

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, FEBRUARY 4, 1982

* * * *

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

82-05 The invocation was given by Reverend Doctor S.H. James, Second Baptist Church.

82-05 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

82-05 MARTIN LUTHER KING STATUE

Mayor Cisneros stated that his participation in Sunday's unveiling of the statue of Dr. Martin Luther King, Jr., was a proud moment in his life, and he noted the key role that Rev. Dr. James played in that event. Mayor Cisneros thanked Dr. James for his invocation today, taking note of the fact that Dr. James was the first black to serve as a City Councilman in San Antonio. Mayor Cisneros also thanked Rev. R.A. Callies, Sr., for his years of dedication and hard work to bring the statue and parkway project to completion.

82-05 CITY MANAGER LOUIS J. FOX

Mayor Cisneros noted that today was the first Council meeting for new City Manager Louis J. Fox, and then read the following Resolution:

WHEREAS, Mr. Louis J. Fox has served the citizens of San Antonio for some four years as Deputy City Manager, having brought to this city a wealth of knowledge and experience in City management, and

WHEREAS, both City Council and the day-to-day functions of municipal government have profited by his manifold contributions of hard work, analytical assessment, thoughtful decisions and support of Council-Manager government for San Antonio, and

WHEREAS, on October 9, 1981, the City Council expressed its confidence in his leadership and managerial abilities by naming him City Manager designee, and

WHEREAS, his experience and dedication to serving the citizens of San Antonio stand him in good stead to provide the municipal leadership necessary to continue the City's rapid advancement in economic and cultural development;
NOW, THEREFORE:

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

that Mr. Fox be congratulated on the assumption of his responsibilities as City Manager of the City of

San Antonio and express the Council's desire and determination to work with him to make San Antonio the finest City in the nation in which to live, to work and to prosper.

* * * *

Mr. Alderete moved to approve the Resolution. Mr. Webb 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, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None. ABSENT: Eureste.

Members of the City Council then expressed their welcome to the new City Manager.

City Clerk, Norma S. Rodriguez then administered the Oath of Office and Loyalty Oath to new City Manager Louis J. Fox, who received the congratulations of each member of the City Council. Mayor Henry Cisneros presented Mr. Fox with the Resolution just enacted by Council.

Mr. Fox introduced from the audience his wife and daughter, and also his parents, Mr. and Mrs. Everett Fox of St. Louis, Missouri, present for the swearing-in ceremonies. Mr. Fox then thanked the Council for its kind words and pledged to work in partnership with the Council for the good of the Council-Manager government in San Antonio.

82-05

COLOR PHOTOGRAPH OF SAN ANTONIO SKYLINE

Mayor Cisneros stated that Zintgraff Photographers of San Antonio had presented to the City for its use a large mounted color photograph of the city's skyline, taken at night, and gave a brief background on the photograph. He then asked Councilmen Eureste and Thompson to hold up the large mounted photograph for the audience to see, and stated that it would hereafter hang in the reception area of the Mayor and Manager's complex in City Hall.

82-05

RESOLUTION OF RESPECT - REV. ROBERT E. PUGH

Mayor Cisneros noted the many contributions to the community and its citizens by the late Rev. Robert E. (Bob) Pugh, and read the following Resolution:

WHEREAS, A full life of sacrifice and civic service to mankind came to a close on January 23, 1982 for Reverend Robert E. Pugh, and

WHEREAS, The native Texan, for more than half a century an ordained Baptist minister, had further served the citizens of San Antonio and Bexar County as Chief Clerk of the Mental Health Section, Office of the Bexar County Clerk, and

WHEREAS, Bob Pugh's spirit of humanity and willingness to sacrifice personal gain in favor of contributing to the good of many was never more evident than in his leadership on behalf of our senior citizens, and

WHEREAS, His diligent work and self-sacrifice resulted in many examples of recognition and progress for the affairs of the senior citizen, regardless of race, creed or color, and

WHEREAS, That dedication to the senior segment of our society

February 4, 1982

gg

brought about many important contributions, from spearheading the push for legislation such as the Texas Generic Drug Bill to membership on innumerable important and influential boards and commissions at the state level, and

WHEREAS, His many years of unselfish service to his fellowman and woman will be sorely missed by the people of San Antonio, who have lost a loyal and valued friend; NOW, THEREFORE:

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

SECTION 1. That with the death of Rev. Robert E. Pugh, the City of San Antonio has lost a valuable asset to its past, present and future.

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

SECTION 3. And it is hereby directed that a copy of the Resolution be spread upon the minutes of this meeting and a copy thereof presented to his family as a token of our deepest sympathy,

* * * *

Mrs. Dutmer moved to approve the Resolution. Mr. Webb 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, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste.

Mayor Cisneros stated that the widow, Mrs. Evelyn Pugh, and several sons and daughters were present in the audience, and asked Councilwoman Dutmer and Councilman Webb to present the Resolution to the family.

A spokesman for the family thanked the City Council for the honor, and spoke of Rev. Pugh's love for the city and its people.

32-05

SISTER CITY - GWANGJU, KOREA

Mayor Cisneros introduced Mayor Kim of Gwangju, Korea and Mr. Chun Lee, Consul General of Korea, stationed in Houston, both present in the audience, and spoke of the Sister City relationship between the two cities which resulted in today's visit by the Korean delegation to San Antonio. Mayor Cisneros stated that activities today would finalize the Sister City relationship between the two cities, noting that a formal Resolution of that relationship was presented to Mayor Kim last night at a reception. Mayor Cisneros then thanked Councilman Alderete, the Council's Sister City representative, for his many efforts in fostering this relationship between Gwangju and San Antonio.

Mayor Cisneros then the following Proclamation:

WHEREAS, the City of San Antonio, Texas and the City of Gwangju, Republic of Korea, established a Sister City affiliation through Resolution 81-52-88, approved the 8th day of October, 1981, and

WHEREAS, through the cooperation of the Concul General of Korea, the sister city affiliation has further enhanced the cultural, educational, and trade exchange between our two cities, and

February 4, 1982

gg

WHEREAS, freedom and democracy have been respected values and goals of both the people of the Republic of Korea and the people of the City of San Antonio, and

WHEREAS, this year 1982 will be the 100th anniversary of the opening of diplomatic relations between the Kingdom of Korea and the United States with the signing of the "Treaty of Amity and Commerce" on May 22, 1882, and

WHEREAS, all San Antonionians are urged to recognize the centennial anniversary of the establishment of bilateral relations between Korea and the United States and to join me in honor of this historical occasion.

NOW, THEREFORE, I HENRY CISNEROS, Mayor of the City of San Antonio, in recognition thereof, do hereby proclaim the year 1982, as

"YEAR OF FRIENDSHIP"

* * * *

Mayor Cisneros then asked representatives of Gwangju to come forward and sign the Proclamation designating the Sister City relationship. Members of the City Council joined in witnessing the ceremony.

Mayor Kim, speaking in Korean, stated that this is an historic moment and he is honored to be a part of this event. He thanked both delegations and bringing this to pass, and stated that he would relay to his citizens the many kindnesses shown by the people of San Antonio. Mayor Kim then invited the City Council to visit Gwangju in May.

Mayor Kim then presented Mayor Cisneros with a Korean national flag and a flag of the City of Gwangju.

Mayor Cisneros noted that the Korean flag today was standing beside the United States flag in the Council Chambers, in honor of this event.

Mayor Cisneros then introduced to the Gwangju delegation members Mayor Emeritus Lila Cockrell and Mayor Luther Jones of Corpus Christi, who is leading a delegation from that city visiting with the City Council today.

Members of the Gwangju delegation then presented each member of the City Council with gifts.

Mr. Alderete introduced members of the San Antonio Korean Association, present in the audience.

The Gwangju delegation then presented a videotape production on "Gwangju City-Tradition and Modern".

Mayor Cisneros thanked the delegation for the opportunity to see Gwangju and its assets, and noted that duplicate Proclamations of the Sister City relationship between Gwangju and San Antonio would hang in the City Hall of each city.

Mayor Kim then presented gifts of Mayor Emeritus Cockrell and Mayor Jones of Corpus Christi.

Mr. Wing then made a presentation of a City of San Antonio seal.

Mayor Cisneros noted that Mr. Lee hopes to build an industrial park on San Antonio's southwest side in the future.

February 4, 1982

gg

Mr. Lee spoke of the background of the Sister City relationship between the two cities, and spoke of his plans to seek an industrial location in San Antonio to take advantage of the city's proposed Foreign Trade Zone.

Mayor Cisneros stated that the Gwangju delegation would be in San Antonio for the next two days, visiting the city's medical complex and other areas.

82-05

PORT OF CORPUS CHRISTI PRESENTATION

Mayor Cisneros spoke of San Antonio's interest in a seaborne avenue of entry for trade to and from San Antonio, and stated his hope that a fruitful relationship could be established between San Antonio and the Port of Corpus Christi, called "The Port of South Texas" because of its impact upon the trade into and out of this entire area of the state.

Mayor Cisneros introduced Mayor Luther Jones of Corpus Christi.

Mayor Jones introduced members of his delegation, including Mayor Pro-Tem Betty Turner; Councilmen Bob Gulley, Cliff Zarsky and Bud Kenney; Acting City Manager Ernest Briones; Port of Corpus Christi Director Harry Plormarity; Port Transportation Director Wayne Page; Port Trade Development Director Perry McGee; Port Director of Public Affairs Don Rodman; Chamber of Commerce Director Jimmy Liles; Industrial Commission Director Brodie Allen; and representative of the South Texas Chamber of Commerce, Homer Innis.

The delegation than presented a 15-minute slide presentation on the Port of Corpus Christi, narrated by Port Director Harry Plomarity.

Mayor Cisneros stated that he had asked Councilman Thompson to bring together a large group of interested persons to meet with the Port of Corpus Christi delegation, seeking ways of cooperation for a mutual relationship. Mayor Cisneros then spoke of the mutual relationship. Mayor Cisneros then spoke of the mutual benefits to be derived from San Antonio's usage of the Port of Corpus Christi as its gateway to the sea-trade routes, and noted the longtime interest of Congressman Henry B. Gonzalez in establishing a barge canal to the Gulf of Mexico from San Antonio.

Mayor Cisneros stated his belief that San Antonio should help market the Port of Corpus Christi in its national and international advertising as the city's linkage to the sea.

Mayor Cisneros stated that Councilman Thompson and a representative of the Corpus Christi delegation would co-chair joint talks on such a possible linkage of San Antonio and the port in a mutual undertaking, and noted that "United San Antonio", represented by Mayor Emeritus Lila Cockrell, also would take part in the talks. Mayor Cisneros expressed his hopes that efforts would continue to bring about this mutual relationship.

Mrs. Dutmer spoke of the linkage as a catalyst for development of the southern sector of San Antonio.

Mr. Hasslocher than presented gifts to representatives of the Corpus Christi delegation from the City of San Antonio.

82-05

WHITTIER MIDDLE SCHOOL STUDENTS

Mayor Cisneros noted the presence in the audience today of a group of students from Whittier Middle School, led by its teacher,

February 4, 1982
gg

Mr. Alfred Cortinas. The group stood and was recognized.

82-05

TEMPLE OF PRAISE STUDENTS

Mayor Cisneros noted the presence in the audience of a group of students from the Temple of Praise.

82-05

DELEGATION FROM PIEDRAS NEGRAS AND NAVA, MEXICO

Mayor Cisneros stated that representatives of the governments of Piedras Negras and Nava, Mexico were present in the audience today.

Mr. Carlos Orellano, Director of the Institute of the Americas, spoke of the major energy developments being made in past months in northern Mexico and particularly in Coahuila state, and noted that the new Mayor of Piedras Negras, Mexico also is a leader of the electrical workers union, and is inviting representatives of San Antonio to work with the new administration in matters of mutual interest and importance. He introduced Sr. Carlos Mass, representative of the electrical workers union of Mexico.

Sr. Mass stated that members of the electrical workers union now hold elective office in Piedras Negras and Nava, and noted that the mayors of both cities desire to meet with San Antonio's representatives to present to San Antonio certain historical documents of interest to San Antonio. Sr. Mass then introduced Sr. Jose Angel Ozuna, the new City Attorney of Nava.

Sr. Ozuna spoke of economic development of northern Mexico and south Texas, and expressed hope that San Antonio would take part in joint meetings with representatives of the two cities of Piedras Negras and Nava.

82-05

The minutes of the meeting of January 21, 1982 were approved.

82-05

CONSENT AGENDA

Mr. Harrington moved that items 5-15 constituting the consent agenda be approved. Mrs. Dutmer seconded the motion. On voice vote, the motion carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Webb, Dutmer, Wing, Eureste, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Berriozabal, Thompson.

AN ORDINANCE 54,856

AUTHORIZING THE PURCHASE OF AN IBM COPIER MODEL #10 WHICH IS NOW UNDER LEASE AGREEMENT AND ASSIGNED TO THE DEPARTMENT OF ECONOMIC AND EMPLOYMENT DEVELOPMENT.

* * * *

AN ORDINANCE 54,857

ACCEPTING THE PROPOSAL OF WOMACK MACHINE SUPPLY COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH REPAIR PARTS

February 4, 1982

gg

FOR THE LEON CREEK CENTRIFUGES FOR A
NET TOTAL OF \$3,214.00.

* * * *

AN ORDINANCE 54,858

ACCEPTING THE LOW QUALIFIED BIDS OF
PAUL ANDERSON COMPANY, LITTON OFFICE
PRODUCTS, LNM OFFICE SUPPLY AND WITTINGS
OFFICE FURNITURE TO FURNISH THE CITY OF
SAN ANTONIO WITH OFFICE FURNITURE FOR
A TOTAL OF \$22,092.89.

* * * *

AN ORDINANCE 54,859

ACCEPTING THE LOW BID OF NORTH STAR
DODGE SALES, INC., TO FURNISH THE CITY
OF SAN ANTONIO WITH POLICE PATROL AUTO-
MOBILES FOR A NET TOTAL OF \$750,800.00.

* * * *

AN ORDINANCE 54,860

AUTHORIZING THE CITY MANAGER TO EXECUTE
PROFESSIONAL SERVICES CONTRACTS WITH
HAYWOOD-JORDAN-MCGOWAN FOR FAIRCHILD PARK
PHASE III, CHARLES H. RANDALL, ARCHITECT,
FOR THE ARNOLD RECREATION CENTER REHABI-
LITATION AND JOEL L. MILLS, ARCHITECT,
FOR THE BOTANICAL CENTER ADMINISTRATION
UNIT; AUTHORIZING PAYMENTS FOR ARCHITECT
SERVICES AND AUTHORIZING A BUDGET REVISION.

* * * *

AN ORDINANCE 54,861

ACCEPTING THE LOW QUALIFIED BID OF BIG
STATE WATERPROOFING CO., INC., IN THE
AMOUNT OF \$23,900.00 TO PERFORM ROOF
REPAIRS AND DECK WATERPROOFING OF THE
NORTHWEST SERVICE CENTER: AUTHORIZING
THE CITY MANAGER OR HIS AUTHORIZED
REPRESENTATIVE TO EXECUTE A STANDARD
CITY PUBLIC WORKS CONSTRUCTION CONTRACT
AND AUTHORIZING PAYMENT.

* * * *

AN ORDINANCE 54,862

AUTHORIZING THE CITY MANAGER TO
EXECUTE A CONTRACT WITH CLEAN WATER
CONSULTANTS FOR PERFORMANCE OF A
SLUDGE MANAGEMENT STUDY.

* * * *

AN ORDINANCE 54,863

APPROVING THE PRICE AND CONDITIONS OF
THE SALE BY THE URGAN RENEWAL AGENCY
OF THE CITY OF SAN ANTONIO OF PARCELS
IP-6A AND IP-7, CONTAINING APPROXIMATELY

February 4, 1982

gg

101.514.79 SQUARE FEET, LOCATED
WITHIN THE VISTA VERDE SOUTH URBAN
DEVELOPMENT ACTION GRANT PROJECT
TO MAURICE A. ROSENSTEIN, D/B/A
MARS PLUMBING SUPPLY CO., INC.

* * * *

AN ORDINANCE 54,864

APPROVING THE PRICE AND CONDITIONS
OF THE SALE BY THE URBAN RENEWAL
AGENCY OF THE CITY OF SAN ANTONIO
OF PARCEL C-B-47, CONTAINING
APPROXIMATELY 15,053 SQUARE FEET,
LOCATED WITHIN THE VISTA VERDE
PROJECT, TEX. R-109, TO ESTEBAN Z.
VIERA AND WIFE, SANTOS G. VIERA,
FOR THE SUM OF \$30,200.00.

* * * *

AN ORDINANCE 54,865

AUTHORIZING THE CITY MANAGER TO
EXECUTE A SPECIAL WARRANTY DEED
CONVEYING A TRACT OF SURPLUS-CITY
OWNED PROPERTY TO GEORGE M. MILLS,
SR. AND WIFE, ELVA L. MILLS FOR A
CONSIDERATION OF \$400.

* * * *

AN ORDINANCE 54,866

AUTHORIZING FEES AND CHARGES FOR
LABORATORY SERVICES PROVIDED BY THE
POLICE DEPARTMENT TO OTHER GOVERN-
MENTAL AGENCIES.

* * * *

82-05 ZONING HEARINGS

16. CASE 8738 - to rezone the south 50' of the east 61' of lot 248 Block 8, NCB 7846, in the rear of 2027 Pleasanton Road from "B" Two Family Residential District to "B-3R" Restrictive Business District, located 126' west of Pleasanton Road, being 192.4' north of the intersection Kendalia Avenue and Pleasanton Road, having a width of 50' and a depth of 61'.

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.

Mr. Harrington moved that the recommendation of the Zoning Commission be approved provided that the applicant work with the Traffic Engineering Division for proper ingress and egress, and that a 6-foot solid screen fence is erected and maintained along the west and south property lines.

Mr. Wing asked that the proponent, Mr. Charlie J. Kutil, consider postponing action on this request at this time, because it could possibly create problems with actions underway to solve some of the zoning problems along Pleasanton Road.

February 4, 1982

gg

Mr. Andy Guerrero, Planning Administrator, stated that the proponent is asking for the rezoning because he also owns the adjoining lot, zoned residential, and wants to develop this lot in question as a commercial venture for a trophy distribution business.

Mr. Wing expressed hope that the concept of "provisional zoning" will be adopted soon in order to help solve some of these zoning problems.

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

AN ORDINANCE 54,867

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE SOUTH 50' OF THE EAST 61' OF LOT 248, BLOCK 8, NCB 7846, IN THE REAR OF 2027 PLEASANTON ROAD FROM "B" TWO FAMILY RESIDENTIAL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT THE APPLICANT WORK WITH THE TRAFFIC ENGINEERING DIVISION FOR PROPER INGRESS AND EGRESS, AND THAT A 6-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE WEST AND SOUTH PROPERTY LINES.

* * * *

82-05

CHUY NEGRETE

Mayor Cisneros introduced Mr. Chuy Negrete, social comedian, in attendance in the audience today, and spoke of his background as an entertainer.

Mr. Negrete stated that he was in San Antonio for the "Segundo de Febrero" events, and presented a poster to Mayor Cisneros.

82-05 CASE 8739 - to rezone a 41.197 acre tract of land out of NCB 10879, being further described by field notes filed in the Office of the City Clerk, Zoned: "I-1" Light Industry District, in the 7300 Block of I.H. 37 South Expressway, to use subsequent property for the exploration of oil, located on the north east side of I.H. 37 Expressway, being 175' south west of the cutback between Shetland Drive and I.H. 37 Expressway, having 4,587 on I.H. 37 Expressway and a maximum depth of 676'.

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

No citizen appeared to speak in opposition.

Mr. Archer moved that the recommendation of the Zoning be approved, provided that the 25 conditions as recommended by the Zoning Commission are imposed. Mr. Webb seconded the motion.

In response to a question by Mrs. Dutmer, Mr. John Dean Harris spoke of safety measures taken to prevent any accidental setting of a fire by a carelessly-discarded cigarette or other

February 4, 1982

gg

combustible material from the nearby expressway.

Mrs. Dutmer spoke of her concern for fire safety, after having experienced a similar incident caused by a spark and resulting grass fire.

In response to another question by Mrs. Dutmer, Mr. Harris spoke of frequent inspections required to assure the City that the proponents are complying with the 25 conditions established for approval by the Zoning Commission.

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

AN ORDINANCE 54,868

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 41.197 ACRE TRACT OF LAND OUT OF NCB 10879, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK., IN THE 7300 BLOCK OF I.H. 37 SOUTH EXPRESSWAY, FROM "I-1" LIGHT INDUSTRY DISTRICT, FOR THE EXPLORATION OF OIL, PROVIDED THAT THE 25 CONDITIONS AS RECOMMENDED BY THE ZONING COMMISSION BE IMPOSED, AS SHOWN IN ATTACHMENT 1.

* * * *

82-05

18 CASE 8735 ot rezone lots 13 and 14 Block 11, NCB 3186, 1426 Rigsby Avenue from "B" Residence District to "B-3R: Restrictive Business District, located on the south side of Rigsby Avenue, being 125' west of the intersection of Anita Street and Rigsby Avenue, having 50' on Rigsby Avenue and a depth of 117'.

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 a 6-foot solid screen fence is erected and maintained along the south property line, and that the applicant work with the Traffic Engineering Division for street dedication if necessary. Mr. Webb seconded the motion. On voice vote, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Berriozabal, Webb.

AN ORDINANCE 54,869

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 13 AND 14, BLOCK 11, NCB 3186, 1426 RIGSBY AVENUE, FROM "B" RESIDENTIAL

February 4, 1982

gg

DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT A 6-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE SOUTH PROPERTY LINE, AND THAT APPLICANT WORK WITH THE TRAFFIC ENGINEERING DIVISION FOR STREET DEDICATION IF NECESSARY.

* * * *

82-05

19 CASE 8743 - to rezone lots 16 and 17, Block 1, NCB 13952. 5426-5430 Old Hwy 90 West, from "R-A Residence-Agriculture District to "B-3R" Restrictive Business District, located southwest of the intersection of Marwhite Road and Old Hwy 90 West, having 100' on Old Hwy 90 West and 125' on Marwhite Road.

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, providing that a 6-foot solid screen fence is erected and maintained along the south property line. Mrs. Dutmer seconded the motion. On voice vote, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Dutmer, Wing, Eureste, Alderete, Webb, Harrington, Hasslocher, Cisneros; NAYS: None; ABSENT: Berriozabal, Thompson, Archer.

AN ORDINANCE 54,870

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 16 AND 17, BLOCK 1 NCB 13952, 5426-5430 OLD HIGHWAY 90 WEST, FROM "R-A" RESIDENTIAL-AGRICULTURE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT A 6-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE SOUTH PROPERTY LINE.

* * * *

82-05 CASE 8720 - to rezone Parcel 8, NCB 14982, 11315 Weidner Road, from Temporary "R-1" One Family Residence District to "I-1" Light Industry District, located Northwest of the intersection of Wedner Road, and Schertz Road, having 558.06' on Weidner Road and 1149.59' on Schertz Road.

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

No citizen appeared to speak in opposition.

In response to a question by Mr. Hasslocher, Mr. Andy Guerrero, Planning Administrator, stated that although the proponent currently enjoys a non-conforming usage of the property, he must seek the new zoning in order to expand his facility there.

After consideration, Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved. Mrs. Dutmer seconded

February 4, 1982

gg

6389

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

AN ORDINANCE 54,871

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 PARCEL 8, NCB 14942., 11315 WEIDNER ROAD FROM TEMPORARY "R-1" ONE-FAMILY RESIDENTIAL DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT.

* * * *

82-05

21. CASE 8721 to rezone Parcel 9, NCB 14942, 11603 Weidner Road, from Temporary "R-1" One-Family Residence District, to "I-1" Light Industry District located on the West side of Weidner, Road, being 558.06' north of the intersection of Schertz Road and Weidner Road, having 469.30' on Weidner Road and a maximum depth of 999.84'.

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

No citizen appeared to speak in opposition.

After consideration, Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved, provided that the applicant work with the Traffic Engineering Division for right-of-way dedication if necessary. Mrs. Dutmer seconded the motion. On voice vote, the motion carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Dutmer, Wing, Eureste, Alderete, Harrington, Hasslocher, Cisneros; NAYS: None; ABSENT: Berriozabal, Thompson, Archer.

AN ORDINANCE 54,872

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 PARCEL 9, NCB 14942., 11603 WEIDNER ROAD FROM TEMPORARY "R-1" ONE-FAMILY RESIDENTIAL DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT APPLICANT WORK THE TRAFFIC ENGINEERING DIVISION FOR RIGHT-OF-WAY DEDICATION IF NECESSARY.

* * * *

82-05

The Clerk read the following Ordinance:

AN ORDINANCE 54,873

BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS, APPROVING THE PURCHASE OF CERTAIN HEAVY EQUIPMENT AND AUTHORIZING PAYMENT THEREFORE; MAKING CERTAIN FINDINGS AND DETERMINATIONS IN REGARD TO SAID PURCHASE AND PAYMENT: AND

February 4, 1982

gg

DECLARING AN EMERGENCY.

* * * *

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

Mrs. Dutmer spoke against the use of Certificates of
Obligation for the purchase of heavy equipment.

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

82-05 The Clerk read the following Ordinance:

AN ORDINANCE 54,874

TERMINATING A PROFESSIONAL SERVICES CONTRACT
WITH EVONE W. GAFFNEY AND AUTHORIZING A
PROFESSIONAL SERVICES CONTRACT WITH DEE DEE
KETCHIE POLK AS PROJECT ADMINISTRATOR FOR THE
YOUNG ADULT CONSERVATION CORPS PROGRAM.

* * * *

In response to a question by Mr. Alderete, Mr. Ron Darner,
Director of Parks and Recreation, stated that this program involved
work in the City's parks, cleaning and removing debris and other
material.

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

82-05 The Clerk read the following Ordinance:

AN ORDINANCE 54,875

GRANTING A LICENSE TO MR. CRAIG A. ARNOLD
AND MRS. MARILYN ARNOLD D/B/A CLARMAR
TOUR SERVICE TO OPERATE A SIGHTSEEING
TOUR AND LIMOUSINE SERVICE WITHIN THE CITY
OF SAN ANTONIO DURING THE PERIOD BEGINNING
WITH THE EFFECTIVE DATE OF THE ORDINANCE
AND TERMINATING FEBRUARY 28, 1983.

* * * *

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

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

82-05 The Clerk read the following Ordinance:

AN ORDINANCE 54,876

GRANTING A LICENSE TO CHAPARRAL CATERERS, INC., D/B/A CONVENTIONS OF SAN ANTONIO TO OPERATE A SIGHTSEEING TOUR AND BUS SERVICE WITHIN THE CITY OF SAN ANTONIO DURING THE PERIOD BEGINNING WITH THE EFFECTIVE DATE OF THE ORDINANCE AND TERMINATING FEBRUARY 28, 1983.

* * * *

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

Mrs. Dutmer spoke to amending the Ordinance to specify that the vehicles carry the legend that they are not affiliated with the San Antonio Convention and Visitors Bureau.

Mr. Arne Klendshoj, the proponent, stated that the name "Convention of San Antonio" is a registered name.

Mrs. Dutmer made an amended motion to require the vehicles concerned carry the legend that they are not affiliated with the San Antonio Convention and Visitors Bureau, an official municipal function. Mr. Wing seconded the motion.

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

Mr. Eureste spoke of Freeman Decorators being located immediately adjacent to the Convention and Visitors Bureau, yet never having had to make a disclaimer that they were not affiliated with the Convention and Visitors Bureau. He urged allowing this request to create a tour and bus service, and determine at a later date, after observation, if the name poses any problem along this line.

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

82-05 The Clerk read the following Ordinance:

AN ORDINANCE 54,877

GRANTING THE MUSCULAR DYSTROPHY ASSOCIATION A WAIVER FROM THE TERMS OF ORDINANCE NO. 52865 IN CONNECTION WITH A FUND RAISING EVENT SCHEDULED FOR FEBRUARY 13, 1982.

* * * *

Mr. Eureste moved to approve the Ordinance. Mr. Harrington seconded the motion.

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

February 4, 1982

gg

AN ORDINANCE 54,878

AMENDING THE CURRENT BUDGET BY APPROPRIATING \$100,000 FOR ECONOMIC DEVELOPMENT ADVERTISING.

* * * *

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

In response to a question by Mr. Webb, Mayor Cisneros provided details of the planned usage of the money, stating that the Economic Development Foundation will use it as matching funds with private monies in order to purchase advertising for San Antonio in some 34 periodical, promoting the city for economic development.

In response to a question by Mr. Webb, Mr. Terry Britton, Executive Director of EDF, named the five members of his Executive Committee and stated that they were elected by EDF's 138 members. He then outlined plans for usage of the monies involved for advertising.

Mr. Louis J. Fox, City Manager, stated his opinion that this was a worthwhile endeavor, even though he is concerned with using money from the City's contingency fund.

Mr. Webb stated his opinion that he would rather use these funds for support of other projects such as the Bethel Day Care Center, for which the City staff is recommending against future funding. He spoke of the need for the City staff to be consistent in its recommendations for spending municipal monies.

Mr. Hasslocher stated his opinion that this advertising should be accomplished solely by EDF without any City funds, and spoke against the Ordinance.

Mr. Archer cautioned against too-frequent usage of the City's contingency fund, but spoke in favor of this Ordinance.

In response to a question by Mr. Archer as to whether EDF could utilize just \$50,000 in the following fiscal year, Mr. Britton stated that it could be done, since the advertising program is planned to begin in May and some of the money would not be needed until after next October 1st.

Mr. Archer made a substitute motion to provide \$50,000 from the contingency fund this fiscal year and make a commitment to provide another \$50,000 from budget funds in the next fiscal year. Mr. Harrington seconded the motion.

Mr. Alderete stated his concern that the advertising program might not be representative of the wishes of the City as a whole if the Council were to allow EDF to develop the program alone. He suggested that EDF had over their \$150,000 to the City, to use in the advertising program.

Mr. Britton stated that EDF wants to work together with the City on an advertising program, and outlined the advantages of making a larger advertising purchase.

Mr. Wing spoke in favor of the Ordinance as being good for all of San Antonio.

Mr. Eureste stated his support for the Ordinance, noting that the new thinking is that City government now is the partner of the private sector in promoting the community. He then spoke

of recent successes in attracting new business to San Antonio and the new jobs that have been gained as a result of these efforts.

Mrs. Dutmer spoke in favor.

Mr. Alderete stated that he was not pleased by the results of earlier national advertising efforts.

Mayor Cisneros spoke of the many new types of businesses considering relocating to San Antonio, such as high-technology firms, and noted that much the same thing is happening in Phoenix. Mayor Cisneros spoke of the need to turn around the City's old image as a sleepy little town in Texas and inform the world of the steps being taken to create a new image for San Antonio.

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

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

82-05

STAFF REPORT ON DIETRICH RD. PROJECT

Mr. Frank Kiolbassa, Director of Public Works, explained the current program status on the Dietrich Road, project, noting that early planning centered around a decision to take needed right-of-way from five parcels of land on only one side of Dietrich Road. He read from a prepared staff report, a copy of which is attached to the papers of this meeting, noting the concern of Mr. Ray Doria who feels the rewidening efforts places the roadway too close to the apartment and day-care units his organization manages. He stated that other residents of the area oppose widening of Dietrich Road because they fear it will increase its traffic, as a result.

Mr. Kiolbassa stated that the staff could answer both problems by planning the widening project so as not to widen the street too much, thus making it less attractive to heavy traffic and at the same time not requiring so much right-of-way. Plans to move along this line will require less right-of-way from all five parcels, and place the roadway some eight feet further away from the properties than originally planned. Two of the five parcels needed for the new project have been donated to the City, and three remain to be acquired. He stated that it would not be cost-efficient or timely to now take right-of-way from both sides of the roadway, and recommended continuing to take the needed right-of-way from one side only.

As to citizens' concerns for the street width, plans are to reduce the planned roadway from 44 to 36 feet, allowing left-turn lanes to reduce congestion from turning traffic.

Mr. Eureste asked Mr. Kiolbassa to meet with Mr. Ray Doria and present the plan, then report back to the City Council on the results of that meeting.

Mr. Kiolbassa stated that City staff would meet with and work with Mr. Doria and other area residents of the Dietrich Road area on the proposed new plan to widen Dietrich Road and related construction.

Mr. Eureste stated that this action could satisfy the concerns he had.

February 4, 1982

gg

Mrs. Dutmer expressed her concern about the widening of Dietrich Road, and said she could not see the reason for the reconstruction.

Mr. Kiolbassa stated that there is a great volume of truck traffic in this area, requiring reworking of the street.

Mr. Webb stated that he would prefer to keep the street residential in nature and not have the truck traffic traverse the area.

82-05

REPORT ON BETHEL DAY CARE CENTER REQUEST

Mr. William Donahue, Director of Human Resources and Services, quoted from a prepared report, a copy of which is made a part of the papers of this meeting. He spoke to the request for funds by the Bethel Day Care Center; a brief background on day care center funding, during which he noted the 75-25 split in funding for day care centers for Aid For Dependent Children (AFDC) and those from low-income homes, with the state and City responsible for the 25 per cent local match; and budgetary constraints that have affected the state funding mechanism in this category. Mr. Donahue spoke to City of San Antonio funding for day care over the past two years and the history of funding for day care over the past two years and the history of funding for the Bethel Day Care Center, including its most recent request for funds. He then spoke to the decision package acted upon by City Council last August, during which an ordinance adopted Option Five, which "Allocated the most funds to the agencies and permitted the greatest flexibility in the rate of expenditure by the agencies." He further stated that it was explicit when the ordinance was enacted that the funds allocated were to cover the City's 1981-82 fiscal year. Mr. Donahue stated that staff recommendation was based on consideration of five circumstances; the August ordinance allocated the total amount of funds available for this fiscal year; in adopting that ordinance, the City nearly doubled its financial commitment to day care; the state's bid process for allocation of day care agencies seems equitable; funding sought by Bethel is for administrative services, not direct services to children; and the Texas Department of Human Resources feels its allocation to Bethel is sufficient to support that agency's necessary costs for the 136 children involved. Mr. Donahue concluded by stating that, based upon those considerations, the staff recommends that the request for supplemental funds not be honored.

Mr. Wing spoke of earlier staff recommendations and actions concerning day care centers, and of apparent accelerated spending by Bethel. He stated that the request deals with administrative costs, not child care services and expressed his opinion that the City should fund day care centers alike.

Mr. Webb spoke of the City allocating several hundred thousand dollars for other projects in the past several weeks, and noted that he has differences with the staff on this matter.

Mr. Webb made a motion to direct City staff to draft an ordinance to provide \$58,216 to Bethel Day Care Center. Ms. Berriozabal seconded the motion.

Reverend L.A. Walker, representing Bethel Day Care Center, stated that the requested funds would be used to support services for 30 additional children in addition to administrative costs, and he spoke to the elimination of some four staff positions.

Mr. Thompson stated that Bethel has been a good service provider.

February 4, 1982

gg

(17)

C395

Mr. Louis J. Fox, City Manager, spoke of his concern with the winning bidder in the state's bid process for funding of day care centers coming to the City for additional funds, and asked that Rev. Walker provide written response to the City staff report if he feels it is in error. He stated that he favors funding Bethel Day Care Center only to the end of this City fiscal year at this time, as already planned.

In response to a question by Mr. Archer, Rev. Walker stated that Bethel would have to close the day care center in March if it does not receive the requested additional funds, and spoke of the state's requirements for the grant to provide day care services.

In response to a question by Mr. Eureste, Mr. Donahue stated that the City has contracts with 12 day care centers serving some 973 children.

In response to another question by Mr. Eureste, Rev. Walker spoke to current City funding of his agency through September 30, 1982 to serve 95 children, and explained the "over-enrolling" of children in the day care center and the need to acquire these new funds in order to secure new state funding, as well.

Mr. Eureste asked Rev. Walker and Mr. Donahue to meet with Mr. Mark Lucio, Texas Department of Human Resources, to discuss Bethel's needs.

Mr. Donahue spoke to the differences between the fiscal years of Bethel and the City, and each entity's understanding of the day care center's financial needs.

Mr. Webb asked City staff to determine the center's actual needs, if their request for additional funding is approved.

Mr. Donahue feels this request endangers the state's bid process for awarding of day care center grants, when the successful bidder and grantee then goes to another source to seek additional funds to insure their ability to provide the required services called for in the state grant.

A discussion then took place concerning the differences in interpretation of program spending rates, estimated needs to continue service and requirements to provide those services.

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

Mr. Thompson spoke to the loss to the community at large if Bethel must close down for lack of funds.

Mr. Eureste spoke to several possible options available to the Council in this matter.

Mr. Eureste made a substitute motion that staff be authorized to provide to Bethel Day Care Center an amount of money that the Texas Department of Human Resources determines to be needed as matching fund requirements in order for Bethel to continue its program through the term of the state grant. Mr. Thompson seconded the motion.

Mrs. Dutmer then moved to postpone the matter until next week's Council meeting. Mr. Harrington seconded the motion. After consideration, the motion to postpone prevailed by the following vote: AYES: Berriozabal, Dutmer, Eureste, Thompson, Alderete, Harrington, Archer, Cisneros, Hasslocher. NAYS: Wing; ABSENT: Webb.

Mr. Wing then asked that City staff to provide a report the Council on Bethel's expenditure of \$65,000 appropriated by the City over a four-month period, in addition to a report on the possible impact of not funding the center with the additional requested \$58,000.

82-05 Mayor Cisneros announced that consideration of agenda item number 30 would be postponed until after a Council Executive Session on the matter.

82-05 The Clerk read the following Ordinance:

AN ORDINANCE 54,879

APPOINTING INDIVIDUALS TO SERVE ON THE
CENTRO 21 TASK FORCE TO FILL THE UNEXPIRED
TERMS OF MEMBERS WHO HAVE RESIGNED.

* * * *

Ms. Berriozabal moved to approve the Ordinance.
Mr. Thompson seconded the motion.

The following individuals are hereby appointed to serve the Centro 21 Task Force: Rueben Saenz, District 5; Franklin Houser, District; Roy Wilkinson, District 10.

A discussion was held concerning the possibility of postponing action on selection of a Chairman of the Task Force until Ms. Berriozabal has the opportunity to seek a consensus of the Council on the choice, and consideration of the matter next week. It was Council consensus to postpone consideration of a Chairman at this time.

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

82-05 The Clerk read the following Ordinance:

AN ORDINANCE 54,880

APPOINTING JESSE CERVERA TO SERVE ON THE
PARKS & RECREATION BOARD TO FILL THE
UNEXPIRED TERM OF LAWRENCE KEITHLY WHO
HAS RESIGNED; THE TERM OF OFFICE SHALL BE
FOR A PERIOD ENDING MARCH 31, 1984.

* * * *

Mr. Wing moved to approve the 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, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Cisneros; NAYS: None; ABSENT: Webb, Hasslocher.

82-05 TRAVEL AUTHORIZATION - Granted:

Councilman Joe Webb to travel to Houston, Texas to attend

the Congressional Black Caucus Southwest Regional Forum.

* * * *

82-05 The Clerk read the following Ordinance:

AN ORDINANCE 54,881

AUTHORIZING THE CITY MANAGER TO EXECUTE
LEASES FOR SPACE AT THE RIVER BEND GARAGE.

* * * *

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

In response to a question by Mr. Archer relative to a letter sent from Centro 21 to Routh & Company, the leasing agent, asking that no space be leased in the River Bend Garage to a restaurant operation, Mr. Jim Daniel, representing Routh & Company, confirmed receipt of that letter, but stated that his firm currently is working in negotiation with two restaurant operations for lease of space in the garage facilities, and in fact was attempting to re-establish contact with representatives of Coney Island hot-dog stand to see if they still might be interested in leasing space there.

Mr. Louis J. Fox, City Manager, stated that he feels the City should open the lease of space in the garage to anyone who desires that space, because of past difficulties in leasing the space.

Mr. Archer asked that Routh & Company work with the hot dog stand on possible lease of space in the garage.

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

Mr. John D. Harris, representing Budget Rent-A-Car, one of the newly-approved lessees, thanked Mr. Joe Aceves of Public Works and Ms. Pat Mansell of the Legal Department for their help in this matter, and complimented the City Council for the concerns it has shown today to a number of issues.

82-05 The Clerk read the following Ordinance:

AN ORDINANCE 54,882

AUTHORIZING EXECUTION OF A PUBLIC WORKS
CONSTRUCTION CONTRACT WITH WALLACE L. BOLDT
GENERAL CONTRACTOR, INC., FOR PRE-DEMOLITION
SERVICES FOR THE MUNICIPAL AUDITORIUM
RESTORATION PROJECT AND PROVIDING FOR PAYMENT.

* * * *

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

Mayor Cisneros stated his opinion that the restoration of Municipal Auditorium is moving entirely too slow, and he urged the matter be speeded up.

A brief discussion took place relative to the pre-demolition services required.

February 4, 1982

gg

Mr. Dennis Martinez, representing Centro 21, stated that final plans for the restoration project still have not been firmed up.

A discussion took place concerning possible changes in the initial restoration plans.

Mr. Louis J. Fox, City Manager, stated that City staff would check into the timetable on and project and recommend a speed-up of the restoration activities.

Mr. Eureste asked that a schedule of construction activities for restoration of the auditorium be prepared and posted.

Mr. Eureste made an amended motion that an investigation be made and report be prepared on his request to provide an alcove or other suitable space in Municipal Auditorium for commemorating and honoring San Antonio's winners of the Medal of Honor, and providing a registry of San Antonians who have died in this nation's wars, working with local veterans' groups in the process as needed. Mr. Harrington seconded the motion.

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

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

-

-

-

82-05

BRANCH LIBRARY FOR DISTRICT 8

Mr. George Noe, Administrative Assistant to the City Manager, spoke of alternatives available to the City Council in providing a new branch library in District 8, and handed out a staff memo on the subject, a copy of which is a part of the papers of this meeting. He spoke to four possible alternatives: construction of a standard branch library building, lease of a facility for a standard branch library, lease of a facility for a mini-library branch which would provide the ability to later construct a standard branch library, and the use of an existing school library. He stated that the Legal Department has determined that library funds from the 1980 Bond Issue cannot be used for a new library in District 8, and that other funds in that Bond issue are encumbered for specific uses such as streets, drainage, etc. Mr. Noe stated that funds for a new branch library are not now available, and spoke to the possibility of Council consideration for such funding in the FY 82-83 budget of the City. He further recommended that the Contingency Fund not be considered for provision of these funds at this time.

Mayor Cisneros spoke in support of the idea of a branch library in Council District 8.

Mr. Harrington noted that District 8 presently does not have a branch library to service its citizens, and reported that the library staff reports that more requests for library services come from persons in District 8 than from any other Council district.

(At this time, Mayor Cisneros was obliged to leave the meeting. Mayor Pro-Tem Hasslocher presided.)

Mr. Harrington asked the Council to act on this item today, and spoke to possible usage of a surplus \$3 million available from the Callaghan Road street work in District 8 from the 1980 Bond Issue, although noting that the Legal Department believes that these funds cannot be used for anything other than for streets.

February 4, 1982

gg

Mr. Harrington moved that \$150,000 be taken from the Contingency Fund for site acquisition and engineering, and that Certificates of Obligation be approved in the amount of \$630,000 for construction of the branch library, books and other equipment needed to make it functional. Mr. Eureste seconded the motion.

Mr. Louis J. Fox, City Manager, asked the Council to direct City staff to look into the feasibility of this and to determine if this is within the proper uses allowed for Certificates of Obligation, and to report back to Council on the funding alternatives.

Mrs. Dutmer made a substitute motion to direct staff to investigate and report back to the Council with criteria for the proper use of Certificates of Obligation or perhaps Tax Increment Financing. The motion died for lack of a second.

Mr. Eureste spoke to the possible use of Certificates of Obligation to finance the San Pedro Creek Project and the possibility of combining both this project and the branch library project into a single financing package.

(Mayor Cisneros returned to preside over the meeting.)

Mr. Archer spoke against taking any additional funds from the Contingency Fund, and stated his opinion that this new library matter need to be a part of a future bond issue.

Mrs. Dutmer made a substitute motion, directing the City Manager to investigate funding alternatives for library construction in Council District 8, and report back within 30 days those findings. Mr. Hasslocher seconded the motion.

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

82-05

FENCE AT 1126 FLANDERS AVENUE

Mr. Wing asked that the City Manager and City Attorney look into the matter of a petition submitted by Mr. Ernest Jasso, 1126 Flanders Avenue, requesting permission to leave standing a six-foot-high fence on his property, a fence that has been up for some 18 years but, because of a recent citation for violation by the City, it is feared must be torn down. He stated that Mr. Jasso has been told his only recourse is to appeal for a variance to the Zoning Board of Adjustment. Mr. Wing further stated that Mr. Jasso's formal petition to keep the fence is on the Council agenda today on the Petitions Page.

Ms. Jane Macon, City Attorney, stated that she would look into the matter to determine if Mr. Jasso might have non-conforming rights to retain the fence, and would report back to the Council on the findings following the staff review of the matter.

82-05

CITIZENS TO BE HEARD

REV. R.A. CALLIES, SR.

Reverend Callies spoke about the Martin Luther King, Jr. Plaza, and of last Sunday's unveiling of a statue to Dr. King. He further stated that more work remains to be done in this area to create the full Plaza as planned, and provided the City Council with a list of eight things he feels need to be done. A copy of his

February 4, 1982

gg

request is made a part of the papers of this meeting. Rev. Callies stated that an unveiling of a plaque listing donors to the statue project will be held on Sunday, April 4, 1982. He spoke of plans to make the Martin Luther King Jr., Plaza fill the two-block traffic divider which stretches along New Braunfels Avenue a block on either side of East Houston Street.

Mayor Cisneros spoke of the large crowd which took part in the statue dedication ceremony, and asked City staff to check into any possible sources of funding for completion of plans for the full Plaza.

82-05

MS. DEBORAH MASON

Ms. Deborah Mason, President of AAVAP, Alamo Area Volunteer Advocate Program, stated that they have also submitted an application for funding to the Rape Services Review Panel, Texas Department of Health. She spoke about their program which is completely manned by volunteers. She presented the City Council with a packet of information on her organization, a copy of which is on file with the papers of this meeting. She also stated that there are twenty volunteers, however, they are not able to provide 24 hour service during the week. She then spoke of the funding they have applied for through the State Department of Health. She asked for the City's support in this effort.

Councilman Archer stated that he had met with Ms. Mason on this matter and asked Mr. Bill Donahue, Director of Human Resources and Services Department, why the City is applying for this same grant. He stated he would prefer the grant be awarded to AAVAP.

Mr. Donahue stated that AAVAP and the City of San Antonio have worked together in previous occasions. Mr. Donahue further stated that if the City receives the grant they will seek the cooperation of AAVAP and pledge his cooperation. He stated that a decision will be made next week by the Texas Department of Health. He would not be in favor of withdrawing the grant.

Councilman Archer made a motion to place an item on the agenda to withdraw the City's grant for Rape Prevention grant from the State. Mr. Alderete seconded the motion.

Councilwoman Dutmer spoke in favor of the City not withdrawing their application, and letting the State make the final decision.

City Manager Fox, suggested that a comparison of services be included in next week's report to the Council.

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

82-05

MR. JOE RAMSEY

Mr. Joe Ramsey, representing the Natkin and Co., asked for a zoning variance to allow them to place a temporary building on their property.

Mayor Pro-Tem Hasslocher stated that he is familiar with the case and would like to have the City review it.

Mr. Alex Briseno, Assistant City Manager, stated that he believed this case had been denied by the Board of Adjustment.

In response to Mrs. Dutmer, Mr. Thompson stated that the City Council had directed that the Ordinance be rewritten.

82-05

MR. LEROY RIOS

Mr. Rios stated that he would like to decorate his taxicab with a set of bull horns for a two week period in honor of the Rodeo.

Mr. Eureste stated that he had advised Mr. Rios to appear before the City Council on this matter.

Mr. Alderete moved to approve the request of Mr. Rios. Mr. Eureste seconded the motion.

At this point Mr. Wing made a motion to amend the motion by requesting staff to review the request to see if it is legal and report to the Council next week. Mr. Eureste seconded the motion.

Mr. Luis Garcia, Assistant City Attorney, stated that the Traffic Code needs to be reviewed in this regard. On roll call the motion to amend carried by the following vote: AYES: Dutmer, Wing, Eureste, Alderete, Harrington, Hasslocher, Cisneros; NAYS: Thompson; ABSENT: Berriozabal, Webb, Archer. The main motion, as amended, prevailed by the following vote; Dutmer, Wing, Eureste, Alderete, Harrington, Hasslocher, Cisneros; NAYS: Thompson ABSENT: Berriozabal, Webb, Archer.

82-05

MR. PAT KNIGHT

Mr. Pat Knight, Allen and Allen Company, expressed concern about a decision that could be made regarding the banning of cedar shades and shingles in "B" Session later this evening. He said that this is a large part of their construction industry and asked that the City Council keep an open mind on this issue.

82-05

PETITION LETTERS

January 29, 1982

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.

January 26, 1982

Petition submitted by Mr. Ernest Jasso, requesting permission to leave standing a six foot high fence at 1126 Flanders.

January 26, 1982

Petition submitted by Mr. Robert L. Tomasini, Bexar County Road Administrator, requesting that Pearsall Road between Loop 13 and the Atascosa County Line be renamed "old Pearsall Road".

* * * *

/s/ NORMA S. RODRIGUEZ
City Clerk

NSR:gg

January 29, 1982

February 4, 1982

gg

Mr. Ramsey stated that the case was deemed as not being under the jurisdiction of the Board of Adjustment.

Mr. Briseno asked that the Building Inspection Department reply to this matter.

Mr. David Cadena, Senior Inspector, stated that Mr. Ramsey appeared at the Board of Examiners and Appeals and was told that the issue was not under their jurisdiction, Mr. Cadena stated that the City staff is asking that the portable building meet the Building Code specifications.

Mayor Pro-Tem Hasslocher asked Mr. Ramsey to meet with Mr. Cadena to clarify the criteria which Mr. Ramsey needs to comply with the City Codes.

Mr. Alderete asked Mr. Cadena to report in writing a request he had submitted regarding a temporary building at Ingram and Benrus (Bible College) to see if they are in compliance with the code.

Mr. Cadena stated he would reply to the Council on this issue.

82-05

MR. REYNALDO REYES

Mr. Reynaldo Reyes spoke about construction work being done on Vermont and Bernard Streets. He stated that sidewalks are being placed are only one side of the street.

Mr. Eureste said that this property is in Columbia Heights. He said that Mr. Reyes' house does not face the street and he moved that the City staff assess the cost of a sidewalk in front of Mr. Reyes' house and also a retaining wall. He said that there may be money in a contingency fund associated with this project. Mr. Thompson seconded the motion.

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

82-05

MR. ROBERT GONZALES

Mr. Robert Gonzales thanked Mr. Bob Thompson, Chairman of the Taxi Cab Committee, for the meeting that was held last week in which they were able to discuss their problems.

Mr. Gonzales expressed disappointment that other members of the Taxi Cab Committee, were not present at the meeting and brought cassette tapes to them so they could hear what had transpired at that meeting and hear his side of the story.

Mr. Eureste stated that the best method of solving their problems is to work with the committee as a whole.

Mr. Thompson stated that he is submitted a re-write of the Taxi Cab Ordinance and didn't understand the statement that the tapes represented Mr. Reyes' side of the story. Mr. Thompson stated that he has reviewed every cab stand in the City, as well as the Airport situation and the dispatch situation.

February 4, 1982

gg

82-05 There being no further business to come before the Council, the meeting was adjourned at 8:00 P.M.

A P P R O V E D

M A Y O R

ATTEST:

C i t y C l e r k

February 4, 1982

gg