

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, MARCH 19, 1981.

\* \* \* \*

The meeting was called to order at 1:00 P.M. by the presiding officer, Mayor Lila Cockrell with the following members present: CISNEROS, WEBB, DUTMER, WING, EURESTE, THOMPSON, ALDERETE, CANAVAN, STEEN, COCKRELL; Absent: ARCHER.

- - -  
81-12 The invocation was given by Pastor Vernon L. Welshans, Northside Christian Church.

- - -  
81-12 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

- - -  
81-12 The minutes of the meeting of March 5, 1981 were approved.

81-12 INTRODUCTION OF SPECIAL GUESTS

Mayor Cockrell introduced the following guests who were present in the audience: Mrs. Patricia Vander Schaaf, Councilwoman of the City of Memphis, Tennessee and her husband, Mr. Clair Vander Schaaf, who presently serves as a Shelby County Commissioner. She presented them with a book on San Antonio and welcomed them to the Council meeting.

- - -  
81-12 ZONING HEARINGS

4. CASE 8369 - to rezone Lot 13, Block 3, NCB 9667, 2203 Basse Road, from "B" Two Family Residential District to "B-3" Business District, located northwest of the intersection of Neer Avenue and Basse Road, having approximately 56.80' on Basse Road and 183.02' on Neer Avenue.

Mr. Andy Guerrero, Planning Administrator, explained the proposed change which the Zoning Commission recommended be denied by the City Council. He stated that six affirmative votes would be needed to approve the change in zoning.

Mrs. Willie Mae Bowen, the applicant, stated that she feels that the subject property is much more suited for business than for residential use.

Mrs. G.O. Newhall presented a petition in opposition to the proposed rezoning. She stated that she and other neighbors are very much in opposition because of the intrusion into the neighborhood.

Mrs. Bowen stated that she has been fixing the property and it is definitely a business location.

Mrs. Dutmer then made a motion to deny the requested change. Mr. Canavan seconded the motion.

Mr. Canavan stated that the property to the north of Basse is residential and it would definitely be an intrusion.

After discussion, the motion to deny carried by the following vote: Webb, Dutmer, Wing, Eureste, Thompson, Canavan, Cockrell;  
 NAYS: None; ABSENT: Cisneros, Alderete, Archer, Steen.

CASE 8369 was denied.

5. CASE 8391 - to rezone the west 86.7' of Lots 24, 25, 26 and 27, Block 9, NCB 8977, 750-752 S. San Eduardo Avenue, from "C" Apartment District to "B-3" Business District, located on the northeast side of the intersection of Wall Street and San Eduardo Avenue, having 100' on S. San Eduardo Avenue and 86.7' on Wall Street.

Mr. Andy Guerrero, Planning Administrator, explained the proposed change which the Zoning Commission recommended be denied by the City Council. He stated that six affirmative votes would be needed to approve the change in zoning.

Mr. Canavan made a motion to deny the requested change in zoning. Mr. Eureste seconded the motion.

Mrs. Josephine Nuncio spoke on behalf of Mrs. Pascuala Flores Yanez and stated that she has requested the change in zoning because she wants to establish a lounge in order to make their livelihood. She stated that there is already a lounge at 801 S. San Eduardo.

Mr. Guerrero stated that the City's land use plan indicates a grocery store at that location.

Mr. Eureste advised Mrs. Yanez that he and most of the City Council is opposed to the rezoning since this definitely would be an intrusion into the neighborhood. He stated that as to the matter of the grocery store which Mrs. Yanez alleges that is in realty a lounge, would be investigated.

Mr. Thompson stated that he has spoken with the neighbors and was advised that the lounge has been closed for five months. He stated that the City Council will not be supporting this rezoning change.

No citizen appeared to speak in opposition.

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

CASE 8391 was denied.

6. CASE 8364 - to rezone Lot 6, Block 7, NCB 3934, 1318 W. Ridgewood Court, from "B" Two Family Residential District to "O-1" Office District, located southwest of the intersection of Ridgewood Court and I.H. 10 Expressway, having 50' on Ridgewood Court and 120' on I.H. 10 Expressway.

Mr. David Berchermann, representing Mr. Vernon A. Behrendt stated that the subject property is located north of the major intersection of Hildebrand Avenue and I.H. 10 Expressway. He stated that he is proposing to build a multiple story office building. He stated that he has purchased a piece of property for parking use and his plan is to operate his business out of the recently purchased property and begin to build on 1315 Ridgeway after he pays off the property. He stated that his future plans calls for building an office-type structure. He then displayed plans of the proposed

March 19, 1981

mb

building. He stated that they feel that traffic will not increase because of its location off the access road. He also presented pictures of the subject property.

Mrs. Dutmer then made a motion to deny the requested change in zoning and stated that the area is predominantly residential in character. Mr. Webb seconded the motion.

Mr. E.G. Wilke stated that he owns a block in the same area. He stated that he doesn't want to have this lot which is so small in size to be rezoned.

Mr. Canavan stated that the subject property is adjacent to an expressway and the citizens in the area are in favor of the rezoning change. He stated that he feels that "O-1" is a proper change.

Dr. Cisneros stated that he is in favor of the change and that the subject property lends itself to the rezoning change. He asked about a buffer to the neighbors.

Mr. Berchelmann stated that he cannot guarantee no traffic in any of these adjacent streets. He stated that they can have the building face east to encourage traffic in and out of the access road.

Dr. Cisneros then made a substitute motion to approve the rezoning and curb cuts be restricted to the east side of the property. Mr. Canavan seconded the motion. On roll call, the substitute motion to grant "O-1" failed to carry by the following vote: AYES: Cisneros, Thompson, Alderete, Canavan; NAYS: Webb, Dutmer, Cockrell; ABSENT: Eureste, Archer, Steen.

The main motion to deny failed to carry by the following vote: AYES: Webb, Dutmer, Cockrell; NAYS: Cisneros, Wing, Thomposn, Alderete, Canavan; ABSENT: Eureste, Archer, Steen.

CASE 8364 was denied.

7. CASE 8379 - to rezone Lot 1, Block 2, NCB 14702, in the 9000 Block of Huebner Road, from Temporary "R-1" Single Family Residential District to "B-3" Business District and Lot 40, Block 2, NCB 14702, in the 9200 Block of Oakland Road, from "R-1" Single Family Residential District to "R-3" Multiple Family Residential District, located northeast of the intersection of Huebner Road and Oakland Road, having 280' on Huebner Road, 685.9' on Oakland Road and a maximum depth of 765.8'.

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

Mr. Hugh Mahoney, 11435 Whisper Valley Drive, explained the proposed use for the subject property.

Mr. Canavan suggested that "B-3R" zoning be granted on the front lot in lieu of the requested "B-3" zoning change.

Dr. Cisneros concurred with Mr. Canavan's remarks.

No citizen appeared to speak in opposition.

After consideration, Dr. Cisneros made a motion to grant "B-3R" in lieu of "B-3", provided that street dedication is given in accordance with the Major Thoroughfare Plan and that proper platting is accomplished. 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: Cisneros, Webb, Dutmer,

March 19, 1981  
mb

-3-

Wing, Thompson, Alderete, Canavan, Cockrell; NAYS: None; ABSENT:  
Archer, Steen; ABSTAIN: Eureste.

AN ORDINANCE 53,522

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 2, NCB 14702, IN THE 9000 BLOCK OF HUEBNER ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT AND LOT 40, BLOCK 2, NCB 14702, IN THE 9200 BLOCK OF OAKLAND ROAD, FROM "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT, PROVIDED THAT STREET DEDICATION IS GIVEN IN ACCORDANCE WITH THE MAJOR THOROUGHFARE PLAN AND THAT PROPER PLATTING IS ACCOMPLISHED.

\* \* \* \*

8. CASE 8389 - to rezone Lot 6, NCB 3859, 411 Margaret Avenue, from "D" Apartment District to "B-1" Business District, located on the west side of Margaret Avenue, being 100' north of the intersection of Natalen Avenue and Margaret Avenue, having 50' on Margaret Avenue and a depth of 105'.

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

Ms. Bobbie Meader, 7510 Grissom Road, explained the proposed use for the subject property. She stated that a compromise had been reached between them and the Mahncke Park Neighborhood Association.

Mr. Canavan made a motion to approve the requested change in zoning provided that a one foot non-access easement is imposed on the property line fronting Margaret Avenue. Mr. Steen seconded the motion.

Mr. Arthur Veltman, Jr., representing his mother who resides at Claremont, spoke in opposition to the requested zoning change and displayed slides of the subject property. He explained the surrounding location and the traffic that would be impacted should the change be granted. He presented a petition signed by twenty-two neighbors in the area expressing their opposition and asked that the Council retain the residential character of the neighbor.

Mrs. Dutmer expressed concern regarding the traffic pattern in this area.

Mr. Mike Meader stated that the applicant is willing to erect a non-access easement fronting Margaret Avenue and would be agreeable to erect a fence on the back portion of the lot to assure that there will be no entrance to the area.

Mr. Canavan stated that neither of the neighbors abutting the subject property have registered opposition.

Mrs. Dutmer suggested that the motion include along with its stipulation a six foot solid screen fence along the northeast, southeast, and southwest property lines of the subject property.

Mr. Canavan concurred to include this as part of the motion.

Mayor Cockrell stated that she would be voting "no" since there was relief in the use of the property by going through the Board of Adjustment.

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

AN ORDINANCE 53,523

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 6, NCB 3859, 411 MARGARET AVENUE, FROM "D" APARTMENT DISTRICT TO "B-1" BUSINESS DISTRICT, PROVIDED THAT A ONE-FOOT NON-ACCESS EASEMENT IS IMPOSED ON THE PROPERTY LINE FRONTING MARGARET AVENUE, AND FURTHER PROVIDED THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTHEAST, SOUTHEAST, AND SOUTHWEST PROPERTY LINES OF THE SUBJECT PROPERTY.

\* \* \* \*

9. CASE 8399 - to rezone Lots 3 and 4, NCB 8933, 1613 S.W. Military Drive, from "E" Office District to "B-2" Business District, located on the north side of S.W. Military Drive being 100' west of the intersection of Tacoma Avenue and S.W. Military Drive, having 100' on S.W. Military Drive and a depth of 152.5'.

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 a six foot solid screen fence is erected and maintained on the north property line. Mr. Steen seconded the motion. On roll call, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Thompson, Alderete, Canavan, Steen, Cockrell; NAYS: None; ABSENT: Eureste, Archer.

AN ORDINANCE 53,524

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 3 AND 4, NCB 8933, 1613 S.W. MILITARY DRIVE, FROM "E" OFFICE DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED AND THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ON THE NORTH PROPERTY LINE.

\* \* \* \*

10. CASE 8402 - to rezone a 0.342 acre tract of land out of NCB 15403, being further described by field notes filed in the Office of the City Clerk, 7604 W. Military Drive, from Temporary "R-1" Single Family Residential District to "B-3R" Restrictive Business District, located on the east side of W. Military Drive, being 692.85' north of the intersection of Marbach Road and W. Military Drive, having 100' on Military Drive and a depth of 150'.

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 on the east property line. 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: Cisneros, Webb, Dutmer, Wing, Thompson, Alderete, Canavan, Steen, Cockrell; NAYS: None; ABSENT: Eureste, Archer.

AN ORDINANCE 53,525

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 0.342 ACRE TRACT OF LAND OUT OF NCB 15403, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK 7604 W. MILITARY DRIVE, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED AND THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ON THE EAST PROPERTY LINE.

\* \* \* \*

81-12

MR. JUAN J. GARZA

Mr. Thompson asked the City Council to take note of a taxicab driver for Checker Cab Co. who was present in the audience. He stated that Mr. Juan J. Garza had found a purse in his cab containing valuables of over \$100,000.00 and turned it into the main office. The owner of the purse expressed her gratitude by awarding Mr. Garza with \$10,000.00. Mr. Thompson commended Mr. Garza for his honesty and integrity.

81-12 The Clerk read the following Ordinance:

AN ORDINANCE 53,526

AUTHORIZING EXECUTION OF AN AGREEMENT WITH CHARLES B. DORIA, JR., FOR OPERATION OF A FOOD AND AND BEVERAGE CONCESSION AT EL MERCADO.

\* \* \* \*

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

March 19, 1981  
mb

Mr. Alderete disqualified himself from voting on this Ordinance.

Mrs. Joanna Parish, President of the San Antonio Conservation Society read a prepared statement which is on file with the minutes of this meeting. She spoke in favor of Mr. Charles Doria's request for a five year extension on his contract for Los Pastores, to include the amount of outdoor serving space originally allocated for the operation of his Chili Queens Concession. She also asked that he be given the adequate space needed to put the Chili Queens concession into a successful operation.

Mr. Henry Travieso, Director of the Market Square explained the background information and the purpose of this Ordinance. It was also explained to the Council that Mr. Doria is requesting a five-year contract. The contract is presently written to reflect the City's exercise of its option to extend the contract for three years.

Dr. Cisneros made an amendment to the motion to grant the five year contract in lieu of the three year contract. Mr. Webb seconded the motion. On roll call, the motion carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompsom, Canavan, Steen; NAYS: None; ABSENT: Archer, Cockrell; DISQUALIFICATION: Alderete.

Ms. Susan Biggs, representing Mr. Doria explained that Mr. Doria desires that the Council grant a five year extension to his present lease. She stated that Mr. Doria is allocated an area 16 X 60 east of the restaurant exclusively for the Chili Queen operation which can operate only between the hours of sunset and midnight. She stated that the City retains the right to lease the mall space surrounding the Chili Queen operation area for special activities; however, when this occurs, Mr. Doria has to relinquish four feet of his area to allow room for two food booths. She stated that the Chili Queen operation contributes more money to the City than a couple of food booths and asked that the Council waive the relinquishing of the four feet by Mr. Doria for his operation.

In response to Ms. Biggs, Mr. Henry Travieso, Director of Market Square stated that there never was an original designated area for this operation. He stated that the tenants at the Market Square need to compromise that there will be certain times of the year that the area will be needed for booths and the area Mr. Doria is requesting would involve the whole mall. He further stated that the rights of the merchants must be protected.

Mayor Cockrell was obliged to leave the meeting and Councilman Robert Thompson presided in the absence of the Mayor Pro-Tem.

Mr. Eureste spoke in support of staff's recommendation and suggested that Mr. Doria work within the area outlined by staff.

Mrs. Dutmer then made a motion to accept staff's recommendation of what is already in the contract. Mr. Steen seconded the motion. On roll call, the motion carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Canavan, Steen; NAYS: None; ABSENT: Archer, Cockrell; DISQUALIFICATION: Alderete.

Ms. Biggs then asked that Mr. Doria have parking accessibility to his place of business.

Mr. Doria showed a sketch to the Council depicting the entrance and exit to his business.

In response, Mr. Travieso explained that there are sixty-six other merchants who do not have a private parking space and

provisions have been made for the merchants to have access to loading any time they desire.

Mrs. Dutmer then made a motion that staff's recommendation be granted regarding the parking situation. Mr. Canavan seconded the motion. On roll call, the motion carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Canavan; NAYS: None; ABSENT: Archer, Steen, Cockrell; DISQUALIFICATION: Alderete.

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

81-12 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Canavan, seconded by Dr. Cisneros, was passed and approved by the following vote: AYES: Cisneros, Webb, Wing, Eureste, Thompson, Canavan; NAYS: None; ABSENT: Dutmer, Alderete, Archer, Steen, Cockrell.

AN ORDINANCE 53,527

ACCEPTING PROPOSALS FROM BROWN ENGINEERING COMPANY FOR SURVEY WORK AT INTERNATIONAL AIRPORT, AND PROVIDING FOR PAYMENT OF \$11,407.50.

\* \* \* \*

81-12 The Clerk read the following Ordinance:

AN ORDINANCE 53,528

CLOSING AND ABANDONING AN ALLEY BETWEEN ZARZAMORA AND ROSILLO STREETS IN NEW CITY BLOCK 2321 AND AUTHORIZING QUITCLAIM DEED TO ADJACENT OWNERS.

\* \* \* \*

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

Mrs. Dutmer disqualified herself from voting on this Ordinance.

City Manager, Thomas E. Huebner stated that he was very pleased that H.E.B. has a strong interest on the west side of the City.

Mr. Kenneth W. Thomas Jr., Civil Engineer for the proposed H.E.B. stated that all concerned departments and utility agencies had been contacted; the only remaining condition is that of proper platting.

Dr. Cisneros spoke in support of the proposed plans for the area.

Mr. Eureste commended the grocery chain for the improvements that have been made on other parts of the City.

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

81-12 The Clerk read the following Ordinance:

AN ORDINANCE 53,529

ACCEPTING THE LOW QUALIFIED BID OF RAMS CONTRACTING DBA AMERICAN CONTRACTING AND SUPPLY CO., AND FRANK RAMIREZ JR., A JOINT VENTURE, IN THE AMOUNT OF \$34,400.00 TO CONSTRUCT THE ROLAND STREET PARK PROJECT, AND APPROVING A CONTRACT COVERING SUCH WORK AND PROVIDING FOR PAYMENT.

\* \* \* \*

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

Mr. Webb asked that an Ordinance be placed on next week's agenda changing the name of Roland Street Park to Fernando Q. Herrera Park.

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

81-12 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Steen, seconded by Mr. Wing, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Thompson, Canavan, Steen; NAYS: None; ABSENT: Eureste, Alderete, Archer, Cockrell.

AN ORDINANCE 53,530

SETTING A DATE, TIME, AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED ANNEXATION OF APPROXIMATELY 32 ACRES OF LAND KNOWN AS EASTSIDE MIDDLE SCHOOL SUBDIVISION BY THE CITY OF SAN ANTONIO AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO PUBLISH NOTICE OF SUCH PUBLIC HEARING.

\* \* \* \*

8112 The Clerk read the following Resolution:

A RESOLUTION  
NO. 81-12-27

ENDORING PROGRAMS OF THE TEXANS'  
WAR ON DRUGS COMMITTEE.

\* \* \* \*

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

Dr. Cisneros spoke strongly in support of the Resolution.

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

81-12 The Clerk read a proposed resolution establishing boundaries of the San Antonio River Corridor.

Mrs. Dutmer moved to approve the Resolution. Dr. Cisneros seconded the motion.

Mr. Wing took exception to the Resolution if the ramification would be to cause the same affect as a Historic District.

City Manager, Thomas E. Huebner explained why he felt that it was important to have the boundaries defined.

After much discussion by staff and the Council members, the motion to approve failed to carry by the following vote: AYES: Dutmer, Thompson, Alderete, Canavan, Steen; NAYS: Wing; ABSENT: Cisneros, Webb, Eureste, Archer, Cockrell.

Later in the meeting, this item was reconsidered. See page 11 of these minutes.

81-12 The following Ordinances were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Thompson, Alderete, Canavan; NAYS: None; ABSENT: Webb, Eureste, Archer, Steen, Cockrell.

AN ORDINANCE 53,531

ACCEPTING THE HIGH BIDS RECEIVED IN CONNECTION WITH \$2,000,000 IN CITY FUNDS AVAILABLE FOR DEPOSIT IN INTEREST-BEARING CERTIFICATES OF DEPOSIT.

\* \* \* \*

AN ORDINANCE 53,532

AUTHORIZING THE STATEMENT OF ALL CLAIMS ASSERTED AGAINST THE CITY OF SAN ANTONIO IN A LAWSUIT STYLED ACME BRICK COMPANY V. THE CITY OF SAN ANTONIO; CAUSE NO. 79-CI-16790.

\* \* \* \*

81-12 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Canavan, seconded by Mrs. Dutmer, was passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Thompson, Alderete, Canavan, Steen; NAYS: None; ABSENT: Webb, Eureste, Archer, Cockrell.

AN ORDINANCE 53,533

ACCEPTING A \$10,000 CASH GIFT FROM PHILLIP SHERIDAN, PRESIDENT OF ALAMO CONCESSIONS INC., FOR PAYMENT OF PERFORMERS AND OTHER EXPENSES DURING FIESTA WEEK; AND PROVIDING FOR PAYMENT OF CITY STAFF OVERTIME DURING SAID CELEBRATION.

\* \* \* \*

81-12 The following Resolution 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: Cisneros, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Steen; NAYS: None; ABSENT: Webb, Archer, Cockrell.

A RESOLUTION  
NO. 81-12-28

SUPPORTING ENACTMENT OF AMENDMENTS TO THE  
FIRE AND POLICE PENSION FUND STATUTE.

\* \* \* \*

81-12 Reconsideration of Item 17.

Mr. Wing moved that item 17 be reconsidered. Mr. Thompson seconded the motion. On roll call, the motion prevailed by the following vote: AYES: Cisneros, Dutmer, Wing, Thompson, Alderete, Canavan, Steen; NAYS: None; ABSENT: Webb, Eureste, Archer, Cockrell.

Mr. Wing asked for a staff report on the matter.

After further discussion, Mrs. Dutmer moved to approve the Resolution. Dr. Cisneros seconded the motion. On roll call, the motion carrying with it the passage of the following Resolution, prevailed by the following vote: AYES: Cisneros, Dutmer, Wing, Thompson, Alderete, Canavan, Steen; NAYS: None; ABSENT: Webb, Eureste, Archer, Cockrell.

A RESOLUTION  
NO. 81-12-29

ESTABLISHING BOUNDARIES OF THE SAN  
ANTONIO RIVER CORRIDOR.

\* \* \* \*

81-12 Mayor Cockrell returned to the meeting and presided.

81-12 LEGISLATIVE PROGRAM

Ms. Karen Davis, Executive Assistant to the City Manager explained that House Bill 1815 has been introduced for consideration by the Legislature and requested that Council concur on the recommended position to be discussed with the Bexar County delegation.

Mrs. Dutmer made a motion to support staff's position in opposition to the House Bill. Mr. Alderete seconded the motion. On roll call, the motion carried by the following vote: AYES: Cisneros, Dutmer, Wing, Thompson, Alderete, Cockrell; NAYS: None; ABSENT: Webb, Eureste, Archer, Steen; ABSTAIN: Canavan.

81-12 The following Ordinances were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Thompson, Canavan, Cockrell; NAYS: None; ABSENT: Webb, Eureste, Alderete, Archer, Steen.

AN ORDINANCE 53,534

REAPPOINTING AND APPOINTING MEMBERS TO SERVE ON THE SAN ANTONIO CONVENTION AND VISITORS BUREAU ADVISORY COMMITTEE FOR A TERM ENDING MARCH 31, 1982.

\* \* \* \*

REAPPOINTMENT

Mr. Brad Breuer, representing the River Association

APPOINTMENT

Mr. John Yvonavich, representing the Airlines and replacing Bruce Olsen, whose term has expired.

Mr. Jon Lindscog, representing the Restaurant Industry and replacing Mr. Bill Chapman, whose term has expired;

Mr. Brian Kirby, representing the Hotel Industry and replacing Emil Von Blon; and

Mr. Ed Leach, representing the Motel Industry, and replacing Manuel Amestoy, whose term has expired.

\* \* \* \*

AN ORDINANCE 53,535

APPOINTING DOROTHY WEISS AND DANIEL COSTALES TO THE SAN ANTONIO ANIMAL CONTROL ADVISORY BOARD TO SERVE FOR THE REMAINDER OF THE UNEXPIRED TERMS OF GILBERT DIAZ AND GUS SANCHEZ, RESPECTIVELY, WHO HAVE RESIGNED.

\* \* \* \*

AN ORDINANCE 53,536

APPOINTING SUE HALL TO THE SAN ANTONIO FINE ARTS COMMISSION TO SERVE FOR THE REMAINDER OF THE UNEXPIRED TERM OF ISABEL SAN MIGUEL WHO HAS RESIGNED.

\* \* \* \*

81-12 The following Ordinances were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Thompson, Alderete, Canaan, Cockrell; NAYS: None; ABSENT: Webb, Eureste, Archer, Steen.

AN ORDINANCE 53,537

REAPPOINTING AND APPOINTING INDIVIDUALS

TO THE SAN ANTONIO HEATING, AIR CONDITIONING  
AND REFRIGERATION CODE BOARD OF APPEALS  
FOR A TERM ENDING MARCH 20, 1984.

\* \* \* \*

REAPPOINTMENTS

Mr. James M. Schooman  
Mr. Manuel Lizcano

APPOINTMENTS

Mr. Harold Myart, replacing Henry  
Ray, whose term has expired.

Mr. Kurt Monier, replacing  
Mr. Robert Freund.

Mr. Jose Lupe Hernandez, replacing  
Mr. Paul Kinnison, who term has  
expired.

\* \* \* \*

AN ORDINANCE 53,538

REAPPOINTING AND APPOINTING MEMBERS TO  
THE SAN ANTONIO BOARD OF EXAMINERS AND  
APPEALS FOR A TERM ENDING MARCH 20, 1984.

\* \* \* \*

REAPPOINTMENTS

Mr. Calvin Dudley  
Mr. Lewis Fisher,

APPOINTMENTS

Mr. Bill Gould, replacing Joe  
P. Martinez, whose term has expired.

Mr. Juan Prado, replacing Robert  
Moczgamba, whose term has expired.

Mr. Harris Connell, replacing  
William McCarthy, whose term has  
expired.

Ms. Virginia Reeman, replacing  
Barbara Banker, whose term has  
expired.

Mr. Tim Musgrave

\* \* \* \*

81-12 The following Ordinance was read by the Clerk and after  
consideration, on motion of Mrs. Dutmer, seconded by Dr. Cisneros,  
was passed and approved by the following vote: AYES: Cisneros,  
Dutmer, Wing, Thompson, Alderete, Canavan, Steen, Cockrell; NAYS:  
None; ABSENT: Webb, Eureste, Archer.

AN ORDINANCE 53,539

REAPPOINTING AND APPOINTING MEMBERS TO

March 19, 1981  
mb

SERVE ON THE SAN ANTONIO PLUMBING APPEALS  
AND ADVISORY BOARD FOR A PERIOD ENDING  
MARCH 20, 1984.

\* \* \* \*

REAPPOINTMENTS

Mr. Mario V. Estrada  
Mr. George H. Clark  
Mr. George Schliesing

APPOINTMENTS

Mr. Tom Noonan, replacing  
Carolyn Peterson, whose term  
has expired.

Mr. Ed Smith, replacing Mr. Tom  
Vasquez, whose term has expired.

Mr. Presley Schaefer, replacing  
H.C. Meyer, whose term has expired

Mr. Hollis Dowlearn, replacing Alex  
Coy, whose term has expired.

\* \* \* \*

- - -  
The meeting was recessed at 4:02 and reconvened at 5:00 P.M.  
- - -

SIGN ORDINANCE DISCUSSIONMR. JAY LINDSAY

Mr. Lindsay, President of the San Antonio Portable Sign Association, stated that signs need to be regulated in a fair and equitable manner. He read from a prepared statement which is on file with the minutes of this meeting. He stated that there are five major problems to the new Ordinance that goes into effect one week from today:

1. All Portable signs are lumped into one category; they should be separated.
2. Business people do not feel that the City Council has the right to tell them when and for how long they can utilize portable signs.
3. The permit fee of \$16.00 for a non-electrical portable sign is too high in cost.
4. A sixty day limit does not allow businessmen to earn a reasonable return on their investment.
5. They feel that there is a problem with the term, "portable signs."

He further stated that the Association feels that the City Council has not properly addressed the issue. They feel that the Ordinance approved violates the U.S. Constitution. He stated that input should be allowed from their Association and spoke in favor of a committee to work on this issue.

Mr. Thompson stated that he is opposed to portable signs, and advised Mr. Lindsay that he is not in favor of repealing the Ordinance.

Mr. Steen stated that he feels that the Ordinance approved by the City Council will put some people out of business. He also expressed concern that Mr. Lindsay and his Association were not allowed any input into the Ordinance. He stated that he would be willing to postpone this item until this matter is settled.

In response to Mr. Steen, Mr. Louis Garcia, Assistant City Attorney stated that any action on postponement of the Ordinance would have to be posted.

Mr. George Vann, Director of Building Inspections, stated that he did respond to Mr. Lindsay's call.

Mr. Lindsay stated that a draft of an ordinance was placed on each Council member's desk and asked that it be reviewed.

MR. RAYMOND REYNOSA

Mr. Reynosa stated that he addressed the City Council last week requesting sidewalks and curbs on Mariposa Street. He stated that he was advised to get the endorsement from the P.T.A. and he did this.

Mayor Cockrell reported on figures which she had received on the cost of the project.

Mr. Reynosa stated that they are requesting sidewalks on only the 1300 to 1800 block of Mariposa Street.

Mr. Wing stated that Council members have met at different times and hope to re-install the school sidewalk and traffic signal safety program and priortize each item.

Mr. Reynosa stated that the street is under construction and that is why the matter of the sidewalks need to be addressed on this matter. He stated that they want sidewalks on both sides of the street.

Mrs. Dutmer stated that she understood the request was for sidewalks only on side of the street.

Mr. Reynosa stated that he would be agreeable to this.

- - -

MRS. CONNIE MCCARTY

Mrs. McCarty, representing the San Antonio Citizens Concerned for the Handicapped thanked the City Council for their support in their efforts to improve conditions for the handicapped. She asked that the City officially recognize the International Year of the Disabled Person. She stated that her major concern is the cutting of Legal Services Incorporated at the federal level. She stated that Legal Aid in San Antonio will be affected and many citizens in San Antonio will be losing a valuable service. She asked that the City Council send a resolution supporting Legal Services Incorporated.

Mayor Cockrell stated that her office will be happy to issue a Proclamation in recognition of the International Year of the Disabled Person.

Mr. Alderete then made a motion that a resolution be prepared by the staff for consideration by the City Council which would address the Legal Service issue. Mr. Webb seconded the motion.

Mr. Thompson stated that he is familiar with Legal Aid and spoke about the merits of this organization and stated that the resolution should address the Legal Service issue. Mr. Webb seconded the motion.

Mr. Thompson stated that he is familiar with Legal Aid and spoke about the merits of this organization and stated that the resolution should address the service is has provided citizens in the City.

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

- - -

REVEREND R.A. CALLIES, SR.

Reverend Callies read a prepared statement asking that the City appropriate base for the Martin Luther King Statute. (He distributed a brochure by a local San Antonio artist.) He stated that dedication services cannot be concluded until this is finalized and that the plaza be made presentable.

Mayor Cockrell asked the City Staff to confer with the Parks Director about the matter.

Mr. Webb stated that Mr. Don Maddox, Assistant Director of Parks and Recreation can address this matter.

Mr. Maddox stated that for the past four years they have been planning a base for the statute, however, they do not have any plans for the fountain.

Mr. Webb stated that several meetings with staff and Reverend Callies took place on the design of the Martin Luther King Plaza. He overlooked the needed \$85,000.00 out of re-programmed CD funds and advised Reverend Callies that he will put in a request for the needed \$85,000.00 at the proper time.

Reverend Callies stated that he was advised that \$500,000.00 was given to the Arts Department and there was to be enough money for the Martin Luther King Plaza.

Mayor Cockrell stated that it was her understanding that the City is committed to furnish the base and wants to move on the providing of the base expeditiously.

Mr. Maddox stated that the base has been in the capital improvement budtet for the past five years; however, not for the entire project.

Mayor Cockrell asked that the plaza be landscaped for the dedication ceremony.

Mr. Wing stated that persons come to the City Council with respect to emergency safety situations and have addressed Reverend Callies' request; however, needs have to be prioritized.

In response to Dr. Cisneros' question, Mr. Maddox stated that this project is eligible for CDBG funding.

Mrs. Dutmer stated that she has not heard about the project and stated that if the money was pledged, it should be fulfilled.

Mayor Cockrell asked that staff expedite the matter.

MR. RAUL RODRIGUEZ

Mr. Rodriguez, 719 Delgado Street, stated that certain families monopolize City jobs. He referred to a particular police officer who had been killed, Mr. Eloy Gonzales, and the relatives he had in the fire and police departments. He then read from a list of statistics on the number of crimes committed in the City and stated that policemen are not earning their pay and feels that they are not entitled to salary increases. He stated that citizens have a right to be protected.

Mr. Eureste stated that he is always willing to extend the five minute time limit. He stated that corrective action is being taken as a result of Mr. Rodriguez' concerns about nepotism in the Police Department. He stated that citizens are very concerned about the conduct of the members of the police department. He spoke about the harassment of certain persons by police officers.

Mayor Cockrell stated that every effort is being made to investigate the situation which Mr. Eureste referred to. She stated that persons did not wish to make positive identifications and asked that they come forward to make those positive identifications. She also stated that the Police Department is also constantly harassed and there is no back-up to the complaints.

Mrs. Dutmer stated that she feels that critics of Patrolman Cammack will not be satisfied until he is found guilty. She stated that it's under federal investigation.

Mr. Wing stated that he did not vote for a time extension for Mr. Rodriguez because of the comments made by Mr. Rodriguez and his remarks against police officers especially those who have been killed in the line of duty.

37

Mr. Canavan commended the Police Department for their hard work.

Mr. Thompson stated that Mr. Rodriguez has brought the same issue over and over and City Council has heard him.

SIGN ORDINANCE

MS. BETTY CALZONCIT

Ms. Calzoncit read a prepared statement in support of the City's Ordinance to improve the use of portable signs. ( A copy of her statement is on file with the minutes of this meeting.)

\* \* \* \*

MR. JOHN W. BUCK

Mr. Buck stated that they purchased a non-electrical portable sign which they use for advertising and asked that the City Council reconsider the Ordinance in order that he can keep the sign.

Mr. Steen stated that the City Council needs to reconsider the Ordinance and doesn't want anyone put out of business. He asked that the City Council favor a committee and review the matter before the Ordinance takes effect.

Mr. George Vann, Director of Building Inspections, in response to Mayor Cockrell, stated that the Electrical Examining and Supervising Board reviewed the Ordinance.

Mayor Cockrell suggested that staff be instructed to meet with Mr. Lindsay and review specific concerns and if staff feels that an amendment is needed, that it be placed on the agenda next week for Council's consideration.

Mr. Webb stated that he doesn't feel a committee meeting will do any good. He stated that the sign Ordinance needs to be put into effect.

Mr. Wing stated that this Ordinance has been thoroughly reviewed and after being adopted, after being sent back twice. He stated that staff can make recommendations to the Electrical Examining and Supervising Board.

Mr. Canavan stated that many businesses will be affected and stated that the Ordinance should be passed in a manner which can be enforceable.

Mr. Alderete stated that any staff recommendation should go first to the Electrical Examining and Supervising Board, prior to it being presented to the City Council.

Mrs. Dutmer stated that she doesn't have any objections to it being reviewed by staff.

Mrs. Dutmer then moved that staff have a meeting with persons involved and discuss the Ordinance and that recommendations be made to the Electrical Examining and Supervising Board and then to the City Council. Mr. Steen seconded the motion.

Mr. Eureste stated that the Ordinance has been thoroughly reviewed by the City Council and the merits of this Ordinance have been discussed. He spoke against a review of the Ordinance.

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

PLAYMOR LOUNGE

Mrs. Dutmer spoke about the two violent actions in her District and stated that there is terror in her area. She asked that the City Council pass a resolution asking that the Alcohol Board Commission close the Playmor Lounge where there have been four murders since it was opened.

Mr. Thompson supported Mrs. Dutmer in her request and made a motion to place a resolution on next week's agenda requesting that the Alcohol Board Commission close down such places where there is criminal activity.

Mr. Alderete asked that staff investigate other major cities' Ordinances which address this matter.

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

TOXICANT INHALATION

Mr. Eureste stated that he had addressed a Houston group on the matter of Toxicant Inhalation and received correspondence from Bordens that distribution of the sole Krylon Silver Paint and gold paint has been suspended to Houston and San Antonio.

PATTON PROJECT

Mr. Eureste stated that persons are asking for retaining walls and asked the City Council to support him in asking staff for price breakdown of the request. Mr. Thompson made the motion. Mr. Eureste seconded it. On roll call, the motion carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Canavan, Steen, Cockrell; NAYS: None; ABSENT: Archer.

81-12      The Clerk read the following Letter:

March 12, 1981

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.

March 6, 1981

Petition submitted by Mrs. Deanie Hartman and residents in her area, requesting the installation of a four-way stop sign at the corner of Steves and S. Walters.

March 1981  
mb

March 10, 1981

Petition submitted by Mr. Eulalio L. Quintana and residents in the 500 and 600 Blocks of East Mistletoe Avenue, requesting the installation of a street light in that area.

March 11, 1981

Petition submitted by Ms. Pauline M. Charbonneau, requesting permission to operate a tour guide 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 6:45 P.M.  
- - -

A P P R O V E D

*Lila Cockrell*

M A Y O R

ATTEST *Norma S. Rodriguez*  
City Clerk