

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, DECEMBER 19, 1985.

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

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85-67 The invocation was given by Reverend James Reid, Northridge Park Baptist Church.

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85-67 The City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

85-67 ST. MARTIN'S HALL

Mayor Cisneros introduced a group of students from the sixth, seventh and eighth grades of St. Martin's Hall who were present in the audience. The students sang several Christmas carols for the City Council and audience.

85-67 LOS PASTORES

Mayor Cisneros introduced Ms. Mary Ann Bruni and spoke of her new book recently published entitled, "Rosita's Wish."

Ms. Mary Ann Bruni then spoke briefly of details of the new book and introduced cast members from the Los Pastores play who were present in the audience. She then read from the brief introduction to the book and presented copies of the book to members of the City Council.

Artist Tom Rich then displayed a painting of Our Lady of Guadalupe Church, one of the pictures included in Ms. Bruni's new book and presented the original picture to the City of San Antonio for its display.

85-67RESOLUTION OF RESPECT - MILLARD F. MCNEAL, SR.

Mayor Cisneros asked members of the McNeal family to come forward to the podium. He then read the following Resolution of Respect.

## A RESOLUTION NO. 85-67-96

WHEREAS, a life of service to community, family and church came to a close for Millard F. McNeal, Sr. on November 21, 1985, and

WHEREAS, Mr. McNeal exemplified his love for each in many ways, devoting more than a quarter-century of his life to IBM Corporation, while at the same time combining years of active service to his church as eucharistic minister and member of St. Joseph's Parish Council, and helping his wife Isabel to rear four fine children, and

WHEREAS, it was following his retirement that he undertook a new and most challenging endeavor, The Alamo City Chamber of Commerce, which he served as President from 1976 until his death, and

WHEREAS, his selfless devotion to his fellow man, his personal inspiration, and his guiding presence will be sorely missed by family, church and the entire community which he so well served; NOW THEREFORE:

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

SECTION 1. that with the passing of Mr. Millard F. McNeal, the City of San Antonio has lost a true friend and valuable asset to its past, present and future.

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.

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

December 19, 1985  
mlr

thereof presented to his family as a token of our deepest sympathy.

\* \* \* \*

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

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

Mayor Cisneros presented the Resolution of Respect to members of the family.

Mr. Webb then spoke to details of the loss of Mr. McNeal and of his long San Antonio history.

Members of the City Council then offered their individual condolences to members of the family.

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85-67

RIDE SHARING

Mayor Cisneros briefly explained the presentations to be made today and read the names of those firms and individuals being honored in connection with the ride sharing services of various San Antonio organizations. He then read the individual citations and presented citations to each of the honorees present in the audience, thanking each for their efforts in the ride sharing program.

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85-67

CHRISTMAS GIFTS

Mayor Cisneros then took the occasion to distribute Christmas gifts to each member of the City Council present and thanked each for their part in what has been a very productive year.

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85-67

NATIONAL LEAGUE OF CITIES

Ms. Vera stated that the recent trip to Seattle for the National League of Cities meeting was very informative for her and she took note of the fact that Mayor Cisneros has been elected the new National League of Cities president and Ms. Berriozabal has been elected to a position on the Board.

Ms. Berriozabal stated that the National League of Cities trip was very profitable to her as well and stated that she is proud to share the Mayor's moment on his election as President of the National League of Cities.

Mr. Hasslocher noted that the Mayor's new national office is a shot in the arm for San Antonio.

Mayor Cisneros also noted that Mr. Hasslocher was recently elected President of Boysville in San Antonio.

Mr. Wing stated that he also wishes to congratulate Mrs. Dutmer as the new chairman of a very important National League of Cities committee.

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85-67

MISSION ESPADA PRINT

Mayor Cisneros, at this time, presented to each City Council member a framed winter photograph of Mission Espada for display in their individual offices.

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85-67

SESQUICENTENNIAL PINS

Mrs. Dutmer, at this time, then presented each member of the City Council with their own official Sesquicentennial pin to be worn in honor of San Antonio's Sesquicentennial Celebration to begin shortly.

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85-67

AUSTIN BOND ISSUE

Mayor Cisneros took note of the fact that the City of Austin recently passed a \$600,000,000 bond issue, a matter approved by Austin voters only last week and noted that some 50% of that bond issue deals with energy related matters. He called the \$600,000,000 bond issue election and sale an extremely significant event for the City of Austin. He spoke to the possibility of San Antonio enacting a new bond issue during the year 1987 as well as possibly other smaller individual bond issue items perhaps earlier in the calendar year, such as that needed to cover the proposed new police academy.

- - -

December 19, 1985

mlr

85-67 The minutes of the City Council Meeting of November 25, 1985 were approved.

85-67 CONSENT AGENDA

Mr. Harrington made a motion to approve Agenda Items 9 - 93, constituting the Consent Agenda, with items 17, 21, 28, 52, 75, 81, and 88 to be pulled for individual consideration. Ms. Vera seconded the motion.

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

AN ORDINANCE 61,956

ACCEPTING THE LOW BID OF CROWN INDUSTRIES TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH HERBICIDES FOR A TOTAL OF \$12,952.10.

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AN ORDINANCE 61,957

ACCEPTING THE LOW BID OF SOUTH TEXAS HANDICAPPED SERVICES TO FURNISH THE CITY OF SAN ANTONIO HUMAN RESOURCES DEPARTMENT WITH HYDRAULIC LIFTS FOR THE HANDICAPPED FOR A TOTAL OF \$4,235.

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AN ORDINANCE 61,958

ACCEPTING THE LOW BID OF COLLINS AMBULANCE SALES AND SERVICE TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH MODULAR AMBULANCES FOR A TOTAL OF \$96,995.36.

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AN ORDINANCE 61,959

ACCEPTING THE LOW BID OF COLLINS AMBULANCE SALES AND SERVICE FOR THE TRANSFER OF AMBULANCE BODIES FOR A TOTAL OF \$78,174.00.

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## AN ORDINANCE 61,960 .

ACCEPTING THE LOW BID OF FMC CORPORATION TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH FIRE TRUCKS FOR A TOTAL OF \$720,811.00.

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## AN ORDINANCE 61,961 .

ACCEPTING THE LOW BID OF HELICOPTER SPECIALISTS, INC., TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH A HELICOPTER FOR A TOTAL OF \$151,832.00.

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## AN ORDINANCE 61,962 .

ACCEPTING THE BID OF NATIONAL COACH CORPORATION TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH TWO SHUTTLE BUSES FOR A TOTAL OF \$89,974.00.

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## AN ORDINANCE 61,963 .

ACCEPTING THE BID OF CHEMCENTRAL/SAN ANTONIO TO FURNISH THE CITY OF SAN ANTONIO WITH KEROSENE ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF APPROXIMATELY \$30,500.

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## AN ORDINANCE 61,964 .

ACCEPTING THE LOW BID OF COASTAL REFINING & MARKETING, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH DIESEL FUEL ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF APPROXIMATELY \$1,251,000.

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## AN ORDINANCE 61,965 .

ACCEPTING THE LOW BID OF CHEMCENTRAL/SAN ANTONIO TO FURNISH THE CITY OF SAN ANTONIO WITH NAPHTHA ON AN

ANNUAL CONTRACT BASIS FOR A TOTAL OF APPROXIMATELY \$15,000.

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AN ORDINANCE 61,966 .

ACCEPTING THE LOW BID OF CHAPARRAL AVIATION, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH JET-A-FUEL AND AVIATION GAS - 100 OCTANE SERVICE ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF APPROXIMATELY \$41,280.

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AN ORDINANCE 61,967 .

ACCEPTING THE LOW BIDS OF PUMPS UNLIMITED TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH SEWAGE LIFT STATIONS FOR A TOTAL OF \$9,740.

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AN ORDINANCE 61,968 .

ACCEPTING THE BID OF IMPROVED CONSTRUCTION METHODS TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH A LASER BEAM FOR A TOTAL OF \$7,100.

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AN ORDINANCE 61,969 .

ACCEPTING THE LOW BID OF KCR EQUIPMENT TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH TWO TRACTOR BACKHOE LOADERS FOR A TOTAL OF \$78,200.

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AN ORDINANCE 61,970 .

ACCEPTING THE LOW BID OF PINKERTON'S INC. TO FURNISH THE CITY OF SAN ANTONIO HEALTH DEPARTMENT WITH SECURITY GUARD SERVICE FOR AN ESTIMATED TOTAL OF APPROXIMATELY \$2,270.32 PER MONTH.

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## AN ORDINANCE 61,971

ACCEPTING THE PROPOSAL OF MERCK SHARP AND DOHME TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT EMS DIVISION WITH IMMUNIZATION SERUM FOR A TOTAL OF \$20,085.

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## AN ORDINANCE 61,972

ACCEPTING THE BID OF MISSION CONTRACTORS, INC., IN THE AMOUNT OF \$233,078.82 FOR THE CONSTRUCTION OF THE JONES MALTSBERGER OUTFALL SEWER PROJECT; PROVIDING AN ADDITIONAL \$35,921.18 FOR A CONSTRUCTION CONTINGENCY; APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT.

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## AN ORDINANCE 61,973

AUTHORIZING THE CITY MANAGER TO EXECUTE FIELD ALTERATION #10 IN THE AMOUNT OF \$33,071.90, PAYABLE TO MCCARTHY ENVIRONMENTAL CONSTRUCTORS, INC., FOR THE DOS RIOS WASTEWATER TREATMENT PLANT CONTRACT 1.

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## AN ORDINANCE 61,974

AUTHORIZING THE CITY MANAGER TO EXECUTE FIELD ALTERATION #8 IN THE AMOUNT OF \$14,520.00, PAYABLE TO DU MOR ENTERPRISES FOR THE OLMOS PARK TERRACE SANITARY SEWER RELOCATION PROJECT, PHASE 2.

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## AN ORDINANCE 61,975

AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH VICKREY & ASSOCIATES, INC., IN THE AMOUNT OF \$3,800.00 TO PROVIDE A COMPREHENSIVE ENGINEERING STUDY, PLANS AND SPECIFICATIONS FOR THE ABANDONMENT OF THE SPRINGFIELD LIFT STATION; AND AUTHORIZING AN ADDITIONAL \$1,075.00 FOR THE ENGINEERING CONTINGENCY AND \$125.00 FOR BID ADVERTISING.

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December 19, 1985  
mlr

AN ORDINANCE 61,976

ACCEPTING THE BID OF QUEST UTILITY CORPORATION IN THE AMOUNT OF \$1,350,371.25 FOR THE CONSTRUCTION OF THE RED BUD/CALLAGHAN ROAD SANITARY SEWER PROJECT; PROVIDING AN ADDITIONAL \$202,628.75 FOR A CONSTRUCTION CONTINGENCY; APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT. (CITY OF BALCONES HEIGHTS AGREEMENT.)

\* \* \* \*

AN ORDINANCE 61,977

AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH AMNER, INC., IN THE AMOUNT OF \$62,250.00 TO PROVIDE ENGINEERING DESIGN SERVICES FOR THE BELMEADE SEWER REHABILITATION PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 61,978

AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH ANDERSON ENGINEERING COMPANY, IN THE AMOUNT OF \$20,000.00 TO PROVIDE ENGINEERING DESIGN SERVICES FOR THE CORRAL REEF OUTFALL PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 61,979

ACCEPTING THE BID OF BASIC CONSTRUCTORS, INC., IN THE AMOUNT OF \$3,679,000.00 FOR THE LEON AND SALADO CREEK BELT PRESS DEWATERING SOLIDS HANDLING FACILITIES; PROVIDING AN ADDITIONAL \$367,900.00 FOR A CONSTRUCTION CONTINGENCY; APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 61,980

AUTHORIZING THE CITY MANAGER TO EXECUTE FIELD ALTERATION #6 FOR THE S.A.W.F.I.P. CATEGORY 4,

PACKAGE "D." PROJECT AND PROVIDING FOR A DECREASE IN THE BASE CONTRACT IN THE AMOUNT OF \$44,772.00.

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AN ORDINANCE 61,981 .

AUTHORIZING THE CITY MANAGER TO EXECUTE FIELD ALTERATION #8 IN THE AMOUNT OF \$54,789.12, PAYABLE TO MARTIN K. EBY CONSTRUCTION CO., INC. FOR THE S.A.W.F.I.P., CATEGORY 4, PACKAGE "D" SEWER PROJECT.

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AN ORDINANCE 61,982 .

APPROVING FIELD ALTERATION NO. 2, IN THE AMOUNT OF \$15,485.00, TO THE CONTRACT FOR THE INTERNATIONAL AIRPORT TERMINAL EXPANSION (PACKAGE 19 - CCTV SECURITY SYSTEM) PROGRAM.

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AN ORDINANCE 61,983 .

APPROVING A REVISED BUDGET FOR THE STINSON MUNICIPAL AIRPORT TAXIWAYS A, B, C, & H CONSTRUCTION, FUND NO. 26-058, PROJECT NO. 058024; AND AUTHORIZING PAYMENT OF \$9,100.00 TO ESPEY, HUSTON & ASSOCIATES, INC. FOR ADDITIONAL INSPECTION FEES.

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AN ORDINANCE 61,984 .

ACCEPTING A PROPOSAL FROM SOMERVILLE-GONZALES & ASSOCIATES TO PERFORM A TRAFFIC STUDY IN CONNECTION WITH THE STREETS, PARKING, AND UTILITY IMPROVEMENTS PROJECT AT INTERNATIONAL AIRPORT FOR A FEE NOT TO EXCEED \$33,200.00.

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AN ORDINANCE 61,985 .

APPROVING FIELD ALTERATION NO. 13, IN THE AMOUNT OF \$63,076.07, TO THE CONTRACT FOR THE INTERNATIONAL AIRPORT TERMINAL 2 RENOVATIONS (PACKAGE 4 - GENERAL CONSTRUCTION).

December 19, 1985  
mlr

AN ORDINANCE 61,986 .

ACCEPTING A PROPOSAL FROM BROWN ENGINEERING COMPANY TO PROVIDE ADDITIONAL ENGINEERING SERVICES IN CONNECTION WITH THE RUNWAY 12R AND TAXIWAY G RECONSTRUCTION PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT, FOR A FEE OF \$86,076.00; AND AMENDING AN EXISTING CONTRACT WITH BROWN ENGINEERING COMPANY FOR SAID PROJECT BY INCREASING THE SCOPE OF WORK AND INCREASING THEIR FEE BY \$86,076.00.

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AN ORDINANCE 61,987 .

AUTHORIZING THE CITY PUBLIC SERVICE BOARD TO LOCATE A THREE PHASE OVERHEAD ELECTRIC DISTRIBUTION/ TRANSMISSION LINE ON AIRPORT PROPERTY AT THE SOUTHWEST CORNER OF STARCREST DRIVE AND WETMORE ROAD.

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AN ORDINANCE 61,988 .

ACCEPTING A BID TO CONSTRUCT AND INSTALL A SUBSURFACE WATER CIRCULATION PUMP VAULT ON THE RIVERWALK TEN FEET WEST OF THE SOUTH ST. MARY'S STREET BRIDGE; APPROPRIATING FUNDS; AND AUTHORIZING PAYMENT.

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AN ORDINANCE 61,989 .

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH MILTON BABBITT AND PARTNERS, ARCHITECTS, FOR DESIGN SERVICES ON THE ARNESON RIVER THEATER; ACCEPTING A LETTER OF CREDIT FROM THE ARNESON RIVER THEATER RESTORATION COMMITTEE; ESTABLISHING A PROJECT BUDGET; APPROPRIATING FUNDS; AUTHORIZING PAYMENTS TO THE ARCHITECT FOR SERVICES AND CONTINGENCIES AND APPROVING THE RESTORATION PLAN CONCEPT.

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AN ORDINANCE 61,990 .

ACCEPTING THE BID OF J-MAR CONSTRUCTION, INC. IN THE AMOUNT OF \$196,564.00 FOR THE CONSTRUCTION OF

SUPPORT FACILITIES AT THE BOTANICAL CENTER;  
 AUTHORIZING A CONTINGENCY IN THE AMOUNT OF  
 \$15,725.00; APPROPRIATING FUNDS; AND AUTHORIZING  
 PAYMENT.

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AN ORDINANCE 61,991 .

AUTHORIZING PAYMENT NOT TO EXCEED \$38,082.00 TO  
 RABA-KISTNER CONSULTANTS, INC. FOR CONSTRUCTION  
 MATERIALS TESTING DURING THE CONSTRUCTION PHASE OF  
 HEMISFAIR PARKING GARAGE/RETAIL DEVELOPMENT; AND  
 PROVIDING AN ADDITIONAL \$1,918.00 FOR TESTING  
 CONTINGENCY.

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AN ORDINANCE 61,992 .

AUTHORIZING AN ADDITIONAL \$8,360.00 FOR ENGINEERING  
 FEES PAYABLE TO C. A. BOLNER & ASSOCIATES, INC. IN  
 CONNECTION WITH THE WESTERN AVENUE DRAINAGE PROJECT  
 #74.

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AN ORDINANCE 61,993 .

AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES  
 CONTRACT WITH PI ENGINEERING, INC., IN THE AMOUNT OF  
 \$40,000.00 TO PROVIDE ENGINEERING DESIGN SERVICES  
 FOR THE GUADALUPE/CASTROVILLE ROAD RECONSTRUCTION  
 PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR  
 PAYMENT.

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AN ORDINANCE 61,994 .

AUTHORIZING THE CITY MANAGER TO EXECUTE A MUNICIPAL  
 CONSTRUCTION AND MAINTENANCE AGREEMENT WITH THE  
 STATE DEPARTMENT OF HIGHWAYS AND PUBLIC  
 TRANSPORTATION TO IMPROVE AND RELOCATE FARM TO  
 MARKET ROAD 471 (CULEBRA ROAD) FROM TEZEL ROAD TO  
 TIMBERHILL DRIVE AND AUTHORIZING A FORCE ACCOUNT  
 FUND OF \$7,500.00 FROM WHICH TO FURNISH AND INSTALL  
 THE TRAFFIC SIGNAL CONTROLLERS.

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December 19, 1985  
 mlr

AN ORDINANCE 61,995

ACCEPTING THE BID OF ROSS EXCAVATION AND HAULING, INC. IN THE AMOUNT OF \$600,413.80 FOR THE HARRIETT/JEANETTE/LINDA RECONSTRUCTION PROJECT; PROVIDING A CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$42,028.97; AUTHORIZING \$6,715.88 FOR ENGINEERING FEES FOR THE CONSTRUCTION PHASE PAYABLE TO URS ENGINEERS; APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 61,996

ACCEPTING THE BID OF HEATH CONSTRUCTORS, INC. IN THE AMOUNT OF \$142,689.58 FOR CONSTRUCTION OF THE LAMBERT STREET DRAINAGE PROJECT; PROVIDING AN ADDITIONAL \$14,268.96 FOR A CONSTRUCTION CONTINGENCY; PROVIDING FOR PAYMENT OF \$21,901.13 FOR IN-HOUSE ENGINEERING CHARGES; APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 61,997

ACCEPTING THE BID OF MANHATTAN CONSTRUCTION COMPANY, FOR THE CONSTRUCTION OF TIENDAS DEL RIO - COMMERCE STREET BRIDGE & EXCAVATION IN THE AMOUNT OF \$2,796,366.00; PROVIDING AN ADDITIONAL \$139,818.00 FOR CONSTRUCTION CONTINGENCY; APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 61,998

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH URS ENGINEERS IN THE AMOUNT OF \$169,250.00, TO PROVIDE ENGINEERING DESIGN SERVICES FOR THE OLD SALADO CREEK SIPHON REHABILITATION PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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## AN ORDINANCE 61,999 .

AUTHORIZING AN ADDITIONAL \$77,000.00 FOR ENGINEERING EXPENSES PAYABLE TO M.W. CUDE & ASSOCIATES, INC., IN CONNECTION WITH THE KENDALIA/W. MAYFIELD RECONSTRUCTION PROJECT.

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## AN ORDINANCE 62,000 .

AUTHORIZING FIELD ALTERATION NO. 7 ON THE KENWOOD DRAINAGE PROJECT 84A AND 84B, PART "B" IN THE AMOUNT OF \$24,260.60 FOR CURB AND DRIVEWAY REPLACEMENT ON BEACON AND BREEDEN STREETS AND MINOR SEWER WORK.

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## AN ORDINANCE 62,001 .

AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH RICHARD SANCHEZ & ASSOCIATES, IN THE AMOUNT OF \$51,100.00 TO PROVIDE ARCHITECTURAL DESIGN SERVICES FOR THE PAN AM LIBRARY AND CORTEZ LIBRARY.

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## AN ORDINANCE 62,002 .

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH MILTON BABBITT & PARTNERS, INC., IN THE AMOUNT OF \$23,600.00 TO PROVIDE ARCHITECTURAL DESIGN SERVICES FOR THE EARLY LEARNING INSTITUTE.

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## AN ORDINANCE 62,003 .

AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH SEDA CONSULTING ENGINEERS, INC., TO PROVIDE ENGINEERING DESIGN SERVICES FOR THE OLD SALADO CREEK OUTFALL REHABILITATION PROJECT.

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## AN ORDINANCE 62,004 .

GRANTING AND MANIFESTING A LICENSE TO WARREN E. STEWART, ADJACENT OWNER, TO LANDSCAPE A 22.2 FOOT STRIP OF LAND KNOWN AS RODRIGUEZ STREET, BETWEEN NEW

CITY BLOCKS 911 AND 139.

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AN ORDINANCE 62,005

AMENDING ORDINANCE NUMBER 59460 BY DELETING  
THEREFROM ALL REFERENCES TO CERTAIN REAL PROPERTY  
LOCATED IN NEW CITY BLOCK 167.

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AN ORDINANCE 62,006

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$30,062.00  
OUT OF NORTHWEST EXPRESSWAY FUNDS FOR THE PURPOSE OF  
ACQUIRING TITLE TO CERTAIN PARCELS IN THE NAME OF  
THE STATE OF TEXAS.

\* \* \* \*

AN ORDINANCE 62,007

AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO  
EXECUTE A RELEASE OF EASEMENT, RELEASING A 16-FOOT  
UTILITY EASEMENT, ADJACENT TO CITY BLOCK 14688, TO  
GAISER CONSTRUCTION.

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AN ORDINANCE 62,008

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$40,600.00  
OUT OF BOND FUNDS FOR THE PURPOSE OF ACQUIRING TITLE  
AND/OR EASEMENTS TO CERTAIN LANDS; ACCEPTING THE  
DEDICATION OF EASEMENTS TO CERTAIN LANDS;  
AUTHORIZING THE CITY MANAGER TO EXECUTE A RELEASE OF  
EASEMENT; APPROVING AN EASEMENT AGREEMENT AND  
AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE TO  
EXECUTE SAME; AND APPROVING AND AUTHORIZING THE CITY  
MANAGER, OR HIS DESIGNEE, TO EXECUTE A LEASE  
AGREEMENT; ALL IN CONNECTION WITH CERTAIN RIGHT OF  
WAY PROJECTS AND OTHER PUBLIC PROJECTS. (WHEATLEY  
DRAINAGE PROJECT NO. 200)

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December 19, 1985  
mlr



AN ORDINANCE 62,015

AUTHORIZING THE CITY MANAGER OF THE CITY OF SAN ANTONIO TO ENTER INTO A LEASE AGREEMENT AMENDMENT WITH MARINER/MRI ASSOCIATES NO. 2 FOR THE AMENDMENT OF THE LEASE AGREEMENT FOR THE MARRIOTT HOTEL.

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AN ORDINANCE 62,016

ACCEPTING THE PROPOSAL OF RALPH ANDERSON & ASSOCIATES IN AN AMOUNT NOT TO EXCEED \$53,000.00 TO CONDUCT A FULL REVIEW OF THE CITY OF SAN ANTONIO'S COMPENSATION SYSTEM FOR NON-UNIFORMED PERSONNEL.

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AN ORDINANCE 62,017

AUTHORIZING THE CLOSURE OF CERTAIN STREETS IN THE VICINITY OF ALAMO PLAZA FOR A NEW YEAR'S EVE SESQUICENTENNIAL CELEBRATION.

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AN ORDINANCE 62,018

AUTHORIZING PAYMENT OF ANNUAL DUES FROM THE CITY OF SAN ANTONIO TO THE GREATER AUSTIN - SAN ANTONIO CORRIDOR COUNCIL IN AN AMOUNT NOT TO EXCEED \$25,000.00.

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AN ORDINANCE 62,019

REINSTATING TEN (10) DAYS OF LEAVE CHARGED TO SICK LEAVE TO POLICE SERGEANT HAROLD W. FLAMMIA SUBSEQUENT TO JANUARY 7, 1983 AND AUTHORIZING THAT SAID LEAVE BE CHARGED TO INJURY LEAVE.

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AN ORDINANCE 62,020

AUTHORIZING EXECUTION OF A CONTRACT WITH THE WHARTON SCHOOL OF BUSINESS, UNIVERSITY OF PENNSYLVANIA, FOR A 40 HOUR ADVANCED MANAGEMENT TRAINING COURSE FOR 40 MEMBERS OF THE POLICE DEPARTMENT WHICH WILL INCLUDE

ASSISTANT CHIEFS, DEPUTY CHIEFS, CAPTAINS, AND SOME  
LIEUTENANTS.

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AN ORDINANCE 62,021 .

AUTHORIZING OVERSIZING A 24 INCH APPROACH MAIN ALONG  
CLASSEN ROAD AND A 20 INCH APPROACH MAIN ALONG FM  
1604 TO 30 INCHES AND 24 INCHES RESPECTIVELY FOR A  
COMBINED DISTANCE OF APPROXIMATELY 12,800 FEET.

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A RESOLUTION NO. 85-67-97 .

AUTHORIZING THE CITY ATTORNEY TO TAKE NECESSARY  
STEPS TO BRING L & H PACKING CO. IN COMPLIANCE WITH  
STATE AND LOCAL AIR QUALITY REGULATIONS.

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AN ORDINANCE 62,022 .

PERMITTING AND REGULATING THE MAINTENANCE, REPAIR,  
USE, OPERATION, RECONSTRUCTION AND CONSTRUCTION OF A  
TELECOMMUNICATIONS SYSTEM BY THE WESTERN UNION  
TELEGRAPH COMPANY ACROSS, OVER AND UNDER THE  
STREETS, HIGHWAYS AND PUBLIC RIGHT-OF-WAY OF THE  
CITY OF SAN ANTONIO.

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AN ORDINANCE 62,023 .

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH  
CHAPARRAL AIRLINES, INC. FOR LEASE OF SPACE IN  
TERMINAL 2 AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

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AN ORDINANCE 62,024 .

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SAN  
ANTONIO AVIATION, INC. FOR LEASE OF GROUND AND  
BUILDING SPACE AT STINSON MUNICIPAL AIRPORT.

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December 19, 1985

mlr

AN ORDINANCE 62,025

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH FEDERAL EXPRESS CORPORATION FOR LEASE OF SPACE AT THE TERMINAL ANNEX BUILDING AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

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AN ORDINANCE 62,026

GRANTING THE SAN ANTONIO EXECUTIVE THE RIGHT TO PLACE COIN-OPERATED NEWSPAPER STANDS ON THE SIDEWALKS WITHIN THE CITY OF SAN ANTONIO.

\* \* \* \*

AN ORDINANCE 62,027

ACCEPTING A PROPOSAL FROM JONES AND NEUSE, INC., TO PROVIDE ENGINEERING SERVICES FOR PHASE III OF THE WEST AVENUE LANDFILL LEACHATE MIGRATION ABATEMENT PROJECT IN AN AMOUNT NOT TO EXCEED \$29,950.00.

\* \* \* \*

AN ORDINANCE 62,028

MANIFESTING AN AGREEMENT WITH CENTER STREET JOINT VENTURE FOR A 20 MONTH LEASE WITH OPTION TO PURCHASE 1.4 ACRES AND BUILDING LOCATED IN ST. PAUL SQUARE BETWEEN E. CROCKETT AND N. CENTER STREETS.

\* \* \* \*

AN ORDINANCE 62,029

AUTHORIZING THE CONTINUATION OF THE INTEGRATED MANAGEMENT PROGRAM (IMP) FOR THE DEPARTMENT OF WASTEWATER MANAGEMENT; AUTHORIZING THE EXECUTION OF PROFESSIONAL SERVICE CONTRACTS WITH PEAT, MARWICK & MITCHELL IN THE AMOUNT OF \$700,000.00; WITH ENVIROTECH OPERATING SERVICES IN THE AMOUNT OF \$1,000,000.00 AND WITH LAYTON AND ASSOCIATES INTERNATIONAL IN THE AMOUNT OF \$610,000.00; AND PROVIDING A CONTINGENCY IN THE AMOUNT OF \$100,000.00.

\* \* \* \*

## AN ORDINANCE 62,030

AUTHORIZING THE CITY MANAGER TO SUBMIT AND ACCEPT THE ALLOCATION OF FUNDS FOR PROGRAM YEAR 1985 (FY-85) FROM THE TEXAS DEPARTMENT OF COMMUNITY AFFAIRS (TDCA), UNDER SECTION 123 POLICY (8%) OF THE JOB TRAINING PARTNERSHIP ACT (JTPA), FOR THE PERIOD BEGINNING JANUARY 1, 1986 THROUGH JUNE 30, 1986.

\* \* \* \*

85-67 The Clerk read the following Ordinance:

## AN ORDINANCE 62,031

ACCEPTING THE LOW BIDS OF DIAMOND SHAMROCK REFINING AND MARKETING COMPANY AND COASTAL REFINING & MARKETING, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH GASOLINE ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF APPROXIMATELY \$2,292,250.

\* \* \* \*

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

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

85-67 The Clerk read the following Ordinance:

## AN ORDINANCE 62,032

CANCELLING THE CONTRACT OF TEODORO MORA FOR FURNITURE UPHOLSTERY AND AWARING THE CONTRACT TO M G UPHOLSTERY.

\* \* \* \*

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

In response to questions by members of the City Council, Mr. John Brooks, Director of Purchasing and General Services, briefly explained

December 19, 1985  
mlr

details of the Ordinance.

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

85-67 The Clerk read the following Ordinance:

AN ORDINANCE 62,033

FINDING AND DECLARING AN EMERGENCY NECESSITATING ESTABLISHMENT OF A TEMPORARY FIRE STATION AT OLD TEZEL ROAD WEST OF TEZEL ROAD PRIOR TO DECEMBER 30, 1985; AUTHORIZING PURCHASE OF A MOBILE HOME FROM RILEY HOMES FOR A TOTAL OF \$16,360.

\* \* \* \*

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

Ms. Angela Baker, representing St. Brigett's Metropolitan Congregational Alliance, spoke in opposition to the proposed location of the temporary City fire station outside the City limits, stating that it is not in or near a newly annexed area and also voiced her group's opinion that they would prefer to have the station located near Bandera Road and Guilbeau Road in order to provide better response time to newly annexed areas.

Mr. Jim Dobberton, representing the Marshall Meadows Neighborhood Association, stated that he feels the site would possibly be cut off from the newly annexed areas in cases of extreme flooding and also spoke to the long response time from the proposed location.

Mr. Tucker Harris, Chairman of the Northside Coalition of Neighborhoods, voiced his group's opposition to the location proposed stating that he feels that the Bandera and Guilbeau Roads location is a better site for the proposed station.

Mr. Harrington voiced his concern with the proposed location stating that there are several major roads in the area that are due for bond issue reconstruction, including Braun Road and Guilbeau Road.

Mayor Cisneros suggested that Mr. Harrington take the necessary steps to delay this item in order to first meet with the fire chief and with neighborhood association representatives to discuss the matter.

A brief discussion then took place concerning the reasons for placing this item on the consent agenda.

Mr. Frank Kiolbassa, Director of Public Works, explained that the temporary station is only to be occupied for a period of perhaps fifteen months before a permanent new station is located elsewhere.

Mr. Harrington then offered an amendment to approve the purchase of a mobile home but not to approve the exact site for location of the temporary fire station at this time. Mr. Hasslocher seconded the motion.

Mr. Harrington stated that he would meet with all concerned at a future date in order to attempt to work out all the matters involved.

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

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

- - -  
85-67 The Clerk read the following Ordinance:

AN ORDINANCE 62,034

ACCEPTING A PROPOSAL FROM ARMANDO A. ARANDA, INC. (REGISTERED PUBLIC SURVEYOR), TO PROVIDE PLATS AND FIELD NOTES FOR SIX (6) ADDITIONAL FIRE STATION SITES, IN THE AMOUNT OF \$10,000.00.

\* \* \* \*

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

In response to questions by City Council members, Mr. Frank Kiolbassa, Director of Public Works, briefly explained details of the ordinance.

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

December 19, 1985

mlr

85-67 Agenda Item 75, being a proposed ordinance amending Chapter 25 of the City Code regarding Noise Nuisances, was taken up at this time.

In response to questions by several City Council members, Mr. Lowell Denton, City Attorney, explained details of the proposed Ordinance and its specifics in measuring decibel levels of noise. He further stated that this proposed ordinance closely tracks similar ordinances enacted in other cities and explained how the ordinance would be applied.

In response to a question by Mr. Thompson, Mr. Denton explained how the ordinance would be applied at music concerts.

Ms. Elizabeth Viesca, Assistant City Attorney, briefly explained how most of the restrictive tables would be applied and where the different zones of application would come together.

After discussion, Ms. Berriozabal made a motion that the proposed ordinance be postponed for consideration until mid-January. Mrs. Dutmer seconded the motion.

The motion to postpone was approved by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

85-67 The Clerk read the following Ordinance:

AN ORDINANCE 62,035

AUTHORIZING THE GENERAL MANAGER OF THE WATER WORKS BOARD OF TRUSTEES OF SAN ANTONIO TO EXECUTE A RELEASE OF CERTAIN RESTRICTIVE COVENANTS.

\* \* \* \*

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

In response to a question by Mrs. Dutmer, Mr. Roland Lozano, Director of Planning, briefly discussed the proposed Ordinance and spoke to the number of restrictive covenants still in place in such matters throughout the City of San Antonio.

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

December 19, 1985  
mlr

85-67 The Clerk read the following Ordinance:

AN ORDINANCE 62,036

GRANTING THE SAN ANTONIO GREENSHEET THE RIGHT TO PLACE NEWSPAPER STANDS ON THE SIDEWALKS WITHIN THE CITY OF SAN ANTONIO.

\* \* \* \*

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

Mr. Archer voiced his concern with the proliferation of sidewalk newspaper stands in the downtown area.

Mr. Frank Kiolbassa, Director of Public Works, stated that the matter of approval for the newspaper stand was only temporary and would be in place for only nine months and then would be coming to the City Council with a proposed uniform policy and inspection procedures on such newspaper stands. He stated that he would come back to the City Council for a final decision on that at a later time.

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

ZONING HEARINGS

94. CASE Z85394 - to rezone a 0.1616 acre tract of land out of NCB 11511, 3600 Block of Embassy Drive, from "R-2" Two Family Residence District to "B-2" Business District, located on the north side of Embassy Drive approximately 332' southwest of the intersection of Bandera Road and Embassy Drive, having 78.55' on Embassy Drive, with a maximum depth of 107.71'.

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

Ms. Vera made a motion to approve "B-2NA" zoning for subject property, in addition to non-access restrictions and fencing as proposed. Mrs. Dutmer seconded the motion.

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

December 19, 1985  
mlr

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

AN ORDINANCE 62,037

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 0.1616 ACRE TRACT OUT OF NCB 11511, 3600 BLOCK OF EMBASSY DRIVE, FROM "R-2" TWO FAMILY RESIDENCE DISTRICT TO "B-2NA" BUSINESS DISTRICT, NON-ALCOHOLIC SALES, PROVIDED THAT A ONE-FOOT NON-ACCESS EASEMENT IS IMPOSED ALONG EMBASSY DRIVE, AND THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE SOUTH AND WEST PROPERTY LINES IN ACCORDANCE WITH CITY CODE REQUIREMENTS.

\* \* \* \*

95. CASE Z85414 - to rezone a 0.421 acre tract (Lots 28 and 29) out of NCB 7896, being further described by field notes filed in the Office of the City Clerk, from "B" Residence District to "B-2" Business District, located on the southeast corner of IH-35 South and Flanders Avenue, having 156.92' on Flanders Avenue and a depth of 184.75'.

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

Mr. Wing made a motion to deny the requested zoning. Mr. Thompson seconded the motion.

Mr. Anthony Sanchez, 750 W. Mayfield, the proponent, spoke of the prevalence of business in this immediate area.

The motion to deny was approved by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

Case Z85414 was denied.

96. Case Z85419 - to rezone Lot 2, Block 7, NCB 16539, 9200 Block of Toronto, from Temporary "R-1" One Family Residence District to "B-3" Business District, located on the northside of Toronto Drive, being 78' west of the intersection of Toronto Drive and Langdon Drive, having 72' on Toronto Drive with a depth of 125'.

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

Mr. Webb made a motion to deny the requested zoning. Mrs. Dutmer seconded the motion.

Mr. Herbert Todd, 9203 Toronto, stated that he wishes to reopen a lounge at this location.

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

Case Z85491 was denied.

97. CASE Z85427 - to rezone a 2.072 acre tract of land out of NCB 15330, being further described by field notes filed in the Office of the City Clerk, from "R-3" Multiple Family Residence District to "B-1" Business District and a 6.010 acre tract of land out of NCB 15330, being further described by field notes filed in the Office of the City Clerk, from "R-3" Multiple Family Residence District to "B-2" Business District, 8200 Block of S.W. Military Drive, located on the northwest corner of Military Drive West and Brownleaf Drive, having 310' on Brownleaf Drive and 1424.05' on Military Drive West.

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

Ms. Vera made a motion to approve "B-1" and "B-2NA" zonings for the subject property in lieu of the recommended "B-2" provided that driveways and off-street parking are provided and submitted for approval by the traffic engineering division and that a 6' solid screen fence is erected and maintained along the west property line. Mr. Hasslocher seconded the motion.

Mr. Bill Demmick, representing Quest Development, stated that he needs the "B-2" for a restaurant operation which would allow the sale of alcoholic beverages in connection therewith.

Ms. Vera made a substitute motion to approve the original recommendation of the Zoning Commission. Mr. Thompson seconded the motion.

The substitute motion was approved by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

The main motion, as substituted, prevailed by the following vote:

December 19, 1985

mlr

AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

AN ORDINANCE 62,038

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 2.072 ACRE TRACT OF LAND OUT OF NCB 15330, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT AND A 6.010 ACRE TRACT OF LAND OUT OF NCB 15330, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, 8200 BLOCK OF S.W. MILITARY DRIVE, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION AND THAT A 6' SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE WEST PROPERTY LINE.

\* \* \* \*

98. CASE Z85431 - to rezone Lots 9 thru 12, out of NCB 278 and all of NCB 277, from "K" Commercial District to "R-3" Multiple Family Residence District, Lots 3, 4, 6 and 8, out of NCB 306 and all of NCB 307, save and except the north 83.35' of same, from "K" Commercial District to "R-7" Small Lot Homes, and Lots 5, A3, A4, A2, and AB1 out of NCB 306 and the north 83.35' of NCB 307, from "K" Commercial District to "B-2" Business District, located between Frio Street and US Hwy 35 South with San Fernando Street for a northern boundary and Guadalupe Street for a southern boundary.

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

Mr. Martinez moved that the recommendation of the Zoning Commission be approved provided that Frio Street is rebuilt to City standards; that all other streets are constructed to approved standards; and that parking ratios of business zoning are provided and submitted for approval by the Traffic Engineering Division. Mrs. Dutmer seconded the motion.

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

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

AN ORDINANCE 62,039

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 9 THROUGH 12, OUT OF NCB 278 AND ALL OF NCB 277, FROM "K" COMMERCIAL DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT; LOTS 3, 4, 6 AND 8 OUT OF NCB 306 AND ALL OF NCB 307, SAVE AND EXCEPT THE NORTH 83.35' OF SAME FROM "K" COMMERCIAL DISTRICT TO "R-7" SMALL LOT HOMES; AND LOTS 5, A3, A4, A2, AB1 OUT OF NCB 306 AND THE NORTH 83.35' OF NCB 307, FROM "K" COMMERCIAL DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT FRIO STREET IS REBUILT TO CITY STANDARDS; THAT ALL OTHER STREETS ARE CONSTRUCTED TO APPROVED STANDARDS, AND THAT PARKING RATIOS OF BUSINESS ZONING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

\* \* \* \*

99. CASE Z85148 - to rezone an 8.01 acre tract of land out of NCB 14654, being further described by field notes filed in the Office of the City Clerk, from "P-1(R-3)" Planned Unit Development Multiple Family Residence District to "B-2" Business District, located on the south corner of Pembroke Road and Babcock Road, having an approximate frontage of 600' on Babcock Road and 620' on Pembroke Road.

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

Mr. Jim Overby, 9310 Broadway, representing Pembroke Limited, briefly explained the request. He spoke to a number of meetings held with the Alamo Farmstead Homeowners Association and concessions made with that group in order to obtain their support. He stated that the proposed retail center on this eight acre site would include a 40' building setback and a 15' greenbelt.

Ms. Kathy Harding, Alamo Farmsteads/Babcock Road Homeowners Association, stated that she feels the development is in conflict with the neighborhood plan and the need to keep business development only at major intersections.

December 19, 1985

mlr

Ms. Kim Hoskins, a resident of the area, spoke against the development as being in opposition to the neighborhood development plan and spoke of the results of a neighborhood survey which indicated fifty percent of those responding were opposed to additional commercial properties within a three mile area. She stated her opinion that there is no need for another strip center in this area.

Mr. John Gehring, 6165 Babcock Road, stated that he feels the area is predominantly residential in nature.

Mr. Harry Jewett, III, engineer, spoke to the full spectrum of various zonings in the large area around the property concerned and stated that the development, as planned, would be neighborhood oriented and not a major retail development.

Mr. Harrington stated his opinion that business zoning proposed for this intersection at this time is premature.

Mr. Harrington made a motion to deny the requested zoning. Mr. Hasslocher seconded the motion.

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

Case Z85148 was denied.

100. CASE Z85380 - to rezone the northeast 300' of Lot D, NCB 8644, 1500 Block of Bitters, from "F" Local Retail District to "I-1" Light Industry District, located on the southwest side of Bitters Road, being 770' southeast of the cut-back line of Jones Maltsberger Road and Bitters Road, having 160' on Bitters Road and a depth of approximately 300'.

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

Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved provided that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division, and that the applicant work with the Environmental Protection Office regarding their concerns of the adjacent property. Mr. Harrington seconded the motion.

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

## AN ORDINANCE 62,040

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 NORTHEAST 300' OF LOT D, NCB 8644, 1500 BLOCK OF BITTERS ROAD, FROM "F" LOCAL RETAIL DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION AND THAT THE APPLICANT WORK WITH THE ENVIRONMENTAL PROTECTION OFFICE REGARDING THEIR CONCERNS OF THE ADJACENT PROPERTY.

\* \* \* \*

101. CASE Z85428 - to rezone Lot 1, Block 5, NCB 14715, and Lot 1, Block 10, NCB 14720, 19000 Block of Vance Jackson Road, 11900 Block of Rustic Lane, from Temporary "R-1" One Family Residence District to "O-1" Office District, located on the east corner of Rustic Lane and Vance Jackson Road, having 120.02' on Rustic Lane and 265.08' on Vance Jackson Road.

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

Mr. Harrington moved that the recommendation of the Zoning Commission be approved provided that 13' of dedication is given along Vance Jackson, and that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division, and that a 6' solid screen fence is erected and maintained along the northeast property line adjacent to the single-family residential area. Mr. Thompson seconded the motion.

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

## AN ORDINANCE 62,041

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, BLOCK 5, NCB 14715, AND

December 19, 1985  
mlr

LOT 1, BLOCK 10, NCE 14720, 19000 BLOCK OF VANCE JACKSON ROAD, 11900 BLOCK OF RUSTIC LANE, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT, PROVIDED THAT 13' OF DEDICATION IS GIVEN ALONG VANCE JACKSON ROAD AND THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION AND THAT A 6' SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTHEAST PROPERTY LINE ADJACENT TO SINGLE FAMILY RESIDENTIAL AREA.

\* \* \* \*

102. CASE Z85429 - to rezone Lot 2, Block 5, NCB 10937, 700 Block of Hot Wells Blvd., from "B" Residence District to "R-3" Multiple Family Residence District, located on the northside of Hot Wells Blvd., being 67.12' east of the intersection of Hillje Street and Hot Wells Blvd., having 67.12' on Hot Wells with a depth of 138.65'.

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

In response to a question by Mrs. Dutmer, Mr. Mark O'Brien, the proponent, discussed the matter of seeking a building permit for land which is not zoned for the requested use involved.

Mr. Andy Guerrero, Planner III, stated that the permit granted on the land was for a room addition only.

A discussion then took concerning how permission was given for the construction that did take place on this property.

Mrs. Dutmer stated that she would approve this at this time but would oppose any other actions on nearby properties of this nature.

Mrs. Dutmer moved that the recommendation of the Zoning Commission be approved provided that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Webb seconded the motion.

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

December 19, 1985  
mlr

## AN ORDINANCE 62,042

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 2, BLOCK 5, NCB 10937, 700 BLOCK OF HOT WELLS BOULEVARD, FROM "B" RESIDENCE DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

\* \* \* \*

103. CASE Z85430 - to rezone a 1.892 acre tract of land out of NCB 11212, being further described by field notes filed in the Office of the City Clerk, from "B" Residence District to "R-3" Multiple Family Residence District and a 3.661 acre tract of land out of NCB 11212, being further described by field notes filed in the Office of the City Clerk, from "B" Residence District to "B-2" Business District, located on the northwest side and the southeast side of Fairmeadows, being 116' southwest of Long Branch and 100' southwest of Palm Beach, having 280.23' on IH 35, 250.36' on Somerset Road and 561.73' on the southeast of Fairmeadows and 680.14' on the northwest of Fairmeadows.

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

Mr. Wing moved that the recommendation of the Zoning Commission be approved provided that 13' of dedication is given along Somerset Road; that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division; that a 6' solid screen fence is erected and maintained along the northeast property lines adjacent to the single-family dwellings; and that driveways on IH 35 frontage are approved by the State Department of Highways and Public Transportation. Mrs. Dutmer seconded the motion.

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

December 19, 1985

mlr

AN ORDINANCE 62,043

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 1.892 ACRE TRACT OF LAND OUT OF NCB 11212, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM "B" RESIDENCE DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT AND A 3.661 ACRE TRACT OF LAND OUT OF NCB 11212, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM "B" RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT 13' OF DEDICATION IS GIVEN ALONG SOMERSET ROAD AND THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION; THAT A 6' SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTHEAST PROPERTY LINES ADJACENT TO THE SINGLE FAMILY DWELLINGS; AND THAT DRIVEWAYS AND IH 35 FRONTAGE ARE APPROVED BY THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION.

\* \* \* \*

85-67    SECOND AND FINAL READING - MONTALVO RANCH PROPERTY ANNEXATION

The Clerk read the following Ordinance:

AN ORDINANCE 61,618

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 435 ACRES OF LAND KNOWN AS THE MONTALVO RANCH PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

\* \* \* \*

Mrs. Dutmer stated that she is concerned that the City has not annexed similar areas such as The Glen and is, in fact, going around that subdivision to annex the Montalvo Property.

Mr. Roland Lozano, Director of Planning, stated that the owner of the Montalvo Ranch property originally had asked for annexation and then had changed his mind. He further commented that the temporary restraining order which had been granted to delay the annexation of this property was dissolved in court yesterday.

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

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

85-67 The Clerk read the following Ordinance:

AN ORDINANCE 62,044

CLOSING AND ABANDONING BLUM STREET, BETWEEN BONHAM STREET AND BOWIE STREET, BETWEEN NEW CITY BLOCKS 166 AND 152, IN THE TIENDAS DEL RIO URBAN DEVELOPMENT ACTION GRANT PROJECT; AND AUTHORIZING THE CITY MANAGER TO EXECUTE A QUITCLAIM DEED TO LA PLAZA DEL RIO ASSOCIATES, A TEXAS LIMITED PARTNERSHIP.

\* \* \* \*

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

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

85-67 The Clerk read the following Ordinance:

AN ORDINANCE 62,045

ACCEPTING THE BID OF CBI NA-CON, INC. IN THE AMOUNT OF \$9,173,000.00 FOR THE CONSTRUCTION OF THE SALADO CREEK WASTEWATER TREATMENT PLANT ADVANCED SECONDARY TREATMENT FACILITIES; APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT.

\* \* \* \*

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

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

85-67 The Clerk read the following Ordinance:

AN ORDINANCE 62,046

AMENDING CHAPTER 42 (ZONING) OF THE CITY CODE TO CHANGE THE DENSITY REQUIREMENTS FOR MULTI-FAMILY (APARTMENT) DEVELOPMENTS IN CERTAIN ZONING CLASSIFICATIONS (PRE-1965 ZONES), TO REQUIRE 1 1/2 OFF-STREET PARKING SPACES PER UNIT FOR APARTMENT DEVELOPMENTS IN PRE-1965 ZONES, AND PROVIDING A PENALTY OF NOT LESS THAN \$1.00 NOR MORE THAN \$1,000.00 FOR VIOLATION HEREOF.

\* \* \* \*

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

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

85-67 The Clerk read the following Ordinance:

AN ORDINANCE 62,047

APPOINTING GILBERT VASQUEZ TO SERVE ON THE HEALTH FACILITIES CORPORATION'S BOARD OF DIRECTORS.

\* \* \* \*

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

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

85-67 The Clerk read the following Ordinance:

AN ORDINANCE 62,048

APPOINTING INDIVIDUALS TO SERVE ON THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN. (APPOINTMENTS: MARY ESTHER HERNANDEZ, DIST. 1; MARY ESPIRITU, DIST. 4; VIRGINIA MACRAE, DIST. 5; CARMEN GAMEZ, DIST. 7; REAPPOINTMENTS: VELMA PAYTON BUTLER, DIST. 2; HELEN SEMEDO, DIST. 3; CESSIE SANCHEZ, DIST. 6; SONDRASUGARMAN, DIST. 9; KERRI GUTEN, DIST. 10; PHYLLIS BOWIE, MAYOR.)

\* \* \* \*

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

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

85-67 The Clerk read the following Ordinance:

AN ORDINANCE 62,049

APPOINTING INDIVIDUALS TO SERVE ON SAN ANTONIO LOCAL DEVELOPMENT CO. (APPOINTMENTS: TOM BASS, DIST. 2; EDGAR ZEPEDA, DIST. 4; PETE VAN DE PUTTE, DIST. 7; MARJORIE FORTNER, DIST. 9; TADDY MCALLISTER, MAYOR; REAPPOINTMENTS: DONALD E. FERRY, DIST. 1; WILLIAM J. TYLER, DIST. 3; GENE RODRIGUEZ, DIST. 5; LUCY M. HALL, DIST. 6; JANELLE MACARTHUR, DIST. 8; REAGAN HOUSTON IV, DIST. 10)

\* \* \* \*

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

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

December 19, 1985  
mlr

86-67 PUBLIC HEARING & CONSIDERATION OF A RESOLUTION - BRIDGE REPLACEMENT AND REHABILITATION PROGRAM

Mayor Cisneros declared the Public Hearing to be open.

Mrs. Barbara Witte-Howell, representing the River Road Neighborhood Association, spoke of various agreements made on the new design of the Mulberry Street Bridge over the San Antonio River and thanked the City for its work on this matter.

Mrs. Witte-Howell being the only citizen to be heard, Mayor Cisneros declared the Public Hearing to be closed.

The Clerk then read the following Resolution:

A RESOLUTION NO. 85-67-98

ADOPTING THE 1985-86 OFF-STATE SYSTEM FEDERAL AID BRIDGE REPLACEMENT AND REHABILITATION PROGRAM.

\* \* \* \*

Mr. Webb stated that he would like to have all reference to the Olive Street Bridge Rehabilitation removed from the ordinance and spoke of his reasons for that request.

Mr. Webb proposed an amendment to remove the Olive Street Bridge from consideration in this ordinance. Mrs. Dutmer seconded the motion.

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

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

85-67 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE - TWIN OAKS DRIVE

Mayor Cisneros declared the Public Hearing to be open.

No citizen appeared to speak.

Mayor Cisneros declared the Public Hearing to be closed.

The City Clerk read the following Ordinance:

## AN ORDINANCE 62,050

CLOSING AND ABANDONING TWIN OAKS DRIVE (IMPROVED) ADJACENT TO NEW CITY BLOCK 11673, AND A PORTION OF A 15-FOOT UNIMPROVED ALLEY, BETWEEN LOTS 1 AND 2, NEW CITY BLOCK 11673; AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE A QUITCLAIM DEED TO THE ADJACENT OWNER, ROBERT CALLAWAY CORPORATION, FOR A CONSIDERATION OF \$85,590.00.

\* \* \* \*

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

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

85-67 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE - VOTAW STREET

Mayor Cisneros declared the Public Hearing to be open.

No citizen appeared to speak.

Mayor Cisneros declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

## AN ORDINANCE 62,051

CLOSING AND ABANDONING A PORTION OF VOTAW STREET (AN UNIMPROVED STREET), ADJACENT TO NEW CITY BLOCKS 8049 AND 8050, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE THREE QUITCLAIM DEEDS TO THE ADJACENT OWNERS, FOR A CONSIDERATION OF \$1.00.

\* \* \* \*

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

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

December 19, 1985

mlr

NAYS: None; ABSENT: Hasslocher.

85-67 The Clerk read the following Ordinance:

AN ORDINANCE 62,052

APPROVING A PROFESSIONAL SERVICES CONTRACT WITH SAN ANTONIO BALLOONS FOR CONSTRUCTION OF THE NEW YEAR'S EVE ILLUMINATED BALL AND SITE-PRODUCTION FOR THE EVENT FOR AN AMOUNT NOT TO EXCEED \$5,000.00.

\* \* \* \*

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

Ms. Karen Kliewer, Director of Inter-governmental Relations, stated that only private funds are involved in this matter and no City tax funds are involved.

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

85-67 The Clerk read the following Ordinance:

AN ORDINANCE 62,053

APPROVING A CONTRACT WITH PATSY TORRES FOR ENTERTAINMENT AT ALAMO PLAZA ON NEW YEAR'S EVE FOR AN AMOUNT NOT TO EXCEED \$4,000.00.

\* \* \* \*

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

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

85-67 The Clerk read the following Ordinance:

## AN ORDINANCE 62,054

APPROVING EXECUTION OF AN AGREEMENT WITH AUSTIN FIREWORKS, INC. FOR A TWENTY-TWO MINUTE FIREWORKS SPECTACULAR SYNCHRONIZED TO MUSIC IN CONNECTION WITH THE NEW YEAR'S EVE PARTY AT ALAMO PLAZA FOR AN AMOUNT NOT TO EXCEED \$30,000.00.

\* \* \* \*

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

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

85-67 The Clerk read the following Ordinance:

## AN ORDINANCE 62,055

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE CITY OF HOLLYWOOD PARK FOR MUTUAL AID FOR FIRE PROTECTION AND FIRE SERVICES BETWEEN THE TWO CITIES.

\* \* \* \*

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

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

85-67 PUBLIC HEARING & CONSIDERATION OF A RESOLUTION - PAN AMERICAN EQUITIES, INC.

Mayor Cisneros declared the Public Hearing to be open.

No citizen appeared to speak in opposition.

Mayor Cisneros declared the Public Hearing to be closed.

The City Clerk read the following Resolution.

A RESOLUTION NUMBER 85-67-99

APPROVING THE ISSUANCE OF A SERIES OF BONDS BY THE CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY TO FINANCE A PROJECT FOR PAN AMERICAN EQUITIES, INC., FOLLOWING A PUBLIC HEARING; APPROVING SAID PROJECT; MAKING CERTAIN FINDINGS AND DETERMINATIONS; AND DECLARING AN EMERGENCY.

\* \* \* \*

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

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

85-67    PUBLIC HEARING & CONSIDERATION OF A RESOLUTION - LA PLAZA DEL RIO ASSOCIATES

Mayor Cisneros declared the Public Hearing to be open.

No citizen appeared to speak in opposition.

Mayor Cisneros declared the Public Hearing to be closed.

The City Clerk read the following Resolution.

A RESOLUTION NUMBER 85-67-100

APPROVING THE ISSUANCE OF A SERIES OF BONDS BY THE CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY TO FINANCE A PROJECT FOR LA PLAZA DEL RIO ASSOCIATES, FOLLOWING A PUBLIC HEARING; APPROVING SAID PROJECT; MAKING CERTAIN FINDINGS AND DETERMINATIONS; AND DECLARING AN EMERGENCY.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of

the Resolution, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Harrington, Archer, Cisneros; NAYS: None; ABSENT: Hasslocher.

85-67 PUBLIC HEARING & CONSIDERATION OF A RESOLUTION - UTSA PHASE I DORMITORY

Mayor Cisneros declared the Public Hearing to be open.

Dr. James Wagener, President of the University of Texas in San Antonio, spoke to the need for on-campus housing at UTSA.

Mr. Fred Medina, a senior student at UTSA, spoke of the difficulty of bus riding from the City's west side in order to make classes at UTSA which he had done for the past two years. He noted that he had rented an apartment near UTSA in order to make his class attendance easier and spoke of the need for on-campus housing for many San Antonio students.

Mr. Ernest Bromley, President, UTSA Alumni Association, spoke to the advantages of on-campus living.

Ms. Helen Ayala, President, Communities Organized for Public Service (COPS), spoke in support of the UTSA dorm bonds and stated that she is seeking a commitment from UTSA that they will actively pursue location of a downtown campus for UTSA as well in order to serve students from all sections of the City.

Ms. Sonia Hernandez, representing COPS, spoke in support of the UTSA dorm project and also stated that she wishes for UTSA to continue to focus on San Antonio's educational needs and its growth and also to seek a downtown satellite campus for UTSA.

Mr. Thompson and Ms. Berriozabal both spoke in support of the bonds.

Ms. Berriozabal also spoke in support of efforts to attract students from all parts of the City and for location of a downtown UTSA campus, probably at HemisFair Plaza.

Mayor Cisneros declared the Public Hearing to be closed.

The City Clerk read the following Resolution.

A RESOLUTION NUMBER 85-67-101

APPROVING THE ISSUANCE BY THE CITY OF SAN ANTONIO, TEXAS, HIGHER EDUCATION AUTHORITY, INC., OF AN ISSUE

December 19, 1985  
mlr

OF EDUCATIONAL FACILITIES VARIABLE RATE DEMAND  
REVENUE BONDS (UTSA PHASE I DORMITORY PROJECT)  
SERIES 1985 TO FINANCE A PROJECT FOR PHASE I  
DORMITORY PARTNERSHIP; APPROVING SAID PROJECT;  
MAKING CERTAIN FINDINGS AND DETERMINATIONS;  
ASSIGNING AN ALLOCATION OF PRIVATE ACTIVITY BOND  
LIMIT; TAKING CERTAIN RELATED ACTIONS; AND DECLARING  
AN EMERGENCY.

\* \* \* \*

Mrs. Dutmer made a motion to approve the proposed Resolution.  
Mr. Harrington seconded the motion.

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

- - -  
85-67 The City Council recessed at 3:25 P.M., reconvening at 3:45 P.M.  
to continue the agenda.

- - -  
85-67 TRINITY BAPTIST CHURCH DEMOLITION APPEAL

Mr. Lloyd Jary, Chairman of the Historic Review Board of the City  
of San Antonio, spoke of the background of the Board's rejection of  
Trinity Baptist Church's request for demolition of the homes involved in  
order to make room for a new parking lot.

Mr. Bill Kaufman, representing Trinity Baptist Church, asked the  
City Council to reverse the Board's denial of the Church's demolition  
request so that the sanctuary of the Church can be remodeled. He stated  
that the Trinity Baptist Church's building plans have been on file with  
the Historic Review Board for the past five months and stated the Board  
has made no recommendations to change these plans.

Mr. Barry Brooks, Chairman of the Board of Deacons, Trinity  
Baptist Church, asked the Council to allow the Church's request. He  
stated that a petition with in excess of 900 signatures of area residents  
was submitted to the City Council members all in favor of the Church's  
request and he spoke to Trinity Baptist Church's long history of  
involvement in this neighborhood.

Mr. Gene Dawson, Chairman of the Building Committee, Trinity  
Baptist Church, spoke to the history of the building plan of the Church  
and asked the Council to overturn the Historic Review Board's denial of

the Church's request. He stated that the parking area is not an issue today, only the expansion of the sanctuary which is also being held up because of Board denial. He stated that he feels Trinity Baptist Church has made many concessions to the Monte Vista Historical Association in this area.

Mr. John Kell, an architect, spoke of plans for the new educational building for the Church and noted that a foyer would now link the full sanctuary and the educational building under the expansion plans.

Mr. George Spencer, Jr., an attorney for the Monte Vista Historical Association, stated that he feels the Trinity Baptist Church's parking plan is illegal and also feels that expansion of the sanctuary must be supported by enlarged parking areas, probably across the street where the Historic Review Board denied the Church's request for demolition of structures. He stated that Mr. Tom Finlay, the Assistant City Attorney, has spoken in this matter and feels that such usage of the parking areas would be illegal.

Ms. Emily Thuss, President of the Monte Vista Historical Association, introduced those persons present in the audience in support of the Historic Review Board's action.

Ms. Madeline Guyer, President of the San Antonio Coalition of Neighborhood Associations, asked the City Council to support the Review Board's ruling and she feels the appeal of the Trinity Baptist Church in this matter is premature.

Mr. Tucker Harris, representing High Country Homeowners Association, asked that representatives of homeowners' associations be heard in such matters.

Mr. John Meister, member of the Historic Review Board, spoke of the criteria used by the Board to judge each application and stated that he feels expansion of the Trinity Baptist Church sanctuary would require additional parking and thus the Church did not have adequate parking facilities in order for them to feel comfortable in granting the expansion. He asked that the Historic Review Board's decision be upheld.

Ms. Janet Francis, President of the San Antonio Conservation Society, asked that the Historic Review Board's decision be upheld and that the Church take its complete development plans to the Historic Review Board for discussion.

Mr. Larry D'Martino, member of the Board, spoke of his concern with the impact of Church expansion in the Monte Vista Historical Association area and noted that the Board denied the permit until a full plan of development and expansion is given by the Church. He read then from the official minutes of the Historic Review Board concerning this

matter.

Mr. Clifton McNeel stated that he wants Trinity Baptist Church to follow the rules on historic districts.

Mrs. Dutmer spoke of placement of a drug rehabilitation center in her Council district despite the protests of many neighbors in that historic district. She stated further that she feels some neighborhood associations are pressuring her if she does not support the Monte Vista Historical Association's stance in this area.

Mr. Thompson made a motion to overrule the Historic Review Board's denial of the request. Mr. Hasslocher seconded the motion.

In response to a question by Mr. Thompson, Mr. Jary stated that the Historic Review Board's prime consideration was to soften the impact of asphalt parking lots on the neighborhood involved.

At this point, Mr. Webb, Mr. Harrington, Mr. Hasslocher and Mr. Archer all spoke in support of the Trinity Baptist Church's request to overturn the denial of their permit.

Ms. Berriozabal read Mr. Finlay's reply to her inquiries as to the non-commercial parking that is allowed in a residential area. She stated that Trinity Baptist Church must go to the Board of Adjustment to receive a variance to its zoning in order to allow the Church to build this parking lot after the homes south of Mulberry are demolished and she feels the Historic Review Board is correct in making parking a question of the overall development of the Church.

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

Ms. Berriozabal then spoke of the letters sent to the residents of the River Road Association by a developer asking them to sell since the area reportedly is "in transition."

(Mayor Cisneros returned to the meeting and presided.)

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

85-67 The Clerk read the following Ordinance:

A RESOLUTION NO. 85-67-102

SETTING A PUBLIC HEARING ON PROPOSED MAJOR AMENDMENT

NO. 3 TO THE URBAN RENEWAL PLAN OF VISTA VERDE  
CLOSEOUT PROJECT, TEX. R-109; AND DIRECTING THE CITY  
CLERK TO ADVERTISE NOTICE OF SAID HEARING.

\* \* \* \*

Mayor Cisneros spoke in support of the San Antonio City Employees Federal Credit Union and its plans to restore the Missouri-Pacific Depot. He then congratulated the credit union board and management for that decision.

Mr. Tim Haegelin, General Manager of the San Antonio City Employees Federal Credit Union, asked that no Council formal action be taken to enact the matter of expansion of Vista Verde North until the matter has been fully discussed.

Mr. Stuart Summers, Director of Budget and Research, noted that this resolution only sets a public hearing for January 23, 1986 in order to fully discuss this matter.

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

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

Mr. Louis J. Fox, City Manager, spoke to the plans for renovation of the Missouri-Pacific Depot by the City Employees Credit Union.

Mr. Archer voiced his concern with placing a bank in this location.

- - -  
85-67 The Clerk read the following Ordinance:

AN ORDINANCE 62,056 .

.  
WAIVING REGULATIONS FOR THE OPERATION OF HORSE-DRAWN  
CARRIAGES ORDINANCE NO. 60833, ARTICLE III, SECTION  
18 DEALING WITH HOURS OF OPERATION UNTIL JANUARY 5,  
1986.

\* \* \* \*

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

December 19, 1985  
mlr

Ms. Anne Wolfe, Yellow Rose Carriage Company, spoke to the need to expand the hours of operation during the holiday season for economic reasons. She stated that the noon to 6:00 P.M. hours yield some 35% of the business on weekends and holidays for horse-drawn carriages and she stated now further that her group is asking for permission to operate from 9:00 A.M. to 3:30 P.M. and from 6:00 P.M. until 1:00 A.M. on weekdays and all day weekends or holidays through January 5, 1986. She further stated that she would prefer to have this temporary expansion of hours made permanent at a later date.

Mr. Daryl Zipp, Yellow Rose Carriage Company, stated that the horse-drawn carriage services need this holiday expansion in order to survive.

Mr. Robert Greenwood also spoke in favor of this increase in order to stay in business.

Mr. John Empey spoke of the advantages of the horse-drawn carriage industry to the economy of San Antonio.

Mr. Ivan Bogachoff stated that his firm is already adversely affected by a past reduction in operating hours.

Mr. Herje Carlsson, representing Alamo Carriage Company, stated that his firm is losing much business because of the current hours of operation.

Ms. Gloria Bakke, representing Man and Beast, Inc., spoke against the changing of any hours for the horse-drawn carriages and also spoke to reports of maltreatment of the animals.

Mr. Wing stated that he cannot support the industry if it mistreats its animals.

Mr. Thompson offered a substitute motion to amend the schedule from 9:00 A.M. to 3:00 P.M. and from 6:00 P.M. to midnight for December 20, 1985 through January 5, 1986, save and except on weekends which time period will be from 2:00 P.M. to midnight. Mr. Martinez seconded the motion.

A discussion then took place concerning the current hours of operation and possible new holiday operating hours.

Mr. Martinez voiced his concern with recent instances of reported mistreatment of horses but did speak in support of new holiday hours.

In response to a question by Mr. Webb, Mr. Roger Ibarra, Supervisor of the Public Utilities Department, described alleged violations of zoning regulations by horse-drawn carriage companies.

December 19, 1985  
mlr

Mr. Bogachoff then spoke to refute newspaper reports of mistreatment of horses and his subsequent arrest by police in that regard.

A discussion then took place concerning curtailment of carriages on some streets because of downtown street closures for upcoming construction.

Ms. Vera offered an amendment to the substitute motion recommending hours of operation as from 11:00 A.M. to 3:00 P.M. and from 6:00 P.M. to midnight on weekdays and from 12:00 P.M. to 10:00 P.M. on holidays and weekends from December 20, 1985 through January 5, 1986. Mr. Thompson seconded the motion.

Mr. Harrington spoke against the extension of operating hours for horse-drawn carriages.

The amendment prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Archer, Cisneros; NAYS: Wing, Harrington; ABSENT: Hasslocher.

The substitute motion, as amended, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Archer, Cisneros; NAYS: Wing, Harrington; ABSENT: Hasslocher.

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

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85-67

- BROWN & ROOT SETTLEMENT -

Mayor Cisneros notified members of the City Council that the City of Austin today had voted five to one to approve a settlement of the Brown & Root lawsuit over the South Texas Nuclear Project. He further stated that the chief operating officers of all concerned in cities would meet tomorrow at the South Texas Nuclear Project site and that the City Council members from San Antonio are invited. He further stated that he and Mr. Hasslocher would be attending that meeting at the STNP site tomorrow.

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85-67

- CITIZENS TO BE HEARD -

REVEREND R. A. CALLIES, JR.

Reverend R. A. Callies, Jr. spoke to the City Council and distributed a prepared statement which is on file with the papers of this meeting. He asked the City Council permission to solicit funds on city streets during the period of December 21, 1985 and June 30, 1986 for the

December 19, 1985  
mlr

purpose of supporting a Martin Luther King, Jr. Scholarship Fund and to support the funds in building the Gethsemane Baptist Church at 643 Rice Road. He also asked the City Council to extend Martin Luther King Drive to 410 East.

Mr. Briseno stated that an ordinance would have to be prepared in order to waive the existing ordinance prohibiting solicitations on street corners. The request on extending the street will be referred to the

Traffic Department for their investigation and report to the City Council. An Ordinance will be placed on the City Council agenda if the Council so desired.

Mr. Webb advised Reverend Callies that he cannot support raising funds for the Church through street solicitations.

City Council directed the City staff to bring an ordinance for consideration at a future Council meeting.

\* \* \* \*

GOLFERS ON THE NORTHWEST SIDE OF SAN ANTONIO

Mr. Thomas G. Topolski read a prepared letter to the City Council requesting that a golf course be constructed at the O. P. Schnabel Park.

Mr. Jim Burket also read a prepared statement to the Council requesting that the new proposed Northwest Golf Course be constructed at O. P. Schnabel Park.

Mr. Wing asked that the City staff investigate this request and report back to the City Council.

The Council concurred in asking that the City Manager be so directed.

Mrs. Anna Burket reiterated statements made by previous speakers.

\* \* \* \*

85-67 The Clerk read the following Letter:

December 16, 1985

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

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

November 22, 1985

Petition submitted by Mr. Donald A. Clowe, Attorney at Law, on behalf of his clients, Mr. Juan Morales and Mr. Robert S. Patton, requesting the transfer of Eagle Cab Company to Mr. Robert S. Patton.

\* \* \* \*

December 2, 1985

Petition submitted by Mr. John L. Holder requesting permission from the City Council to allow him and his neighbor, Mr. Vernon Young, to park their travel trailers on their respective driveways.

\* \* \* \*

December 6, 1986

Petition submitted by Mr. Joe Almaraz and other residents of Las Palmas Drive regarding the alley behind Las Palmas Shopping Center.

\* \* \* \*

/s/Norma S. Rodriguez  
City Clerk

- - -  
There being no further business to come before the City Council,  
the meeting was adjourned at 7:10 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

December 19, 1985  
mlr