

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, JANUARY 2, 1986

* * * *

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

- - -
86-01 The invocation was given by Reverend David Edmunds, Little Church of La Villita.

- - -
86-01 The City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

86-01 RESIGNATION OF COUNCILMAN VAN HENRY ARCHER

Mr. Archer read a brief statement of resignation from Place 9 of the City Council in order to allow him to run for member of Congress in the 23rd Congressional District. Mr. Archer lauded the accomplishments of this City Council and spoke of his most important issues as a City Council member. He then thanked Council members and City staff for their assistance and then read his official letter of resignation from the Council.

Mayor Cisneros wished Mr. Archer well and thanked him for his years of service to the City Council.

Mr. Archer introduced his wife and three sons, present in the audience.

Mayor Cisneros then read a Proclamation designating Mr. Archer a Benefactor de la Comunidad and presented him with a copy.

At this time Mrs. Mary Alice Cisneros, wife of Mayor Cisneros, presented a dozen yellow roses to Mrs. Archer.

Mayor Cisneros then presented a special family gift to the Archer family from the City Council.

At this time, members of the City Council individually spoke of their relationships with Mr. Archer on the City Council and wished him well in his future endeavors.

Mr. Hasslocher made a motion to accept the resignation of Mr. Archer. Mrs. Dutmer seconded the motion.

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

86-01 The City Clerk then read the following Ordinance:

AN ORDINANCE 62,057

APPOINTING THOMAS WEIR LABATT, III, TO FILL THE UNEXPIRED TERM OF VAN HENRY ARCHER, COUNCILMAN FROM DISTRICT 9, WHO HAS RESIGNED.

* * * *

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

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

Mayor Cisneros then introduced Mr. Weir Labatt, who was present in the audience, and asked him to take his seat at the City Council table at this time.

Mayor Cisneros and individual members of the City Council then congratulated Mr. Labatt on his appointment.

Mayor Cisneros stated that a special briefing for Mr. Labatt had been set up for tomorrow in the Mayor's office.

Mr. Labatt then was officially sworn into office by City Clerk Norma Rodriguez.

January 2, 1986
mlr

86-01

RESOLUTION OF RESPECT - CHARLES STEWART

Mayor Cisneros spoke of the recent loss of Mr. Charles Stewart, who had been a member of the City Hall news media for a number of years.

He then read the following of Resolution of Respect:

A RESOLUTION NO. 86-01-01

WHEREAS, a life devoted to community awareness and the public good came to a close for Charles Stewart on December 6, 1985, and

WHEREAS, Mr. Stewart had a long and distinguished career in broadcasting, from reporting to management, from Texas to Washington, and

WHEREAS, his most satisfying years were devoted to reporting of public affairs and the in-depth analysis of civic and political events that shaped our nation, state and city, and

WHEREAS, his introspective insights into these historic events produced a unique blend of reporting current events with a touch of history and a dash of foresight, and

WHEREAS, his commitment to his community and its development lead to many honors, ranging from appointment to public bodies to signal recognition by his journalistic and broadcasting peers over many years of unselfish service, and

WHEREAS, his contributions to the people and life of San Antonio will be sorely missed by all San Antonians, who have lost a true and valued friend; NOW, THEREFORE:

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

SECTION 1. that with the death of Mr. Charles Stewart, the City of San Antonio has lost a valuable asset to its past, present and future.

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

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

* * * *

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

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

The Mayor and members of the City Council then presented the Resolution of Respect to Mrs. Stewart who was present in the audience.

Mrs. Louise Stewart, widow of Mr. Stewart, thanked the Council for the honor and spoke of the late Mr. Stewart's interest in covering governmental affairs.

Mayor Cisneros then spoke of Mr. Stewart's many accomplishments.

86-01

COUNCIL COMMITTEE ASSIGNMENTS

Mayor Cisneros asked Mr. Labatt to consider serving on the various Council committee assignments that had been previously occupied by Mr. Archer if the City Council concurs in those assignments.

Mr. Labatt stated he would be willing to serve in each of those assignments.

Mr. Thompson made a motion naming Mr. Labatt to serve on the committees previously served upon by Mr. Archer. Ms. Berriozabal seconded the motion.

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

January 2, 1986
mlr

86-01

1985 REPORT

Mayor Cisneros distributed to members of the City Council his printed report on accomplishments of the City Council during the year 1985, calling it a very active year for the Council. He then spoke to a number of those individual accomplishments as follows:

1985 REPORT
Basic Services

- * Unanimous Council vote on the budget. Major basic service improvements:
 - Establishment of Repeat Offender Program
 - Two additional EMS units
 - Three new police sub-stations underway
 - Eight new positions in Building Inspections
 - \$7 million for 600 miles of street repairs
 - 17 new traffic signals
- * Repeat Offender Program - organized, funded, underway, asked State funding for repeat offender staffing in District Attorney's Office.
- * Northeast police station sited at McAllister Park. Land purchased for Southside and Eastside sites.
- * Courts of Record passed in Austin and put into effect in Municipal Court system.
- * Intensive effort to collect delinquent taxes led to contract with Oliver Heard firm.
- * Council asked AACOG to work with the fire and emergency staffs on a hazardous waste prevention plan.
- * Taxicab safety measures considered after murders and injuries inflicted upon cab drivers.
- * Introduced concept of police training academy located on the Southside.
- * Process begun to de-annex South Randolph area.

Capital Improvements

- * \$100 million of bonds passed by 64%. \$41 million in bonds sold immediately to commence projects at 7.9%.

- * Advance refunding of bonds authorized by Council; allows \$275 million in general obligation bonds without a property tax increase to service the debt.
- * First stages of construction - land assembly, archeological work and utility relocation for Rivercenter Mall project.
- * City cooperation on expansion of freeway system, particularly the downtown "Y" and double-decking.
- * Management of construction projects leading to 150,000 square foot addition of the Convention Center and Plaza Mexico complex.
- * Land deeds were transferred to State Highway Commissioner Bob Lanier for the Northwest Freeway right-of-way; change in the minute order to allow immediate construction outside Loop 410.
- * County Judge and Mayor made presentation to Texas Highway Commission; they voted \$6.7 million in funds for Sea World roads.

Downtown

- * Council approved Tri-Party plan for Houston Street; sought federal funding; \$22 million announced for pedestrian mall and cross-street improvements.
- * Creation of Downtown Department to coordinate downtown re-development.
- * Approvals gained and construction underway on downtown Holiday Inn.
- * Fiesta Plaza officially opened for business.
- * Council approved architectural contract and project managers for HemisFair work. Passed \$53 million in certificate of obligation. Included water features. Council approved construction bid of Sikes Construction for Convention Center's 150,000 square foot addition and Plaza Mexico expansion.
- * Rededication and opening to public use of the Municipal Auditorium.
- * Fairmont Hotel move was accomplished.

January 2, 1986
mlr

- * Groundbreaking on Ramada Inn in Vista Verde South.
- * NBC Bank Tower plan approved; projected for 30-stories on riverside site.
- * CDBG money used as match to secure federal funds for fire prevention work at Granada Homes.
- * Council approved street closure and air rights for the Aztec Theatre project.
- * Announcement by Sheraton of 1000-room hotel for HemisFair.
- * Announcement by Marriott Corporation of 950-room hotel in the Rivercenter Mall.
- * Opening of H.E.B. Headquarters facility on the San Antonio River.

Utility Matters
City Public Service Board

- * Settled Brown and Root lawsuit; San Antonio's share is \$210 million over seven years, paid quarterly. Used proceeds to reduce annual CPS rate increase.
- * Council approved issuance of \$150 million (March) in CPS bonds; \$125 million (September) for construction program.
- * Council passed CPS rate request, but lowered it to 2.75% by using the proceeds of the Brown and Root settlement.
- * Northwestern-Chicago and Union Pacific offer of additional rail hauling added leverage in coal hauling costs. New contract signed.
- * Council directed CPS staff to re-open Valero Contract to take advantage of cheaper gas.
- * November STNP forecast projected six-month delay and \$213 million slippage.

City Water Board

- * Council authorized 18.9% increase in CWB rates; all capital projects but one were funded.
- * Council authorized settlement of the first plastic pipe suit with Ethyl Corporation.

Council approved regulations for water service extensions.

Council authorized CWB participation in the "bad water line" study.

Sewers

Council directed studies of wastewater re-use.

Council authorized largest contracts for construction of Dos Rios Treatment Plant; completion due in 1987.

Council raised sewer fees by 11%.

Sewer bonds upgraded to A-1 by rating agencies.

Council authorized construction of Salado Wastewater Plant.

Council established Industrial Wastewater Review Board.

Neighborhoods/Quality of Life

* City Manager proposed neighborhood budget initiatives after consultation with the S. A. Neighborhood Coalition:

- Expanded neighborhood crime watch.
- Consolidation of code of development regulations -- zoning, subdivision, flood plain, and mobile home park.
- Budget for Neighborhood Department.
- Additional Parks Department positions.
- Two additional Citizen Action Officers.

* Creation of Neighborhood Department with two missions:

- Redevelopment of older areas with emphasis on single family housing.
- Advocacy for protection of stable neighborhoods.

* Reorganization of the Housing Task Force to establish re-development of central city single family housing as a priority.

* Initiation of construction on homes on Clark Street led by Eastside Alliance; Sisters of Holy Spirit project.

* Housing Authority start public review of plans for renovation of Alazan Apache area.

January 2, 1986

mlr

- * Council approved creation of the Commission on Children and Families to look at City policies to assist families.
- * Wing Committee recommended a reduced list of Social Services Programs; budgeted as recommended.
- * State Legislature passed billboard procedures for removal and compensation to owners. Council acted to ban all new billboards; regulating portable signs, and extending rules to the ETJ.
- * Ordinance passed making parking of vehicles in front yards a violation.
- * Opening of S. A. Metropolitan Ministry Hotel at Central Hotel site using CDBG funds.

Cultural/Recreational

- * Arts Advisory Board peer review panels functioned and selected ranking of arts funding in 1985-86 budget.
- * City assisted in settlement of the symphony strike.
- * Settled SPURS staying in the arena on long-term contract.
- * Council acted on rock concerts, using obscenity statutes to require children under 13 to be accompanied by adults.
- * Library Foundation used CPS bills to solicit funds for public libraries.
- * Winn Collection announced at S. A. Museum of Art.
- * Council authorized Phase II development of Eisenhower Park.

Economic Development

- * Sea World announcement and final site selection. Roadway approvals and local incentives secured.
- * Asher Edelman announced intent to keep Datapoint intact and maintain approximate employment levels.
- * Council approved zoning for Lincoln Properties at Alamo Cement site.
- * City helped push construction program for UTHSC that resulted in \$18.9 million allocation from UT-Regents.

January 2, 1986
mlr

- * Control Data spins-off Miltronics Plant with equity participation by employees. Business and Technology Center opened for operation.
- * Japan-Korea-Taiwan economic development trip; delegations and research missions visit San Antonio-Austin. Signed accords with Kansei Region and Long-Term Credit Bank.
- * Opened dialogue with Kelly AFB officials concerning zoning of a Military Area Overlay District.
- * Council established DOD Procurement Technical Assistance program in DEED.
- * Groundbreaking for Health Careers High School.
- * Use of development bonds for industrial projects, health facilities, and educational projects - including Trinity University, UTSA dormitories, and the Majestic Building.
- * San Antonio cited by John Naisbitt as one of the 10 best cities in the U.S. to start a business.

Overall

- * Most significant annexation since 1972; approved Year One of a five-year plan. Annexed 29 areas, 17,000 acres, and 26,000 persons. Accelerated a fire service plan.
- * Council rolled back property taxes by \$.04 to offset increases in property valuations.
- * City managed basic services in the face of historic 13" snow-storm.
- * San Antonio responded tremendously to the Mexico City earthquake; five 707 flights of medical equipment and digging tools sent from San Antonio.
- * Council acted to approve fluoridation of the City's water supply, which was later overturned in a public referendum.
- * Received mid-point report on water study from the Raba Long-Range Committee. Stated imperative to act.
- * Council gave tentative approval to the City Manager's plan for lease purchase of the Main Plaza Building. Introduced possibility of Council Chambers in Main Plaza, first floor.

January 2, 1986
mlr

* Council participated in National League of Cities effort to modify the Fair Labor Standards Act.

* * * *

86-01

1986 CITY COUNCIL ISSUES

Mayor Cisneros distributed his printed report concerning issues facing the City Council during 1986 as follows:

1986 CITY COUNCIL ISSUES
Mayor Henry Cisneros
January 2, 1986

Undoubtedly the most troublesome issues of 1986 for the City Council will be financial matters. A combination of factors - federal program terminations and cutbacks, the State economic downturn, citizens' concerns about local taxes, and the need for constant improvements in municipal services - indicate that the Council must think hard about the financial challenges before the City.

On the whole, I feel the City can be proud of its financial management over the last few years. Not a lot of attention has been drawn to the fact that the budget we approved last August was \$8 million less than the previous year, and yet it included increases for police, fire, EMS, street cleaning and maintenance, and garbage collection. That was possible in part because of carefully structured reductions in spending for the arts and some social services. Since 1980, even though the City's population has increased by 7.14% (1980-84), the number of sworn police officers has increased by 13% and the number of EMS paramedics actually on the job by 17%. In that same period, we have created a system of relief to the most vulnerable of our citizens, creating for example the \$2 million Senior Citizen Rate Relief Program, and embarked upon a \$7 million street maintenance program.

One result of that careful financial stewardship is that the City's bond rating has been upgraded to AA+, within a hair-breadth of the highest grade possible. To secure that position, we have improved our reserves, the management of our debt service, and strengthened our finances generally.

Also, another result of the City's financial plan of recent years has been major improvements in the City's capital plant. It is true that the total level of the City budget has grown from 1980 to the present. That is true in part because of new budgeting methods that show our whole capital program in a consolidated budget. That is an innovation of recent years. But more importantly, growth in the budget has largely been driven by an extensive program of fixing streets, widening roadways, building new

police stations, libraries and fire stations, constructing a massive new sewer treatment plant, and expanding our airport and convention center. You can see below many of these one-time capital improvements have required spending but will put our city in a better position to face the future:

- \$90 million - general bond issue in 1980. (voter approved)
- \$ 9 million - Auditorium bond issue. (voter approved)
- \$61 million - drainage bond issue in 1983. (voter approved)
- \$ 5 million - landfill acquisition. (Certificates of Obligation)
- \$55 million - Streets bond issue in 1984. (voter approved)
- \$95 million - Community Development Block Grants
- \$43 million - Urban Development Action Grants (Vista Verde, Alamo Plaza, Tiendas)
- \$100 million - Streets, Drainage, Police, Fire, Library sub-stations in 1985. (voter approved)
- \$425 million - Wastewater/Sewer improvements. (Revenue bonds and EPA grants)
- \$120 million - Airport improvements. (Revenue bonds and FAA grants: No taxes)
- \$ 53 million - Hemisfair/Convention Center. (Certificates of Obligation, Revenues, and Hotel/Motel taxes)

So, on the whole the City can take pride in the financial decisions we have made and the fiscal position we have achieved. It represents a balanced financial approach for a growing city with a healthy and progressive civic attitude toward its future.

Still, I understand the misgivings of many of our citizens about property appraisal increases and effective tax increases. I believe we can do a better job of addressing their concerns head-on. The critique is good for us if it prompts a rigorous review to assure that we are keeping taxes as absolutely low as possible while getting the most in services for the municipal dollar. It enforces a kind of external discipline which I, for one, accept as a useful and necessary ingredient of a true democracy.

I have thought about that need for discipline over the last weeks and would like to set forth to the Council a series of possible actions which would show our real commitment to battling against arbitrary expansion of municipal spending:

1. I propose that the Council enact a resolution pledging no property tax increase in 1986, freezing the rate at the current 41 cent level. While this is a very serious commitment, recognizing that other funds may be cut and recognizing promises we have made to increase fire and police manpower, such a freeze pledge would impose a firm discipline on the budget making process.

January 2, 1986
mlr

2. 1986 will be a year in which no City-wide reappraisal takes place. The Council and City staff must work with the Bexar Appraisal District to assure that its efforts during the year will focus only on appraising new properties that come on-line during the year and not reappraising all property this year.
3. I propose to meet with the Bexar Appraisal District Board and staff to review appraisal procedures and the frequency of reappraisal. The relentless increases of property values through too-frequent reappraisals create a psychology of fear that higher property taxes will automatically follow and poses a temptation to area governments to ride the crest of rising valuations without adequately rolling back tax rates.
4. In 1985, I suggested that we form a working council of all taxing bodies to coordinate financial matters, such as the timing of bond issues and tax overlapping. During the last year, it was decided that the Bexar County Council of Mayors should be the organizing group for such a gathering. I propose we pull the group together and make clear the absolute imperative that local governments must roll back their tax rates commensurate with increases in property valuations. Much of the problem now being ascribed to the City is caused by the taxing practices of other local governments. In fact, on the average, City taxes represent less than 30% of citizen's tax bills.
5. I propose that we place on the ballot as a Charter Amendment the ability to grant discounts for early payment of City taxes. In the early 1970s, the State Legislature granted cities the authority to grant such discounts but San Antonio's Charter still prohibits the practice. The law now allows a plan as follows:

Taxes paid in October - 3% discount
Taxes paid in November - 2% discount
Taxes paid in December - 1% discount
Taxes due and payable - January 1-31
Penalty for late payment begins - February 1

Such a system would in effect grant a 3% break on property taxes to those who pay early and would also improve the City's cash flow in the early months of the fiscal year which begins October 1.

6. I propose that we increase the Senior Citizen Homestead exemption from the present \$50,000 to \$60,000 in 1986 and up to \$70,000 in 1987. The rise of property valuations on the homes of persons whose incomes are fixed can have a devastating impact on their lives and create a sense of betrayal and desperation. It is estimated that the Senior Citizen Homestead exemption exempts more than 41,000 homeowners from all or part of their property taxes and that when raised to \$60,000, about 33,000 of those seniors would pay no property taxes at all. If we raised the exemption to these levels, the City would lead the way with the highest Senior Citizen Homestead exemption in the State and set the standard for other taxing bodies locally. The law requires that Council action on such an exemption would have to occur before May 1.
7. Several years ago the Council directed that any increases in the City's share of CPS revenues resulting from rate increases or sales of wholesale power to other cities be allocated to a debt service account. To the degree that there are surpluses beyond the monies required for debt service, I would propose that such monies be earmarked for fire and police services and street maintenance. The Council must be careful that such funds are not spent in the upcoming labor negotiations as higher wages just because they are available, but must be earmarked to go to additional manpower and enhanced service.
8. I propose that the Council initiate the analysis necessary to consider a flat dollar amount homestead exemption. At present the system that allows homestead exemptions is problematic, in that it is based on a percentage of valuation. That means that the largest exemption would go to those who are in least actual need. In other words, a 10% exemption means that the exemption on a \$250,000 home would be \$25,000 but that on a \$35,000 home it would be only \$3,500. We should consider asking the Legislature to grant to cities the legal authority to do what school districts

January 2, 1986
mlr

are now doing: granting a flat \$5,000 homestead exemption for everyone who owns a home. That way, \$5,000 in value would be exempted from property taxes. If we want to pursue this idea, we should work to pass the legislation before the reappraisal scheduled for 1987 takes place. A \$5,000 flat exemption would cost the City approximately \$2.7 million.

I do not propose these measures in the expectation that they will address all our citizens' tax concerns or with the intention that they would prevent the proposed referendum on City finances. I have said that I fully expect that effort to go forward. But I do believe that the people want to see their City Council undertake a tough and self-critical review of all that is financially possible - not defensive, not obstinate, not confrontational, not arbitrary - but rather a recognition that there are legitimate points of view and concerns that merit attention and action.

I would hope that after appropriate discussion, which can occur today or at a B-Session scheduled on these issues, the Council would direct the management to bring back a report on each of these suggestions and schedule them for action in the next weeks. I have also suggested in the past that the Council may wish to consider creating a business and citizens advisory group - to include the CEO's of financial institutions or the financial vice-presidents of some of our top companies - to work with us in reviewing these suggestions as well as reviewing possible courses of action to make up for federal funding cuts and evaluations of areas where City spending might be reduced without short-changing important priorities.

I appreciate your consideration of these suggestions and will work with each of you to seek your opinions on a course of action. Whatever lies ahead, we must work together. That has been a hallmark of this era in our city and, by our example, we will show all San Antonians that no matter how knotty the challenges, in San Antonio, we can work them out.

* * * *

Mayor Cisneros called 1986 a "year of managing the basics." He then spoke of the proposal to limit City spending in 1986 and asked for a City Council program to be created to accomplish certain of those programs listed in his 1986 issues report. He then read his 1986 Projections as follows:

January 2, 1986
mlr

1986 PROJECTIONS

A Year of Managing the Basics of Restructuring
Finances, and of Completing Big ProjectsBasic Services

1. Complete construction of the Police Substations.
2. Make the case to the public for a new police training academy.
3. Refund the Repeat Offender Program based on evaluations of performance.
4. Stabilize police supervision and procedures; add manpower to authorized strength.
5. Negotiate and conclude a new contract for police and fire personnel; seek multi-year contract.
6. Add fire positions for staffing of new fire stations - three stations in 1985 bond program and three stations accelerated in the annexation program. Also add nine new positions as a phase-in of manning goals.
7. Continue second year of five-year annexation program.
8. Act on the EEO recommendations to be presented by the recently designated consultants.
9. Enact elements of a hazardous waste prevention and response plan.
10. Act on taxicab safety measures after consultation.

Capital Improvements

1. Complete the in-house work needed to present a 1987 streets, drainage, and basic services bond issue.
2. Begin actual construction on the access roads of the Northwest Freeway outside of Loop 410.
3. Present the MAOD zoning and initiate condemnations if necessary to initiate construction on the inner section of the Northwest Freeway.

January 2, 1986
mlr

4. Manage the extensive program of road improvements funded by the City as well as cooperate with the State in its program, including the double-decking of key freeways.
5. Prepare an areawide plan for the Sea World area - roadways, zoning, mass transit, and aesthetic aspects.
6. Put the new airport control tower into use; intensify the push for new air routes.
7. Investigate light rail transportation with VIA from downtown to key locations - airport, medical center area, Sea World.

Downtown

1. Complete construction of the 150,000 square foot convention center expansion; open for operation by Fall; host National League of Cities in November-December.
2. Complete and open Plaza Mexico additions in HemisFair Plaza.
3. Move forward with actual construction on the HemisFair area re-development - new parking garage, water park, Sheraton Hotel, and educational facilities.
4. Begin actual construction on the main structures of the Rivercenter Mall Project.
5. Open new downtown hotels for business - Ramada Inn and Holiday Inn.
6. Complete housing portion of Vista Verde South; make available to residents.
7. Push Tri-Party process to present working plans for Houston Street; work out local financing match; begin such construction as is appropriate.
8. Move urban design mechanism into place for Council consideration.
9. Seek Council action on the Historic Sites and Structures Ordinance.
10. Explore ways to involve EDF in office/headquarters attraction, with an emphasis on downtown space.

11. Put together new programs to convert downtown structures into housing units.
12. Push linkage of Mercado area to Fiesta Plaza to help stabilize Vista Verde.

Utility Matters
City Public Service Board

1. Monitor construction costs on the South Texas Nuclear Project as 90%+ mark on Unit 1 is achieved; push for June '87 fuel load schedule; pass construction bonds as necessary.
2. Anticipate annual rate increase request; use proceeds of settlement to lower it as much as possible.
3. Push renegotiations with Valero for cheaper gas; including move toward construction of a second gas pipeline into the City.

City Water Board

1. Separate and organize for action the various recommendations of the Raba Long-Range Water Study due in early 1986.
2. Protect the City's interest in the plastic pipe suit.
3. Prepare for the annual CWB rate request and capital construction program.

Sewers

1. Stay on construction program at Dos Rios Treatment Plant.
2. Accelerate decisions on re-use of waste water as part of a long-range area water plan.

Neighborhoods/Quality of Life

1. Strengthen the Historic District ordinance to give more power to the Council in preventing demolitions.
2. Evaluate initial operation of the Neighborhood Department and

January 2, 1986
mlr

support with funding in 1986-87 budget.

3. Prepare final billboard ordinance; end moratorium now in place.
4. Put strong and intense pressure on all responsible agencies to support central city single family housing; emphasize not just development but a basic strategy of redevelopment.
5. Work with neighborhood organizations to advance modernization plan for Alazan Apache area.
6. Enact work program of the Commission on Children and Families.

Cultural/Recreational

1. Refine the Arts Advisory Committee's process; set a target budget figure available to them and possible percent categories; establish the independence of the process.
2. Support continual work of the Library Foundation to secure cash gifts for the library.
3. Urge maximum participation in Sesquicentennial events throughout 1986.
4. Work with the symphony on a Music of the Americas effort.

Economic Development

1. Continue efforts to organize the Texas Research Park.
2. Support the UTHSC in its push for corporate research and for a continuing UT System construction program.
3. Consider an Austin-San Antonio Corridor delegation to Japan for a follow-up on contacts developed over the course of the year.
4. Continue to act on the Target 90 goals set forth in the 1985 status report.
5. Repeat conference for high school academic and vocational personnel to outline San Antonio's bioscience job opportunities; tie-in Private Industry Council.

January 2, 1986
mlr

6. Continue to project San Antonio as a nationally prominent focal point of economic development, attracting job-generating manufacturers and bidding toward the Sea World opening.
7. Accelerate the timetable on a Texas A&M agricultural research presence in San Antonio.
8. Push small business strategy of assisting growth businesses with a good chance to create new jobs.
9. Encourage Cattleman's Square redevelopment, especially renovation of the MoPac Depot.

Overall

1. Prepare for basic cuts in federal programs. Budget and development programs must be made to function without revenue sharing and drastic reductions in CDBG, manpower training, and other programs.
2. Economic development efforts may be affected by reduced availability of industrial revenue bonds and possible limitations on use of General Obligation Bonds and other public purpose bonds.
3. State economy may become a local consideration as state government responds to drop in oil and gas prices, Texas slowdown, and statewide politics.
4. Explain to the public the implications of an indexed cap on City spending for providing services to growing areas and to making up for federal cuts in neglected areas. Consider actions with the Bexar Appraisal District, local taxing bodies, or homestead exemptions to respond to legitimate concerns.
5. Consider Charter Revision Commission to prepare recommendations for possible 1987 referendum vote.

* * * *

Mr. Webb commended the Mayor for his hard work in these reporting areas and voiced his concern that any cuts in municipal services often hit hardest in economically depressed areas. He stated his feeling that increases in usage fees should be held down as much as possible, such as garbage fees.

January 2, 1986
mlr

20

Mrs. Dutmer thanked the Mayor for his efforts and voiced her own personal concern for the need to keep from taxing small businesses out of business and for the need to look at service usage fees.

Mr. Hassloch spoke to the need to tighten the municipal belt and to emphasize the basic City services in 1986. He thanked the Mayor for the reports, for showing how the City Council has attempted to hold the line on spending and he stated that he feels a close study is needed on the possibility of Charter revision in 1986.

Mayor Cisneros spoke to the need for an outside look at the City's financial aspects.

Mr. Thompson made a motion to refer the report to the City staff and come back to the Council at a future "B" session with regard to financial matters, policy implications, effects, and other items that related to a costing-out of the Mayor's recommendations. Ms. Vera seconded the motion.

Mayor Cisneros stated that he feels the City Council needs to make final decisions on all aspects dealing with the municipality and he spoke against limiting the City Council's authority on financial limits on City spending. Mayor Cisneros then asked Mr. Harrington to bring back before the City Council at a future "B" session the City staff's report concerning his recommendations and the costing factors involved.

Ms. Berriozabal spoke in support of creation of a network of light rail transportation for the City and the staffing of the Mayor's suggestions. She stated that she wants the City staff to report back on the effects of the Gramm-Rudman Bill on San Antonio.

Mr. Wing spoke to the excellent working papers written by the Mayor and stated that it shows the City Council has not squandered City tax monies.

Mayor Cisneros spoke to the impact on the current mood of conservatism in the country as it relates to the needs of many citizens on fixed incomes and their need for basic City services.

Mr. Harrington stated that he feels that the Mayor's suggestions are merely that, just suggestions and stated that it is his opinion that it would be difficult to cut taxes and yet extend City services. He stated his feeling that the City budget possibly can be trimmed, tightened and redirected and he noted that the City already has cut back on some outside agency funding and more work continues to take place in this area. Mr. Harrington stated that he is personally not ready to commit to holding the line on taxes until he has shown that it can be done.

Ms. Vera thanked the Mayor for his proposals and spoke to those she favored. She stated further she favors holding the line on future

City taxes.

Mrs. Dutmer asked for a 30-day postponement on the planned historic sites and structures discussion that is set for Council consideration on the 16th of January, 1986. She noted that the greater San Antonio Chamber of Commerce has not as yet been able to prepare its report on this matter.

Ms. Berriozabal noted that the downtown businesses also want to meet with that committee in regard to historic sites and structures.

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

86-01 CONSENT AGENDA

Mr. Hasslocher made a motion to approve Agenda Items 4 - 55, constituting the Consent Agenda, with Items 21, 29, 32 and 43 to be pulled for individual consideration. Ms. Vera seconded the motion.

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

AN ORDINANCE 62,058

ACCEPTING THE LOW BID OF UNITED STATES FIRE HOSE CORPORATION TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH FIRE HOSE FOR A TOTAL OF \$56,076.

* * * *

AN ORDINANCE 62,059

ACCEPTING THE LOW BID OF VULCAN SIGNS TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH ALUMINUM SIGN BLANKS FOR A TOTAL OF \$31,873.75.

* * * *

AN ORDINANCE 62,060

ACCEPTING THE LOW BID OF DAVIS TRUCK & EQUIPMENT COMPANY, INC. TO FURNISH THE CITY OF SAN ANTONIO

January 2, 1986
mlr

PUBLIC WORKS DEPARTMENT WITH BRUSH TRUCK BODIES FOR
A TOTAL OF \$15,492.80.

* * * *

AN ORDINANCE 62,061

ACCEPTING THE LOW BIDS OF DUNCAN BUSINESS MACHINES
AND BRASWELL OFFICE SYSTEMS, INC. TO FURNISH THE
CITY OF SAN ANTONIO WITH TYPEWRITERS FOR A TOTAL OF
\$12,140.

* * * *

AN ORDINANCE 62,062

ACCEPTING THE LOW QUALIFIED BID OF TEXAS COPY TO
FURNISH THE CITY OF SAN ANTONIO WASTEWATER
MANAGEMENT DEPARTMENT WITH A COPIER FOR A TOTAL OF
\$7,482.

* * * *

AN ORDINANCE 62,063

ACCEPTING THE LOW BID OF COMTEST SYSTEMS, INC. TO
FURNISH THE CITY OF SAN ANTONIO RADIO SERVICES WITH
A COMMUNICATION FREQUENCY MONITOR FOR A TOTAL OF
\$5,755.

* * * *

AN ORDINANCE 62,064

ACCEPTING THE BID OF LAW ENFORCEMENT EQUIPMENT
COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH AN
ANNUAL CONTRACT FOR SMITH & WESSON WARNING EQUIPMENT
PARTS.

* * * *

AN ORDINANCE 62,065

ACCEPTING THE PROPOSAL OF WHITTEN CORPORATION TO
FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION
WITH CUSTOM FABRICATED GUTTER COVERS AND HANDGRIPS
FOR A TOTAL OF \$6,650 PLUS FREIGHT.

* * * *

AN ORDINANCE 62,066 .

ACCEPTING THE BID OF ZBS INDUSTRIES, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH VIDEOCASSETTES ON AN ANNUAL CONTRACT BASIS FOR AN APPROXIMATE TOTAL OF \$50,000.

* * * *

AN ORDINANCE 62,067 .

ACCEPTING THE PROPOSAL OF THE IBM CORPORATION TO BUY OUT LEASED IBM EQUIPMENT CURRENTLY ONLINE FOR A TOTAL OF \$55,274.

* * * *

AN ORDINANCE 62,068 .

ACCEPTING THE LOW BID OF MCKENZIE AIR INDUSTRIES TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH REFRIGERATED AIR DRYER AND COOLING EQUIPMENT FOR A TOTAL OF \$4,346.

* * * *

AN ORDINANCE 62,069 .

ACCEPTING THE BID OF CLARIN CORPORATION TO FURNISH THE CITY OF SAN ANTONIO CONVENTION CENTER WITH FOLDING CHAIRS AND CHAIR TRUCKS FOR A TOTAL OF \$35,414.40.

* * * *

AN ORDINANCE 62,070 .

ACCEPTING THE LOW QUALIFIED BID OF CAPITAL BEARING SERVICE, INC. TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH BAR SCREEN CHAIN & SPROCKETS FOR A TOTAL OF \$3,678.40.

* * * *

AN ORDINANCE 62,071 .

ACCEPTING THE LOW BID OF TRAYLEE COPY DUPLICATING TO FURNISH THE CITY OF SAN ANTONIO CENTRAL STORES

January 2, 1986
mlr

DIVISION WITH AN OFFSET PRINTER FOR A TOTAL OF \$9,250.

* * * *

AN ORDINANCE 62,072 .

ACCEPTING THE LOW QUALIFIED BIDS OF ALAMO FIRE & SAFETY EQUIPMENT, INC., AUSTIN CARBONIC COMPANY, FRED HUBER & ASSOCIATES, KOETTER PROTECTION SERVICES, AND VALLEN SAFETY SUPPLY TO FURNISH THE CITY OF SAN ANTONIO WITH FIREFIGHTING ACCESSORIES AND SUPPLIES FOR A TOTAL OF \$43,159.63.

* * * *

AN ORDINANCE 62,073 .

ACCEPTING THE LOW BIDS OF DATAPOINT CORPORATION AND TELEX COMMUNIQUE TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH A TERMINAL AND PRINTER FOR A TOTAL OF \$4,824.95.

* * * *

AN ORDINANCE 62,074 .

APPROVING THE EXTENSION OF THE AUTOMOBILE AND LIGHT TRUCK BODY REPAIR CONTRACT OF COURTESY BODY & PAINTS, INC., AN MBE COMPANY, JORDAN FORD, INC. AND TORRADO TOWN PARK CHRYSLER-PLYMOUTH, AN MBE COMPANY, TO SEPTEMBER 30, 1986.

* * * *

AN ORDINANCE 62,075 .

AUTHORIZING FIELD ALTERATION NO. 14 FOR THE SAN ANTONIO CONVENTION CENTER EXPANSION - PHASE 2A, IN THE AMOUNT OF \$19,927.50, FOR STEEL PIPE TO BE USED IN LIEU OF PVC AS A SUPPLY AND RETURN LINE FOR THE CHILLED AND HOT WATER SYSTEMS.

* * * *

AN ORDINANCE 62,076 .

AUTHORIZING FIELD ALTERATION NO. 6, IN THE AMOUNT OF \$16,029.80, ON THE BURLESON SCHOOL STREET PROJECT, PHASE III, FOR THE INSTALLATION OF SIDEWALKS ON THE

WEST SIDE OF 30TH STREET FROM DURANGO TO BUENA VISTA AND ALSO ON THE WEST SIDE OF 27TH STREET FROM AZUELA TO DURANGO, INCLUDING REQUIRED CONCRETE DRIVE APPROACHES AND RETAINING WALLS.

* * * *

AN ORDINANCE 62,077

ACCEPTING A PROPOSAL FROM HARLAND BARTHOLOMEW & ASSOCIATES, INC. TO PROVIDE ADDITIONAL ENGINEERING SERVICES IN CONNECTION WITH JOHN CAPE ROAD STREET & DRAINAGE PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; APPROPRIATING \$17,688.10 IN AIRPORT SYSTEM CAPITAL IMPROVEMENT FUNDS AND AUTHORIZING PAYMENT OF SAID AMOUNT TO HARLAND BARTHOLOMEW & ASSOCIATES, INC. AS ADDITIONAL ENGINEERING FEES.

* * * *

AN ORDINANCE 62,078

ACCEPTING THE BID OF MISSION CONTRACTORS IN THE AMOUNT OF \$155,926.88 FOR THE CONSTRUCTION OF THE BRAUN FARM OFF-SITE SANITARY SEWER PROJECT; APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 62,079

AUTHORIZING THE CITY MANAGER TO EXECUTE FIELD ALTERATION #1 IN THE AMOUNT OF \$152,632.00 PAYABLE TO PIZZAGALLI CONSTRUCTION COMPANY FOR THE DOS RIOS WASTEWATER TREATMENT PLANT CONTRACT #3.

* * * *

AN ORDINANCE 62,080

AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH PAPE-DAWSON CONSULTING ENGINEERS, INC., IN THE AMOUNT OF \$12,000.00, TO PROVIDE PLANS AND SPECIFICATIONS FOR THE CITY PARK EAST SUBDIVISION SANITARY SEWER MAIN; AND AUTHORIZING AN ADDITIONAL \$1,200.00 FOR THE ENGINEERING CONTINGENCY AND \$125.00 FOR BID ADVERTISING.

* * * *

January 2, 1986
mlr

AN ORDINANCE 62,081 .

.
ACCEPTING THE BID OF UTILITIES CONSOLIDATED, INC.,
IN THE AMOUNT OF \$49,444.25, FOR THE CONSTRUCTION OF
THE OAK BLUFF UNIT 1 OFF-SITE SANITARY SEWER
PROJECT; PROVIDING A CONSTRUCTION CONTINGENCY IN THE
AMOUNT OF \$4,955.75; APPROVING A CONTRACT; AND
PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 62,082 .

.
AUTHORIZING THE CITY MANAGER TO ENTER INTO A
PROFESSIONAL SERVICES CONTRACT WITH ESPEY, HUSTON &
ASSOCIATES, IN THE AMOUNT OF \$16,000.00 TO PROVIDE
PLANS AND SPECIFICATIONS FOR THE WINDCHASE, 90 ACRE
TRACT OFF-SITE SANITARY SEWER MAIN; AND AUTHORIZING
AN ADDITIONAL \$1,600.00 FOR THE ENGINEERING
CONTINGENCY AND \$125.00 FOR BID ADVERTISING.

* * * *

AN ORDINANCE 62,083 .

.
AUTHORIZING THE CITY MANAGER TO EXECUTE FIELD
ALTERATION #13 IN THE AMOUNT OF \$18,627.00, PAYABLE
TO CLEARWATER CONSTRUCTORS, INC., FOR THE SALADO
CREEK WASTEWATER TREATMENT PLANT EXPANSION PROJECT.

* * * *

AN ORDINANCE 62,084 .

.
ACCEPTING THE BID OF SEILER CONSTRUCTION COMPANY IN
THE AMOUNT OF \$22,532.00 FOR WORK ON THE HIGHLANDS
PARK COMMUNITY CENTER; AUTHORIZING A CONSTRUCTION
CONTINGENCY IN THE AMOUNT OF \$1,500.00;
APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 62,085 .

.
ACCEPTING THE BID OF SEILER CONSTRUCTION COMPANY IN
THE AMOUNT OF \$52,416.00 FOR WORK ON ALAMO BRANCH
YMCA TO MAKE THE FACILITIES ACCESSIBLE TO THE
HANDICAPPED; APPROVING A CONTRACT; AND PROVIDING FOR

PAYMENT.

* * * *

AN ORDINANCE 62,086

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$430,232.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE TO CERTAIN LANDS; ACCEPTING THE DEDICATION OF EASEMENTS TO CERTAIN LANDS; AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE TO EXECUTE A RELEASE OF AN EASEMENT; ALL IN CONNECTION WITH CERTAIN RIGHT OF WAY PROJECTS. (NORTHWEST EXPRESSWAY; W. HARLAN STREET RECONSTRUCTION PROJECT; WESTWOOD VILLAGE SANITARY SEWER REHABILITATION PROJECT; WHEATLEY DRAINAGE PROJECT NO. 200)

* * * *

AN ORDINANCE 62,087

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

* * * *

AN ORDINANCE 62,088

AUTHORIZING PAYMENT OF REFUNDS TO PERSONS MAKING OVERPAYMENTS OR DOUBLEPAYMENTS ON 34 TAX ACCOUNTS.

* * * *

AN ORDINANCE 62,089

AUTHORIZING THE RENEWAL OF THE BOILER AND MACHINERY INSURANCE POLICY FOR A PREMIUM OF \$34,594.00.

* * * *

AN ORDINANCE 62,090

AUTHORIZING PAYMENT OF \$854,290.00 TO ARTHUR J. GALLAGHER & CO. OF DALLAS, TEXAS, COVERING EXCESS UNDERWRITER PREMIUMS IN THE CITY'S PROTECTED SELF-INSURANCE PLAN FOR THE PERIOD OCTOBER 1, 1985, TO SEPTEMBER 30, 1986.

* * * *

January 2, 1986
mlr

AN ORDINANCE 62,091

RESCINDING ORDINANCE NO. 61354 OF SEPTEMBER 5, 1985,
AND AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF
WASTEWATER MANAGEMENT TO READVERTISE FOR BIDS TO
CONSTRUCT THE COMMERCIAL AVE. SANITARY SEWER
PROJECT.

* * * *

AN ORDINANCE 62,092

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT
WITH THE SECRETARY OF THE ARMY FOR LEASE OF STORAGE
SPACE AT FT. SAM HOUSTON FOR THE PURPOSE OF STORING
MUSEUM ARTIFACTS BY THE SAN ANTONIO MUSEUM
ASSOCIATION (SAMA) AND AUTHORIZING A SUBLEASE
AGREEMENT BETWEEN THE CITY AND SAMA RELATED TO THE
SAME SPACE.

* * * *

AN ORDINANCE 62,093

APPROVING OVERSIZING 3,100 FEET OF EIGHT (8) INCH
APPROACH MAINS TO TWELVE (12) INCHES ALONG FM 1604
BETWEEN MOUNTAIN VISTA ROAD AND GREEN MOUNTAIN ROAD.

* * * *

AN ORDINANCE 62,094

APPROVING OVERSIZING A TWELVE (12) INCH APPROACH
MAIN AND A TWELVE (12) INCH BORDER MAIN TO SIXTEEN
(16) INCHES FOR A TOTAL DISTANCE OF APPROXIMATELY
1000 FEET FOR THE GATES TRACT.

* * * *

AN ORDINANCE 62,095

AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO
MAKE APPLICATION FOR AND ACCEPT A GRANT OF \$25,000
FROM THE NATIONAL ENDOWMENT FOR THE ARTS;
AUTHORIZING THE USE OF GRANT FUNDS FOR OPERATING
SUPPORT OF CARVER PROGRAMS; AND AUTHORIZING THE
EXECUTION OF CONTRACTS AND ADJUSTMENTS TO THE BUDGET

IN ACCORDANCE WITH FUNDING LEVELS.

* * * *

AN ORDINANCE 62,096

AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO CONDUCT THE ARTISTS IN EDUCATION SPONSOR PROGRAM FOR 1986-87; AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF FIVE GRANTS EACH IN THE AMOUNT OF \$13,000 FROM TEXAS COMMISSION ON THE ARTS; AND AUTHORIZING THE EXECUTION OF CONTRACTS FOR THE PROGRAM AND ADJUSTMENTS TO THE BUDGET IN ACCORDANCE WITH FUNDING LEVELS.

* * * *

AN ORDINANCE 62,097

AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO CONDUCT AN EXPANSION ARTS PROGRAM FOR 1987-88; AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF A GRANT OF \$25,000 FROM THE NATIONAL ENDOWMENT FOR THE ARTS; AUTHORIZING THE EXECUTION OF CONTRACTS FOR THE PROGRAM AND ADJUSTMENTS TO THE BUDGET IN ACCORDANCE WITH FUNDING LEVELS.

* * * *

AN ORDINANCE 62,098

AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO CONDUCT A GOSPEL FESTIVAL IN 1986-87; AUTHORIZING THE ACCEPTANCE OF A GRANT OF \$25,000 FROM TEXAS COMMISSION ON THE ARTS; AND AUTHORIZING THE EXECUTION OF CONTRACTS FOR THE PROGRAM AND ADJUSTMENTS TO THE BUDGET IN ACCORDANCE WITH FUNDING LEVELS.

* * * *

AN ORDINANCE 62,099

AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO CONDUCT THE DANCE PROGRAM FOR 1987-88; AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF A GRANT OF \$10,000 FROM THE NATIONAL ENDOWMENT FOR THE ARTS AND \$40,000 FROM THE TEXAS COMMISSION ON THE ARTS; AUTHORIZING THE EXECUTION OF CONTACTS FOR THE PROGRAM AND ADJUSTMENTS TO THE BUDGET IN ACCORDANCE

January 2, 1986
mlr

WITH FUNDING LEVELS.

* * * *

AN ORDINANCE 62,100 .

.
AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO
CONDUCT THE TEXAS TOURING ARTS PROGRAM FOR \$24,000;
AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF
GRANTS OF \$5,000, \$4,000 AND \$3,000 FROM TEXAS
COMMISSION ON THE ARTS; AND AUTHORIZING THE
EXECUTION OF CONTRACTS FOR THE PROGRAM AND
ADJUSTMENTS TO THE BUDGET IN ACCORDANCE WITH FUNDING
LEVELS.

* * * *

AN ORDINANCE 62,101 .

.
AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO
CONDUCT A JAZZ CLINIC IN 1986-87; AUTHORIZING THE
APPLICATION FOR AND ACCEPTANCE OF A GRANT OF \$20,000
FROM THE NATIONAL ENDOWMENT FOR THE ARTS AND \$15,000
FROM THE TEXAS COMMISSION ON THE ARTS; AUTHORIZING
THE EXECUTION OF CONTRACTS FOR THE PROGRAM AND
ADJUSTMENTS TO THE BUDGET IN ACCORDANCE WITH FUNDING
LEVELS.

* * * *

AN ORDINANCE 62,102 .

.
AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO
EXECUTE AN APPLICATION FOR AND ACCEPT A GRANT OF
\$50,000 FROM THE TEXAS COMMISSION ON THE ARTS;
AUTHORIZING THE USE OF GRANT FUNDS FOR OPERATING
SUPPORT OF CARVER PROGRAMS; AND AUTHORIZING THE
EXECUTION OF CONTRACTS AND ADJUSTMENTS TO THE BUDGET
IN ACCORDANCE WITH FUNDING LEVELS.

* * * *

AN ORDINANCE 62,103 .

.
AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF A
GRANT OF \$612,088 FROM THE TEXAS DEPARTMENT OF HUMAN
SERVICES FOR THE CITY HOMEMAKER PROGRAM TO OPERATE A
HOME HEALTH AIDE DEMONSTRATION PROJECT FROM JANUARY
1, 1986 THROUGH JUNE 30 1986; APPROVING A BUDGET;
APPROVING A PERSONNEL SCHEDULE; AND APPROVING A

LEASE FOR OFFICE SPACE.

* * * *

AN ORDINANCE 62,104

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTINUATION AGREEMENT WITH THE BEXAR COUNTY HOSPITAL DISTRICT TO PERFORM ALL EMS BILLINGS AND COLLECTIONS FOR A TERM OF NINETY (90) DAYS COMMENCING JANUARY 1, 1986 AND TERMINATING MARCH 21, 1986, AND AMENDING ORDINANCE NO. 60208, DATED FEBRUARY 7, 1985, ACCORDINGLY.

* * * *

86-01 The Clerk read the following Ordinance:

AN ORDINANCE 62,105

AUTHORIZING FIELD ALTERATION NO. 1 IN THE AMOUNT OF \$30,000.00 ON THE BRIDGE AND STRUCTURAL REHABILITATION OF SAN ANTONIO RIVER BRIDGES FOR THE REMOVAL OF ALL MATERIALS AND EQUIPMENT FROM THE CROCKETT AND NORTH PRESA STREETS BRIDGE SITES DURING THE HOLIDAY SEASON AND FOR REMOBILIZATION AFTER THE HOLIDAYS.

* * * *

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

Mrs. Dutmer noted that this actually is an after-the-fact matter.

Mr. Frank Kiolbassa, Director of Public Works, then spoke to the need to improve traffic in the downtown area on holidays.

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

January 2, 1986
mlr

86-01 The Clerk read the following Ordinance:

AN ORDINANCE 62,106

AUTHORIZING THE CITY MANAGER TO EXECUTE A TRILATERAL CONSTRUCTION CONTRACT BETWEEN THE CITY WATER BOARD, CITY OF SAN ANTONIO AND RDM CONSTRUCTION, INC., FOR THE CONSTRUCTION OF AN APPROACH WATER MAIN TO THE SALADO CREEK WASTEWATER TREATMENT PLANT AND AUTHORIZING THE EXPENDITURE OF FUNDS IN THE AMOUNT OF \$325,065.70 FOR THE CONSTRUCTION CONTRACT; AND PROVIDING AN ADDITIONAL \$48,759.85 FOR A CONSTRUCTION CONTINGENCY.

* * * *

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

In response to a question by Mrs. Dutmer, Mr. Joe Aceves, Director of Wastewater Management, stated that this particular item relates only to the wastewater treatment plant and he spoke to requests of area residents for better water service in their homes as well.

Mrs. Dutmer spoke of the contamination of some water wells in the area of the Wastewater Treatment Plant and the need to secure better water facilities for the residents of that area.

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

86-01 The Clerk read the following Ordinance:

AN ORDINANCE 62,107

AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH THE UNIVERSITY OF TEXAS AT SAN ANTONIO, CENTER OF ARCHAEOLOGICAL RESEARCH, A STATE OF TEXAS AGENCY FOR THE AMOUNT OF \$3,000.00 TO PROVIDE ARCHAEOLOGICAL INVESTIGATIONS AND MONITORING OF SEWER CONSTRUCTION AND TRENCHING ALONG MISSION ROAD FROM ROOSEVELT AVENUE TO HART AVENUE, REQUIRED FOR THE S.A.W.F.I.P., CATEGORY 4, PKG. "F" SEWER PROJECT.

* * * *

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

In response to a question by Mrs. Dutmer, Mr. Joe Aceves, Director of Wastewater Management, spoke to the area involved and stated that this ordinance deals only with sewer line work in the area.

Mrs. Dutmer spoke to the need for streets work in the area as well.

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

- - -
86-01 Agenda Item No. 43, being a proposed ordinance waiving city code provisions in order to allow the Youth Leadership Conference for Community Progress to collect donations from the sale of Martin Luther King bumper stickers on certain public streets from January 2, 1986 through June 30, 1986, was considered at this time.

Mayor Cisneros noted that the City Attorney has stated his legal opinion that periodic waivers of the City ordinance dealing with this matter raise certain constitutional issues.

City Attorney Lowell Denton then voiced his concern with such a long-term waiver. He stated that he feels it may be necessary for the Council to rescind the Ordinance against collection of donations at certain public streets or possibly to ask the City Attorney's staff to create possible categories that could be granted waivers from a safety standpoint. He stated his opinion that he feels the periodic waiver of the basic ordinance itself violates equal protection laws guaranteed under the constitution.

Mr. Wing spoke in favor of strict enforcement of the ordinance.

Mrs. Dutmer stated that she has always voted against any waiver of the basic ordinance and asked the Council to either enforce the ordinance or to rescind it.

Mr. Webb spoke in full support of the enforcement of the ordinance if it is applicable to all.

In response to a question by Mr. Labatt, Mr. Denton then explained the three possible options that he presented in relation to this matter.

In response to a question by Mr. Thompson, Mr. Denton stated that he feels the City Council cannot legally make a case-by-case waiver of the ordinance.

In response to a question by Mr. Martinez, Mayor Cisneros spoke to the basic reasons for passage of the original ordinance in order to protect persons soliciting funds on City streets.

Mr. Martinez stated that he favors letting the City Attorney study alternatives and make recommendations.

Ms. Berriozabal stated that she favors strict enforcement of the ordinance.

Mr. Labatt spoke in favor of the third alternative as presented by the City Attorney in order to protect the people soliciting funds on City streets.

Mr. Webb made a motion to approve the proposed ordinance. Mr. Martinez seconded the motion.

Mr. Harrington and Ms. Vera both spoke in favor of strict enforcement of the ordinance.

Mr. Hasslocher stated that he wants more staff study of the matter before voting.

Mr. Martinez spoke in favor and support of the proposed ordinance and then allowing City staff to look into possible options related to safety.

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

Mrs. Dutmer made a motion to reaffirm the ordinance presently on the City books and to state the Council's intention to vote against any future requests for waivers of solicitations on City streets. Ms. Berriozabal seconded the motion.

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

ZONING HEARINGS

56. CASE Z85417 P.P. - to rezone Lots 1 thru 12, Block 13, NCB 1926, 1200 Block of W. Summit and West Kings Highway, from "B" Residence District to "I-1" Light Industry District, located on the westside of Capitol Avenue between W. Kings Highway and W. Agarita Avenue, with Southern Pacific Railroad for a western boundary, having 250' on Capitol Avenue, 170' on W. Summit and 140' on W. Kings Highway.

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

Mr. Harry Jewett, 342 W. Woodlawn, briefly described the plans of the proponent in this case, stating that he had met with the neighborhood association involved and had come up with a mutually agreed to list of restrictions.

Mr. John Speegle, 1101 W. Summit, representing the Beacon Hill Neighborhood Association, spoke of the discussions held with the owners of the property in question in a series of meetings and he outlined restrictions that were agreed to by both parties. He stated further that he feels the agreement will stop the encroachment of commercial zoning into the residential area.

Mr. Jewett then outlined the proposed restrictions and covenants that are acceptable to both parties.

Ms. Vera spoke in support of the compromise of the two parties.

Ms. Vera moved that the recommendation of the Zoning Commission be approved provided that applicant work is submitted to the Traffic Engineering Division for ingress and egress; and that 5' of right of way be given along Capitol and 5' property line returns be provided. Also that a 6' solid screen fence is erected and maintained along the entire property line subject to agreement on the covenants as expressed by both parties to be made part of the minutes involved. Mr. Thompson seconded the motion.

Ms. Berriozabal then offered the assistance of the Council's Housing Task Force with moving two residences in the area onto new locations as proposed. She then commended Mr. Jewett for his work in effecting this compromise.

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

January 2, 1986
mlr

AN ORDINANCE 62,108

LOTS 1 THROUGH 12, BLOCK 13, NCB 1926, 1200 BLOCK OF W. SUMMIT AND WEST KINGS HIGHWAY, FROM "B" RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT THE APPLICANT WORK IS SUBMITTED TO THE TRAFFIC ENGINEERING DIVISION FOR INGRESS AND EGRESS; AND THAT 5' OF RIGHT OF WAY BE GIVEN ALONG CAPITOL AND 5' PROPERTY LINE RETURNS BE PROVIDED. ALSO THAT A 6' SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE ENTIRE PROPERTY LINE.

* * * *

57. CASE Z85412 - to rezone a 2.897 acre tract out of NCB 11490, being further described by field notes filed in the Office of the City Clerk, 6100 Block of Ingram Road, from "R-2" Two Family Residence District to "R-2A" Three and Four Family Residence District, located on the southside of Ingram Road, being approximately 900' east of the intersection of Oakhill Road and Ingram Road, having approximately 125.08' on Ingram Road with a depth of 938.83'.

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

Ms. Vera moved that the recommendation of the Zoning Commission be approved provided that either street dedication or ingress/egress easement be provided. Also that off-street parking is provided and submitted for approval by the Traffic Engineering Division. Mr. Harrington seconded the motion.

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

AN ORDINANCE 62,109

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 2.897 ACRE TRACT OUT OF NCB 11490 BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 6100 BLOCK OF INGRAM ROAD, FROM "R-2" TWO FAMILY RESIDENCE DISTRICT TO "R-2A" THREE AND FOUR FAMILY RESIDENCE DISTRICT, PROVIDED THAT EITHER STREET DEDICATION OR

INGRESS/EGRESS EASEMENT BE PROVIDED. ALSO THAT OFF-STREET PARKING IS PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

* * * *

58. CASE Z85248 - to rezone a 5.049 acre tract of land out of NCB 17599, being further described by field notes filed in the Office of the City Clerk, from Temporary "R-1" One Family Residence District to "O-1" ERZD Edwards Recharge Zone Office District, and a 6.692 acre tract of land out of NCB 17599, being further described by field notes filed in the Office of the City Clerk, from Temporary "R-1" One Family Residence District to "B-2" ERZD Edwards Recharge Zone Business District, in the 1700-1800 Block of Encino Rio Drive, located on the north side of Encino Rio Drive abutting Encino Park, Unit 8 Subdivision on the east, having a total of 455.16' on Encino Rio Drive and a maximum depth of 657.97'.

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

Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved provided that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Also that platting be accomplished. Mr. Harrington seconded the motion.

Mr. Hasslocher noted that a pollution abatement plan is in place in this matter and already approved by the State of Texas.

Mrs. Dutmer spoke to the need for a water treatment plant in this area.

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

AN ORDINANCE 62,110

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 5.049 ACRE TRACT OF LAND OUT OF NCB 17599, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "O-1" ERZD EDWARDS RECHARGE ZONE OFFICE DISTRICT AND A 6.692 ACRE TRACT OF LAND OUT OF NCB 17599, BEING

January 2, 1986
mlr

FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "B-2" ERZD EDWARDS RECHARGE ZONE BUSINESS DISTRICT, IN THE 1700-1800 BLOCK OF ENCINO RIO DRIVE, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION. ALSO THAT PLATTING BE ACCOMPLISHED.

* * * *

59. CASE Z85444 - to rezone Lots A, 12 and 13, Block 3, NCB 13765 and 13763, 10500 Block of I.H. 35 North, from Temporary "A" Single Family Residence District to "B-3NA" Non-Alcoholic Sales District, located between I.H. 35 North and Eveningway Drive, being approximately 590' and 447' northeast of the intersection of Starlight Terrace, having 110' on Eveningway Drive and 112.58' on I.H. 35 North and a distance of 250'.

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

Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved provided that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division; that a 1' non-access easement be imposed along the southeast property line and a 6' solid screen fence is erected and maintained along the same. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 62,111

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 A, 12 AND 13, BLOCK 3, NCB 13765 AND 13763, 10500 BLOCK OF I.H. 35 NORTH, FROM TEMPORARY "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION; AND THAT A 1' NON-ACCESS EASEMENT BE IMPOSED ALONG THE SOUTHEAST PROPERTY LINE AND A 6' SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG

THE SAME.

* * * *

60. CASE Z85439 - to rezone Lot P-4C, NCB 4949, from Temporary "R-1" ERZD One Family Residence, Edwards Recharge Zone District to "B-3" ERZD Business, Edwards Recharge Zone District, located on the southeast side of U.S. 281 North, being approximately 593' northeast of the intersection of U.S. 281 North and Red Land Road, having approximately 900' on U.S. 281 North, with an approximate depth of 950'.

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

In response to a question by Mr. Hasslocher, Mr. Randy Dym, the developer involved, noted that this is a major mixed-use development.

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

In response to a question by Mrs. Dutmer, Mr. Dym stated that he will have a pollution abatement plan attached to the final plat that he submits on the final plans involved.

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

AN ORDINANCE 62,112

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 P-4C, NCB 4949, FROM TEMPORARY "R-1" ERZD ONE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "B-3" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

* * * *

January 2, 1986
mlr

40

61. CASE Z85413 - to rezone the south 200' of Lots 19 thru 22, NCB 11264 and the south 30' x 200' strip between Lots 19 and 20, Block 4, NCB 11264, from "B" Residence District to "B-3NA" Non-Alcoholic Sales District, and the north 235.6' of Lots 19 thru 22, NCB 11264, and the north 30' x 235.6' strip between Lots 19 and 20, Block 4, NCB 11264, 3700 Block of Pitluk Avenue, from "B" Residence District to "I-1" Light Industry District, located on the northside of Pitluk Avenue, being 1203.6' east of the intersection of Quintana Road and Pitluk Avenue, having 410' on Pitluk Avenue with a depth of 435.6'.

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

Mr. Wing moved that the recommendation of the Zoning Commission be approved provided that 10' of dedication is given along Pitluk Avenue; and that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division; and that a 6' solid screen fence is erected and maintained along the east and north property lines until such time it transitions to non-residential property and also subject to a proposed 35' building setback on the east property line. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 62,113

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 200' OF LOTS 19 THROUGH 22, NCB 11264 AND THE SOUTH 30' x 200' STRIP BETWEEN LOTS 19 AND 20, BLOCK 4, NCB 11264 FROM "B" RESIDENCE DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES DISTRICT, AND THE NORTH 235.6' OF LOTS 19 THROUGH 22, NCB 11264, AND THE NORTH 30' x 235.6' STRIP BETWEEN LOTS 19 AND 20, BLOCK 4, NCB 11264, FROM "B" RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, 3700 BLOCK OF PITLUK AVENUE, PROVIDED THAT 10' OF DEDICATION IS GIVEN ALONG PITLUK AVENUE; THAT DRIVEWAYS AND OFF-STREET ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION; AND THAT A 6' SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE EAST AND NORTH PROPERTY LINES UNTIL SUCH TIME IT TRANSITIONS TO NON-RESIDENTIAL PROPERTY. FURTHER PROVIDED THAT A 35-FOOT BUILDING

SETBACK IS ESTABLISHED ALONG THE EAST PROPERTY LINE.

* * * *

62. CASE Z85437 - to rezone a 0.363 acre tract out of Lot 3, Block 1, NCB 17195, being further described by field notes filed in the Office of the City Clerk, from "B-2" Business District to "B-3" Business District, located on the east corner of Golden Quail and Huebner Road, having 160.41' on Huebner Road and 100' on Golden Quail.

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

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

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

AN ORDINANCE 62,114

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 0.363 ACRE TRACT OUT OF LOT 3, BLOCK 1, NCB 17195, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM "B-2" BUSINESS DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

* * * *

63. CASE Z85434 - to rezone a 33.563 acre tract out of CB 4017, being further described by field notes filed in the Office of the City Clerk, from Temporary "R-1" One Family Residence District to "B-2" Business District and a 72.592 acre tract out of CB 4017, being further described by field notes filed in the Office of the City Clerk, from Temporary "R-1" One Family Residence District to "B-3" Business District, located on the

January 2, 1986
mlr

west side of Bandera Road and north side of Guilbeau Road, being approximately 200' northwest and 225' west of the intersection of Bandera Road and Guilbeau Road, having a total of 2392.45' on Guilbeau Road and 2298.17' on Bandera Road.

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

Mr. Harrington moved that the recommendation of the Zoning Commission be approved provided that right-of-way dedication is given along Guilbeau Road and that off-street parking is provided and submitted for approval by the Traffic Engineering Division. Mr. Wing seconded the motion.

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

AN ORDINANCE 62,115

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 33.563 ACRE TRACT OUT OF CB 4017, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT AND A 72.592 ACRE TRACT OUT OF CB 4017, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT RIGHT-OF-WAY DEDICATION IS GIVEN ALONG GUILBEAU ROAD AND THAT OFF-STREET PARKING IS PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

* * * *

64. CASE 285436 - to rezone a 0.627 acre tract out of NCB 11185, being further described by field notes filed in the Office of the City Clerk, from Temporary "A" Single Family Residence District to "B-3" Business District, located on the northwest side of I.H. 35 South (U.S. Hwy 81) between S. Zarzamora Street and Missouri Pacific Railroad, having 171.68' on I.H. 35 South (U.S. Hwy 81), 318.92' on Missouri Pacific Railroad R.O.W. and 349.9' on S. Zarzamora.

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

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

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

AN ORDINANCE 62,116

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 0.627 ACRE TRACT OUT OF NCB 11185, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM TEMPORARY "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

* * * *

86-01 The Clerk read the following Ordinance:

AN ORDINANCE 62,117

CLOSING AND ABANDONING AN 11.1 FOOT WIDE ALLEY (KNOWN AS SAN FERNANDO ALLEY) IN NEW CITY BLOCKS 277 AND 278; AND AN ALLEY (KNOWN AS SMALL ALLEY) IN NEW CITY BLOCK 307; IN VISTA VERDE SOUTH TO URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO, FOR A CONSIDERATION OF \$1.00.

* * * *

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

January 2, 1986
mlr

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

86-01 The Clerk read the following Ordinance:

AN ORDINANCE 62,118

APPROVING A PAYMENT TO FOUR POLICE OFFICERS IN SETTLEMENT OF CERTAIN LITIGATION CONCERNING THE POLICE ASSESSMENT CENTER.

* * * *

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

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

86-01 The Clerk read the following Ordinance:

AN ORDINANCE 62,119

AMENDING THE LEASE PAYMENT SCHEDULE ON THE GROUND LEASE FOR THE MID-CITY GARAGE.

* * * *

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

Ms. Berriozabal spoke to a vacancy that exists on the Navarro Street side of the ground floor of the Mid-City Parking Garage.

Mr. Marcus Jahns, Assistant City Manager, then noted that the developer of the project is working towards filling this vacancy. He briefly explained that the revenues of the parking garage have not been up to earlier estimates, especially at nighttime hours. He then spoke of the developer's possible alternatives of action if the City Council does not approve amending the lease payment schedule.

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

86-01 The Clerk read the following Ordinance:

AN ORDINANCE 62,120

AUTHORIZING THE CITY ATTORNEY TO INSTITUTE ALL LEGAL PROCEEDINGS NECESSARY TO OBTAIN RELIEF FOR DAMAGES SUFFERED BY THE CITY OF SAN ANTONIO IN CONNECTION WITH A LEASE AGREEMENT WITH THE HERTZ CORPORATION.

* * * *

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

In response to a question by Mr. Webb, Mr. Louis J. Fox, City Manager, stated that the ordinance in question involved the matter of an underground gasoline leak in the area of construction of the airport parking garage.

Mr. Thompson then spoke in support of the recent upgrading of Stinson Field.

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

86-01 The Clerk read the following Ordinance:

AN ORDINANCE 62,121

APPOINTING HELEN BUTLER TO SERVE ON THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN FOR A TERM TO EXPIRE ON DECEMBER 15, 1986.

* * * *

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

January 2, 1986
mlr

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

- - -
86-01 TRAVEL AUTHORIZATION - Approved.

Mayor Henry Cisneros to travel to Phoenix, Arizona from January 2 to January 4, 1986 to attend the NLC Board of Directors Meeting.

- - -
86-01 The minutes of the City Council meeting of December 5, 1985 were approved.

- - -
86-01 PINCUS COMPANY

Mayor Cisneros stated that he had spoken earlier in the day with Mr. Robert Pincus, owner of the Pincus Company on Houston Street, relative to earlier word that the business had announced that that store was due to be closed. He stated further that he asked Mr. Pincus what the City could do to assist in this matter and he stated he feels the City should do all that it can to keep that store open for the good of downtown San Antonio. He then spoke to a number of recent closings in the downtown area and asked that a number of the City Council members meet with Mr. Pincus tomorrow in order to discuss possible options to keep the store open. He stated further that the stores in downtown San Antonio need to attract people in order to stay in business.

Ms. Berriozabal asked for the Mayor's full support and latitude in order to work out special promotions including possible parking abatement in order to promote downtown shopping at other stores in addition to the Pincus Company. She stated further that the City needs to lure more people downtown for shopping.

Mrs. Dutmer spoke to the high parking costs in the downtown area and noted that at a shopping mall the parking costs already are rolled into the purchase costs of each item at each store. She further stated her feeling the City needs to adopt a mall marketing approach to downtown shopping promotions. She noted further that vacant stores need to have display windows used in various manners in order to create the notion of occupancy such as is done in cities like Seattle, Washington.

Mr. Hasslocher stated his contention that parking is the number

one problem downtown and stated that economics plays a most important role in a store's location.

86-01

FIRE STATION IN THE MARSHALL MEADOWS AREA

Mayor Cisneros asked for a status report concerning location of the proposed fire station in the Marshall Meadows area.

Ms. Terri Caldwell-Johnson, Assistant to the City Manager, stated that the City Council earlier had approved purchase of the mobile home necessary for location of this fire station.

Mr. Harrington stated that he had met last Thursday with the neighborhood association involved concerning the location of this proposed temporary fire station and spoke in support of Fire Chief Martinez's recommendations as to the site involved. He further explained that the site already has been obtained by the City and preliminary work is underway on preparing that site for occupancy by the mobile home.

86-01

FUTURE "B" SESSION ITEMS

At this time, the City Council undertook a detailed discussion of proposed future "B" session agenda items and their possible scheduled time of consideration.

86-01

POLICE MATTERS

Mr. Webb spoke concerning a particular incident involving the Police Department and a matter of what he considers to be the need to have a definite policy on whether police should or should not pursue vehicles at high speeds. He then spoke to the need for a Police Citizens Review Board in order to address some of the problems involving police matters.

Ms. Berriozabal spoke about her particular concerns which have been brought to her attention of late in particular the involvement of police officers in the apprehension of illegal aliens in San Antonio. She stated that in August, 1974, then Police Chief Emil Peters wrote a memorandum setting out the policy that the Police Department would not become involved in the apprehension of illegal aliens strictly on that matter.

Mr. Louis J. Fox, City Manager, stated that the City still adheres to the policy of 1974 as stated above and he referred to a memorandum prepared by Chief of Police Rodriguez on this issue and also to

January 2, 1986
mlr

a memorandum from the City Attorney in relation to this matter. A copy of which is on file with the papers of this meeting.

Police Chief Rodriguez then reiterated the policy of 1974 which is still in existence with the Police Department stating that the Police Department will act on notifying him when an individual is placed in the Bexar County Jail on a criminal charge.

- - -
85-01

POLICE REVIEW PROCEDURES

Mayor Cisneros stated that City staff next week will present to the City Council possible options related to the police review procedures. At this time the Council will discuss the entire process of police review procedures. He noted that Mr. Martinez has asked that civilians be included in the police review process and he asked Mr. Martinez to meet with the Police Chief and with the Assistant City Manager, Bill Donahue, some time this week concerning this matter. He also asked Mr. Wing to assist in this procedure. Mayor Cisneros stated that he feels the City Council should set a time certain for important "B" session items, and asked that a time certain be declared next week on the discussion of police matters. He recommended that the matter be set for a time certain of 3:30 P.M. for an information discussion of this matter.

Mr. Webb spoke in favor of a civilian review board on police matters but stated that he might not be in favor of Mr. Martinez's proposal as he has stated thus far.

Mrs. Dutmer spoke to details of the "hot pursuit" issue by City police officers and spoke in particular of a recent fatal car crash involving a hot pursuit by police. She spoke against the concept of a civilian review board for the police and stated that the Fire and Police Civil Service Commission already is made up of three civilians. Mrs. Dutmer spoke in support of police assisting Federal law enforcement officers regardless of who was involved when that assistance is requested.

- - -
86-01

CITY PAYCHECKS

Mrs. Dutmer voiced her concern with a City plan to delay for one week a majority of the City paychecks in some cases.

Mr. Louis J. Fox, City Manager, stated that he would provide Councilmembers with a full report of this matter and briefly explained details of the problems with maintaining two separate payrolls and the \$30,000 it is estimated to be saved by consolidation of both payrolls into

January 2, 1986
mlr

a single payroll. He noted that the City Water Board had consolidated their two payrolls last year without any major problems.

86-01

SMOKING RESTRICTIONS

Ms. Vera asked the City Council to refer to the City staff for a future analysis and briefing a proposed new City ordinance dealing with a ban on smoking in certain areas. She noted that she had investigated the concept with several other cities in relation to this matter.

Ms. Vera made a motion to refer a ban on smoking in certain areas to the staff for investigation. Mr. Thompson seconded the motion.

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

86-01

HEMISFAIR PLAZA RELOCATION

Mayor Cisneros stated that he had met over the holidays with four of the remaining tenants in the food cluster area of HemisFair Plaza and spoke of their proposed plans to sue the City for damages and the possible delay that could be caused with the currently underway HemisFair redevelopment plan which is due to begin this month. He then spoke of certain conditions under which the tenants stated they would be willing to vacate, those being:

1. An extension of the vacate order by two weeks, to the end of January.

2. The City to pay \$500 per business relocation fees for the four businesses affected.

3. The City work with the redeveloper of HemisFair Plaza to seek a "discounted right to lease" agreement in the renovated area.

Mayor Cisneros recommended the City Council agree to these three provisions in order to avoid a possible lawsuit that could throw the renovation process into a perhaps lengthy delay.

Mr. Hasslocher stated that he is not sure the tenants have legal footing and also is not sure that the City can pressure the redeveloper to discount any re-leasing of property for the current tenants in the renovated HemisFair Plaza area.

January 2, 1986
mlr

Mrs. Caroline Croom, representing the American Restaurant and Oyster Bar, stated that she is willing to relocate to other City facilities in the downtown area with the assistance of the San Antonio Development Agency and also would be willing to discuss discounted new rates to offset the relocation costs involved.

Mr. Harrington made a motion to approve the Mayor's three recommendations as noted above. Ms. Berriozabal seconded the motion.

Ms. Berriozabal spoke in favor of the Mayor's recommendations as a reasonable compromise in the matter.

Mr. Thompson voiced his concern with the tenants' unwillingness to abide by the terms of their current leases to vacate the premises on time and spoke against paying any relocation costs.

In response to a question by Mr. Wing, Mr. David Garcia, Special Projects Officer for the City, stated that there are twenty HemisFair Plaza businesses involved and it would cost the City approximately \$10,000.

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

86-01

CITIZENS TO BE HEARD

POLICE MATTERS

Mrs. Ida Kenny expressed concern that a police cadet, Cris Anderson, had been released from the police academy for going to the aid of a senior citizen. She took exception to the severe action of dismissing him for this infraction. She asked the City Council to reconsider the actions taken by City management and have Mr. Anderson perhaps put on probation, but be reinstated. Mrs. Kenny then stated that parking is the problem with people not shopping downtown.

Mrs. Dutmer stated that she upholds the City Charter and cannot interfere with the hiring or firing of any staff person; however, she expressed her opinion on the dismissal of Police Cadet Anderson. She cited several other cases where police cadets have also committed serious infractions; however, they were allowed to remain on the police force. In the Anderson case, she felt firing him was too stringent. She felt that there were differences in enforcement of the rules and regulations.

Mr. Thompson expressed his opinion that police cadets must adhere to the rules in the strictest sense of the word.

Mr. Jose Garcia de Lara, Labor District 15 Director, spoke to the Council regarding some concerns they have with the San Antonio Police Department. He spoke to the Simpson-Rodino bill which will probably be approved. He expressed special concern about people being afraid to worship. He made reference to a particular incident where an American citizen was deported simply because of the man's ancestry. He asked that the City Council redirect the Chief out of the joint venture of pursuing illegal aliens.

Mayor Cisneros reiterated previous policy statements made earlier in the meeting with regard to illegal aliens.

Mr. Garcia de Lara also made reference to a study of a civilian review board.

Ms. Bonnie Sunvison stated that Shields of Bexar County oppose a civilian review board and do not feel it is a workable solution. Ms. Sunvison stated her opinion on the actions of ex-Police Cadet Anderson.

Ms. Berriozabal asked that a memo from Police Chief Charles Rodriguez be made part of the minutes of this meeting. (Memo, dated January 2, 1986, subject: Arrest of Illegal Aliens, cited present police policy towards illegal aliens, and reads, "Pending any further interpretation, if such is forthcoming, officers will not pick up (arrest) aliens unless probable cause exists of some other violation.")

Mr. Martinez stated that he has researched the formation of a citizens participation review board and noted that a number of other U.S. cities have civilian review boards. He stated he favors citizens participating in a police review board. He then explained his views on different variations of such a board.

* * * *

86-01 The Clerk read the following Letter:

December 29, 1985

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

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

December 26, 1985

Petition submitted by Reverend R. A. Callies, Sr., Youth Leadership

January 2, 1986
mlr

52

Conference for Community Progress,
1211 Pecan Valley Drive, San Antonio,
Texas 78210, requesting permission
from the City Council to solicit funds
on certain street corners as per his
attached list and also requesting the
extension of Martin Luther King to 410
East.

* * * *

December 27, 1985

Petition submitted by Mr. Howard
Curry, Jr., Executive Director, Texas
Teenage Crime Commission, requesting
permission to solicit funds at the
intersections as outlined in his
letter.

* * * *

/s/ Norma S. Rodriguez
City Clerk

- - -
There being no further business to come before the City Council,
the meeting was adjourned at 5:50 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

January 2, 1986
mlr