

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, MARCH 10, 1983.

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The meeting was called to order by the presiding officer, Mayor Pro Tem Ed Harrington, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, EURESTE, THOMPSON, ALDERETE, HARRINGTON, ARCHER, HASSLOCHER. Absent: CISNEROS.

83-11 The invocation was given by Rev. Charles H. Berry, Jr., St. Stephen's Episcopal Church.

83-11 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

83-11 NORTHSIDE OPPORTUNITIES SCHOOL

Mrs. Dutmer noted that students of the Northside Opportunities School and their sponsor had earlier been present for a tour of City Hall.

83-11 SOUTHEAST BAPTIST HOSPITAL

Mayor Pro Tem Harrington recognized Mr. Webb, who read the following Proclamation:

WHEREAS, the citizens of Southeast San Antonio are deeply appreciative of the unending and generous service Southeast Baptist Hospital has provided for the Community, and

WHEREAS, the business community and neighborhoods of Southeast San Antonio wish to add their sincere gratitude for the contributions they have made to the total advancement and betterment of their Community, and

WHEREAS, Southeast Baptist Hospital is one of the finest health facilities in our City and has contributed spiritually and materially to the physical and mental well-being of our citizens,

NOW, THEREFORE, I, HENRY CISNEROS, Mayor of the City of San Antonio, in recognition thereof, do hereby proclaim the week of March 14, 1983, as

"SOUTHEAST BAPTIST HOSPITAL  
APPRECIATION WEEK"

in San Antonio, Texas.

Mrs. Dutmer spoke of the community services of Southeast Baptist Hospital and recognized its executive director, Mr. Bob Adams, for his work with the southeast San Antonio community.

Mr. Webb presented the Proclamation to Mr. Adams, who thanked the Council for the honor.

FESTIVAL CALDERON

Mayor Pro Tem Harrington recognized the presence in the audience today of Ms. Mary Ann Bruni and representatives of a number of groups and organizations making up Festival Calderon, and spoke of the details of the 3rd Annual International Drama Festival. He then read the following Proclamation:

WHEREAS, Festival Calderon is presenting the Third International Drama Festival featuring selections of the best of the rich tradition of Hispanic drama from the Plaza Mayor of Seventeenth Century Spain to the Mythical Plaza San Cuilmas of San Antonio, and

WHEREAS, this two-week drama festival has been made possible through the generous cooperation of Equitable Life Assurance Society of the United States, Citibank/Citicorp, and the Texas Commission on the Arts, and

WHEREAS, Arte-Arts of San Antonio will participate in the festival with a co-production with Casa de Cultura of Monterrey of Calderon de la Barca's El Gran Teatro del Mundo and with the preview of an exciting new work about San Antonio Plaza San Cuilmas, and

WHEREAS, Trinity University will have their Collegium Musicum Ensemble perform and will co-sponsor a symposium as part of the Festival, and

WHEREAS, Repertorio Espanol of New York will open the Third International Drama Festival with a production of Havana Sings!.

NOW, THEREFORE, I, ED HARRINGTON, Mayor Pro-Tem of the City of San Antonio, in recognition thereof, do hereby proclaim March 9 - 14, 1983, to be

"THIRD INTERNATIONAL DRAMA FESTIVAL  
FORT NIGHT"

in San Antonio, Texas.

Mayor Pro Tem Harrington presented the Proclamation to Ms. Bruni. Individual members of the Council congratulated Ms. Bruni and other members of the group in attendance.

Ms. Bruni introduced other members of the group, including a representative of the sponsoring organization, the Equitable Life Assurance Society of the United States.

Mr. Eureste noted that the City funds Festival Calderon and several of the other groups participating in the Festival, and spoke to the history of the event.

MS. DEBBIE WESER

Mayor Pro Tem Harrington noted that today is the birthday of Ms. Debbie Weser, reporter for the San Antonio Light, who was present in the audience.

Members of the City Council and the audience sang "Happy Birthday".

Ms. Weser thanked the Council.

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83-11 Mr. Eureste noted that a number of citizens were present in the audience today to hear the outcome of agenda item 44, and asked that the Council concur with taking up consideration of this item at this time. Informal concensus was granted.

The City Council read the following Ordinance:

AN ORDINANCE 56,645

APPROVING A NEW SELECT HOUSING TARGET AREA FOR THE HOUSING POLICY GUIDE.

\* \* \* \*

Mrs. Dutmer moved that the Ordinance be approved. Mr. Eureste seconded the motion.

Mr. Eureste noted that the Ordinance designates a new target area, the Immaculate Conception area, for housing assistance.

Mrs. Helen Ayala, First Vice-President of Communities Organized for Public Service (COPS), spoke of the need to upgrade the homes in this area.

Mrs. Rogelia Rodriguez, COPS, a representative of the Immaculate Conception area, spoke to the history of requests for this designation in this area, and of several specific needs to upgrade the conditions of homes in this vicinity, including no running water, leaking roofs and overcrowded housing conditions.

Ms. Enriqueta Rubio read a prepared statement on this request for improved living conditions in which to raise children, beautifying the area and improving the quality of life. She stated that the City Council is responsible for providing these improvements.

Ms. Berriozabal stated that the Council's housing committee endorses this designation. She noted some of the sub-standard conditions of homes in this vicinity, and spoke in support of this Ordinance.

Mrs. Dutmer also noted that the housing committee endorsed the Ordinance.

Mr. Eureste thanked the COPS delegation for bringing this matter to the attention of the City Council, and spoke of the need to improve conditions in the poorer communities of San Antonio.

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

Ms. Virginia Ramirez, COPS quadrant leader, thanked the Council and the housing committee for helping provide a better neighborhood.

83-11 The minutes of the meeting of February 24, 1983 were approved.

83-11 CONSENT AGENDA

Mrs. Dutmer moved that items 4 - 34 constituting the consent agenda be approved with the exception of items 16 and 33 to be pulled for individual consideration. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 56,646

ACCEPTING THE LOW QUALIFIED PROPOSAL OF FERGUSON MAP COMPANY, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH A POLYGON DIGITIZING SERVICE CONTRACT FOR A TOTAL OF \$13,587.00.

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AN ORDINANCE 56,647

ACCEPTING THE PROPOSAL OF GROLIER EDUCATIONAL CORPORATION TO FURNISH THE CITY OF SAN ANTONIO WITH EIGHT (8) SETS OF ENCYCLOPEDIAS FOR A TOTAL OF \$4,488.00.

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AN ORDINANCE 56,648

ACCEPTING THE LOW BID OF MOTHERAL PRINTING COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH THE PRINTING AND MAILING OF SEWER RATE NOTICES FOR A TOTAL OF \$7,572.00.

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AN ORDINANCE 56,649

ACCEPTING THE LOW BID OF METRO-TEX WASTE WATER, INCORPORATED TO FURNISH THE CITY OF SAN ANTONIO WITH ONE (1) PORTABLE SEWAGE TREATMENT PLANT FOR A TOTAL OF \$73,455.00.

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AN ORDINANCE 56,650

CANCELLING THE CONTRACT WITH FLETCHER DAVIS COMPANY, INCORPORATED, AND ACCEPTING THE BID OF ACCUTRONICS, INCORPORATED, TO FURNISH THE CITY OF SAN ANTONIO WITH TIME RECORDERS FOR A TOTAL OF \$4,788.00.

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AN ORDINANCE 56,651

ACCEPTING THE LOW QUALIFIED BIDS OF TEXAS MULTI-CHEM INCORPORATED AND TURF SPECIALTY COMPANY INCORPORATED TO FURNISH THE CITY OF SAN ANTONIO WITH HERBICIDES FOR A TOTAL OF \$14,733.00.

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AN ORDINANCE 56,652

ACCEPTING THE LOW QUALIFIED BID OF ROCKFORD BUSINESS INTERIORS TO FURNISH THE CITY OF SAN ANTONIO WITH CHAIRS FOR A TOTAL OF \$3,450.00.

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AN ORDINANCE 56,653

ACCEPTING THE LOW BIDS OF ACCRON CHEMICAL DISTRIBUTORS, INCORPORATED AND MCKESSON CHEMICAL COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH SWIMMING POOL CHEMICALS FOR A TOTAL OF \$15,200.00.

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AN ORDINANCE 56,654

ACCEPTING THE LOW QUALIFIED BID OF SICO INCORPORATED TO FURNISH THE CITY OF SAN ANTONIO WITH STAGING FOR THE CONVENTION CENTER FOR A TOTAL OF \$83,924.90.

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AN ORDINANCE 56,655

ACCEPTING THE LOW QUALIFIED BID OF WALLACE AND TIERNAN DIV./PENWALT CORPORATION TO FURNISH THE CITY OF SAN ANTONIO WITH EVAPORATORS FOR A TOTAL OF \$17,063.00.

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AN ORDINANCE 56,656

ACCEPTING THE LOW QUALIFIED BIDS OF ALAMO FIRE AND SAFETY EQUIPMENT COMPANY AND BAR-M POWER EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH PORTABLE GENERATORS FOR A TOTAL OF \$6,425.47.

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AN ORDINANCE 56,657

ACCEPTING THE LOW QUALIFIED BIDS OF ACKERMAN AUTOMOTIVE WHSE., INC., AUTOMOTIVE TRUCK PARTS CO., BATTERY AND CHARGER SERVICE, INC., EQUIPMENT SERVICE CO., JACOBS EQUIPMENT DIST., INC., MITCHELL TOOL WAREHOUSE, INC., MYERS TIRE SUPPLY CO., AND OMEGA AUTOMOTIVE ENT. TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION, FIRE AND AVIATION DEPARTMENTS AND THE AUTOMOTIVE OPERATIONS DIVISION WITH AUTOMOTIVE SHOP EQUIPMENT FOR A TOTAL OF \$53,647.43.

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AN ORDINANCE 56,658

APPROVING A CONTRACT WITH ANDREW S. PI, P.E., DBA PI ENGINEERING, FOR ENGINEERING DESIGN FOR SEWER SERVICE TO UNIVERSITY ROW TOWNHOUSE SUB-DIVISION AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 56,659

ACCEPTING THE BID OF RAMS CONTRACTING AND SUPPLY CO., DBA AMERICAN CONTRACTING AND SUPPLY CO., AND FRANK RAMIREZ, JR., A JOINT VENTURE, IN THE AMOUNT OF \$20,453.10 FOR CONSTRUCTION OF THE CEDAR CREEK SUBDIVISION UNIT 1 OFF-SITE SANITARY SEWER EXTENSION.

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AN ORDINANCE 56,660

APPROVING FIELD ALTERATION NO. 16 TO THE HILDEBRAND DRAINAGE PROJECT, PHASE B (2988 FEET OF FRENCH DRAIN TO BE CONSTRUCTED BEHIND THE CURB ON BOTH SIDES OF WESTWOOD DRIVE) AND AUTHORIZING PAYMENT.

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AN ORDINANCE 56,661

ACCEPTING THE PROPOSAL OF RABA-KISTNER CONSULTANTS, INC., TO PROVIDE CONSULTING ENGINEERING AND GEOTECHNICAL ENGINEERING SERVICES IN CONNECTION WITH THE NELSON GARDENS LANDFILL SITE DEVELOPMENT PLAN AND PROVIDING FOR PAYMENT NOT TO EXCEED \$28,820.00.

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AN ORDINANCE 56,662

ACCEPTING THE BID OF J. J. FALBO & COMPANY IN THE AMOUNT OF \$709,709.00 TO CONSTRUCT THE EDMUND CODY BRANCH LIBRARY AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 56,663

ACCEPTING THE LOW QUALIFIED BID OF H. B. ZACHRY CO. IN THE AMOUNT OF \$49,540.00 TO CONSTRUCT THE INTERNATIONAL AIRPORT APRON REPLACEMENT PROJECT AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 56,664

APPROVING AN AMENDMENT TO THE PROFESSIONAL SERVICES CONTRACT WITH DABNEY-BYRN AND ASSOCIATES, INC. FOR DESIGN SERVICES FOR THE AIR TRAFFIC CONTROL TOWER AT INTERNATIONAL AIRPORT TO EXPAND THE SCOPE OF THE WORK AND INCREASE THE COMPENSATION.

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AN ORDINANCE 56,665

APPROVING AMENDMENT NO. 2 TO THE REIMBURSABLE AGREEMENT NO. SW-223 WITH THE FEDERAL AVIATION ADMINISTRATION FOR RELOCATION OF THE INTERNATIONAL AIRPORT TRAFFIC CONTROL TOWER AND RADAR APPROACH CONTROL FACILITIES.

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AN ORDINANCE 56,666

AUTHORIZING THE CITY MANAGER TO ENTER INTO A SALES AGREEMENT FOR THE PURCHASES OF PARCEL 406-1, MID-CITY GARAGE PROJECT (SP #357) AND APPROPRIATING \$731,610.00 ACQUISITION COSTS FOR SAME AND AUTHORIZING DISBURSEMENT AND DISPOSITION OF SUCH SUM.

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AN ORDINANCE 56,667

AUTHORIZING THE CITY MANAGER TO ENTER INTO A SALES AGREEMENT FOR THE PURCHASE OF PARCEL 406-3A, MID CITY GARAGE PROJECT (SP# 357) AND APPROPRIATING \$602,200.00 ACQUISITION COSTS FOR SAME AND AUTHORIZING DISBURSEMENT AND DISPOSITION OF SUCH SUM.

\* \* \* \*

## AN ORDINANCE 56,668

CLOSING AND ABANDONING A TRACT OF LAND OUT OF SOUTH LAREDO STREET RIGHT OF WAY ADJACENT TO NEW CITY BLOCK 6196, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE A QUITCLAIM DEED TO THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO, FOR A CONSIDERATION OF \$1.00.

\* \* \* \*

## AN ORDINANCE 56,669

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$5,115.00 OUT OF SEWER FUNDS FOR THE PURPOSE OF ACQUIRING AN EASEMENT TO CERTAIN LANDS; AUTHORIZING THE CITY MANAGER TO EXECUTE THE EASEMENT; AMENDING SECTION 3 OF ORDINANCE NO. 56203, DATED DECEMBER 2, 1982 AND AUTHORIZING THE DIRECTOR OF FINANCE TO ISSUE A CHECK IN THE AMOUNT OF \$200.00.

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## AN ORDINANCE 56,670

AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE UNITED STATES FOR LAND AT INTERNATIONAL AIRPORT FOR A NEW AIR TRAFFIC CONTROL TOWER.

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## AN ORDINANCE 56,671

ACCEPTING THE HIGH BIDS RECEIVED IN CONNECTION WITH CITY FUNDS AVAILABLE FOR DEPOSIT IN INTEREST-BEARING CERTIFICATES OF DEPOSIT.

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## AN ORDINANCE 56,672

AUTHORIZING PAYMENT OF REFUNDS TO PERSONS MAKING OVERPAYMENTS OR DOUBLEPAYMENTS ON FIFTY TAX ACCOUNTS.

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## AN ORDINANCE 56,673

AUTHORIZING THE DIRECTOR OF HEALTH TO ENTER INTO AGREEMENT WITH LOCAL EDUCATIONAL INSTITUTIONS TO PROVIDE PRACTICAL EXPERIENCE IN PUBLIC HEALTH ACTIVITIES FOR STUDENTS OF VARIOUS HEALTH PROFESSIONS.

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## AN ORDINANCE 56,674

AUTHORIZING SETTLEMENT OF ALL CLAIMS HELD BY THE CITY AGAINST ROYAL INSURANCE COMPANY IN CONNECTION WITH THE CONTRACT TO REMOVE DRIED SLUDGE.

\* \* \* \*

83-11 The Clerk read the following Ordinance:

AN ORDINANCE 56,675

ACCEPTING THE BID OF HEATH CONSTRUCTORS, INC. IN THE AMOUNT OF \$171,723.74 FOR CONSTRUCTING THE STREET IMPROVEMENTS IN THE G.J. SUTTON STATE OFFICE BUILDING AND PROVIDING FOR PAYMENT.

\* \* \* \*

Mr. Hasslocher moved that the Ordinance be approved. Mr. Webb seconded the motion.

Mr. Alderete asked to be supplied with the number of contracts and dollar amounts involved over the past year for the Small and Minority Business Enterprise program.

Mr. Louis J. Fox, City Manager, stated that he would have this information by next week.

In response to a question by Mr. Webb, Mr. Joe Aceves, Assistant Director of Public Works, discussed the specifications for the bid and the streets involved.

Mr. Webb spoke to the need for additional lighting in this area.

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

83-11 The Clerk read the following Ordinance:

AN ORDINANCE 56,676

ACCEPTING A \$500.00 CASH GIFT FROM MURRAY FINANCIAL CORPORATION FOR ESTABLISHING AN ART SCHOLARSHIP PROGRAM; ESTABLISHING A FUND FOR SAID PROGRAM AND AUTHORIZING DISBURSEMENT THEREFROM FOR SUCH SCHOLARSHIPS.

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Mr. Hasslocher moved that the Ordinance be approved. Mrs. Dutmer seconded the motion.

In response to a question by Mrs. Dutmer, Mr. Ron Darner, Director of Parks & Recreation, spoke to details of the award of arts grants through the City.

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

ZONING HEARINGS

35. CASE 283005 - to rezone Lots 1 thru 14, NCB 276, Lots 1 thru 14, NCB 308, Lots 1 thru 4, 13, and 14, NCB 309, Lots 1, 2, 3, 12, and the north 24.44' of Lot 11, NCB 275, in the 300 and 400 Block of Guadalupe Street, in the 100 and 200 Block of Colima Street, in the 900 Block of Frio Street, in the 900 and 1000 Block of Leona Street, in the 900 Block of Pecos Street, from "K" Commercial District to "R-7" Small Lot Homes, located on the south side of Guadalupe Street, between Frio Street and Pecos Street having frontage also on Leona Street and Colima Street having 338.39' and 323.2' on the south side of Guadalupe Street 342.42', 277.1 on

the north side of Colima Street, 340.71' and 198.32' on the southside of Colima Street, 80' and 333.36' on the east side of Frio Street, 333.36', 166.71' on the west side of Leona Street, 332.36' and 272 on the east side of Leona Street, 332' and 351.77' on the west side of Pecos Street.

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.

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

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

AN ORDINANCE 56,677

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 1 THRU 14, NCB 276; LOTS 1 THRU 14, NCB 308; LOTS 1 THRU 4, 13, AND 14, NCB 309; LOTS 1, 2, 3, 12 AND THE NORTH 24.44' OF LOT 11, NCB 275, IN THE 300 AND 400 BLOCKS OF GUADALUPE STREET, IN THE 100 AND 200 BLOCKS OF COLIMA STREET, IN THE 900 BLOCK OF FRIO STREET, IN THE 900 AND 1000 BLOCKS OF LEONA STREET, IN THE 900 BLOCK OF PECOS STREET, FROM "K" COMMERCIAL DISTRICT TO "R-7" SMALL-LOT HOMES.

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36. CASE Z83043 - to rezone a 5.246 acre tract of land out of Lots 4 and 5, NCB 8406, 3415 Fredericksburg Road, from "B-3" Business District to "B-2" Business District, located on the southwest side of Fredericksburg Road being approximately 1214' northwest of the intersection of Fredericksburg Road and west of the intersection of Fredericksburg Road and Babcock Road, having 130.15' on Fredericksburg Road maximum depth of 693.47' and a maximum width of 395'.

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

Mr. Andy Guerrero, Planner II, stated that the applicant would like to change the location of the fencing requirement, to set it back from the property line.

Mr. George Ozuna, representing the proponent, asked that the fencing requirement imposed by the Zoning Commission be altered to relocate it to a point some 60 feet northeast of its sited location on the southwest property line, in order to provide more security for the proposed apartment project. He briefly outlined details of the building plans for the site.

Mrs. Josephine Krueger, 110 Laddie Place, spoke of her concern for the rainwater runoff onto area residential properties, and also spoke in concern for young children who play in the drainage ditch involved. She also stated that neighbors had no idea of the scope of the proposed zoning change and its effects.

Mrs. Bernita Hays, 115 Laddie Place, stated that introduction of more pavement in the area will only increase floodwater runoff into residential areas. She spoke in support of the proposed project, provided that the drainage problem can be corrected.

In response to a question by Mr. Hasslocher, Mr. Guerrero discussed the proposed moving of the fencing requirement and placement of the non-access easement.

Mr. Ozuna stated that the drainage channel has been concrete-lined, and further stated that re-design of the property in question, in his opinion, would assist the drainage pattern. He noted that the City's drainage engineer has endorsed the proposed plan for use of the property.

Mr. Hasslocher spoke of his concern for the protection of area residents from flooding.

In response to a question by Mr. Hasslocher, Mrs. Krueger spoke of cracks in the concrete lining of the drainage channel, and noted that each year the runoff problems increase as more apartment projects develop north of the property in question.

Mr. Hasslocher asked the City staff to report back to the Council on the stated concerns with drainage problems in the area, and any solutions.

Mrs. Dutmer discussed the topography of the area, which carries floodwater northeast to southwest, into residential properties nearby. She asked City staff to take a close look at this problem.

Mr. Ozuna spoke of plans to drain the property in question.

In response to a question by Mrs. Dutmer, Mr. Guerrero stated that the proponent is seeking a B-2 zoning in order to have more flexibility for retail use of the property, as well as apartment usage.

A discussion of apartment usage versus business usage of the property then took place.

Mr. Aceves spoke of the several platting reviews of the property in question, and addressed the floodwater drainoff pattern. He stated that plans for the property's development will again be reviewed when the proponent files for replatting.

Mr. Archer asked that City crews clean up the drainage ditch.

Mrs. Krueger spoke of her concern that the drainage ditch is not large enough to carry off all floodwater that enters it, and spoke of flooding losses on residential properties in the area some years ago.

Mrs. Dutmer stated that state law forbids anyone from diverting waters from their own property to the detriment of another person's property.

Mr. Archer stated that he would personally watch the development of this property closely.

Mr. Archer moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished if necessary; that a 6-foot solid screen fence is erected and maintained along the southwest property line; and that a one-foot non-access easement is imposed along that portion of the property abutting Overdale Place. Mr. Alderete seconded the motion.

Mrs. Dutmer made an amended motion that proper platting be accomplished giving particular attention to drainage matters so that there is only a minimum possibility of flooding of the residences fronting Laddie Place. Mr. Hasslocher seconded the motion.

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

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

## AN ORDINANCE 56,678

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 5.246 ACRE TRACT OF LAND OUT OF LOTS 4 AND 5, NCB 8406, 3415 FREDERICKSBURG ROAD, FROM "B-3" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED WITH PARTICULAR ATTENTION PAID TO DRAINAGE, SO THAT THERE IS ONLY A MINIMUM POSSIBILITY OF FLOODING OF RESIDENCES FACING LADDIE PLACE; THAT A 6-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED 60-FEET NORTHEAST OF AND PARALLEL TO THE SOUTHWEST PROPERTY LINE; AND THAT A ONE-FOOT NON-ACCESS EASEMENT IS IMPOSED ALONG THAT PORTION OF THE PROPERTY ABUTTING OVERDALE PLACE.

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37. CASE Z83044 - to rezone a 31.7888 acre of land out of NCB 16325 being further described by field notes filed in the Office of the City Clerk, in the 13000 Block of Vista Del Norte Drive, from "R-1" One Family Residence District to "R-3" Multiple Family Residence District, located on the east side of Vista Del Norte Drive, being approximately 2300' northeast of the intersection of Blanco Road and Vista Del Norte Drive, having 1445.31' on Vista Del Norte Drive and an approximately maximum depth of 2183' and a 22.61 acre tract of land out of NCB 16325 being further described by field notes filed in the Office of the City Clerk, in the 13000 Block of Vista Del Norte Drive, from "R-1" One Family Residence District to "R-3" Multiple Family Residence District, located on the west side of Vista Del Norte Drive being approximately 2400' northeast of the intersection of Blanco Road and Vista Del Norte Drive, having 1486.25' on Vista Del Norte Drive, and approximate maximum depth of 890'.

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. Hasslocher moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished if necessary, and that a 6-foot solid screen fence is erected and maintained along the northwest property line. Mr. Webb seconded the motion.

## AN ORDINANCE 56,679

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 31.7888 ACRE TRACT OF LAND OUT OF NCB 16325, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 13000 BLOCK OF VISTA DEL NORTE DRIVE, FROM "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT AND A 22.61 ACRE TRACT OF LAND OUT OF NCB 16325, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 13000 BLOCK OF VISTA DEL NORTE DRIVE FROM "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED IF NECESSARY,

AND THAT A 6-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTHWEST PROPERTY LINE.

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38. CASE Z83030 - to rezone Lots 22A and 22D, 12061, 1811 Blue Crest Lane, from Temporary "A" Single Family Residence District to "R-3" Multiple Family Residence District, located on the northeast side of Blue Crest Lane being approximately 232' northwest of the intersection of Blue Crest Lane and Jones Maltsberger Road, having 268' on Blue Crest Lane and a depth of 595'.

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. Hasslocher moved that the recommendation of the Zoning Commission be approved provided that a 6-foot solid screen fence is erected and maintained along the northeast and northwest property lines, and that proper access be to Jones-Maltsberger Road. Mr. Alderete seconded the motion.

AN ORDINANCE 56,680

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 22A AND 22D, NCB 12061, 1811 BLUE CREST LANE, FROM TEMPORARY "A" SINGLE-FAMILY RESIDENCE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT, PROVIDED THAT A 6-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTHEAST AND NORTHWEST PROPERTY LINES, AND THAT PROPER ACCESS BE TO JONES-MALTSBERGER ROAD.

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39. CASE Z83049 - to rezone Lot 5, Block 2, NCB 14681, in the 12900 Uhr Lane, from Temporary "R-1" One Family Residence District to "R-2" Two Family Residence District, located on the southeast side of Uhr Lane, being approximately 400' southwest the intersection of Bell Drive and Uhr Lane, having 80' on Uhr Lane and a depth of 140'.

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. Hasslocher moved that the recommendation of the Zoning Commission be approved. Mr. Alderete seconded the motion.

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

AN ORDINANCE 56,681

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 5, BLOCK 2, NCB 14681, IN THE 12900 BLOCK OF UHR LANE, FROM TEMPORARY "R-1"

ONE-FAMILY RESIDENCE DISTRICT TO "R-2" TWO-FAMILY  
RESIDENCE DISTRICT.

\* \* \* \*

82-11

VISITING COUNCILWOMAN

Mayor Pro Tem Harrington introduced Councilwoman Nancy Mathews of Renton, Washington, present in the audience.

Mrs. Mathews thanked the City Council for recognizing her presence, and spoke of the reasons for her presence in San Antonio today.

Mayor Pro Tem Harrington then presented Mrs. Mathews with the official book on San Antonio.

ZONING HEARINGS (continued)

40. CASE Z83034 - to rezone the south 102.77' of Lot 321, NCB 8607, in the 6700 Block of Zarzamora Street, from "B-2" Business District to "B-3R" Restrictive Business District, located on the eastside of Zarzamora Street being 254' south of the intersection of W. Mayfield Blvd. and Zarzamora Street, having 102.77' on Zarzamora Street and a depth of 57.7'.

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. Wing briefly discussed the ingress and egress on the property, fronting onto South Zarzamora Street, and also discussed with the proponent the possibility of B-3NA zoning on the property in lieu of that requested, to prohibit liquor.

Mr. Gerard C. Pastrano, the proponent, stated that he had no objection to the B-3NA.

Mr. Wing amended the motion to approve B-3NA zoning. Mr. Eureste seconded the motion.

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

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

AN ORDINANCE 56,682

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 102.77' OF LOT 321, NCB 8607, IN THE 6700 BLOCK OF SOUTH ZARZAMORA STREET, FROM "B-2" BUSINESS DISTRICT TO "B-3NA" BUSINESS DISTRICT, NON-ALCOHOLIC SALES, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED IF NECESSARY; THAT 5-FEET OF RIGHT-OF-WAY IS DEDICATED ALONG SOUTH ZARZAMORA STREET IN ACCORDANCE WITH THE MAJOR THOROUGHFARE PLAN; THAT THE EXISTING FENCE IS MOVED TO THE NEW PROPERTY LINE AFTER DEDICATION; AND THAT PARKING AREAS ARE PAVED.

\* \* \* \*

41. CASE 283046 - to rezone the north 60' of Lot 22, Block 14, NCB 15505, in the 2800 block of S. W. Loop 410 Expressway, from Temporary "R-1" One Family Residence District to "B-3R" Restrictive Business District, located southeast of the intersection of Landing Ave. and S.W. Loop 410, having 162' on Landing Avenue and 60' on S. W. Loop 410 Expressway.

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. Eureste moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished if necessary; and that a 6-foot solid screen fence is erected and maintained along the east property line. Mr. Alderete seconded the motion.

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

AN ORDINANCE 56,683

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE NORTH 60' OF LOT 22, BLOCK 14, NCB 15505, IN THE 2800 BLOCK OF SOUTHWEST LOOP 410 EXPRESSWAY, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED IF NECESSARY, AND THAT A 6-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE EAST PROPERTY LINE.

\* \* \* \*

42. CASE 283042 - to rezone Lot 181, Block H, NCB 8360, 1140 Bandera Road, from "A" Single Family Residence District and "B" Residence District to "B-2" Business District, located on the northeast side of Bandera Road being 456' northwest of the intersection of E. Cheryl Drive and Bandera Road having 69,3' on Bandera Road and a depth of 177'.

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. Alderete moved that the recommendation of the Zoning Commission be approved provided that a 6-foot solid screen fence is erected and maintained along the northeast property line; that 12-feet of street dedication is given in accordance with the Major Thoroughfare Plan; and that proper off-street parking is provided. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 56,684

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 181, BLOCK H, NCB 8360, 1140 BANDERA ROAD, FROM "A" SINGLE-FAMILY RESIDENCE DISTRICT AND "B" RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT A 6-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTHEAST PROPERTY LINE; THAT 12-FEET OF STREET DEDICATION IS GIVEN IN ACCORDANCE WITH THE MAJOR THOROUGHFARE PLAN; AND THAT PROPER OFF-STREET PARKING IS PROVIDED.

\* \* \* \*

43. CASE Z83045 - to rezone Tract "A", Block 55, NCB 14268, in the 6200 Block of Hwy 90 West Expressway, from Temporary "R-1" One Family Residence District to "B-3R" Restrictive Business District, located west of the intersection of Castroville Road and Hwy 90 West Expressway having 639.80' on Hwy 90 West, 642.8' on Castroville Road, and 263.2' on the cutoff between Hwy 90 West and Castroville 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.

Mr. Thompson moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished if necessary. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 56,685

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 TRACT "A", BLOCK 55, NCB 14268, IN THE 6200 BLOCK OF HIGHWAY 90 WEST EXPRESSWAY, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED IF NECESSARY.

\* \* \* \*

83-11 The Clerk read the following Resolution:

A RESOLUTION  
NO. 83-11-10

AUTHORIZING AN APPLICATION TO THE TEXAS ENERGY AND NATURAL RESOURCES ADVISORY COUNCIL FOR A TECHNICAL ASSISTANCE GRANT TO PERFORM ENERGY AUDITS ON CITY FACILITIES.

\* \* \* \*

Mrs. Dutmer moved that the Resolution be approved. Mr. Thompson seconded the motion.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington; NAYS: None;

ABSENT: Archer, Hasslocher, Cisneros.

83-11 The Clerk read the following Ordinance:

AN ORDINANCE 56,686

PROHIBITING THE OPERATION OF HORSE-DRAWN CARRIAGE SERVICES FOR HIRE ON CITY STREETS WITHOUT A PERMIT; APPROVING A STANDARD TWO-YEAR PERMIT FOR HORSE-DRAWN CARRIAGES ON CITY STREETS; AUTHORIZING ISSUANCE OF SUCH PERMITS TO CERTAIN INDIVIDUALS; AND PROVIDING FOR FINES NOT EXCEEDING \$200 FOR VIOLATIONS HEREOF.

\* \* \* \*

Mr. Ed Piker, representing Alamo Carriage Service, stated that his client had been in the horse-drawn carriage business in San Antonio for some three years, and has applied to renew the permit. He stated his belief that the Public Works Department needs to work out a permanent parking arrangement for carriages on City streets, and asked that the present temporary parking of carriages adjacent to Alamo Plaza be made into permanent parking for carriages only. He also asked that the carriage-parking area be signed, for ease of identification. He asked that downtown routes used by horse-drawn carriages be specially marked with "caution" signs, for safety. He also asked that designated parking areas for horse-drawn carriages be identified for use during Fiesta Week.

In response to a question by Mr. Harrington, Mr. Piker stated that his client favors new safety lighting for carriages, although state law presently required more-than-adequate lighting and reflectorization.

Mr. Herje Carlsson stated that he has had a long time association with horse-drawn carriages in Europe, and presently is studying the business in San Antonio. He stated that this business in Europe is a multi-million-dollar business. He noted that San Antonio's present regulations on horse-drawn carriages restricts them to five per operating firm, and stated his opinion that a firm cannot break even with only five carriages on the streets. He stated his belief that an operator needs some 10 carriages, noting that in many European locations, horse-drawn carriage firms require a special license to operate, with special schooling required of operators of horse-drawn carriages.

Mr. Laszlo Beres, owner of Alamo Carriage Service, stated that his original permit from the City allowed him to have up to 10 carriages on the streets, while the proposed new permit would only allow five. He outlined his firm's operational program, including driving school for carriage operators.

Ms. Edith Molnar, representing Alamo Carriage Service, asked that the permit be renewed.

Mr. Earl C. Hill, attorney representing Lone Star and Yellow Rose Carriage Companies, stated that the two firms he represents agree with the proposed new provisions, but questioned the number of permits to be allowed any one operating firm. He noted that City staff feels that only 15 can be safely operated on downtown streets, but stated that his clients would like to have more than five each, as presently proposed. He also asked that the Council keep all firms even, as to the number of carriages allowed.

Mr. Don Price, representing Man and Beast, Inc., spoke of his concern that the well being of the animals involved must be considered, as well, and stated that his organization had volunteered to assist in drafting the proposed new Ordinance regulating horse-drawn carriages. He noted that his figures indicate that operation of 15 horse-drawn carriages on the streets will produce only \$7,500 in income. He asked that guidelines for enforcement by the Metropolitan Health District be drafted with the help of humanitarians, and used for the welfare of the animals,

stating his concern for the welfare of both human and animal health.

Ms. Bonita Blayney, representing the Texas Humane Information Network, asked that Council direct City staff to enforce any new Ordinance enacted, stating her belief that enforcement of current regulations has been lax. She also asked that hand-signals be required of drivers of carriages in operation on City streets.

Ms. Marjorie Walthall, representing the Humane Society of San Antonio, spoke of her concern with the welfare of the horses and people who use the carriages, and asked that all regulations be enforced.

Mr. Ivan Bogachoff, Route 9, Box 279, San Antonio, spoke of plans to expand his carriage service into other than the downtown area of San Antonio.

Mr. Thompson discussed briefly several sections of the proposed new Ordinance.

Mr. Ibarra spoke of details on how City staff decided upon the total of 15 recommended carriages, stating that many factors were used, including the number of hotels serviced and downtown traffic.

In response to a question by Mr. Thompson, Mr. Ibarra referred to Appendix I of the proposed Ordinance and the lighting requirements for each horse-drawn carriage. He also noted that increased demands for carriage service would be considered by the City, provided it is submitted in writing, explaining the need for such additional service.

Mr. Thompson explained the Ordinance as he saw it being drafted, and also explained the reason why he feels that 15 carriages is a reasonable number.

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

Mr. Alderete then made an amended motion that carriage companies be required to have their drivers in uniform, to represent their respective companies. Ms. Berriozabal seconded the motion.

Mr. Archer expressed concern about carriages causing downtown traffic congestion, and also stated that there also is a cleanliness problem.

Mr. Ibarra stated that the Ordinance provides that each permit holder be responsible for each horse-drawn carriage, and that the permit-holder can be cited for violations of the permit agreement.

Mr. Webb stated that he also is concerned about the unsanitary conditions caused by the horses. He expressed concern also about traffic congestion.

In response to Mr. Webb, Mr. Ibarra detailed the insurance requirements of the permit-holders. He further stated that once the Ordinance goes into effect, there will be no horse-drawn carriage traffic on Houston Street proper, except for specific exceptions in routes.

A discussion then took place relative to a possible grandfather clause to allow the present sole permit-holder to maintain more than five carriages on the street, to allow him to amortize his carriage investment.

A discussion also was held on carriage operations currently, now that the permit is no longer in effect, and how this is allowed by the City.

In response to a question by Mr. Eureste, Captain Martin Benavides, Police Department traffic division, discussed the accident rate involving horse-drawn carriages in downtown San Antonio, noting that eight accidents have been recorded out of some 35,000 accidents, city-wide.

Mr. Eureste questioned the need for a limitation on the number of carriages.

Ms. Berriozabal made a second amended motion that the proposed midnight time limitation on horse-drawn carriage operation in the King William Area be eliminated. Mrs. Dutmer seconded the motion.

Mrs. Dutmer spoke to the lighting requirements on the carriages and to traffic problems with carriages primarily being caused by vehicles moving too fast.

A brief discussion then took place concerning the costs involved in purchasing and maintaining horse-drawn carriages. Mr. Beres stated that a carriage costs \$4-10,000 depending upon its size and decor; cost of a horse is about \$1,000 with two horses required for each carriage to allow for rest time; and harness costs of \$4-500.

Mrs. Dutmer spoke in favor of allowing each permit holder five carriages, with no more than five additional carriages used in charter or contract business, and only after 6 P.M.

After discussion, the second amendment to eliminate the midnight limitation on operation in King William Area prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Harrington, Archer; NAYS: None; ABSENT: Thompson, Alderete, Hasslocher, Cisneros.

Mrs. Dutmer then made an amended motion to allow each permit holder to have five carriages in service, with no more than five additional carriages to be used in charter or contract business only, and that only after 6 P.M. Mr. Eureste seconded the motion.

After discussion, the amendment by Mrs. Dutmer prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Alderete, Harrington, Archer; NAYS: None; ABSENT: Thompson, Hasslocher, Cisneros.

The first amendment concerning uniforms for carriage operators then prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Alderete, Harrington, Archer; NAYS: None; ABSENT: Thompson, Hasslocher, Cisneros.

In response to a question by Mr. Eureste as to the need for uniformed drivers, both Mr. Pill and Mr. Piker stated their clients have no objections to the uniform requirements.

Mr. Alderete stated that the City should have the sole authority to make a decision as to what constitutes a "charter" or "contract" business among horse-drawn carriages.

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

83-11 The Clerk read the following Resolution:

A RESOLUTION  
NO. 83-11-11

OPPOSING PENDING LEGISLATION AS CONTAINED IN SENATE  
BILL 367 AND HOUSE BILL 661.

\* \* \* \*

Ms. Berriozabal moved that the Resolution be approved. Mr. Webb seconded the motion.

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

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

83-11 Agenda Item 48, being a proposed discussion of Carnival site selection, was withdrawn from consideration.

83-11 The Clerk read the following Ordinance:

AN ORDINANCE 56,687

AMENDING THE 1982-83 CITY BUDGET TO ADD FIFTEEN PERSONNEL POSITIONS AND INCREASE APPROPRIATIONS OF THE FIRE DEPARTMENT AND AUTHORIZING PROVISION OF FUNDS FROM THE CONTINGENCY ACCOUNT.

\* \* \* \*

Ms. Berriozabal moved that the Ordinance be approved. Mr. Hasslocher seconded the motion.

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

83-11 The Clerk read the following Resolution:

A RESOLUTION NO. 83-11-12

OPPOSING HOUSE BILL 655, ENTITLED THE GROUNDWATER MANAGEMENT BILL.

\* \* \* \*

Mrs. Dutmer urged City Council action on this matter, in opposition to HB 655, the Groundwater Management Bill, stating her belief that it would be injurious to San Antonio and would give the Edwards Underground Water District additional ad valorem tax power. She specifically cites a) the power to deny water from the aquifer to San Antonio; b) the power to deny future well permits to San Antonio; c) the fact that there are no checks and balances on Edwards Underground Water District's power to give or deny use of the aquifer waters; d) HB 655 arbitrarily supposes that permits and water quotas are in the State's interests; and e) it removed the ad-valorem tax rate limits on the underground water districts, leaving San Antonio to the mercy of the rural users. Mrs. Dutmer also stated that EUWD is made up of 12 rural and 3 urban representatives, giving the rural communities hold over the urban cities, with San Antonio the only metropolitan user of aquifer water. She stated that San Antonio makes up 20 per cent of the board, yet it pays 89 per cent of the revenues received by EUWD.

Mr. Roland Lozano, Director of Planning, stated that City staff is also recommending that members of the City Council go with the staff to testify next Tuesday evening, in opposition to the proposed bill.

After discussion, it was the concensus of the Council that Mrs. Dutmer represent the entire Council and San Antonio at the hearing.

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

83-11      TRAVEL AUTHORIZATION - Granted:

Mayor Henry Cisneros to travel to Washington, D.C. March 10-11, 1983 to receive the All-America City award from President Reagan on behalf of the City of San Antonio.

\* \* \* \*

Councilwoman Maria Berriozabal to travel to Los Angeles, California March 14 - 16, 1983 to view a project developed by neighborhood groups, similar to Plaza Guadalupe.

\* \* \* \*

83-11                      PARI-MUTUEL HORSE RACE BETTING

Mr. Archer stated his belief that pari-mutuel horse race betting could well become fact in San Antonio because of actions now underway in the State Legislature to permit it on a local-option basis. He asked the City Council to enact a Resolution in opposition to pari-mutuel horse race betting. He also stated his belief that pari-mutuel betting attracts principally those interested in wagering money on horse races, to the detriment of the local populace.

Mr. Archer moved that discussion of a proposed Resolution opposing pari-mutuel horse race betting be placed on next week's City Council meeting agenda. Mr. Wing seconded the motion.

Mr. Eureste stated that betting on horse races is prevalent today, even though it is illegal in Texas. He further stated that cities are not gaining any benefits that could be theirs in tax revenue from pari-mutuel horse race betting. He noted that states surrounding Texas allow it, and noted further that a new horse racing track is opening this weekend in Nuevo Laredo, Mexico.

Mr. Wing stated his belief that municipalities in Texas need to express their opinions on the pending legislation, and noted that he has been told that law enforcement personnel says that crime increases in locations where pari-mutuel horse race betting is allowed. He stated his belief that this damages the moral fibre of the community.

Mr. Thompson spoke in support of Mr. Wing's remarks.

Mr. Eureste stated his opinion that such pari-mutuel wagering attracts more tourism to an area.

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

83-11                      CURTAILMENT OF WEATHER BUREAU OPERATIONS

Mrs. Dutmer stated that the federal government is seeking to curtail certain functions of the National Weather Service at International Airport, particularly their service during late-night hours. She asked that the City Council discuss consideration of a Resolution asking the federal government not to curtail this service in any way.

Mrs. Dutmer moved that discussion of a proposed Resolution opposing the removal of any National Weather Service functions at International Airport be placed on the Council's agenda next week. Ms. Berriozabal seconded the motion.

Mr. Wing asked that City staff prepare backup data on this matter before the meeting, so that the Council could be better informed.

Mr. Louis J. Fox, City Manager, stated that the staff would do so.

Mr. Archer stated that he understands that the federal government is seeking to streamline the National Weather Service functions, and spoke of the need for the Council to have all the available facts before it enacts any Resolution regarding this matter.

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

83-11

MCALLISTER PARK

Mr. Hasslocher spoke of the City's documented problems in McAllister Park, and stated that staff now is working on a new Master Plan for development of the park. He asked that the City Council give its financial committment to provisions of this plan, noting that such improvements could be handled either through the General Fund budget or through a bond issue.

83-11

CITIZENS TO BE HEARD

LYNNA THOMAS

Mrs. Lynna Thomas, Treasurer of the Board of Directors of Drug Awareness Center, spoke to the Council regarding their work in the Community and detailed the many different services they provide. She then referred to a sheet she distributed on their budget and the fact that they need \$30,000.

In response to a question by Mr. Fox, Mr. Eddie Vargas, Director of Drug Awareness, stated that they have not overspent their budget and have tried to raise the monies but have not been able to make up the difference.

Mr. Alderete moved to have staff report in one week on their recommendation on possible funding. Ms. Berriozabal seconded the motion.

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

\* \* \* \*

ROBERT ISTVAN

Mr. Robert Istvan stated that he works with VIA Grayline Tours, and has opportunity to visit the Alamo on a daily basis. While he feels everybody is entitled to make money, he feels that Alamo Plaza is not an appropriate place to have raspa vendors and the unsanitary conditions caused by the horse-drawn carriages. He stated that he is hearing a lot of negative comments from tourists on the carnival atmosphere of the Alamo Plaza.

Mr. Webb took offense to the statements made by Mr. Istvan. He stated that maybe buses should be regulated.

Mr. Istvan stated he received a lot of negative comments from the tourists.

Ms. Berriozabal stated that she was also concerned about the odors caused by the horses. She also stated that the Council debated the question of vendors and decided on a compromise. Ms. Berriozabal also asked for a report from staff on the "kiosks."

Mr. Eureste stated that there are always concerns about food preparation and food vending.

Mr. Alderete stated that the majority of the council had the same concerns expressed by Mr. Istvan.

Mrs. Dutmer asked Mr. Istvan to report any health violations to the Health Department.

Mr. Eureste stated it may be appropriate to honor those persons that work with tourists at a future Council meeting.

\* \* \* \*

LEE SEMLINGER

Mrs. Lee Semlinger spoke representing the Southeast Concerned Citizens against the building of the Highlands High School Stadium in the site selected by the San Antonio Independent School District.

Mr. Webb stated that he has met with residents of the area and they are very concerned about the encroachment on their residences. He stated that he had suggested alternate sites and spoke against the selected site.

Mrs. Dutmer stated that she had made an offer to the school district and it was ignored. There were 15 other sites suggested by the Southside Chamber, however, the school district has chosen a site which would be detrimental to the neighborhood.

\* \* \* \*

83-11 The Clerk read the following letter:

February 23, 1983

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.

February 25, 1983

Petition submitted by Mr. George D. Vann, Jr. requesting permission to solicit and collect donations on certain street corners for the Shrine Crippled Children's Hospital.

\* \* \* \*

February 28, 1983

Petition submitted by Ms. Marianne Murley requesting the waiver of the 50 cents per person charge at the Tower Restaurant on the evening of March 12, 1983.

\* \* \* \*

/s/ Norma S. Rodriguez  
City Clerk

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There being no further business to come before the Council, the meeting was adjourned at 5:45 P.M.

A P P R O V E D

*Henry Cisneros*  
M A Y O R

ATTEST: *Norma S. Rodriguez*  
C i t y C l e r k