intersection of Nassau Drive and West Avenue, having 103.25' on West Avenue and a depth of 250'.

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

Mr. Andy Guerrero, Planning Administrator, explained the history of the request for rezoning, stating that of 23 notices mailed to adjacent property owners, seven were returned against, along with a petition in opposition containing some fifty-five signatures. He further stated that nine affirmative votes would be needed to approve the requested rezoning.

Mr. George Calhoun, the proponent, stated that the property has been zoning "F" Local Retail since the area was annexed in 1952, and stated that he needs to change the zoning to "B-3" to allow himself some flexibility in leasing.

October 1, 1981
mb

-7-

0039

Speaking in opposition, Ms. Inez Rogers stated that a rezoning of the property would be undesirable to the neighborhood.

Ms. Willena High, 562 Gilbert Lane, spoke against the request.

Mr. Gus Schmeltzer, 3622 West Avenue, spoke of having lived in the area for 73 years and spoke against the rezoning request because it would allow an increase in traffic.

In rebuttal, Mr. Calhoun spoke of the apartment and business character of the immediate area, and stated his request would not be a detriment to the neighborhood.

In response to a question by Mrs. Dutmer, Mr. Calhoun stated that he would not accept a "B-3R" rezoning, and spoke of having the property under a five-year lease and the effect a "B-3R" zoning would have on present tenants.

Mrs. Dutmer spoke of her concern for single-family residents nearby.

Mrs. Dutmer then moved that the recommendation of the Zoning Commission be approved provided that the applicant work with the Traffic Department for proper street dedication and that a six foot solid screen fence is maintained. Mrs. Berriozabal seconded the motion.

Mayor Cisneros explained the procedural requirement for nine affirmative votes in order to approve the rezoning request.

A brief discussion then took place concerning the differences in allowed usage under "B-3" and "F" Local Retail, during which Mr. Andy Guerrero, Planning Administrator, explained that most of the area in opposition centered upon fears that the property might be used for an auto repair shop in the future.

Mr. Archer then made a substitute motion to rezone the property to "B-3R" as recommended for City staff. Mr. Canavan seconded the motion.

Mr. Calhoun reiterated that he would not like a "B-3R" rezoning on the property.

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

The main motion as substituted failed to carry by the following vote: AYES: None; NAYS: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Canavan, Archer, Hasslocher, Cisneros; ABSENT: Alderete.

CASE 8618 was denied.

21. CASE 8621 - to rezone Lots 12 thru 18, Block 1, NCB 16851, Lots 13 thru 23, Block 4, NCB 16854, Lots 1 thru 19, Block 5, NCB 16855, Lots 1 thru 8, Block 6, NCB 16856,; from "R-6" Townhouse District to "R-5" One Family Residential District; Lots 9 thru 15, Block 6, NCB 16851, from "R-6" Townhouse Residential District to "R-2" Two Family Residential District and Lots 9 thru 15, Block 6, NCB 16856, in the 12000 Block of Vista Nogal, in the 1500 Block of Vista Grande, in the 1500 Block of Vista Hill, in the 1500 Block of Vista Norte, from "R-6" Townhouse District to "R-2A" Three and Four Family Residential District, located on the southeast side of View Vista Drive, having frontage on Vista Nogal, Vista Grande, Vista Hill and Vista Norte.

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.

In response to a question by Mr. Canavan, Mr. Herbert Karren, the proponent, stated that the only opposition to his request has been to the proposed "R-2A" zoning on Lots 9-15, NCB 16856, to provide fourplexes on Vista Norte Drive.

Mr. Canavan then moved to approve the rezoning with the exception of "R-2" zoning in lieu of the requested "R-2A" zoning on the present "R-6" zoned area. Mrs. Dutmer seconded the motion.

After consideration, and 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, Hasslocher, Cisneros; NAYS: None; ABSENT: Alderete.

AN ORDINANCE 54,364

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 12 THRU 18, BLOCK 1, NCB 16851, LOTS 13 THRU 23, BLOCK 4, NCB 16854, LOTS 1 THRU 19, BLOCK 5, NCB 16855, LOTS 1 THRU 8, BLOCK 6, NCB 16856, FROM "R-6" TOWNHOUSE RESIDENTIAL DISTRICT TO "R-5" ONE FAMILY RESIDENTIAL DISTRICT; LOTS 19 THRU 25, BLOCK 1, NCB 16851 FROM "R-6" TOWNHOUSE RESIDENTIAL DISTRICT TO "R2" TWO FAMILY RESIDENTIAL DISTRICT; AND LOTS 19 THRU 15, BLOCK 5, NCB 16856, IN THE 12000 BLOCK OF VISTA NOGAL, IN THE 1500 BLOCK OF VISTA GRANDE IN THE 1500 BLOCK OF VISTA HILL, IN THE 1500 BLOCK OF VISTA NORTE, FROM "R-6" TOWNHOUSE RESIDENTIAL DISTRICT TO "R-2" TWO FAMILY RESIDENTIAL DISTRICT.

* * * *

21. CASE 8614 - to rezone Lots 2, 3, 5, and 6, Block 10, NCB 14720 in the 11800 Block of Vance Jackson Road, from Temporary "R-1" Single Family Residential District to "R-6" Townhouse Residential District, located north of the intersection of Vance Jackson Road, and Sunburst Lane, having 365.60' on Sunburst Lane and 211.14' on Vance Jackson Road.

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

Mr. Stephen Brown, partner in the proponent firm, explained the rezoning request.

Speaking in opposition, Mr. David Morris, spoke of the possibility of increased traffic from the townhouses.

Mr. Brown noted that other "R-3" zoning is nearby, and noted that on his request, all traffic must come and go on the property via Sunburst.

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

AN ORDINANCE 54,365

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 2, 3, 5, AND 6, BLOCK 10, NCB 14720 IN THE 11800 BLOCK OF VANCE JACKSON ROAD FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-6" TOWNHOUSE DISTRICT, PROVIDED THAT STREET DEDICATION IS GIVEN IF NECESSARY AND THAT A NON-ACCESS EASEMENT IS IMPOSED ALONG VANCE JACKSON.

* * * *

22. CASE 8608 - to rezone the southwest 63.33' of Lot 13, Block 2, NCB 10104, 1210 Nacogdoches Road, from "D" Apartment District to "O-1" Office District, located 63' southwest of the intersection of Nacogdoches Road and La Sombra Drive, having 63.33' on Nacogdoches Road and a depth of 134.94'.

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. Thompson moved that the recommendation of the Zoning Commission be approved provided that the applicant work with the Traffic Department for proper street dedication to be provided, if necessary. 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: Webb, Dutmer, Wing, Eureste, Thompson, Canavan, Cisneros; NAYS: None; ABSENT: Berriozabal, Alderete, Archer, Hasslocher.

AN ORDINANCE 54,366

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 SOUTHWEST 63.33' OF LOT 13, BLOCK 2, NCB 10104, 1210 NACOGDOCHES ROAD, FROM "D" APARTMENT DISTRICT TO "O-1" OFFICE DISTRICT, PROVIDED THAT THE APPLICANT WORK WITH THE TRAFFIC DEPARTMENT FOR PROPER STREET DEDICATION TO BE PROVIDED, IF NECESSARY.

* * * *

23. CASE 8612 - to rezone an 14.984 acre tract of land out of NCB 11265, being further described by field notes filed in the Office of the City Clerk, from "B" Two Family Residential District to "I-1" MAOD-1 Heavy Industrial Military Airport Overlay District for a electric steel casting plant and a 28.968 acre tract of land out of NCB 11266, being further described by field notes filed in the Office of the City Clerk, in the 300 Block of Pitluk Avenue, in the 7400 Block of Laredo Highway (U.S. Highway 81 South), in the 3800 Block of

Quintana Road, from "B" Two Family Residential District to "I-2" Heavy Industrial District, located on the southside of Pitluk Avenue, being 360' east of the intersection of Quintana Road and Pitluk Avenue having 402.10' on Pitluk Avenue 29.54' on Quintana Road, 120.19' on Laredo Highway, having a maximum depth of 2582.55' and a maximum width of 2106.96'.

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 proper platting is accomplished and that the recommended conditions be imposed: (A) maximum density of twenty (20) per acre and a maximum short term density of twenty-five (25) persons per acre; (B) The storage of the bulk oxygen tank be placed in a bunker similar to that shown on attachment; and (C) compliance with the National Fire Protection Association Bulk Oxygen System Pamphlet #50. Mrs. Dutmer seconded the motion. On roll call, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Webb, Dutmer, Wing, Eureste, Thompson, Canavan, Hasslocher, Cisneros; NAYS: None; ABSENT: Berriozabal, Alderete, Archer.

AN ORDINANCE 54,367

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 14.984 ACRE TRACT OF LAND OUT OF NCB 11265, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM "B" TWO FAMILY RESIDENTIAL DISTRICT TO "I-2" HEAVY INDUSTRIAL DISTRICT AND A 28.968 ACRE TRACT OF LAND OUT OF NCB 11266, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 300 BLOCK OF PITLUK AVENUE IN THE 7400 BLOCK OF LAREDO HIGHWAY (U.S. HIGHWAY 81 SOUTH) IN THE 3800 BLOCK OF QUINTANA ROAD, FROM "B" TWO FAMILY RESIDENTIAL DISTRICT TO "I-2" MAOD-1 HEAVY INDUSTRIAL MILITARY AIRPORT OVERLAY DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED AND THAT THE FOLLOWING CONDITIONS ARE IMPOSED: (A) MAXIMUM DENSITY OF TWENTY (20) PERSONS PER ACRE AND A MAXIMUM SHORT TERM DENSITY OF TWENTY-FIVE (25) PERSONS PER ACRE; (B) THE STORAGE OF THE BULK OXYGEN TANK IS PLACED IN A BUNKER SIMILAR TO THAT SHOWN ON ATTACHMENT AND (C) COMPLIANCE WITH THE NATIONAL FIRE PROTECTION ASSOCIATION BULK OXYGEN SYSTEM PAMPHLET #50.

* * * *

24. CASE 8613 S.R. - to rezone a 10.602 acre tract of land out of NCB 11263, being further described by field notes filed in the Office of the City Clerk, in the 300 Block of Pitluk Avenue, from "B" Two Family Residential District to "I-2" MAOD-1 Heavy Industrial Military Airport Overlay District for an electric steel casting plant, located on the southside of Pitluk Avenue, being 1562.10' east of the intersection of Quintana Road and Pitluk Avenue, having 372.02' on Pitluk Avenue and a maximum depth of 1320.81'.

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. Hasslocher moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished and that the following conditions are imposed: (A) maximum density of twenty (20) persons per acre and a maximum short term density of twenty-five (25) persons per acre; (B) the storage of the bulk oxygen tank is placed in a bunker similar to that shown in attachment and (C) compliance with the National Fire Protection Association Bulk Oxygen Systems Pamphlets #50. Mrs. Dutmer 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, Thompson, Alderete, Canavan, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste, Archer.

AN ORDINANCE 54,368

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 10.602 ACRE TRACT OF LAND OUT OF NCB 11263, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 300 BLOCK OF PITLUK AVENUE, FROM "B" TWO FAMILY RESIDENTIAL DISTRICT TO "I-2" MAOD-1 HEAVY INDUSTRIAL MILITARY AIRPORT OVERLAY MILITARY DISTRICT FOR AN ELECTRIC STEEL CASTING PLANT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED AND THAT THE FOLLOWING CONDITIONS ARE IMPOSED: (A) MAXIMUM DENSITY OF TWENTY (20) PERSONS PER ACRE AND A MAXIMUM SHORT TERM DENSITY OF TWENTY-FIVE (25) PERSONS PER ACRE; (B) THE STORAGE OF THE BULK OXYGEN TANK IS PLACED IN A BUNKER SIMILAR TO THAT SHOWN IN ATTACHMENT AND (C) COMPLIANCE WITH THE NATIONAL FIRE PROTECTION ASSOCIATION BULK OXYGEN SYSTEMS PAMPHLETS #50.

* * * *

25. CASE 8616 - to rezone the north 100' of Parcel 18, 18E and the west 100' of 18-C, NCB 14861, in the 5600 Block of Hausman Road, from "B-2" Business District to "B-3" Business District and the west 100' of the south 787' of Parcel 18, the north 1110' of Parcels 18, 18-E and the west 100' of 18-C, save and except the north 100' and a 8.31 acre tract of land out of NCB 14861, being further described by field notes filed in the Office of the City Clerk, from "B-2" Business District and "B-3R" Restrictive Business District to "I-1" Light Industrial District, located south of Hausman Road, being 786.7' west of Hausman Road and I.H. 10 Expressway, having 769.3' on Hausman Road and a maximum depth of 3066.87'.

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, Mrs. Dutmer moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished. Mr. Wing 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, Thompson, Alderete, Canavan, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste, Archer.

AN ORDINANCE 54,369

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 NORTH 100' OF PARCEL 18, 18E, AND THE WEST 100' OF 18-C, SAVE AND EXCEPT THE NORTH 100' AND AN 8.31 ACRE TRACT OF LAND OUT OF NCB 14861, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM "B-2" BUSINESS DISTRICT AND "B-3R" RESTRICTIVE BUSINESS DISTRICT TO "I-1" LIGHT INDUSTRIAL DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED.

* * * *

26. CASE 8589 - to rezone Lot 53, NCB 15602, in the 6500 Block of S.W. Military Drive, from "B-2" Business District to "B-3" Business District, located on the southwest side of the cutback between U.S. Highway 90 West and S.W. Military Drive, being 215.5' northeast of the intersection of S.W. Military Drive and U.S. Highway 90 West, having 162.45' on U.S. Highway 90 West and a maximum depth of 171.57'.

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

Mr. Webb moved that the recommendation of the Zoning Commission be approved. Mrs. Dutmer seconded the motion.

Mr. John Pinkney, Attorney representing the proponent, asked for a postponement of the case if it is opposed, since his client is out of town and could not attend today's Council meeting to speak for his request.

Mr. Wing made a motion to postpone. Mr. Webb seconded the motion.

Mr. Thompson spoke against the requested postponement.

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

Speaking in opposition, Mr. Dennis Tucker, representing the Baptist Children's Home in San Antonio, spoke against the requested rezoning on the property immediately adjacent to a children's home, primarily objecting to zoning which allows alcoholic beverages.

Mr. Pinkney stated that the subject property is conducive to commercial use, and noted that the Zoning Commission recommended approval to the City Council.

Mr. Thompson stated that the central question in the opposition is the use of alcoholic beverages on the property, and also spoke to the lack of accessibility of the property from nearby streets.

Mr. Carl Braunig, representing the Traffic Engineering Division of the Public Works Department, stated his concern with problems of new uses for the property that would generate more traffic in the immediate area.

Mr. Thompson spoke against the request and cited the dangerous nature of the closest intersection.

Mr. Webb stated that the City cannot always reject "B-3" zoning in favor of such things as "B-3R", to the detriment of a business person requesting such zoning.

Mrs. Dutmer stated that she had understood a different zoning case was being considered when she initially made her second to the motion to approve.

After discussion, the motion to approve the requested zoning change failed to carry by the following vote: AYES: Webb; NAYS: Berriozabal, Dutmer, Thompson, Alderete, Canavan, Archer, Hasslocher, Cisneros; ABSENT: Wing; ABSTAIN: Eureste.

CASE 8589 was denied.

27. CASE 8615 - to rezone a 2.72 acre tract of land out of NCB 13753, being further described by field notes filed in the Office of the City Clerk, from Temporary "A" Single Family Residential District to "O-1" Office District, located west of the intersection of Nacogdoches Road and Wayward Drive, having 503.45' on Wayward Drive and 122.10' on Nacogdoches Road, and a 3.68 acre tract of land out of NCB 13753, being further described by field notes filed in the Office of the City Clerk, 10347 Nacogdoches Road, from Temporary "A" Single Family Residential District to "B-3" Business District, located northwest of the intersection of Nacogdoches Road and Carver Road, having 544.68' on Nacogdoches Road and 263.11' on Carver Road.

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

Mr. Hasslocher moved to approve staff recommendation, which called for rezoning of the subject properties from Temporary "A" Single Family Residential District to "O-1" Office District as requested on the 2.72 acre tract of land and from Temporary "A" Single Family Residential District to "B-2" Business District on the 3.68 acre tract of land, respectively. Mrs. Dutmer seconded the motion. On roll call, the motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Thompson, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Alderete, Canavan.

At this time, the applicant requested to present his case.

Mrs. Dutmer moved to reconsider the zoning request. Mrs. Berriozabal seconded the motion. On roll call, the motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Thompson, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Alderete, Canavan.

Mr. Harry Richberg, 3919 Naco-Perrin Drive, the proponent, spoke to details of the rezoning request.

Mrs. Dutmer then made a motion to approve the rezoning request provided that proper platting is accomplished; that a six foot solid screen fence is erected and maintained on the northern property line adjacent to the single family dwelling; that a 50' setback line is imposed adjacent to the northwest property line and further provided that the applicant work with the Traffic Department for proper ingress and egress along Nacogdoches Road. 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, Webb, Dutmer, Wing, Eureste, Thompson, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Alderete, Canavan.

AN ORDINANCE 54,370

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 2.72 ACRE TRACT OF LAND OUT OF NCB 13753, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM TEMPORARY "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "O-1" OFFICE DISTRICT AND A 3.68 ACRE TRACT OF LAND OUT OF NCB 13753, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 10347 NACOGDOCHES ROAD, FROM TEMPORARY "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS

0047

ACCOMPLISHED; THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ON THE NORTHERN PROPERTY LINE ADJACENT TO THE SINGLE FAMILY DWELLING; THAT A 50' SETBACK LINE IS IMPOSED ADJACENT TO THE NORTHWEST PROPERTY LINE AND FURTHER PROVIDED THAT THE APPLICANT WORK WITH THE TRAFFIC DEPARTMENT FOR PROPER INGRESS AND EGRESS ALONG NACOGDOCHES ROAD.

* * * *

81-51 The Clerk read the following Ordinance:

AN ORDINANCE 54,371

ACCEPTING THE LOW QUALIFIED BID OF \$1,814,000 FROM SCOTT & JENNISON, INC., TO CONSTRUCT THE LA VILLITA RECONSTRUCTION-PHASE II PROJECT; AUTHORIZING A CONSTRUCTION CONTRACT; AUTHORIZING PAYMENT OF THE CONTRACT AND CONTINGENT EXPENSES; AUTHORIZING PAYMENT OF ADDITIONAL ARCHITECT FEES; AND AUTHORIZING REVISION OF THE PROJECT BUDGET.

* * * *

Mrs. Dutmer moved to approve the Ordinance. Mrs. Berriozabal seconded the motion.

Mr. Ron Darner, Director of Parks and Recreation, explained the project and noted that three alternates had been removed from the bid, a total amount of some \$31,000.

In response to a question by Mrs. Berriozabal, Mr. Darner stated that La Villita tenants accepted back for location again in La Villita will be able to begin moving back in as work is completed on their new quarters. He noted that most of the tenants who desired to return were approved to do so, and that City staff still needs to negotiate a few more things, including exact locations, rental rates and utility rates.

Mrs. Berriozabal expressed concern that some La Villita tenants won't be able to pay new, higher rental rates.

Mr. Darner stated that he would have more details on the new rental rates by next week.

Mrs. Dutmer noted that the City had been fair with the La Villita tenants, and that improved rates go along with improved properties.

Mr. Hasslocher noted that rental rates in La Villita will have to be raised because of the extensive renovations which will be on-going there.

Mr. Archer expressed his opinion that the La Villita Ordinance should be amended to allow persons to bring in their own choice of food and refreshments.

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

81-51 The following Ordinance was read by the Clerk and after consideration, on motion of Mrs. Dutmer, seconded by Mr. Thompson, was passed and approved by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Canavan, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Alderete.

AN ORDINANCE 54,372

AUTHORIZING ACCEPTANCE OF \$5,267.00 FOR PROJECT ADMINISTRATION AND \$12,290.00 FOR ENROLLEE WAGES AND FRINGE BENEFITS FROM THE TEXAS DEPARTMENT OF COMMUNITY AFFAIRS TO EXTEND THE YACC HORTICULTURAL SERVICES PROJECT TWO MONTHS THROUGH NOVEMBER 30, 1981; REVISING THE PROJECT BUDGET AND EXTENDING THE EMPLOYMENT CONTRACT OF THE PROJECT ADMINISTRATOR FOR SAID PERIOD.

* * * *

81-51 The Clerk read the following Ordinance for the second and final reading:

AN ORDINANCE 54,215

PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LINES OF THE CITY OF SAN ANTONIO, AND THE ANNEXATION OF CERTAIN TERRITORY CONSISTING OF APPROXIMATELY 200 ACRES OF LAND GENERALLY REFERRED TO AS THE VOELCKER TRACT, SUCH AREA LYING ADJACENT TO AND ADJOINING THE PRESENT BOUNDARY LIMITS OF THE CITY OF SAN ANTONIO.

* * * *

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

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

81-51 The following Ordinance was read by the Clerk and after consideration, on motion of Mrs. Dutmer, seconded by Mr. Hasslocher, was passed and approved by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Thompson, Canavan, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Wing, Alderete.

AN ORDINANCE 54,373

AMENDING ORDINANCE NUMBER 54,269 TO INCREASE THE PERSONNEL COMPLEMENT FOR THE SOLID WASTE COLLECTION SECTION OF THE PUBLIC WORKS DEPARTMENT.

* * * *

0049

81-51 The Clerk read the following Resolution:

A RESOLUTION
NO. 81-51-85

APPROVING THE RULES AND REGULATIONS
PREPARED BY THE CABLE EDUCATION
TELEVISION ADVISORY COMMITTEE
GOVERNING USE OF THE EDUCATIONAL
ACCESS CHANNELS.

* * * *

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

Mrs. Dutmer stated that UA-Columbia Cablevision still has not begun installing service into much of District 3, and noted that perhaps the City should consider seeking another firm to provide services.

Mr. Alderete then made a motion to direct staff to schedule a "B" Session to report on the status of UA-Columbia Cablevision's service in San Antonio, and the possibility of attracting other cable TV companies to San Antonio to provide service to areas presently without it. Mr. Hasslocher seconded the motion.

Mr. Roy Montez, Director of Citizen Action and Public Information, stated that bills are presently before both Houses of Congress designed to limit governmental controls over cable franchises. He stated that many groups are opposed to these bills, and noted that he would have a Resolution on this subject ready shortly for Council consideration.

After discussion it was the concensus of the City Council that a proposed Resolution opposing Senate Bill 898 be brought before City Council for discussion at the same "B" Session at which the cable TV service status is discussed.

After discussion, the motion made by Mr. Alderete prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Hasslocher, Cisneros, NAYS: None; ABSENT: None.

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

81-51 The following Ordinance was read by the Clerk and after consideration, on motion of Mrs. Dutmer, seconded by Mr. Webb, was passed and approved by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Alderete, Canavan, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Thompson.

AN ORDINANCE 54,374

AMENDING ORDINANCE 50744 OF MAY 10,
1979 CODIFIED AS SECTION 38-95.5 IN
THE CITY CODE IN ORDER TO COMPLY WITH
THE LEGISLATIVE AMENDMENTS TO ARTICLE
6675a-5e.1 OF V.T.C.S. IN REGARDS TO
PARKING PRIVILEGES FOR THE DISABLED.

* * * *

After the vote, Mr. Tommy Leifester, representing the handicapped community of San Antonio, thanked the Council for its action.

AN ORDINANCE 54,375

AUTHORIZING AN APPLICATION TO THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR A GRANT OF \$1,436,000 UNDER THE COMMUNITY SERVICES BLOCK GRANT; AUTHORIZING THE REALLOCATION OF \$55,143 FOR PAYMENT OF ANNUAL LEAVE OF CSA FUNDED EMPLOYEES AND AUTHORIZING CLOSE OUT EXPENSES.

* * * *

Mayor Cisneros read to the City Council a letter received from Mr. William Acosta, Regional Administrator of the Department of Health and Human Resources, stating that the department was awarding San Antonio prorated funds under the Social Services Block Grant Program.

Mr. William Donahue, Director of the City Department of Human Resources and Services, spoke to details of the need for City Council to approve City staff's application for grant funds under the program. He noted that Congress last night approved some \$30 million to close down the Community Services Administration function, then approved \$362 million to fund the Social Services Block Grant Program, a cut of some 35 per cent from last year's social services funding.

Mr. Donahue stated that the State of Texas apparently would not at this time exercise its option to operate the state's social services allocations program, and apparently will let the federal Health and Human Resources Department fund programs directly at the local level, at least for one-quarter of the fiscal year.

Mr. Donahue stated that the City has been told it will receive some 35 to 50 per cent less than last year's funded \$1.4 million for social services programs in San Antonio, but intends to ask the federal government for that amount of funding, anyway.

In response to a question by Mr. Webb, Mr. Donahue discussed 'down-time': that time when local social service agencies may not have funds to operate.

Mr. Webb then spoke of the possibility of using borrowed funds from the City to fund social services agencies for operations until their federal funding is restored. He noted that it would cost some \$89,000 per month to do so.

Mrs. Dutmer stated that she favored funding Project FREE, SNAC, AND CAP West in addition to UCPPOC, the agency which has already been selected to receive City funding this fiscal year.

A brief discussion then took place concerning the number of positions that could be restored with an estimated 65 per cent of prior funding levels.

Mr. Donahue spoke to the possibility of having to restructure some social service programs to better utilize available funds if the City were to receive only 50 per cent of last year's allocation.

Ms. Linda Ramirez, Executive Director of the American Federal of State, County, and Municipal Employees local, spoke of the effects of grant funding upon employees she represents, and the possibility of avoiding a break in service through the temporary loan of funds from the City of San Antonio to fund certain social service programs until the new block grant funds are received. She also spoke to the need for these employees to be assured that they will not lose their accrued sick leave and seniority, even with a slight break in service because of a lag in federal funding.

0051

Mr. Remigio Valdez Jr., representing the Community Action Advisory Board, asked the City Council to consider the loan of funds to continue agency operations without a break in services.

In response to a question by Mr. Thompson, Mr. Donahue spoke to the amount of time needed to begin operating funded agencies, should the City Council opt to proceed with the loan option at this time.

Deputy City Manager, Mr. Louis Fox, stated that the City might be lending monies that it may not be able to recover, and that the only possible source of funds in this area is the City's Contingency Fund.

Mrs. Dutmer spoke in opposition to speculating with tax funds and made a motion to direct City staff to investigate possible routes to take to get federal funding reinstated as quickly as possible. The motion died for lack of a second.

In response to a question by Mayor Cisneros, Mr. Donahue stated that City employees subject to the phased-out federal funding went off the payroll as of yesterday (September 30, 1981).

Mayor Cisneros stated his belief that the City cannot spend unbudgeted monies and spoke to the fact that everyone knew that cuts in federal program spending were coming. He spoke to the use of City funds on loan to fund programs 'a serious precedent'.

Mr. Webb spoke in favor of the loan by the City, to keep agencies operating and staff on the job, stating that it would not seriously hurt municipal finances.

A discussion then took place on the effective dates for new grant funding.

Mr. Webb then made a motion to direct staff to grant \$50,000 to the Community Action Division for the October operation of CSA agencies in San Antonio. Mrs. Berriozabal seconded the motion.

Mr. Thompson spoke in favor of the motion, stating that he wants a balanced geographic approach to funding the four former CSA agencies in San Antonio, with adjusted allocation to UCCPPOC because it already is approved for funding by the City for this fiscal year.

Mr. Eureste spoke to the benefits to be returned to employees and a time-frame before grants are given by the federal government.

Mr. Eureste made a substitute motion to Mr. Webb's motion to give direction to City staff to prepare an Ordinance calling for the needed \$60,000 for one month's service to be drawn from the Human Services Outside Agency Account and allotted to the City CSA's functions. Mr. Webb seconded the motion.

After discussion, the substitute motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Cisneros; NAYS: Archer, Hasslocher; ABSENT: None.

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

Mr. Webb then made a motion to approve staff making the application for the federal funding. Mrs. Berriozabal seconded the motion.

Mrs. Dutmer made a motion that staff investigate the process on the possibility of keeping CSA Agencies on-going. The motion died for lack of a second.

Mr. Thompson then moved that City staff also come back to the Council next week with possible options for allocating the monies between the four CSA programs in San Antonio, taking into consideration the City funding already approved for UCPPOC. Mrs. Dutmer seconded the motion.

On roll call, the motion failed to carry by the following vote:
AYES: Dutmer, Thompson; NAYS: Berriozabal, Webb, Wing, Eureste, Canavan, Hasslocher, Cisneros; ABSENT: Alderete, Archer.

Mr. Eureste then congratulated City employees of the Community Services Administration-funded programs for their fine work.

81-51 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, Hasslocher, Cisneros; NAYS: None; ABSENT: Alderete, Archer.

AN ORDINANCE 54,376

APPROVING A 60-DAY CONTRACT WITH
PROJECT FREE TO EXPAND THE HOMEBOUND
MEALS PROGRAM AND APPROPRIATING FUNDS.

* * * *

AN ORDINANCE 54,377

WAIVING THE FEE FOR THE BANQUET HALL
FOR NOVEMBER 26, 1981 THANKSGIVING
DINNER FOR SENIOR CITIZENS.

* * * *

AN ORDINANCE 54,378

ACCEPTING THE PROPOSAL FROM W.H.
MULLINS, INC., TO PROVIDE PROFESSIONAL
SERVICES AND PREPARE PLANS AND SPECIFI-
CATIONS FOR THE NAVARRO STREET SEWER
SIPHON REPLACEMENT.

* * * *

81-51

TYPHOID OUTBREAK

Mayor Cisneros asked Dr. Courand Rothe, Director of the Metropolitan Health District to report to the Council on the current status of the typhoid outbreak in San Antonio, and congratulated the District for a good job in coping with the outbreak. He quoted an official of the Communicable Disease Control Center, Atlanta Georgia, overseeing the local situation, as saying that this was the quickest that a typhoid source had been located, and attributed it to good staff work by the Health District.

Mr. Rothe stated that some 51 typhoid cases now have been recorded, only one of which is not connected to the single source, and that three employees of La Frontera Molino have been identified as sources of the typhoid germ.

Mr. Rothe stated further that the Health District was writing a letter to all local food establishments, reminding them that they are responsible for insuring against any outbreak of disease such as the typhoid outbreak. Mr. Rothe stated that the recent typhoid outbreak was a good example of what can happen without good sanitation.

Mayor Cisneros asked that City staff develop a program, point by point, to outline just how to prevent such an incident from happening again in San Antonio.

81-51

PROPOSITION ONE

Mayor Cisneros asked that Council consider directing City staff to place on next week's agenda consideration of support for Proposition One on the November ballot, a proposition dealing with tax increment financing and creation of enterprise zones.

Mr. Canavan moved. Mr. Archer seconded the motion. On roll call, the motion carried by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

81-51

SIGNS

Mayor Cisneros explained that City staff has developed a report on the display of signs in Council Chambers, and noted that the Council now needs to put that report and plan into formal action.

Mr. Eureste spoke against outlawing signs in the Council Chambers, stating that the Council can prohibit personal attacks via signs without eliminating the signs themselves completely from the Council Chambers.

Mr. Thompson then made a motion to place an item on next week's agenda regarding this matter. Mr. Canavan seconded the motion. On roll call, the motion carried by the following vote: AYES: Berriozabal, Dutmer, Eureste, Thompsom, Alderete, Canavan, Archer, Hasslocher, Cisneros; NAYS: Wing; ABSENT: Webb.

Mr. Canavan asked that City staff prepare two options to the sign situation:

- 1) that no signs at all be allowed in the Council Chambers, and;
- 2) that no personal attacks be allowed via signs in the Chambers.

81-51 Mayor Cisneros spoke of the need for a Council Executive Session to discuss matters involving Municipal Court and wage negotiations.

81-51

CITIZENS TO BE HEARD

RAUL RODRIGUEZ

Mr. Rodriguez stated that persons preaching in the downtown area are not bothered by police officers. He asked if street preaching was legal.

Mayor Cisneros stated that the question will be responded to.

Mr. Rodriguez stated that he speaks to the City Council because he feels it imperative to bring certain matters to the attention of the Council. He read from an article in the newspaper regarding a police incident.

SYLVIA DE LA PENA

Ms. Sylvia De La Pena, representing Wesley Community Center asked City Council for funding due to federal cutbacks. She stated that the cutback has completely eliminated an afterschool program at one of their centers.

Mayor Cisneros stated that he feels that the City cannot afford to take an additional program to fund.

Mr. Wing asked Mr. Donahue, Director of Human Resources and Services, if there was any way this program could be funded.

Mr. Donahue stated that he would like to meet and discuss this matter with Ms. De La Pena to see if the City can be of any assistance, perhaps, serving as an intervenor between her agency and the Department of Human Resources.

Ms. De La Pena stated that Wesley Communication Center has been funded in the past.

81-51 The Clerk read the following Letter:

September 25, 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 investigation and report to the City Council.

September 23, 1981

Petition submitted by Mr. Craig A. Arnold, requesting permission to operate a custom tour service in the City of San Antonio.

* * * *

/s/ NORMA S. RODRIGUEZ
City Clerk

There being no further business to come before the Council, the meeting was adjourned at 5:30 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

0055