

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, APRIL 7, 1983.

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

83-17 The invocation was given by Reverend Paul Sicilia, Holy Family Catholic Church.

83-17 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

83-17 CANVASS OF VOTES IN RECOUNT OF RETURNS-DISTRICT 7

Mayor Cisneros and City Clerk Norma S. Rodriguez officially canvassed the results of the official recount of votes from the April 2, 1983 Municipal and Bond Election in Council District No. 7.

The City Clerk then read the following Ordinance:

AN ORDINANCE 56,795

DECLARING THE RESULTS OF THE CANVASS OF THE MUNICIPAL ELECTION HELD THE 2ND DAY OF APRIL, 1983 IN THE CITY OF SAN ANTONIO FOR MEMBER OF CITY COUNCIL, PLACE NO. 7.

WHEREAS, the regular municipal election was held on the 2nd day of April 1983, to determine the Mayor and Council Members of the City of San Antonio for the ensuing term of office of two years; and

WHEREAS, the names of the candidates were submitted, the election was held and conducted and the returns thereof were made, all as required by the City Charter, the laws of the State of Texas, the proclamation of the Mayor and the law for such cases made and decided; and

WHEREAS, the City Council met on April 4, 1983, in Council Chamber at City Hall to canvass the returns of the said election; and

WHEREAS, said canvass did not include the District 7 Council Election for Member of City Council, Place No. 7, and no declaration was made relative thereto, pending a recheck and comparison of the vote cast as requested by Mr. Frank Sepeda, which recheck was thereby authorized pursuant to Ordinance No. 56793 of April 4, 1983; and

WHEREAS, said recheck was conducted on Tuesday, April 5, 1983;  
NOW, THEREFORE:

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

SECTION 1. The City Council having convened April 7, 1983, to canvass the returns of the regular City for member of City Council, Place No. 7 held April 2, 1983, after canvassing the returns of said election, the City Council does hereby find and declare the result of the election to be as follows:

FOR MEMBER OF COUNCIL, PLACE NO. 7:

"FOR"	Joe Alderete, Jr.	3,568 votes
"FOR"	Richard R. Gonzalez	145 votes
"FOR"	Fred San Roman	63 votes
"FOR"	Jesse Zuniga	258 votes
"FOR"	Frank Sepeda	2,977 votes

SECTION 2. It is further declared that as a result of said election, the following person was elected a Council Member for two-year term commencing May 1, 1983:

Joe Alderete, Jr., Member of Council, Place No. 7

and he was elected by receiving a majority of all the votes cast for the office for which he was a candidate cast by the qualified voters of the City of San Antonio voting at said election, and he is hereby declared to be the lawful and duly elected Council Member of the City for the place specified.

Mr. Hasslocher moved that the Ordinance 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, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

Mayor Cisneros then presented the Certificate of Election to Councilman Joe Alderete, Jr. and congratulated him on his re-election. Individual members of the City Council also offered their congratulations.

83-17                      URBAN SOCIOLOGY CLASS-SAN ANTONIO COLLEGE

Mayor Cisneros noted the presence of an Urban Sociology class from San Antonio College in the audience today, and welcomed the group to City Hall.

83-17                      SAN ANTONIO CHARITY HORSE SHOW

Mayor Cisneros introduced several representatives of the San Antonio Charity Horse Show, present in the audience.

A spokesperson for the group provided details of the Charity Horse Show, with proceeds going to the American Heart Association.

Mayor Cisneros noted that Dr. Leo Cuello is a major supporter of the Charity Horse Show, and spoke of his ownership of the horse which plays the lead role in "The Black Stallion" motion picture. He then thanked the group present today for their work on behalf of the Charity Horse Show.

Members of the delegation then distributed tickets to the show to each member of the City Council.

83-17                      ROBERT COMPARIN

Mayor Cisneros spoke of the many community activities that benefitted from the civic-mindedness of the late Mr. Robert Comparin, then read the following Resolution of Respect on his passing.

WHEREAS, on March 26, 1983, death brought to a close the active life of one of San

Antonio's leading citizens, Mr. Robert Comparin, and

WHEREAS, Mr. Comparin was a dedicated public servant, constantly involved in civic activities in order to attain a higher quality of life for the citizens of San Antonio, and

WHEREAS, Mr. Comparin was a veteran in the Armed Forces, he served as a glider pilot, and was recipient of the purple heart, and

WHEREAS, Mr. Comparin will especially be remembered by the residents of Southside San Antonio, where he unselfishly and unendingly gave of himself to enhance the welfare of the community, and

WHEREAS, the City of San Antonio has lost a valued and beloved friend, and a tremendous asset to the community; NOW, THEREFORE:

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

SECTION 1. that this City Council, joins with his family and friends in their sorrow over his death and extends its sincerest sympathy and prayer of comfort to those who were near him.

SECTION 2. and it is hereby directed that a copy of this 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 that the Resolution be approved. Mr. Hasslocher 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, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

Mr. Bob Billa, former City Council member, spoke of his lifelong friendship with Mr. Comparin, and thanked the Council for honoring his memory with this Resolution of Respect. He stated that Mr. Comparin had been shot to death during a robbery, and provided details of the incident.

Mr. Billa then introduced members of the family, present in the audience, and presented the Resolution of Respect to Mrs. Comparin.

Mr. Eureste spoke of the late Mr. Comparin's activities in business on the southside of the City, and stated that the void left by his death will be hard to fill.

Ms. Berriozabal and Mayor Cisneros each thanked members of the family for coming to City Hall to receive this Resolution of Respect.

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83-17 The minutes of the meeting of March 24, 1983 were approved.  
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83-17 CONSENT AGENDA  
Ms. Berriozabal moved that items 4-19 constituting the consent

agenda be approved with the exception of items 5, 8, 9, 10, 16, 17 to be pulled for individual consideration. Mr. Alderete seconded the motion.

On roll call vote, 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, Cisneros; NAYS: None; ABSENT: Hasslocher.

AN ORDINANCE 56,796

ACCEPTING THE BID OF GRAYBAR ELECTRIC COMPANY, INCORPORATED TO FURNISH THE CITY OF SAN ANTONIO WITH CABLE LASHING WIRE FOR A TOTAL OF \$3,720.00.

\* \* \* \*

AN ORDINANCE 56,797

ACCEPTING THE LOW QUALIFIED BID OF PEERLESS EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH A CENTER PIVOT IRRIGATION SYSTEM FOR A TOTAL OF \$26,577.50.

\* \* \* \*

AN ORDINANCE 56,798

ACCEPTING THE LOW QUALIFIED BID OF WATSON DISTRIBUTING COMPANY, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH ELECTRIC GOLF CARTS FOR A TOTAL OF \$119,305.00.

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AN ORDINANCE 56,799

ACCEPTING THE PROPOSAL OF REYNA/CARAGONNE ARCHITECTS FOR PROFESSIONAL SERVICES IN PROVIDING A SURVEY OF CULTURAL, HISTORICAL, ARCHITECTURAL AND ARCHEOLOGICAL RESOURCES IN THE AVENIDA GUADALUPE PROJECT AND PROVIDING FOR PAYMENT IN THE AMOUNT OF \$12,040.00.

\* \* \* \*

AN ORDINANCE 56,800

ACCEPTING THE DEDICATION OF TITLE AND/OR EASEMENTS TO CERTAIN LANDS; IN CONNECTION WITH CERTAIN RIGHT OF WAY PROJECTS AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN EASEMENT.

\* \* \* \*

AN ORDINANCE 56,801

CLOSING AND ABANDONING A PORTION OF MILAM STREET BETWEEN INTERSTATE HIGHWAY 37 AND AUSTIN STREET, BETWEEN NEW CITY BLOCKS 497 AND 502, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE TO EXECUTE A QUITCLAIM DEED TO FLORENCIO CARRANZA, JR., ET UX, ADJACENT OWNER, FOR A CONSIDERATION OF \$6,050.00.

\* \* \* \*

AN ORDINANCE 56,802

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

\* \* \* \*

AN ORDINANCE 56,803

AUTHORIZING PAYMENT OF REFUNDS TO PERSONS MAKING OVERPAYMENTS OR DOUBLEPAYMENTS ON SEVENTY-EIGHT TAX ACCOUNTS.

\* \* \* \*

AN ORDINANCE 56,804

AUTHORIZING ACCEPTANCE OF A SUPPLEMENTAL GRANT OF \$26,568.00 FROM AACOG FOR THE CITY HOMEMAKER PROGRAM; APPROVING A REVISED BUDGET; AND APPROVING A REVISED PERSONNEL SCHEDULE.

\* \* \* \*

AN ORDINANCE 56,805

AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO CONDUCT THE DANCE TOURING PROGRAM FOR 1983-1984; AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF A GRANT OF \$95,410.00 FROM TEXAS COMMISSION ON THE ARTS; AUTHORIZING THE EXECUTION OF CONTRACTS FOR THE PROGRAM AND ADJUSTMENTS TO THE BUDGET IN ACCORDANCE WITH FUNDING LEVELS; AND AUTHORIZING THE SOLICITATION OF DIRECT CONTRIBUTIONS FROM PRIVATE SOURCES IN SUPPORT OF THE PROJECT.

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83-17 The Clerk read the following Ordinance:

AN ORDINANCE 56,806

ACCEPTING THE LOW BID OF FLO MAX CORPORATION TO FURNISH THE CITY OF SAN ANTONIO WITH A SEWER INSPECTION SYSTEM FOR A TOTAL OF \$64,900.00.

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

In response to a question by Mrs. Dutmer, Mr. Frank Kiolbassa, Director of Public Works, explained that this purchase involved a second TV-camera sewer inspection system for the City, needed to check and inspect sewers from the inside for defects and cracks.

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

83-17 The Clerk read the following Ordinance:

AN ORDINANCE 56,807

AUTHORIZING EXECUTION OF FIELD ALTERATION NO. 4 IN THE AMOUNT OF \$39,414.00 TO THE CONTRACT FOR THE INTERNATIONAL AIRPORT TERMINAL ELECTRICAL CONSTRUCTION (ADDITIONAL ELECTRICAL REQUIREMENTS FOR

INTERIOR SIGNAGE AND SECURITY LOCKS, AND CHANGES IN REQUIREMENTS FOR ELEVATORS AND LIGHTING).

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

Mrs. Dutmer expressed concern over so many field alterations being made after a formal bid is opened and let.

Mr. Michael Kutchins, Director of Aviation, stated that these field alterations under consideration today reflect certain changes in plans for the Terminal Building brought about by the bankruptcy of Braniff International and the moving of certain necessary items from one contract to another. He then discussed plans to provide for capacity at the terminal for future growth and inclusion of facilities for future airline requirements.

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

83-17 The Clerk read the following Ordinance:

AN ORDINANCE 56,808

AMENDING THE CONTRACT WITH THE JOINT VENTURE OF HEERY/MARMON MOK/SIMPSON FOR ENGINEERING AND ARCHITECTURAL SERVICES IN CONNECTION WITH THE INTERNATIONAL AIRPORT TERMINAL EXPANSION TO INCREASE THE COMPENSATION PAYABLE UNDER THE CONTRACT BY \$1,014,702.00 TO COVER INCREASED DESIGN TIME OCCASIONED BY AIRLINE BUSINESS CONDITIONS RESULTING IN DESIGN CHANGES AND EXPANSIONS; FURTHER AMENDING THE CONTRACT TO ACCEPT THE PROPOSAL FROM HEERY/MARMON MOK/SIMPSON TO PROVIDE ARCHITECTURAL/ENGINEERING SERVICES IN CONNECTION WITH EXTENDING THE CONCOURSE AND APRON OF THE TERMINAL PRESENTLY UNDER CONSTRUCTION; APPROPRIATING FUNDS; AND AUTHORIZING PAYMENT.

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Mr. Hasslocher moved that the Ordinance be approved. 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, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

83-17 The Clerk read the following Ordinance:

AN ORDINANCE 56,809

AUTHORIZING EXECUTION OF FIELD ALTERATION NO. 15 IN THE AMOUNT OF \$35,835.00 TO THE CONTRACT FOR THE INTERNATIONAL AIRPORT TERMINAL GENERAL CONSTRUCTION (REARRANGEMENT OF AIRLINE TICKETING COUNTERS AND BAGGAGE MAKE-UP AREA).

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00119

Mrs. Dutmer 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, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

83-17 The Clerk read the following Ordinance:

AN ORDINANCE 56,810

ADOPTING A NAME FOR A PARK SITE DONATED TO THE CITY  
BY LEVI STRAUSS COMPANY.

\* \* \* \*

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

Mr. Thompson spoke of the significance that this park plays on the west side of the City, noting that it contains the only available soccer fields on that side of the City, apart from those fields located at schools. He stated that the park property is valued at some \$200,000.

Mayor Cisneros spoke of the economic and social impact of Levi Strauss Company on San Antonio since it moved a portion of its business to the City, noting that the firm has been very active in community affairs.

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

83-17 The Clerk read the following Ordinance:

AN ORDINANCE 56,811

AUTHORIZING SUBMISSION OF AN APPLICATION TO THE U.S.  
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (H.U.D.)  
FOR A GRANT OF \$100,000.00 TO CONTINUE THE HOUSING  
COUNSELING PROGRAM OF THE CITY'S DEPARTMENT OF HUMAN  
RESOURCES AND SERVICES; AUTHORIZING OPERATION OF THE  
PROGRAM AND ACCEPTANCE OF THE GRANT.

\* \* \* \*

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

Mr. Thompson spoke of the difficulty of maintaining minimum housing facilities when the property is owned by an absentee landlord.

Mr. Kevin Moriarty, Director of the Department of Human Resources and Services, spoke to the City's programs that work with landlords, seeking to assure that residential property is properly maintained. He stated that the City has no financial manner of withholding rent checks from Section 8 landlords who don't properly maintain their rental properties, and further noted that representatives of the San Antonio Housing Authority could come before the City Council to more properly explain the issues involved.

Mr. Thompson spoke of this being a problem in District 6.

Mrs. Dutmer stated that the addresses of non-complying landlords

should be turned in the San Antonio Housing Authority for possible action.

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

83-17 Mayor Cisneros noted that Ms. Berriozabal has requested that Agenda Item Number 32 be brought forward for consideration at this time, inasmuch as a number of ministers are present in the audience to speak on behalf of this item.

The City Council, on voice vote, granted its concensus to consider Agenda Item Number 32 at this time.

The Clerk read the following Ordinance:

AN ORDINANCE 56,812

DECLARING THE INTENT OF THE CITY TO ACQUIRE PARCEL C-b-42 IN THE VISTA VERDE PROJECT TEX. R-109 FOR REDEVELOPMENT AS A SHELTER FOR THE NEEDY.

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Mr. Winston Martin, Executive Director of San Antonio Development Agency, explained details of the proposed site in Vista Verde Urban Renewal Area.

Ms. Berriozabal stated that the Downtown Ministers Association at this site would be providing shelter for the homeless and needy, and noted that federal funds might be available to finance renovation of the old hotel on this site for use of the group. She spoke of the number of needy and homeless given shelter by the Downtown Ministers Association since January at facilities of First Presbyterian Church, and stated that several bills were active at the present time in Congress which would make federal funds available for facilities such as this.

Dr. Dan Solomon, representing Travis Park United Methodist Church, asked representatives of downtown churches, present in the audience, to stand and be recognized by the City Council. He spoke to details of the need for such a facility and actions taken by his group to provide for such needs for some 14,000 persons since January. He stated that this would be a long-range shelter and guidance program.

Mayor Cisneros thanked the ministers for their leadership in this cause, and spoke to the need for such a facility, stating that he supports it. He asked that the facility and its use be as unobtrusive as possible, and spoke to a number of positive new developments being made in the west downtown area.

In response to a question by Mrs. Dutmer, Mr. Martin stated that this site was part of the property originally awarded to Mr. Louis Viramontes, with the understanding that a part of it might be used for a facility such as this by another group.

In response to a question by Mr. Thompson, Mr. Kevin Moriarty, Director of the Human Resources and Services Department, stated that preliminary plans indicate the site will serve some 200 persons, provided by the Downtown Ministers Association.

Ms. Berriozabal thanked the group for its efforts, especially the President and Dr. Louis Zbinden, of First Presbyterian Church, for providing the temporary service site since January at his church building. She spoke of the need in providing this service to the homeless, and took note of many others who have worked on this project. She cited the example of the City of New York now being forced by court order to provide such services to its homeless and needy.

00121

In response to a question by Mayor Cisneros, Dr. Solomon stated that this would be a year-round operation, primarily geared to the colder months of winter, a permanent fixture as long as this service is needed. He further stated that the facility will employ several professionals, aided by volunteers.

Mr. Archer stated that this is a significant project, and thanked the group for its concern.

In response to a question by Mr. Webb, Mr. Moriarty outlined the City's assistance efforts in this program, primarily in referring needy and homeless persons to the facility.

Mayor Cisneros urged the group to work closely with such other local groups as the Food Bank.

Ms. Berriozabal moved that the Ordinance be approved. Mr. Webb 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, Thompson, Alderete, Harrington, Archer, Cisneros; NAYS: None; ABSENT: Eureste, Hasslocher.

#### ZONING HEARINGS

20. CASE Z83090 - to rezone Lots 23 and 24, Block E, NFB 14657, 6246-6260 Whitby Road, from Temporary "R-1" One Family Residence District to "R-2A" Three and Four Family Residence District, located on the southside of Whitby Road, being approximately 500' east of the intersection of Westgrove Drive and Whitby Road, having 760' on Whitby Road and a maximum depth of 565'.

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. 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, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste.

#### AN ORDINANCE 56,813

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 23 AND 24, BLOCK E, NCB 14657, 6246-6260 WHITBY ROAD, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE TO "R-2A" THREE AND FOUR-FAMILY RESIDENCE DISTRICT, PROVIDED THAT PROPER ACCESS AND OFF-STREET PARKING ARE PROVIDED.

\* \* \* \*

21. CASE Z83068 - to rezone Lots 19 and 20, Block 137, NCB 8850, 1633 W. Wildwood Drive, from "B" Residence District to "B-1" Business District, located northeast of the intersection of I.H. 10 West Expressway and W. Wildwood Drive, having approximately 22' on Wildwood Drive, approximately 106' on I.H. 10 West Expressway, and approximately 40' on Buckeye Ave.

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. Edward Day, representing the proponents, spoke to details of their request for development of the property into a small retail flower sales operation adjacent to their residence. He stated that the proponents had worked closely with residents of the nearby neighborhood, and only one person was opposed to the rezoning.

Mr. Archer spoke against the request, stating that this was a nice residential area and he feared a domino effect should commercial intrusion be made into this residential area.

Mr. Archer moved to deny the requested rezoning. Mr. Harrington seconded the motion.

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

Case Z83068 was denied.

22. CASE Z83084 - to rezone Lot 15 and the southwest 160' of Lot 6, Block A, NCB 14653, in the rear of 5980 Babcock Road, from Temporary "R-1" One Family Residence District to "P-1(R-2)" Planned Unit Development, Two Family Residence District, located 468.82' southwest of Babcock Road, being approximately 700' southeast of the intersection of Hollyhock Road and Babcock Road, having a width of 350' and a depth of 778.64'.

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. Mrs. Dutmer seconded the motion.

Mr. Harrington stated his appreciation to the proponents for working with the neighborhood residents in this case.

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

AN ORDINANCE 56,814

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 15 AND THE SOUTHWEST 160' OF LOT 6, BLOCK A, NCB 14653, IN THE REAR OF 5980 BABCOCK ROAD, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "P-1(R-2)" PLANNED UNIT DEVELOPMENT, TWO-FAMILY RESIDENCE DISTRICT.

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23. CASE Z83082 - to rezone Lot 14, Block 1, NCB 11998, 4166 Culebra Road, from "A" Single Family Residence District to "B-2" Business District, located on the southside of Culebra Road, being 100' west of the

intersection of Rene Drive and Culebra Road, having 50' on Culebra Road and 150' in depth.

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 proper commercial access and off-street parking are provided. Mr. Webb 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, Thompson, Alderete, Harrington, Archer, Cisneros; NAYS: None; ABSENT: Eureste, Hasslocher.

AN ORDINANCE 56,815

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 14, BLOCK 1, NCB 11998, 4166 CULEBRA ROAD, FROM "A" SINGLE-FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT PROPER COMMERCIAL ACCESS AND OFF-STREET PARKING ARE PROVIDED.

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24. CASE Z83027 - to rezone a 10.510 acre tract of land out of NCB 13733, being further described by field notes filed in the Office of the City Clerk, in the 12600 Block of Jones Maltsberger Road, from "R-5" One Family Residence District to "P-1(R-6)" Planned Unit Development, Townhouse District, an 18.586 acre tract of land out of NCB 13733, being further described by field notes filed in the Office of the City Clerk, in the 12600 Block of Jones Maltsberger Road, from Temporary "A" Residence District to "R-3" Multiple Family Residence District, a 3.377 acre tract of land out of NCB 13733, being further described by field notes filed in the Office of the City Clerk, in the 12600 Block of Jones Maltsberger Road, from Temporary "A" Residence District to "0-1" Office District and a 3.062 acre tract of land out of NCB 13733, being further described by field notes filed in the Office of the City Clerk, in the 12600 Block of Jones Maltsberger Road, from "R-6" Townhouse Residence District to "B-2" Business District, located on the southeast side of Jones Maltsberger Road being 510.58' northeast of the intersection of Budding Blvd. and Jones Maltsberger Road., having 1037.63' on Jones Maltsberger Road and a maximum depth of 1915.87'.

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

No citizen appeared to speak in opposition.

Mr. Andy Guerrero, Planner II, stated that the proponent has asked to amend the application to increase the northeastern boundary of the requested P-1(R-6) area by an additional 25 feet.

Mr. Hasslocher moved that the recommendation of the Zoning Commission be denied and that City staff's recommendation, with the exception of the requested 0-1 segment, be approved; that the requested 0-1 area be rezoned R-3; and that the requested additional 25 feet of P1-1(R-6) area be granted, per amendment of the original petition by the proponent, provided that proper platting is accomplished, and that proper access and off-street parking are provided. Mr. Wing seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb,

Dutmer, Wing, Alderete, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste, Thompson, Harrington.

AN ORDINANCE 56,816

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 AN 11.77 ACRE TRACT OF LAND OUT OF NCB 13733, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 12600 BLOCK OF JONES MALTSBERGER ROAD, FROM "R-5" ONE-FAMILY RESIDENCE DISTRICT TO "P-1(R-6)" PLANNED UNIT DEVELOPMENT TOWNHOUSE DISTRICT, AN 18.019 ACRE TRACT OF LAND OUT OF NCB 13733, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 12600 BLOCK OF JONES MALTSBERGER ROAD, FROM TEMPORARY "A" RESIDENCE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT, A 3.377 ACRE TRACT OF LAND OUT OF NCB 13733, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 12600 BLOCK OF JONES MALTSBERGER ROAD, FROM TEMPORARY "A" RESIDENCE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT, AND A 3.062 ACRE TRACT OF LAND OUT OF NCB 13733, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 12600 BLOCK OF JONES MALTSBERGER ROAD, FROM "R-6" TOWNHOUSE RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED AND THAT PROPER ACCESS AND OFF-STREET PARKING ARE PROVIDED.

\* \* \* \*

83-17 The Clerk read the following Ordinance:

AN ORDINANCE 56,817

AUTHORIZING EXCEPTION TO THE "NO ALCOHOL BEVERAGE" PROVISION OF SUNKEN GARDEN THEATER POLICY ORDINANCE #48169 FOR SPECIAL EVENTS SCHEDULED AT SAID FACILITY AND SETTING MINIMUM RENTAL FEE FOR SYMPHONY TWILIGHT CONCERT SERIES AND "FRIJOLES A LA CHARRA COOK-OFF" EVENT.

\* \* \* \*

Mr. Haßslocher moved that the Ordinance be approved. Mr. Archer seconded the motion.

Mr. Ron Darner, Director of Parks and Recreation Department, briefly explained the request.

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

83-17 The Clerk read the following Resolution:

A RESOLUTION  
NO. 83-17-22

EXPRESSING SUPPORT FOR THE CONTINUATION OF THE COMMUNITY SERVICES BLOCK GRANT.

\* \* \* \*

00125

Mr. Hasslocher moved that the Resolution be approved. 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, Thompson, Alderete, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste, Harrington.

83-17 The Clerk read the following Ordinance:

AN ORDINANCE 56,818

AUTHORIZING THE CITY MANAGER TO APPLY FOR AND ACCEPT A PROVIDER AGREEMENT FOR AN EMPLOYMENT SERVICES PROGRAM FOR WELFARE APPLICANTS AND RECIPIENTS FROM THE TEXAS DEPARTMENT OF HUMAN RESOURCES TO EXPAND THE SERVICES OF THE WELFARE DIVISION, DEPARTMENT OF HUMAN RESOURCES AND SERVICES; DESIGNATING A FUND; AND AUTHORIZING THE CITY MANAGER TO MAKE MODIFICATIONS IF REQUIRED BY TEXAS DEPARTMENT OF HUMAN RESOURCES.

\* \* \* \*

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

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

83-17 The Clerk read the following Ordinance:

AN ORDINANCE 56,819

AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO HOLD A CLASSICAL CONCERT ON OR ABOUT MARCH 30, 1984, AT THE CENTER; AUTHORIZING A COST OF \$1,250; AUTHORIZING AN APPLICATION FOR AND ACCEPTANCE OF A GRANT OF \$437.50 FROM THE TEXAS REGIONAL EXCHANGE OFFICE; AND AUTHORIZING FUNDING OF THE PROJECT FROM THE 1983-84 GENERAL FUND BUDGET.

\* \* \* \*

Mrs. Dutmer moved that the Ordinance be approved. Mr. Webb 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, Thompson, Alderete, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste, Harrington.

83-17 The Clerk read the following Resolution:

A RESOLUTION NO. 83-17-23

APPROVING THE ISSUANCE BY THE CITY OF SAN ANTONIO HEALTH FACILITIES DEVELOPMENT CORPORATION OF \$5,000,000 LOANS-TO-LENDERS REVENUE BONDS (MORNINGSIDE MANOR PROJECT) SERIES 1983A.

\* \* \* \*

Mr. Robert Freestate, representing Morningside Manor, Inc., stated that his non-profit organization operates two facilities in San Antonio, and this proposal involved construction of a retirement home of 216 apartments in a four-story structure on Babcock Road, near the side of Morningside Manor. He further stated that his organization had received a \$1 million contribution toward this project construction and a \$600,000 matching contribution to be matched by monies raised by the organization.

In response to a question by Mr. Webb, Mr. Freestate explained the uses allowed under Industrial Revenue Bonds, such as in this case.

Mr. Webb spoke of a proposed project on the east side of the City which has been working toward development for some time, but has fallen through when it was determined that IRB's could not be used for the planned purpose there.

Mr. Jim Williams, representing the Rotan Mosle investment firm, spoke to details of the San Antonio Commerce Associations proposal for an area of the east side, and explained why IRB's were not allowed to finance this project. He spoke to the differing definitions of "health facilities" between state and federal governments, noting that these IRB's proposed today can be used for "health-related facilities" such as this.

Ms. Jane Macon, City Attorney, stated that a special Act of the State Legislature was enacted to allow the use of IRB's in many health-related facilities except for nursing homes.

Mr. Williams spoke of the restrictions to the use of IRB's.

A discussion of "health-related facilities" then took place.

Mr. Alderete spoke to the history of Morningside Manor, Inc. as an outstanding facility for care of senior citizens in San Antonio.

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

83-17 The Clerk read the following Ordinance:

AN ORDINANCE 56,820

APPROVING THE PRICE AND CONDITIONS OF THE SALE BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF PARCEL 7326-MF-5; CONTAINING APPROXIMATELY 13,200 SQUARE FEET, LOCATED WITHIN THE KENWOOD NORTH PROJECT, TEX. R-136 TO FAIRWEATHER HOMES INCORPORATED FOR THE SUM OF \$7,920.00.

\* \* \* \*

Mayor Cisneros introduced Mr. Winston Martin, Executive Director of San Antonio Development Agency, and congratulated him for his work in the downtown area, including the renovation plans for HemisFair Plaza.

Mr. Martin briefly described the two proposals in Kenwood, one for specialty housing, the other for condominiums by Fairweather Homes, Inc., and noted that the SADA board had approved this bid, even though it was not the highest submitted for these two sites, and explained the reason for their selection. He further stated that the facilities would provide lodging for persons with former mental problems, to be lodged in some 24 units.

The following citizens then spoke to the Council:

Mrs. Shirley Whyte, representing Fairweather Homes, Inc.,

explained that this housing will provide housing for persons who have had former mental health problems and who are now living in the community, working toward self-supervision. She further noted that some 33 member churches are supporting this project, and stated that members of the Fairweather firm have worked toward finding properties that meet all the criteria for this type of funded housing. She stated that the subject properties are ideal for this type of project, and asked the Council to favorably consider this request.

Mrs. Virginia Weyel, representing Kenwood North Residential Area, spoke in favor of the project, stating that the project will be beneficial to their community, and further noting that the residents of this housing project will be good neighbors.

Mr. Don Culwell, 250 South Waterford, stated that this is a good project and spoke of his personal knowledge of the project.

Mrs. Josie Gonzales, 332 Odell, stated that she has been a resident of this area for many years. She further stated that the area is not suitable for this type of program. She mentioned the fact that schools are needed and a higher tax base, and stated her belief that the highest bidder should have been awarded this contract. She stated that SADA has ignored the wishes of the neighbors in this area, and presented a petition signed by more than 250 residents opposing the Fairweather Homes, Inc. proposal.

Mr. Joel Reitzer, 111 West Olmos Drive, stated that he had bid on tracts of land in the Kenwood area more than four years ago. He further stated that the high bidder had bid on the tracts of land in question, and planned to utilize the property for general-purpose apartments. He urged the City Council to deny the Fairweather Homes, Inc. proposal, and stated that this project would be detrimental to the area. He presented a petition to the Council opposing the project, a copy of which is made a part of the papers of this meeting.

Mr. Harry Perez stated that he had bid on the properties for use as sites for general-purpose apartments. He stated that his project would provide a better tax-base for the community and be more beneficial to the area. He expressed concern that SADA awarded the bid to other than the highest bidder.

In rebuttal, Mr. Miller stated that the Council should show compassion for persons with former mental problems and now in need of proper housing. He stated that the property meets all HUD criteria and the zoning is in order. He further stated that the housing is necessary to house stable working people who have demonstrated the ability to live within the community.

Mr. Archer asked Mr. Martin his opinion as to whether this is the best project for this area.

Mr. Martin stated that he does not find the use objectionable. He further stated that the proposed use is not typical of uses in a residential area and he can understand the concerns of the neighbors, however, he cannot call it a threat to the neighborhood.

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

In response to a question by Mr. Archer, Mr. Al Fernandez, representing the highest bidder, spoke of his plans for the apartment project.

Mr. Archer spoke to the renovation of the Kenwood area in recent years and to the objections of homeowners to a project that involves former mental patients. He spoke against locating such a project in Kenwood, and recommended that some other site be found. He then spoke of his concerns for the proximity of the proposed project to Headstart and senior citizens programs already located in Kenwood.

In response to a question by Mr. Alderete, Mrs. Whyte spoke to the reasons for the opposition, noting that many persons in Kenwood support the concept of the program and were present in the audience, while more were not able to come to the Council meeting today. She stated that close neighbors to the sites favor this development, not a commercial development, and spoke of the support for the project by many Kenwood residents, even though the Kenwood Community Council is against it.

A discussion then took place concerning the membership makeup of the Kenwood Community Council and the zoning on the two parcels in question.

Mrs. Dutmer reviewed the bidding and bid award procedures of SADA, noting that 'institutions' are not allowed in residential areas.

Mrs. Whyte described plans for the "recovering process" facility, which is to be temporarily supervised by professional persons, and stressed that this facility is to be the permanent home for its residents.

Mr. Webb spoke in support of the project, stating that he rejects the contention of the petitioners who fear a loss of security in their neighborhood because of it, and further noted that he feels the objections are discriminatory.

Ms. Berriozabal stated that this is a difficult case, noting that she has worked on behalf of similar developments in her district, and spoke in support of the project.

(At this point, Mayor Cisneros returned to the meeting to preside.)

Ms. Berriozabal stated further that she feels that the facts of this case should have been taken before the Kenwood Community Council early in the development process rather than one day before it was to be considered by the SADA board.

In response to a question by Ms. Berriozabal, Mrs. Whyte stated that residents of the proposed apartments currently are in business, operating a janitorial service.

In response to another question by Ms. Berriozabal, Mr. Martin spoke to the bid process involved, noting that SADA does not take sides on projects. He further stated that the SADA board feels that this usage would not harm the entire project of Kenwood.

Ms. Berriozabal stated her belief that residents of Kenwood were not given enough notice in this matter, and stated that for this reason, she will vote against the project.

Mr. Thompson and Mr. Harrington both spoke in support of the project.

Mr. Archer stated his concern with the proximity of the project to Headstart Program and senior citizens program sites.

Mr. Archer made a motion to deny the request and return the matter to San Antonio Development Agency for reassessment. Mrs. Dutmer seconded the motion.

Mrs. Dutmer stated her opposition to the site concerned, not to the program itself, and spoke of the availability of a large south side area for such a program, next to San Antonio State Hospital.

Mr. Webb spoke of similar facilities located near the grocery store that he once managed on North Main Avenue, noting that there were no instances of violence or damage associated with them.

Mayor Cisneros stated that more and more persons are being released from mental hospitals these days, and spoke of having in the past seen cases where these persons were not adequately taken care of, and of

having visited one such location. He then stated that a year later, he visited another site, where former mental patients were better supervised and cared for. She stated his belief that there is a place for such projects today, and asked Mr. Martin if the Council could treat the two proposed sites separately, and perhaps approve just one, rather than both. He stated that one site wouldn't overload a neighborhood, considering that only 24 persons would be involved.

Mrs. Whyte stated that her firm could ask HUD for an extension of time on the grant request, in order to allow them time to study the Mayor's proposal. She spoke of the work-therapy program involved, noting that persons involved were well-screened, and not criminals or violent persons.

Mayor Cisneros recommended that the Council consider his suggestion to approve only one of the two sites, and ask HUD to accept the changes to the application.

Mr. Alderete made a substitute motion that the Ordinance be approved on the condition that only one tract of land in Kenwood would be approved for this type of usage, with the second tract sent back to SADA for reassessment and re-bid. Mr. Harrington seconded the motion.

In response to a question by Mrs. Dutmer, Mrs. Gonzales stated that she would have to go back before the Kenwood Community Council for a re-vote on whether the group would approve of one site for this use.

Mrs. Dutmer and Mr. Archer both spoke against approval of even one site for this purpose in the Kenwood area.

Mr. Webb again spoke in support of the project.

Mr. Eureste stated that he understands the concerns of the area citizens, since Kenwood is currently undergoing redevelopment, and spoke against the request for this project.

Mr. Wing spoke against the request.

Mr. Webb stated his support for public housing projects.

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

Mr. Eureste asked that the Council make a study of Robert's Rules of Order, concerning a Council member's request to be bypassed on a vote until others have voted, first.

Mayor Cisneros stated that he would check into this matter.

Mr. Archer then offered an amendment to the main motion, that the parcel to be approved is to be the one nearest to the intersection of Olmos Drive and McCullough Street, near the senior citizens center. Mr. Wing seconded the motion.

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

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

83-17 The Clerk read the following Ordinance:

AN ORDINANCE 56,821

AUTHORIZING THE CLOSING OF CERTAIN STREETS IN CONNECTION WITH FIESTA 1983.

\* \* \* \*

Mr. Thompson moved that the Ordinance be approved. Mr. Webb 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, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

83-17 The Clerk read the following Resolution:

A RESOLUTION  
NO. 83-17-24

SUPPORTING SENATE BILL NO. 1167 CONCERNING ISSUANCE OF SHORT TERM OBLIGATIONS BY CERTAIN CITIES.

\* \* \* \*

Ms. Karen Kliever, Director of Intergovernmental Relations, explained the requested Resolution.

Mr. Thompson moved that the Resolution be approved. Mr. Harrington seconded the motion.

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

83-17 The Clerk read the following Resolution:

A RESOLUTION  
NO. 83-17-25

OPPOSING ANY LEGISLATION WHICH WOULD CHANGE THE AUTHORITY OF LOCAL GOVERNMENT APPROVAL COMMITTEES TO REVIEW AND APPROVE RATES, FARES, TOLLS, CHARGES, OR OTHER COMPENSATION ESTABLISHED BY A MASS TRANSIT AUTHORITY.

\* \* \* \*

Ms. Berriozabal 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, Harrington, Hasslocher, Cisneros; NAYS: None; ABSENT: Alderete, Archer.

83-17 The Clerk read the following Ordinance:

AN ORDINANCE 56,822

REAPPOINTING AND APPOINTING MEMBERS TO SERVE ON THE ANIMAL CONTROL ADVISORY BOARD FOR A TERM TO EXPIRE APRIL 18, 1985.

\* \* \* \*

The following individuals are hereby reappointed and appointed to serve on the Animal Control Advisory Board:

REAPPOINTMENTS: Ms. Gloria Boeke, Ms. Lee Ann Mann, Ms. Dorothy Wease, Ms. Ginger Harnish.

APPOINTMENTS: Mr. Guy Sowell, Mr. Roland Coker, Mrs. Bill Merriman, Dr. C. N. Rothe, Ms. Carmen Aguilar, Ms. Dorothy Anthony, Dr. B. C. Hickey.

Their term of office shall be for a period to expire April 18, 1985.

Mr. Thompson moved that the Ordinance be approved. Mr. Harrington seconded the motion.

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

83-17 The Clerk read the following Ordinance:

AN ORDINANCE 56,823

REAPPOINTING AND APPOINTING MEMBERS TO SERVE ON THE  
CLEAN COMMUNITY COMMISSION FOR TERMS TO EXPIRE  
DECEMBER 22, 1984.

\* \* \* \*

The following individuals are hereby reappointed and appointed to serve on the Clean Community Commission:

REAPPOINTMENTS: Ms. Edith Madrigal, Mr. Danny Escalante, Mr. Ed Davis, Ms. Sadie Ray Graff, Ms. Sybil Kane, Mr. Lonnie Crisp, Ms. Doris Irby.

APPOINTMENTS: Mr. Raul Solitaire, Ms. Elvira Cisneros, Mr. Thomas C. Epperson.

Their term of office shall be for a period to expire December 22, 1984.

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

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

83-17 PRELIMINARY PRESENTATION OF STUDIES OF THE  
VALERO AND HOUSTON PIPELINE CONTRACTS ON  
NATURAL GAS SUPPLY

Mayor Cisneros stated that the preliminary report on the natural gas supply question for San Antonio now has been received, including three parts: a study of the reserves of the two firms, a legal review of the situation, and economic evaluations. He noted that the firm making the report was selected jointly by the two firms involved, and City Public Service today is forwarding the preliminary report to the City Council. He also stated that no action is needed on the matter today.

Mr. Jack Spruce, General Manager, City Public Service, stated that copies of the report have been distributed today to CPS trustees, but

not yet discussed formally by them. He briefly summarized the contents of the report, stating that it finds that there is no legal problem with the working of the Houston Pipeline contract and that either firm could meet San Antonio's long-term needs for natural gas.

He then spoke to the three possible options available: remain with Valero Energy as the City's sole gas supplier under terms of the court settlement; seek a new contract with Valero; or sign a contract with Houston Pipeline to supply 45-55 per cent of the City's natural gas requirements.

Mr. Spruce recommended that CPS sign the contract with Houston Pipeline.

83-17      ITEMS FOR COUNCIL CONSIDERATION DURING APRIL AND MAY

Mayor Cisneros spoke to the contents of a memo circulated to members of the City Council and City Manager by his office, the subject of which is "items for Council consideration during April and May." He then read the memo to the Council.

Mayor Cisneros also stated that he had received a letter from Mr. Raymond Stotzer, District Engineer, Texas Department of Highways and Public Transportation concerning the Federal Surface Transportation Assistance Act of 1982 and its 75-25 federal-to-local match funds for Urban Systems projects, and asking the Council's Streets Task Force to study the matter.

Mayor Cisneros then spoke to each of the 14 critical issues facing City Council during April and May for decision, including:

Need for direction to City staff on possibly adding new police officers and firefighters to the upcoming budget consideration.

Scheduling for discussion the matter of construction bonds for South Texas Nuclear Project, set for consideration April 14.

Act on the pending City Water Board rate increase request, set for April 28.

Activation of the Streets Task Force on April 14.

Review recommendations on the natural gas contract matter, also on April 14.

Consider a possible land-swap with Bexar County relative to construction of a new jail building on April 14, since the County has an April 15 deadline to meet.

Reactivation of the Drainage Task Force.

Set policy guidelines in Executive Session on fire and police wage negotiations April 14.

Discuss the Summer District Talent Shows April 21.

Action on the joint City-CPS long-range energy study May 12.

A decision on the fire and police manpower issue. Mayor Cisneros stated that his personal feeling was to add 30 additional police officers and 22 fire-fighters to the next budget, noting that the Police Department currently is 60 officers understrength. He further stated that he hopes to place this matter onto a future agenda to decide on direction for City staff.

Mr. Louis J. Fox, City Manager, stated that it was his intention to recommend some increase in the number of police officers in the next budget.

Mayor Cisneros stated that the two issues most prevalent in the community today are streets and police

Continuing with matters to be considered by Council during April and May:

Consideration of resource recovery, with a report on projected costs to come before City Council May 19.

HemisFair Plaza, to be discussed at "B" Session today.

Mr. Fox stated that two Public Hearings on the matter are scheduled for this month to meet criteria for a UDAG grant application.

Council direction to City staff on an active down-zoning program for entire City areas, to make sense out of mixed zoning uses around the City and areas threatened by industrial incursion. It was decided that a memo would be circulated among Council members, seeking six signatures to place this matter on a future agenda.

Consideration of recommendations on the neighborhood planning process May 19.

83-17 STREETS IN DISTRICT 10

Mr. Hasslocher spoke briefly on street repair problems in District 10.

83-17 SEWER RATES

Mr. Hasslocher spoke of the concern over sewer rates expressed by the San Antonio Manufacturers Association and their projected rise in future years. He spoke to the need for federal funding to assist the City with construction of the Dos Rios Sewage treatment plant, and stated that a study is needed on future sewer rates.

83-17 KU KLUX KLAN

Mr. Webb and City Manager Louis J. Fox briefly discussed the letter received by the City Manager relative to the Ku Klux Klan request to march on City streets, and spoke of the fact that the matter would be taken up in Executive Session later today.

Mr. Webb asked the Council not to allow the Klan or any other similar group to march on City streets or otherwise show any visuals in the City.

Mayor Cisneros asked that the Council withhold any formal motions until after the Executive Session discussions.

83-17 HAZARDOUS MATERIALS SPILLS

Ms. Berriozabal spoke of House Bill 1345, dealing with transportation of hazardous liquids, and spoke of the problems being experienced in various parts of the nation with accidental spills of hazardous materials. She spoke of her concern with transporting such hazardous materials over such roadways as heavily-travelled Loop 410, since portions of Loop 410 are over the Aquifer Recharge Zone. She asked for a City staff report on what is being done, and can be done, to protect against such spills affecting the Aquifer, asking specifically whether or not the City can legislate or regulate this type of traffic.

Ms. Karen Kliever, Director of Intergovernmental Relations,

stated that she would look into this matter and report back to the City Council.

83-17

NATURAL GAS BILLS

Ms. Karen Kliewer, Director of Intergovernmental Relations, stated that both State Senate and House bills dealing with or affecting San Antonio's natural gas supply contract now are out of committee. She notes that the City Council has yet to take an official position on these bills, and spoke to the need to establish such an official position and pass it on to Bexar County legislators.

Mayor Cisneros noted that in the informal preliminary report just submitted to City Council and City Public Service, the consultant studying the matter of San Antonio's contract or contracts for natural gas had recommended the City secure two contracts with two separate firms. He noted that the pending legislation in the House and Senate in Austin would place Houston Pipeline under regulation of the Public Utility Commission, a move that would then force Houston Pipeline to withdraw their contract offer to supply half of San Antonio's natural gas. He spoke of his opposition to both bills.

Mr. Archer stated his opposition to arbitrary legislation that would tie the City's hands in this matter.

A discussion then took place concerning possibly moving consideration on this matter up to next week's Council agenda.

Mayor Cisneros stated that the Council would consider this matter at the April 14 meeting.

Mr. Jack Spruce, General Manager, City Public Service, stated that he would determine whether or not the consultant firm could have representatives at next week's Council meeting to discuss this matter.

Mr. Hasslocher spoke against premature release of report data such as this consultants' report, before City Council has a chance to see it. He stated his opinion that the Council needs to receive such reports and have time to study them and hear from the consultants before making any decision in such matters.

Mr. Thompson moved that the City Council approve and send to the State Legislature the following statement with regard to S.B. 406 and H.B. 627 relating to the regulation of natural and synthetic gas supplies to municipalities with an excess of 325,000 electric customers: "We reserve the right unto ourselves to regulate the supply of gas to our citizens. We reserve unto ourselves the right to make that decision, and we would oppose any action, whether it be in the Senate or the House, that would preempt our ability to make that statement. We would oppose any action in the Senate or the House that would preempt our right...our ability to make decisions here on the contract. Without pre-judging, we want to reserve unto ourselves the right that we make the decision of the single contract or the dual contract. We would oppose any preemption of that right." Mr. Wing seconded the motion.

Mr. Hasslocher asked that the City be briefed on issues before the State Legislature before the City's Legislative Liaison carries the City's position to Austin.

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

CITIZENS TO BE HEARDMS. LYNN O. BOBBITT

Ms. Lynn O. Bobbitt, San Antonio Conservation Society, read a prepared statement to the City Council on the HemisFair Revitalization Project, asking that consideration be given by the City Council to retain three 19th Century structures located at HemisFair and asked that they be incorporated in the HemisFair Plan. (A copy of her statement is on file with the papers of this meeting.)

\* \* \* \*

REV. S. CLIFTON BYRD

Rev. Byrd spoke to the Council about the funding given to the San Antonio Festival and the waiver of fees normally charged by the City. He stated that the Texas Emancipation Day Commission should also be entitled to some financial assistance from the City. He asked that the City Council approve funding to their organization.

Mayor Cisneros stated that the City makes City facilities available in connection with other ethnic-type celebrations.

Rev. Byrd stated that City monies should also be made available to their organization.

Mayor Cisneros stated that the City staff can meet with Rev. Byrd and review the schedule during the week of June 13 - 19 and see if the City can work with Rev. Byrd on the monies that can be allocated.

Rev. Byrd stated he would work with the Staff.

Mayor Cisneros took exception to the staff's memo on the Showmobile request by Rev. Byrd and stated he would be in agreement with Rev. Byrd's request.

Mr. Archer moved to approve the request of Rev. Byrd to use the Showmobile as he requested. Mr. Webb seconded the motion. On roll call vote, the motion prevailed by the following vote: AYES: Berriozabal, Webb, Wing, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Dutmer, Eureste.

\* \* \* \*

FATHER DON CURRIE

Father Don Currie, representing the Westside Parish Coalition, asked for a waiver of eligibility criteria to use computers after hours. He stated that SER personnel are in agreement.

Mr. Wing moved to grant Rev. Don Currie's request. Mr. Alderete seconded the motion.

Mr. Briseno asked that staff investigate the request, and work with Rev. Don Currie.

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

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MRS. NANCY CUNNINGHAM

Mrs. Nancy Cunningham, Retired Senior Volunteer Program Director, spoke to the City Council about their program. She stated that they have contributed over \$3,000,000 worth of volunteer hours. She asked for a waiver of fee rental at the Convention Center.

Mr. Harrington moved to grant the request. Mr. Alderete seconded the motion.

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

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MRS. BARBARA HARVARD

Mrs. Barbara Harvard presented each Council member an invitation to attend their opening at The Broadway Cabaret. She then introduced Impersonator, Mr. Jimmy James, who was dressed as "Marilyn Monroe."

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MR. ERNESTO E. GARCIA

Mr. Ernesto E. Garcia, 1028 W. Mayfield, spoke to the City Council regarding a zoning code violation. He stated that 411 Fleming has not been rezoned and yet a business establishment presently is in operation. He stated he has called repeatedly for assistance and relief from City departments.

Mr. Wing asked Mr. Gene Camargo, Director of Building Inspections, to report.

Mr. Camargo stated that the property owner has been cited. He stated that he will keep the Council abreast of the status of this case.

Mr. Garcia thanked the Council for putting this on the record. He stated he has complained to the staff for over three years.

Mr. Thompson mentioned several cases in his neighborhood on zoning violations.

Mr. Camargo spoke of the problems with prosecution of these cases.

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MS. GLORIA RODRIGUEZ

Ms. Gloria Rodriguez, representing Avance, requested a waiver of fee for use of the Convention Center for a fund raiser on June 17, 1983.

Mr. Alderete moved to grant the request. Mr. Thompson seconded the motion.

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

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MRS. MARIA DOMINGUEZ

Mrs. Maria Dominguez spoke to the City Council about the need to increase the number of police officers.

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MR. RICARDO JASSO

Mr. Ricardo Jasso, representing Nosotros, Inc., spoke to the City Council about S.B. 108 status. He stated it passed in the Senate and it is now sponsored by State Representative Madla. He asked the City Council to inform the City lobbyist to keep the City abreast of this particular piece of legislation. He also asked support of H.B. 1197. He asked that the publication describe the entire new ordinance on paint sniffing. Mr.

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Alex Briseno stated that the Department of Human Resources can work on this.

Ms. Berriozabal moved to approve Mr. Jasso's request of City support of H.B. 1197. Mr. Webb seconded the motion.

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

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83-17 The City Council recessed its regular meeting at 7:10 P.M., reconvening at 8:30 P.M.

83-17 KU KLUX KLAN

At this point in the meeting, Mr. Webb stated that the Council had met in Executive Session, and he was prepared to make a motion to reflect that the City Council go on record as stating that the Ku Klux Klan's values are foreign to San Antonio and is not in keeping with the All-American image of San Antonio and that the Klan is not welcomed in this City. Mr. Archer seconded the motion.

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

There being no further business to come before the Council, the meeting was adjourned at 8:36 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