

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, MARCH 24, 1983.

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The meeting was called to order at 1:00 P.M. by the presiding officer, Mayor Henry Cisneros, with the following members present: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros. Absent: None.

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83-14 The invocation was given by Rev. A. Ted Grout, La Trinidad United Methodist Church.

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83-14 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

83-14 WOMEN OF THE YEAR

Mayor Cisneros noted that Ms. Berriozabal and Mrs. Dutmer, selected as Women of the Year at the local level, also have been selected Women of the Year at the regional level, and both will advance to the state level. He expressed his pleasure at the events and presented both with flower arrangements in honor of their selections, thanking both for their many individual contributions to City government.

Ms. Berriozabal noted that she had been nominated by the Mexican-American Business and Professional Womens Club of San Antonio, and thanked them for the honor.

Mrs. Dutmer noted that she had been nominated by the San Antonio Business and Professional Womens Club, and thanked all who had a hand in her nomination, stating that she considered it a privilege to be nominated by her peers. She recognized several officers of her club present in the audience, and thanked them for the honor.

83-14 CUB SCOUTS

Mayor Cisneros recognized the presence in the audience today of a group of Cub Scouts from Troop 288, accompanied by their adult leader, Ms. Elsie Lilburn. He thanked Ms. Lilburn for her personal involvement in this work as a voluntary adult Scout leader.

83-14 NIGHT IN OLD SAN ANTONIO

Mayor Cisneros noted the presence in the audience today of representatives of the San Antonio Conservation Society, and also recognized Ms. Karen Curry, representing the National Broadcasting Company's "Today Show", which will be televised from San Antonio during two days of Fiesta Week.

Ms. Lynn Bobbitt, President of the San Antonio Conservation Society, displayed a framed poster depicting a scene in La Villita from "Night in Old San Antonio", stating that it is a watercolor of local artist Caroline Shelton. She presented the framed poster to the City, and also presented individual posters to each member of the City Council.

Mayor Cisneros stated his desire that the City utilize some of Ms. Shelton's watercolor prints as gifts of the City from time to time,

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perhaps on note-cards. He also noted the presence in the audience today of Ms. Cynthia Warrick, wife of Municipal Court Judge Alan Warrick. A pharmacist, she is planning to open a new pharmacy in St. Paul's Square.

Ms. Bobbitt then introduced officials of "Night in Old San Antonio," present in the audience.

A group of mariachis then played a selection.

Mayor Cisneros asked Councilman Webb to present the official book of the City of San Antonio to Ms. Curry.

Mr. Webb presented the book to Ms. Curry and thanked her for her attendance today.

Mayor Cisneros again stated that Ms. Curry is in the City to work out details of site selection for the "Today Show" telecasts from San Antonio on two days of Fiesta Week.

Ms. Curry stated that the live "Today Show" telecasts from San Antonio will be on April 21 and April 22, the first time the show has been 'live' in San Antonio. She also explained that the network also plans to videotape and show various scenes of Texas and San Antonio as part of the two telecasts, as supplemental matter.

The mariachis then played another selection.

Ms. Bobbitt then presented a NIOSA poster to Ms. Curry, on behalf of the San Antonio Conservation Society.

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REPRESENTATIVE FROM COSTA RICA

Mayor Cisneros asked Mr. Alderete to present an Alcalde and an official book on San Antonio to Sr. Danilo Chaverri Soto, from the Department of Legislative Assembly of Costa Rica. He then explained in Spanish the significance of the Alcalde presentation for the benefit of Sr. Soto.

Mr. Alderete read the Proclamation, and presented it and the book to Sr. Soto.

Sr. Soto stated that it was his pleasure to present to the citizens of San Antonio the affections of the Costa Rican people, explaining that he is in San Antonio for ceremonies designating San Antonio as a Sister City to San Antonio de Belen, Costa Rica. He stated that this designation will provide a formal link between North and Central America and their cultures, and spoke of the friendship between the two peoples. He also congratulated San Antonio on its recent designation as an 'All America City'.

Mayor Cisneros thanked Sr. Soto and spoke of the importance of liberty and independence to Central American nations such as Costa Rica. He then spoke of the respect the citizens of San Antonio have for the Costa Rican people.

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83-14 The minutes of the regular Council meeting of March 20, 1983 and the minutes of the special Council meeting of March 11, 1983 were approved.

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83-14 CONSENT AGENDA

Mr. Harrington moved that items 4-41 constituting the consent agenda be approved, with the exception of items 22 and 38, withdrawn from consideration, and item 35, to be pulled for individual consideration.

Mr. Thompson seconded the motion.

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

AN ORDINANCE 56,706

ACCEPTING THE LOW BIDS OF ALAMO MUSIC CENTER AND SOUND DISTRIBUTORS TO FURNISH THE CITY OF SAN ANTONIO WITH STEREO SOUND EQUIPMENT FOR A TOTAL OF \$8,190.50.

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AN ORDINANCE 56,707

ACCEPTING THE LOW BID OF MINI DUMP CORPORATION TO FURNISH THE CITY OF SAN ANTONIO WITH MINI-DUMP BOXES FOR A TOTAL OF \$3,125.42.

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AN ORDINANCE 56,708

ACCEPTING THE LOW BID OF RECREONICS CORPORATION TO FURNISH THE CITY OF SAN ANTONIO WITH SWIMMING POOL EQUIPMENT FOR A TOTAL OF \$4,760.00.

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AN ORDINANCE 56,709

ACCEPTING THE LOW BID OF THE ALEMITE COMPANY OF SAN ANTONIO TO FURNISH THE CITY OF SAN ANTONIO WITH LUBRICATION EQUIPMENT FOR A TOTAL OF \$6,542.20.

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AN ORDINANCE 56,710

ACCEPTING THE LOW BID OF GRAYBAR ELECTRIC COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH ELECTRONIC PARTS FOR A TOTAL OF \$4,044.30.

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AN ORDINANCE 56,711

ACCEPTING THE PROPOSAL OF FACTS ON FILE, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH RENEWAL SUBSCRIPTIONS FOR A TOTAL OF \$3,900.00.

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AN ORDINANCE 56,712

ACCEPTING THE PROPOSAL OF DOUBLEDAY AND COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH RENEWAL SUBSCRIPTIONS FOR A TOTAL OF \$11,180.86.

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AN ORDINANCE 56,713

ACCEPTING THE PROPOSAL OF K. W. MAINTENANCE SERVICE INCORPORATED TO FURNISH THE CITY OF SAN ANTONIO WITH A MAINTENANCE CONTRACT FOR AN EMERGENCY MOTOR GENERATOR FOR A TOTAL OF \$6,882.00.

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AN ORDINANCE 56,714

ACCEPTING THE LOW BIDS OF INDUSTRIAL DISPOSAL SUPPLY & BEDELL TRAILER TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS AND PARKS & RECREATION DEPARTMENT WITH TRAILERS FOR A TOTAL COST OF \$96,819.78.

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AN ORDINANCE 56,715

ACCEPTING THE PROPOSAL OF BIRD MACHINE CO., INC. TO FURNISH THE CITY OF SAN ANTONIO WITH THE REPAIR OF THE BIRD CENTRIFUGE AT THE LEON CREEK TREATMENT PLANT FOR A TOTAL OF \$22,001.00.

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AN ORDINANCE 56,716

ACCEPTING THE LOW BID OF ACCUTRONICS, INCORPORATED TO FURNISH THE CITY OF SAN ANTONIO WITH PARKING CONTROL EQUIPMENT FOR A TOTAL OF \$18,804.25.

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AN ORDINANCE 56,717

ACCEPTING THE LOW QUALIFIED BIDS OF SACKETT ENTERPRISES, U.S. FITNESS, INC., AND HEALTH EQUIPMENT OF TEXAS TO FURNISH THE CITY OF SAN ANTONIO HUMAN RESOURCES & SERVICES DEPARTMENT WITH GYM EQUIPMENT FOR A TOTAL COST OF \$17,486.00.

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AN ORDINANCE 56,718

ACCEPTING THE LOW QUALIFIED BID OF TEXAS ELECTRICAL WAREHOUSE INC., TO FURNISH THE CITY OF SAN ANTONIO WITH FLUORESCENT LIGHT FIXTURES FOR A TOTAL OF \$10,303.50.

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AN ORDINANCE 56,719

ACCEPTING THE LOW BIDS OF ELECTROTEX AND ALLIED ELECTRONICS TO FURNISH THE CITY OF SAN ANTONIO WITH ELECTRONIC TEST INSTRUMENTS FOR A TOTAL OF \$10,581.93.

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AN ORDINANCE 56,720

ACCEPTING THE LOW QUALIFIED BIDS OF CHEMICAL & TURF SPECIALITY COMPANY AND ESCO DISTRIBUTORS, INC., TO FURNISH THE CITY OF SAN ANTONIO PARKS AND RECREATION DEPARTMENT WITH FERTILIZER FOR A TOTAL COST OF \$50,619.24.

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AN ORDINANCE 56,721

ACCEPTING THE LOW QUALIFIED BID OF WAVETEK INDIANA, INCORPORATED TO FURNISH THE CITY OF SAN ANTONIO WITH

COMMUNICATION FREQUENCY MONITORS FOR A TOTAL OF \$13,660.00.

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AN ORDINANCE 56,722

ACCEPTING THE LOW BID OF GAYLORD BROTHERS, INCORPORATED TO FURNISH THE CITY OF SAN ANTONIO WITH BOOK RETURNS FOR A TOTAL OF \$3,907.74.

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AN ORDINANCE 56,723

ACCEPTING THE LOW QUALIFIED BIDS OF AIR POWER OF SOUTH TEXAS, ALEMITE COMPANY OF SAN ANTONIO, AND ALAMO IRON WORKS TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT AND AUTOMOTIVE DIVISION WITH AIR COMPRESSORS FOR A TOTAL OF \$12,935.00.

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AN ORDINANCE 56,724

ACCEPTING THE LOW QUALIFIED BIDS OF CROFT TRAILER RENTAL COMPANY, INC., BEDELL TRAILER COMPANY, AMA ENTERPRISES, INC., HOBBS TRAILERS, & NAYLOR SUPPLY INC., TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS, PARKS & RECREATION AND AVIATION DEPARTMENTS AND THE AUTOMOTIVE OPERATIONS DIVISION WITH TRUCK BODIES AND ACCESSORIES FOR A TOTAL OF \$230,558.45.

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AN ORDINANCE 56,725

ACCEPTING THE LOW QUALIFIED BID OF RAMS CONTRACTING & SUPPLY CO., D/B/A AMERICAN CONTRACTING AND SUPPLY CO. AND FRANK RAMIREZ, JR., A JOINT VENTURE, IN THE AMOUNT OF \$297,319.20 FOR THE DENVER HEIGHTS SANITARY SEWER RECONSTRUCTION; APPROVING A CONTRACT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 56,726

APPROPRIATING \$160,068.47 IN THE DEVELOPER-CUSTOMER SEWER CONNECTIONS FUND FOR REIMBURSEMENT OF FOLSOM INVESTMENTS, INC. FOR CONSTRUCTION OF THE PANTHER SPRINGS CREEK ON-SITE OVERSIZE SEWER MAIN.

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AN ORDINANCE 56,727

ACCEPTING THE BID OF HEATH CONSTRUCTORS, INC., IN THE AMOUNT OF \$277,777.77 FOR REHABILITATION OF PECAN VALLEY DRIVE; APPROVING A CONTRACT AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 56,728

AUTHORIZING EXECUTION OF A MUNICIPAL CONSTRUCTION MAINTENANCE AGREEMENT WITH THE STATE DEPARTMENT OF

HIGHWAYS & PUBLIC TRANSPORTATION COVERING CERTAIN IMPROVEMENTS TO NUEVA AND ST. MARY'S STREET.

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AN ORDINANCE 56,729

APPROVING FIELD ALTERATION NO. 2 IN THE AMOUNT OF \$35,729.30 TO THE 19TH STREET DRAINAGE PROJECT (NEW PAVEMENT DESIGN FOR 1,250 FEET OF 19TH STREET AND BRADY BOULEVARD).

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AN ORDINANCE 56,730

APPROVING AN AMENDMENT TO THE GRANT AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION FOR IMPROVEMENTS AT INTERNATIONAL AIRPORT ON TAXIWAYS J AND K AND RUNWAY 12L/30R.

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AN ORDINANCE 56,731

AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH ROBERT ARBURN & ASSOCIATES, INC. TO PROVIDE ARCHITECTURAL SERVICES IN CONNECTION WITH DEVELOPING A PLAN FOR TERMINAL II RENOVATION AT INTERNATIONAL AIRPORT.

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AN ORDINANCE 56,732

ACCEPTING THE LOW QUALIFIED BID OF CUMMINGS, INC., IN THE AMOUNT OF \$347,380.00 FOR CONSTRUCTING THE INTERNATIONAL AIRPORT TERMINAL SIGNAGE GRAPHICS, STAGE 2, PACKAGE 14; APPROVING A CONTRACT AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 56,733

CLOSING AND ABANDONING THE REMAINDERS OF A 20-FOOT ALLEY IN NEW CITY BLOCK 9456, BETWEEN OPPENHEIMER AVENUE AND PLEASANTON ROAD, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE TO EXECUTE A QUITCLAIM DEED TO LAWRENCE J. FLUME, JR., ADJACENT OWNER, FOR A CONSIDERATION OF \$1.00.

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AN ORDINANCE 56,734

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$24,970.53 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ACCEPTING THE DEDICATION OF TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ALL IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

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AN ORDINANCE 56,735

CLOSING AND ABANDONING A PORTION OF PINTO STREET FROM TAMPICO TO HIDALGO, BETWEEN NEW CITY BLOCKS 3958 AND 3959, AND AUTHORIZING THE CITY MANAGER, OR

HIS DESIGNEE, TO EXECUTE A QUITCLAIM DEED TO THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO, FOR A CONSIDERATION OF \$1.00.

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AN ORDINANCE 56,736

GRANTING A LICENSE TO THE OLMOS CLUB APARTMENTS JOINT VENTURE FOR THE OCCUPANCY AND USE OF APPROXIMATELY .326 ACRES OF LAND OUT OF NEW CITY BLOCK 9000 FOR ACCESS TO AND PARKING FOR OLMOS CLUB APARTMENTS AND MANIFESTING AN AGREEMENT IN CONNECTION THEREWITH.

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AN ORDINANCE 56,737

APPROPRIATING FROM CERTAIN FUNDS IN THE TOTAL SUM OF \$572.00 IN PAYMENT FOR EXPENSES INCURRED IN CALLES, HUERTA, OBREGON & MADERO STREET RECONSTRUCTION; EAST FOREST HILLS AND WOODLAWN HILLS - UNSEWERED AREA NO. 49 & 50; AND LEON CREEK SEWER SIPHON CROSSING.

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AN ORDINANCE 56,738

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

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AN ORDINANCE 56,739

AUTHORIZING PAYMENT OF REFUNDS TO PERSONS MAKING OVERPAYMENTS OR DOUBLEPAYMENTS ON SIXTY-TWO TAX ACCOUNTS.

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AN ORDINANCE 56,740

APPROVING PRICE AND CONDITIONS OF SALE BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF CERTAIN SINGLE-FAMILY RESIDENTIAL LOTS IN COLONIA AMISTAD COMMUNITY DEVELOPMENT PROJECT LOCATED WITHIN THE BOUNDARIES OF THE NEIGHBORHOOD DEVELOPMENT PROGRAM, TEX. A-8.

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The Clerk read the following Ordinance:

AN ORDINANCE 56,741

CLOSING AND ABANDONING A PORTION OF STONYKIRK ROAD SOUTH OF HOLLYHOCK ROAD, BETWEEN NEW CITY BLOCKS 14656 AND 14659, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE A QUITCLAIM DEED TO WHISPER CREEK DEVELOPMENT COMPANY, THE ADJACENT OWNER, FOR A CONSIDERATION OF \$1.00.

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Mr. Hasslocher moved that the Ordinance be approved. Mr.

Harrington seconded the motion.

In response to a question by Mrs. Dutmer, Mr. Frank Kiolbassa, Director of Public Works, stated that this property involved has never been developed, and briefly explained how it is planned to be developed, including entrance and exit.

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

#### ZONING HEARINGS

42. CASE 283060 - to rezone the north 146' of Lot 20, and the south 11' of Lot 37, NCB 10045, in the 300 Block of Ave Maria Drive, from "A" Single Family Residence District to "P-1(R-1)" Planned Unit Development One Family Residence District, located on the west side of Ave Maria Drive, being south of the intersection of Dipper Drive and Ave Maria Drive, having 161' on Ave Maria Drive and a maximum depth of 284.82'.

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

No citizen appeared to speak in opposition.

Mr. Archer moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished, and that a one-foot non-access easement is imposed on the west side of the property. Mr. Hasslocher seconded the motion.

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

#### AN ORDINANCE 56,742

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE NORTH 146' OF LOT 20, AND THE SOUTH 11' OF LOT 37, NCB 10045, IN THE 300 BLOCK OF AVE MARIA DRIVE, FROM "A" SINGLE-FAMILY RESIDENCE DISTRICT TO "P-1(R-1)" PLANNED UNIT DEVELOPMENT ONE-FAMILY RESIDENCE DISTRICT PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED, AND THAT A ONE-FOOT NON-ACCESS EASEMENT IS IMPOSED ON THE WEST SIDE OF THE PROPERTY.

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43. CASE 283073 - to rezone Lots 5 and 6, Block 1, NCB 3176, in the 1300 Block of Rigsby Avenue, from "B" Residence District to "B-3NA" Business District, Non-Alcoholic, and Lots 7 and 8, Block 1, NCB 3176, in the 1300 Block of Rigsby Avenue, from "B" Residence District to "B-1" Business District, located on the south side of Rigsby, being approximately 100' east of the intersection of Clark Street and Rigsby Avenue, having 100' on Rigsby Avenue, and a depth of 117'. The "B-3NA" being on Lots 5 and 6, the "B-1" being on Lots 7 and 8.

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

In response to a question by Mrs. Dutmer, Mr. Robert Almaraz,

1303 Roosevelt, the proponent, spoke to the restrictions which B-1 and B-3NA zoning place on the property, and stated further that he did not plan to have any outside storage.

Mr. Webb stated that this property is at a bad intersection, as far as traffic is concerned.

Mr. Almaraz stated that he owns the rent house next door, and plans to pave a large area of the properties for a parking lot, as well as erect a new building.

In response to a question by Mr. Webb, Mr. Andy Guerrero, Planner II, spoke to the fencing requirements recommended by the Zoning Commission, and the fact that no outside storage is allowed under the proposed new zoning. He stated that all work must be done inside a building, and the Council has the power to downzone the property if the proponent doesn't comply with zoning regulations.

Mr. Webb spoke to the unsightly condition of certain nearby properties, noting that they are zoned "L" Manufacturing, and also spoke of his fear that this property might someday look the same. He stated that should this property begin to look like the others mentioned, he would ask the Council for downzoning.

Mr. Webb moved that the recommendation of the Zoning Commission be approved provided that proper access and off-street parking are provided, and that a 6-foot solid screen fence is erected and maintained along the south and east property lines. Ms. Berriozabal seconded the motion.

In response to a question by Mrs. Dutmer, Mr. Guerrero spoke to the allowed uses on each piece of property involved.

Mr. Almaraz briefly described details of the proposed new building.

Mr. Thompson noted that the next-door neighbor is opposed to the rezoning, and stressed his belief that the proponent must be a good neighbor.

Mr. Guerrero stated that the proponent plans to use the B-1-zoned area only for parking.

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

AN ORDINANCE 56,743

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 5 AND 6, BLOCK 1, NCB 3176, IN THE 1300 BLOCK OF RIGSBY AVENUE, FROM "B" RESIDENCE DISTRICT TO "B-3NA" BUSINESS DISTRICT, NON-ALCOHOLIC SALES, AND LOTS 7 AND 8, BLOCK 1, NCB 3176, IN THE 1300 BLOCK OF RIGSBY AVENUE, FROM "B" RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT, PROVIDED THAT PROPER ACCESS AND OFF-STREET PARKING ARE PROVIDED, AND THAT A 6-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE SOUTH AND EAST PROPERTY LINES.

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44. CASE 283059 - to rezone Lot 11, Block 83, NCB 7218, 903 Edison

Drive, from "B" Residence District to "B-2" Business District, located northwest of the intersection of Blanco Road and Edison Drive, having 50' on Edison and 140' on Blanco Road.

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

No citizen appeared to speak in opposition.

Mr. Archer spoke to the poor state of repair of the residence on the property.

Mr. Archer moved that the recommendation of the Zoning Commission be approved provided that proper access and off-street parking are provided; that a 2.2-foot right-of-way is provided along Blanco Road; that a 7.5-foot right-of-way is provided along Edison Drive; and that a 15-foot property line return is given as per Traffic Engineering Division recommendations. Mr. Webb seconded the motion.

In response to a question by Mr. Alderete, Mrs. Delia Jaramillo, 206 Von Ridge, stated that she and her husband planned to use the property as the site of a jewelry repair shop, and spoke of plans to renovate the structure on the property.

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

AN ORDINANCE 56,744

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 11, BLOCK 83, NCB 7218, 903 EDISON DRIVE, FROM "B" RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT PROPER ACCESS AND OFF-STREET PARKING ARE PROVIDED; THAT A 2.2-FOOT RIGHT-OF-WAY IS PROVIDED ALONG BLANCO ROAD; THAT A 7.5-FOOT RIGHT-OF-WAY IS PROVIDED ALONG EDISON DRIVE; AND THAT A 15-FOOT PROPERTY LINE RETURN IS GIVEN AS PER TRAFFIC ENGINEERING DIVISION RECOMMENDATIONS.

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Mr. Alderete asked that the City Council have photographs available of the properties concerned when such properties are under consideration for rezoning.

Mr. Andy Guerrero, Planner II, stated that the Zoning Commission considers several overhead-projected views of the property when it considers its recommendations to City Council on each zoning case, and such photos could be used during presentation to the City Council, as well, for information.

Mr. Archer stated that the proponent in this case has said that the property would be used as the site of a plant nursery, if its planned use as a jewelry repair shop fails to be profitable.

45. CASE 283062 - to rezone Lot 22, Block 2, NCB 16823, 5800 Block of Spring Creek Drive, from "B-3R" Restrictive Business District to "B-2" Business District, located on the northeast side of Spring Creek Drive, being approximately 115' northeast of the intersection of Nacogdoches Road and Spring Creek Drive, having 152.50' on Spring Creek Drive and a maximum depth of 223.42'.

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

No citizen appeared to speak in opposition.

Mr. Archer moved that the recommendation of the Zoning Commission be approved provided that a 6-foot solid screen fence is erected and maintained along the northwest property line. Mr. Harrington seconded the motion.

Mrs. Dutmer spoke of her concern for traffic to and from this property located next to a day-care center.

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

AN ORDINANCE 56,745

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 22, BLOCK 2, NCB 16823, IN THE 5800 BLOCK OF SPRING CREEK DRIVE, FROM "B-3R" RESTRICTIVE BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT A 6-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTHWEST PROPERTY LINE.

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46. CASE Z83061 - to rezone a 37 acre tract of land out of NCB 15724, save and except a 6.434 acre tract of land, being further described by field notes filed in the Office of the City Clerk, 13655 Judson Road, from Temporary "R-1" One Family Residence District to "I-1" Light Industry District, located south of the intersection of Lookout Road and Judson Road, having 1527.03' on Lookout Road and 438.49' on Judson Road, and a 6.434 acre tract of land out of NCB 15724, being further described by field notes filed in the Office of the City Clerk, 13655 Judson Road, from Temporary "R-1" One Family Residence District to "B-3" Business District, located on the southwest side of Judson Road, being 438.49' southeast of the intersection of Lookout Road and Judson Road, having 600' on Judson Road and a depth of 469.05'.

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

No citizen appeared to speak in opposition.

Mr. Hasslocher moved that the recommendation of the Zoning Commission be denied, and that the City staff recommendation for "R-3" Multiple-Family Residence District, "B-2" Business District and "B-3" Business District be approved. Mrs. Dutmer seconded the motion.

In response to a question by Mr. Hasslocher Mr. Andy Guerrero, Planner II, spoke to the difference in the proponent's request and the staff's recommendations to the Zoning Commission.

Mr. Jimmy Elrod, 4331 Center Oak Woods, the proponent, stated that the motion as currently made would not allow him to do what he planned to do with the property.

Mrs. Dutmer spoke in favor of the proponent's recommendations and request.

Mr. Harrington made a substitute motion to

approve the original request of the proponent for "I-1" and "B-3" zoning. Mr. Hasslocher seconded the motion.

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

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

AN ORDINANCE 56,746

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 37 ACRE TRACT OF LAND OUT OF NCB 15724, SAVE AND EXCEPT A 6.434 ACRE TRACT OF LAND, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 13655 JUDSON ROAD, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, AND A 6.434 ACRE TRACT OF LAND OUT OF NCB 15724, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 13655 JUDSON ROAD, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED, AND THAT PROPER ACCESS AND OFF-STREET PARKING ARE PROVIDED.

\* \* \* \*

47. CASE 283067 - to rezone Lot 14, save and except the south 50', Block 5, NCB 11969, 402 E. Ramsey Road, from "B" Residence District to "B-3NA" Business District, Non-Alcoholic Sales, and the south 50' of Lot 14, Block 5, NCB 11969, from "B" Residence District to "B-1" Business District, located on the south side of E. Ramsey Road, being 415' west of the intersection of E. Ramsey Road and Plymouth Avenue, having 70' on E. Ramsey and a depth of 323.4'. The "B-1" being on the south 50' of Lot 14 and the "B-3NA", being on the remaining portion of subject property.

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

No citizen appeared to speak in opposition.

Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved provided that the applicant work with the Traffic Engineering Division for off-street parking and proper access. Further provided that a 6-foot solid screen fence is erected and maintained along the south property line. Mr. Alderete seconded the motion.

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

AN ORDINANCE 56,747

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 14, SAVE AND EXCEPT THE SOUTH 50', BLOCK 5, NCB 11969, 402 EAST RAMSEY ROAD,

FROM "B" RESIDENCE DISTRICT TO "B-3NA" BUSINESS DISTRICT, NON-ALCOHOLIC SALES AND THE SOUTH 50' OF LOT 14, BLOCK 5, NCB 11969, FROM "B" RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT, PROVIDED THAT THE APPLICANT WORK WITH THE TRAFFIC ENGINEERING DIVISION FOR OFF-STREET PARKING AND PROPER ACCESS. FURTHER PROVIDED THAT A 6-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE SOUTH PROPERTY LINE.

\* \* \* \*

48. CASE 283047 - to rezone a 0.561 acre tract of land out of NCB 13832, being further described by field notes filed in the Office of the City Clerk, in the 600 Block of Heimer Road, from Temporary "A" Single Family Residence District to "R-2" Two Family Residence District, located on the southeast side of Heimer Road, being 1504' northeast of the intersection of Julienne Drive and Heimer Road, having 221.99' on Heimer Road and a depth of 110', and a 10.391 acre tract of land out of NCB 13832, being further described by field notes filed in the Office of the City Clerk, in the 600 Block of Heimer Road, from Temporary "A" Single Family Residence District to "R-3" Multiple Family Residence District, located 110' southeast of Heimer Road, being approximately 1504' northeast of the intersection of Julienne Drive and Heimer Road, having a width of 221.99' and a maximum depth of 2043.38'.

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

Mr. Andy Guerrero, Planner II, noted that there was opposition to the zoning request present in the audience.

Mr. Harrington stated that the two sides in this issue have been meeting to reach an equitable solution, and need more time to meet.

Mr. Harrington moved to postpone the case. Mr. Hasslocher seconded the motion.

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

49. CASE 283066 - to rezone Tract 3, NCB 10780, in the 4400 Block of S.E. Loop 410 Expressway, from "A" Single Family Residence District to "I-1" Light Industry District, located on the east side of N. E. Loop 410 Expressway, being 100' northeast of the intersection of K-BER Square Drive and S. E. Loop 410 Expressway, having 494.32' on S. E. Loop 410 Expressway and a depth of 190'.

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

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

Mrs. Dutmer stated that there are instances of junk storage in this area already, and voiced her concern that it not happen with this property.

Mr. Charles A. Haubaum, 4355 East Southcross, the proponent, stated that he would assure her that this will not happen on this property.

00075

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

AN ORDINANCE 56,748

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS TRACT 3, NCB 10780, IN THE 4400 BLOCK OF SOUTHEAST LOOP 410 EXPRESSWAY, FROM "A" SINGLE-FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED.

\* \* \* \*

50. CASE 283063 - to rezone a 6.81 acre tract of land out of NCB 15723, being further described by field notes filed in the Office of the City Clerk, in the 13900 Block of O'Connor Road, from "B-3" Business District to "B-2" Business District, located on the northeast side of O'Connor Road being approximately 420' southwest of the intersection of Nacogdoches Road and O'Connor Road having approximately 317' on O'Connor Road and an approximate maximum depth of 952'.

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

No citizen appeared to speak in opposition.

Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished if necessary, and that proper access and off-street parking are provided. Mr. Webb seconded the motion.

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

AN ORDINANCE 56,749

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 6.81 ACRE TRACT OF LAND OUT OF NCB 15723, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 13900 BLOCK OF O'CONNOR ROAD, FROM "B-3" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED IF NECESSARY, AND THAT PROPER ACCESS AND OFF-STREET PARKING ARE PROVIDED.

\* \* \* \*

83-14 The Clerk read the following Ordinance:

AN ORDINANCE 56,750

REPROGRAMMING \$928,414.00 FROM COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS TO THE VISTA VERDE SOUTH PROJECT.

\* \* \* \*

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

In response to a question by Mr. Webb, Mr. Stuart Sommers, Director of Budget and Research, explained the reprogramming matter and stated that these funds were not being taken from another approved line-item.

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

In response to a question by Ms. Berriozabal, Mr. Sommers explained how this reprogramming works, and also explained how 'program income' is derived from investment of the allotted funds by the City in order to draw a return on them prior to their use on projects by virtue of their interest earned.

83-14 The Clerk read the following Ordinance:

AN ORDINANCE 56,751

AUTHORIZING EXECUTION OF A MULTI-JURISDICTIONAL AGREEMENT ESTABLISHING THE ALAMO CONSORTIUM TO BE DESIGNATED THE SERVICE DELIVERY AREA IN CONNECTION WITH THE JOB TRAINING PARTNERSHIP ACT.

\* \* \* \*

In response to a question by Mrs. Dutmer, Dr. Kenneth Daly, Assistant Director of Economic and Employment Development, stated that the Texas A&M Skills Center is categorized under "education" for funding by the Job Partnership Training Act of 1982.

In response to a question by Mr. Alderete, Dr. Daly discussed the process of nominating and selecting representatives to serve on the Private Industry Council (PIC), and stated that City staff recommended that City Council select Option 1 of the 'mix' for membership on the PIC, a selection which provides a maximum number of business representatives as compared to other appointees. He discussed the attendance of the PIC members, noting that it often is a problem for sufficient business or industry representatives to attend meetings of the PIC. He further stated that at least 51 per cent of those on the PIC must come from private employers in business and industry. He further noted that interested groups, other than those representing business and industry, are opposed to increasing the number of business and industry representatives on the PIC. He again spoke to the PIC selection process.

Mr. Alderete spoke of his concern that City Council members cannot nominate persons for consideration as PIC members, but rather must vote from among those nominated by business or industry groups.

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

Mayor Cisneros stated that one member of the City Council must be named for membership on the Elected Officials Committee to represent the City of San Antonio.

Mrs. Dutmer spoke of her concern with the impact that certain factions have on the Alamo Consortium, and also expressed her concern for absenteeism on the PIC board of meetings. She stated her belief that two educational agencies should serve on the PIC board, instead of just one.

Dr. Daly explained the procedures required to remove someone from the PIC board, and again recommended selection of Option 1 by the Council.

Mrs. Dutmer moved that the PIC board have two representatives from educational agencies instead of just one, making a total of 26 on the Board. Mr. Alderete seconded the motion.

Ms. Berriozabal then moved that two additional educational representatives be added to the PIC Board, above the additional one proposed by Mrs. Dutmer, making a total of 4 educational representatives on the board, and a total PIC membership of 28, of which 4 would represent educational agencies. Mr. Webb seconded the motion.

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

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

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

Mr. Eureste stated that he had served on Governor Mark White's transition team and asked the City Council to name him, as the City representative to the Elected Officials Committee.

By informal concensus, Mr. Eureste was elected by the Council to serve as the City of San Antonio representative to the Elected Officials Committee.

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83-14 The Clerk read the following Ordinance:

AN ORDINANCE 56,752

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE SAN ANTONIO 'POLICE OFFICERS' ASSOCIATION AMENDING ARTICLE XI OF THE CURRENT AGREEMENT.

\* \* \* \*

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

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

- - -

83-14 The Clerk read the following Ordinance:

AN ORDINANCE 56,753

TRANSFERRING CERTAIN SICK LEAVE OF POLICE SGT. HAROLD W. FLAMMIA TO INJURY LEAVE.

\* \* \* \*

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

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

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

83-14 The Clerk read the following Resolution:

A RESOLUTION  
NO. 83-14-17

SUPPORTING SENATE BILL NO. 1128.

\* \* \* \*

Mrs. Karen Kliever explained that the City staff supports the proposed Resolution, which in turn supports Senate Bill No. 1128, noting that it would have no financial impact upon the City. She briefly explained the facets of the proposed Senate Bill and its implications.

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

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

83-14 The Clerk read the following Resolution:

A RESOLUTION  
NO. 83-14-18

SUPPORTING SENATE BILL NO. 787.

\* \* \* \*

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

Mrs. Karen Kliever briefly explained the ramifications of proposed Senate Bill No. 787.

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

83-14 The Clerk read the following Ordinance:

AN ORDINANCE 56,754

AUTHORIZING THE SAN ANTONIO DEVELOPMENT AGENCY TO PROVIDE REPLACEMENT HOUSING SERVICES TO THE MANUEL MIRELES FAMILY OF 110 CONSUELO.

\* \* \* \*

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

Mr. Alderete thanked the Council for its consideration on this matter.

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

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

83-14 The Clerk read the following Ordinance:

AN ORDINANCE 56,755

WAIVING THE CITY CODE REQUIREMENTS GOVERNING THE SOLICITATION OF CHARITABLE CONTRIBUTIONS IN ORDER THAT THE ALZAFAR SHRINE TEMPLE MAY SOLICIT AND COLLECT DONATIONS FOR CERTAIN SHRINE HOSPITALS ON MARCH 26, 1983.

\* \* \* \*

Mrs. Dutmer stated that she must, in keeping with previous stands, be opposed to this Ordinance.

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

83-14

ADULT MOVIE THEATERS

Mr. Archer spoke of the proliferation of X-rated adult movie houses along San Pedro Avenue. He stated that he expressed concern earlier when the old Laurel Theater on San Pedro Avenue began showing X-rated movies, and Mr. David Cadena, Building Inspections Department, had them closed down because they were in violation of the zoning laws.

Mr. Archer stated that now, the old Olmos Theater, also on San Pedro Avenue, is showing the same type movies, very close to Edison High School, and that its operators have gone to court to keep the City from closing them down there. He asked for an all-out war to close down this type of establishment near residential areas, as specified in zoning laws.

Ms. Jane Macon, City Attorney, noted that this would be a matter for Municipal Court, if a complaint is made by the City against the theater.

Mr. Archer spoke in favor of seeking some way to keep the theater closed down during any appeals process from the complaint citation and any possible conviction in Municipal Court.

Ms. Macon explained the legal process that must be followed, and stated that her office would research any injunctive relief that might be sought, as Mr. Archer asked. She stated her opinion that it would not be appropriate to close down the theater today, since the City would have to cite it for alleged violation of a zoning matter. She again briefly explained the legal procedures that have to be followed.

A discussion then took place concerning how violations of the Building Code could cause a Certificate of Occupancy to be rescinded by the City.

Mr. Alderete asked that City staff conduct an investigation of all Building Code requirements involved with the Olmos Theater, and if all applicable requirements are not being met, that the City withdraw the theater's Certificate of Occupancy.

Mr. Thompson stated his opinion that picketing of the theater would be one way to force it to close.

A discussion of the possibility of picketing then took place.

Mrs. Dutmer stated that the theater operators could be taken to Municipal Court to abate a nuisance, if the City finds one in existence there.

Mr. Hasslocher spoke of pictures painted on the side of a building on Austin Highway, and asked City staff to investigate the possibility of doing something to have them removed.

A discussion then took place concerning downzoning of the property on which the Olmos Theater stands.

Mr. Archer asked that the names of the theater operators be made public.

Ms. Macon stated her opinion that it would be best to file a complaint on the theater in Municipal Court, and discussed what evidence would be necessary for such a complaint to be filed by the City.

Mr. Archer made a motion to direct the City Manager to use all deliberate speed to take action to bring a complaint against the Olmos Theater, and seek all remedies existing under the law. Mr. Hasslocher seconded the motion.

Ms. Macon stated that zoning ordinances prohibit showing these types of movies within 500 feet of a residential area.

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

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83-14

RESTAURANTS, TAVERNS

Mrs. Dutmer stated that the City Code provides no firm definition of a "restaurant" or "cafe", and thus, persons are labelling their places of business as "cafes" by painting that on the doors and windows, but are providing only a bare minimum in food, when in fact their main business is in sale of liquor.

- - -  
83-14

BROWN & ROOT SETTLEMENT OFFER

Ms. Jane Macon, City Attorney, stated that City Public Service has received an initial settlement offer from Halliburton and Brown & Root on their lawsuit involving the South Texas Nuclear Project construction. She stated that attorneys will study the offer and report to CPS, then the City Council in executive session at a later time.

Mayor Cisneros stated that this is just the first gambit in this matter, and feels the offer indicates that San Antonio's lawsuit has validity. He congratulated attorneys for CPS and the City of San Antonio for their work in this matter, and stated his opinion that it was good that all four partners in STNP consortium stayed together in the lawsuit against Brown & Root. He urged that San Antonio not jump to any conclusion or decision hastily on this offer, but rather urged that they wait and study the matter closely.

Ms. Macon briefly outlined the points of the offer, noting that it involved 75 per cent of the production of a power plant near Bastrop that is expected to produce some 750,000 kilowatts of electricity per day.

Mayor Cisneros stated that Brown & Root is offering the partners cheap electricity, in lieu of a cash settlement.

Mr. Thompson stated that this matter has a direct bearing upon San Antonio's energy future, and urged that San Antonio use all haste to study the offer and its ramifications.

00081

Mrs. Dutmer urged that attorneys for San Antonio take a hard look at the offer.

Mr. Harrington noted that some citizens, regardless of where they live, will have to pay for this electricity, regardless of where it goes.

Mr. Hasslocher stated his hope that CPS trustees will study all avenues in this matter.

- - -  
83-14 The City Council then recessed the regular meeting at 3:25 P.M. to take up matters in the informal "B" Session, reconvening at 5:00 P.M. for Citizens to be Heard.

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83-14

CITIZENS TO BE HEARD

MR. TOMMY ADKISSON

Mr. Tommy Adkisson, former State Representative, spoke to the City Council on protection of neighborhoods through proper zoning. He stated that the City Council has demonstrated great sensitivity in this area. He mentioned the fact that many "B-2" zonings are being used for lounges and bars and stated that a clearer definition of restaurants' needs be inserted in the Code Book in order to protect the neighborhoods. He mentioned the Playmor Lounge which is operating illegally. He asked that a citizen's group be appointed to study the question of clearing up zoning definitions. This group could study the issue along with the City staff.

Mrs. Helen Dutmer stated she had alluded to this earlier in this same meeting. She stated that definitions in the City Code definitely need reviewing.

Mr. Bob Thompson also asked that a review be made. He stated that Mrs. Dutmer has brought this up several times and something needs to be done. He asked that the Planning Department come back to Council with a definition of a restaurant and a cafe and what they should be. Mrs. Dutmer seconded the motion.

Ms. Berriozabal spoke in support of Mr. Thompson's motion. She further stated that the entire chapter on zoning needs updating and revision. Ms. Berriozabal also recommended that the motion include a mechanism to allow staff to study the review of the entire zoning code.

Mr. Wing stated that the City Planning Department has been diligently working on a zoning overlay plan and feels that the staff can adequately deal with this issue.

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

\* \* \* \*

MR. KENNETH KOYM

Mr. Kenneth Koym, P. O. Box 15273, stated at a Citizens Dispute Resolution Center should be established by the City Council to handle such items as developer versus community in zoning matters; consumer-merchants; neighbor disputes, etc. He stated that such a center could aid in reducing the number of cases which are given to the Police Department to handle.

Mayor Cisneros stated that Mr. Koym's suggestion is a good one. He stated that other citizens such as George & Sandy Barwell have been working on such a suggestion and he suggested that Mr. Koym contact this

couple. He stated a skilled arbitrator could handle a lot of this type of mediation.

Mr. Eureste stated that this type of intervention could be very well utilized in resolving conflicts between individuals. He stated that such a center perhaps be funded and addressed in the next budget.

Councilman Thompson also concurred with statements on the benefit of such a service.

\* \* \* \*

MRS. JANET AHMAD

Mrs. Janet Ahmad, 331 Whisper Wood, stated that segments of West Avenue have been completely closed off and spoke about its deteriorated condition. She asked why the street can't be fixed up now since it has already been approved through the first bond issue instead of just patching it up now and then in one year commence the improvements through the already approved bond issuance. She also asked why a culvert had not been installed at a certain subdivision.

Mr. Frank Kiobassa, Director of Public Works, stated that the improvements for West Avenue are scheduled for 1984 through the 1980 bond issue. He stated that a report will be forthcoming to the Council.

Mr. Harrington stated that he had explained the scheduling of this street through the 1980 bond issue.

Mr. Thompson stated that each September bonds are issued for the 1980 Bond Issue and stated that the schedule just can't be changed since the entire package was sold to the citizenry as a total package.

Ms. Berriozabal concurred with statements made by Mr. Thompson and spoke about the scheduling of the bond issue.

Mrs. Ahmad stated that the City would realize a savings if the contractor could take care of this street while it is already torn up.

\* \* \* \*

MRS. MARIA GUADALUPE MONTES

Mrs. Montes asked for the Council's support of their program, "El Programa de la Costura." She stated that they are in need of funding from the City for materials and salaries for persons working on this project. She stated that they plan to work with children during the summer. The children learn to make their own patterns and sew their own clothes.

Mrs. Luz Marin Herrera also spoke on this issue.

Mr. Wing asked if the Department of Human Resources could possibly work with this group to aid in perhaps compensating the salary of the sewing instructors. He stated that the program reaches children from throughout the City. Mr. Wing stated that this is a very worthwhile program in the community.

Mr. Kevin Moriarty, Director of Human Resources, stated that they have worked in the past with groups similar to this group and they will report back to the Council on their efforts to assist this program, perhaps through the Community Action Program.

Ms. Berriozabal thanked the group who is present and stated that this is a very worthwhile program. Mrs. Dutmer also commended the group and stated she will work with the B&P Club to assist in providing sewing notions.

00083

Mayor Cisneros concurred with statements made by the City Council.

\* \* \* \*

MR. WADE E. FIRMAN

Mr. Wade E. Firman, 802 Clearview Drive, stated that the church helping such a group as the one just presented is very worthwhile. He took objection to the church funding such groups as COPS.

Mr. Firman stated that he takes exception to the manner in which representatives are elected to the City Council. He took objection to not having an opportunity to vote for each council member. He also stated he resented being represented by Councilman Eureste.

Mayor Cisneros asked Mr. Firman not to single out any individuals or organizations for personal attacks.

Mr. Firman asked the Mayor not to appoint Mr. Eureste to any board or committee.

Mayor Cisneros stated that if Mr. Eureste is re-elected he will be treated as any other Council member. He then related that the electoral process prior to districting was not true representation. He then described the matter of districting as being in accordance with the U.S. Constitution. He stated it's a good system.

Mr. Thompson stated that he would not have been elected from his southwest area of San Antonio had it not been for districting. Mr. Thompson also stated that many worthwhile things have taken place since districting.

Mr. Wing stated that the districting system has allowed many people heretofore disenfranchised to participate in the governmental system.

Ms. Berriozabal stated that citizens didn't have an opportunity to speak to the City Council in the past; however, she stated that she disagrees with all the statements made by Mr. Firman.

Mr. Archer stated that districting has allowed many persons to serve who had never had the opportunity before, and stated that he felt this was the best City Council who has ever served the City of San Antonio.

Councilman Harrington stated that this forum provided an opportunity to citizens to present their indictment and personal views.

Mrs. Dutmer concurred with statements made by other Council members that this City Council is a hard working and good City Council.

\* \* \* \*

83-14 The Clerk read the following Letter:

March 16, 1983

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

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

March 10, 1983

Petition submitted by Mr. Frank Costello requesting a permit to operate a fleet of two to twelve 3-wheeled "pedicabs" in the

downtown area of the City of San Antonio and in areas designated by the Department of Traffic & Transportation.

\* \* \* \*

March 10, 1983

Petition submitted by Mr. Ivan Bogachoff requesting a permit from the City to conduct a horse and carriage service from El Mercado to the Alamo Area, King William Area and St. Paul's Square.

\* \* \* \*

March 16, 1983

Petition submitted by Mr. H. R. Carlson on behalf of Alamo Carriage Service requesting reconsideration of Council's action on Thursday, March 3, 1983.

\* \* \* \*

/s/Norma S. Rodriguez  
City Clerk

- - -  
There being no further business to come before the Council, the meeting was adjourned at 6:25 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

00085