

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, FEBRUARY 28, 1985.

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The meeting was called to order at 1:00 P.M. by the presiding officer, Mayor Henry Cisneros, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, THOMPSON, ALDERETE, HARRINGTON, HASSLOCHER, CISNEROS. Absent: ARCHER, EURESTE.

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85-17 The invocation was given by Reverend Federico Fernandez, St. Clare's Catholic Church.

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85-17 The City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

85-17 EXCELLENCE IN EDUCATION WEEK

Mayor Cisneros briefly explained the Proclamation involving Excellence In Education week and the Education Fair to be held on March 1-2, 1985, and noted that a news conference earlier today was held to announce the participation of City Public Service as a "partner at-large" in the program.

Ms. Maria Elena Torralva, Executive Director of Target 90/Goals for San Antonio, introduced Ms. Nancy Price and Mr. Tom Moseley.

Mr. Moseley, Superintendent of the Fort Sam Houston Independent School District, invited each City Council member to the first Annual Education Fair to be held at Alamo Stadium Gym, and briefly spoke to details of what will be taking place, with booths showing outstanding educational programs of each participating independent school district.

Ms. Torralva spoke to the earlier news conference and announcement of CPS' participation as a "partner at-large". She spoke to the program whereby local business firms become "business partners" to a particular school. She then recognized Mr. Vern Land of City Public Service, Director of Consumer Information.

Mr. Land stated that CPS was proud to be affiliated with this program.

Mayor Cisneros then read the Proclamation of Excellence in Education Week and presented the Proclamation to Ms. Price and Mr. Moseley.

Ms. Price, President of the League of Women Voters, thanked the Mayor and Council for the Proclamation.

Ms. Berriozabal asked that next year's Education Fair also include programs such as those currently underway on local college and university campuses, involving studies by high school students in a particular area of interest.

Mr. Thompson stated that this program builds confidence in today's youths, showing them that San Antonio's business community is willing to work with them.

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85-17 DALLAS COWBOYS-WASHINGTON REDSKINS BASKETBALL GAME

Mayor Cisneros recognized the presence in the audience today of Mr. Chuck Hatcher and Mr. Leon Edwards, each with "Professional Athletes In Action", sponsors of this basketball game to be held tomorrow night, with proceeds going to the "Stay In School Program."

Mr. Chuck Hatcher noted that this event tomorrow is the national kickoff of the "Stay In School Program", and spoke to San Antonio's selection as the site of this kickoff event because his group is aware of local efforts to assist youth in staying in school to obtain a good education. He thanked all involved in this event for their participation.

Mayor Cisneros noted that last year, the City Council, assisted by other basketball players, actually beat the Dallas Cowboys in a Charity basketball game in San Antonio.

Mr. Hatcher spoke of some of the players who will be seeing action in tomorrow night's game, and noted further that this competition will be taking place in the months ahead in cities around the nation.

He then presented the City with a basketball, which will be autographed by the players in tomorrow night's game and returned to the City as a memento of this event.

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85-17 CONSENT AGENDA

Mrs. Dutmer moved that Agenda Items 4 - 31, constituting the Consent Agenda, be approved with Items 21 and 30 pulled from consideration and Item 27 pulled for individual consideration. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 60,289

ACCEPTING THE BID OF BRENNER PRINTING COMPANY TO FURNISH THE CITY OF SAN ANTONIO CITY CLERK'S OFFICE WITH PRINTING OF ELECTION SUPPLIES FOR A TOTAL OF \$3,810.00.

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AN ORDINANCE 60,290

ACCEPTING THE LOW BID OF IBM CORPORATION TO FURNISH THE CITY OF SAN ANTONIO ECONOMIC & EMPLOYMENT DEVELOPMENT WITH RENTAL OF A COPIER FOR A TOTAL OF \$818.00.

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AN ORDINANCE 60,291

ACCEPTING THE BID OF PAUL ANDERSON COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH DESKS AND CREDENZAS FOR A TOTAL OF \$4,277.25.

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AN ORDINANCE 60,292

ACCEPTING THE BIDS OF MONROE COMPANY (ITEMS 1a, 1b, 1c, 2, 3, 4, 7 & 8); AMERICAN DISTRIBUTING COMPANY (ITEM 5); AND ALADDIN RENTS, INC., (ITEM 6) TO FURNISH THE CITY OF SAN ANTONIO CONVENTION FACILITIES WITH FURNITURE FOR A TOTAL OF \$70,058.75.

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AN ORDINANCE 60,298

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 3 IN THE AMOUNT OF \$7,685.00 TO THE CONTRACT WITH DACOM, INC., FOR THE FLAG PLAZA AND AIRPORT BOULEVARD WIDENING CONSTRUCTION AT INTERNATIONAL AIRPORT.

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AN ORDINANCE 60,299

APPROPRIATING AND AUTHORIZING ADDITIONAL ENGINEERING MONEY, PAYABLE TO BELL & CALLE, INC., TO PROVIDE REVISED PLANS AND SPECIFICATIONS TO INCREASE LINE SIZE AND PIPE CAPACITY TO THE NEELY/VANCE JACKSON SUBDIVISION FOR THE AMOUNT OF \$13,000.00; AND AUTHORIZING AN ADDITIONAL \$2,000.00 FOR THE ENGINEERING CONTINGENCY.

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AN ORDINANCE 60,300

APPROPRIATING AND AUTHORIZING CONSTRUCTION INSPECTION MONEY, PAYABLE TO SELIGMANN AND PYLE CONSULTING ENGINEERS, INC., TO PROVIDE CONSTRUCTION INSPECTION SERVICES RELATED TO THE INSTALLATION OF THE BELT FILTER PRESSES AT RILLING ROAD WASTEWATER TREATMENT PLANT FOR THE AMOUNT OF \$19,850.00.

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AN ORDINANCE 60,301

APPROPRIATING AND AUTHORIZING ADDITIONAL ENGINEERING MONEY, PAYABLE TO PAPE-DAWSON ENGINEERING, INC. TO PROVIDE REVISED PLANS, SPECIFICATIONS AND BIDDING DOCUMENTS FOR THE READVERTISING, FOR CONSTRUCTION OF UNSEWERED AREA 64/SHADY OAKS - THOUSAND OAKS, PHASE 1 FOR THE AMOUNT OF \$4,500.00.

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AN ORDINANCE 60,302

ACCEPTING THE BID OF MISSION CONTRACTORS, INC. FOR

THE CONSTRUCTION OF ADAES STREET FROM POPLAR TO LOMBRANO, IN THE AMOUNT OF \$118,143.75 WITH AN ADDITIONAL \$11,814.38 FOR A CONSTRUCTION CONTINGENCY.

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AN ORDINANCE 60,303

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$3,515.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ALL IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

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AN ORDINANCE 60,304

AUTHORIZING THE ASSIGNMENT OF LEASE NO. 122110 AT THE SAN ANTONIO INTERNATIONAL AIRPORT FROM REUBEN E. WEISS TO NAYAK AVIATION CORPORATION.

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AN ORDINANCE 60,305

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 60,306

AUTHORIZING THE RELOCATION OF THE SHOE SHINE CONCESSION WITHIN TERMINAL 1 AT THE SAN ANTONIO INTERNATIONAL AIRPORT AND MANIFESTING AN AGREEMENT PURSUANT THERETO.

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AN ORDINANCE 60,307

AMENDING CHAPTER 38 (TRAFFIC REGULATIONS) OF THE CITY CODE SETTING FORTH LOCATIONS AT WHICH ELECTRONIC TRAFFIC CONTROL SIGNALS ARE IN FULL OPERATION; DESIGNATING STOP SIGN LOCATIONS; DESIGNATING YIELD-RIGHT-OF-WAY LOCATIONS; PROHIBITING PARKING AT ALL TIMES ON CERTAIN STREETS; PROHIBITING CERTAIN TURNS; ESTABLISH CERTAIN SCHOOL ZONES; AND

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PROVIDING THAT VIOLATIONS HEREOF BE PUNISHABLE BY A FINE OF NOT LESS THAN \$1.00 NOR MORE THAN \$200.00.

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AN ORDINANCE 60,308

AMENDING ORDINANCE 60059 PREVIOUSLY APPROVED BY THE CITY COUNCIL ON JANUARY 10, 1985, BY MAKING CHANGES TO THOSE POLLING PLACES AND ABSENTEE SUB-STATIONS WHICH WERE ESTABLISHED AT THAT TIME.

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AN ORDINANCE 60,309

APPROVING THE MODIFICATIONS OF THE JOB TRAINING PARTNERSHIP ACT PLAN UNDER TITLE II-A FOR THE PERIOD OF JULY 1, 1985 TO JUNE 30, 1986, THE DESIGN OF THE 1985 SUMMER YOUTH EMPLOYMENT AND TRAINING PROGRAM UNDER TITLE II-B OF THE JOB TRAINING PARTNERSHIP ACT AND THE EMPLOYMENT SERVICE PLAN; AUTHORIZING THE SUBMISSION OF THE PLANS TO THE TEXAS DEPARTMENT OF COMMUNITY AFFAIRS FOR APPROVAL AND AWARD OF THE GRANTS FOR SAID PROGRAMS; AND AUTHORIZING CONTRACTS WITH AND ALLOCATING FUNDS TO PROGRAM OPERATORS UNDER SAID TITLES.

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AN ORDINANCE 60,310

AUTHORIZING THE TRANSFER OF \$3,200.00 FROM THE PEDESTRIAN ACCESS PROGRAM TO THE BETHEL NUTRITION CENTER.

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AN ORDINANCE 60,311

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THOMAS L. JACOBS & ASSOCIATES TO PROVIDE CLAIMS ADMINISTRATION FOR THE CITY'S EXTENDED SICK LEAVE PROGRAM AND APPROVING A CONTRACT.

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Mr. Webb briefly explained the request of citizens of Henry Hein Subdivision asking the City to place a temporary moratorium on any further zoning changes in their subdivision until such time as drainage problems have been worked out there.

Ms. Rebecca Q. Cedillo, Assistant Director of the Planning Department, noted that only two zoning cases in this area came before the Zoning Commission in the past year, and both were either denied or withdrawn from consideration because of neighborhood opposition. She spoke of the residents' concerns for drainage problems in the subdivision, and stated that the Council could establish a moratorium on zoning cases here, if it wishes.

Mr. Webb made to motion to set in motion the matter of a proposed zoning moratorium in the Henry Hein Subdivision. Mr. Alderete seconded the motion.

Ms. Katherine Ford, 1026 Branch Road, asked that the subdivision be kept residential in nature, stating that any buildup would adversely affect the drainage situation there.

Mr. Frank Kiolbassa, Director of Public Works, distributed maps of the drainage configuration in the subdivision to members of the City Council, recommending construction now of new drainage outfall lines with more to be done later as funds become available. He further noted that the City cannot do surface drainage work because of the topography involved, and estimated that it would cost some \$1.2 million to handle this drainage matter.

Mr. Webb stated that he would be requesting some funds remaining from the St. Hedwig Revenue Sharing project, to use for this work.

Mr. Thompson spoke to the needs of this area and the need for City Council action on the request.

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

Ms. Cedillo stated that this sets in motion the process whereby the requested zoning moratorium matter will go before the Zoning Commission on March 19, then it comes before City Council for final action.

Mr. Webb made a motion to begin the public hearing process for consideration of allocation of some \$800,000 from the St. Hedwig Revenue Sharing project to fund this project in the Henry Hein Subdivision. Mrs. Dutmer seconded the motion.

The motion prevailed by the following vote: AYES: Berriozabal,

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

85-17

"B" SESSION ON WASTEWATER TREATMENT

Mayor Cisneros noted that a "B" Session is scheduled today on this issue, and he asked that it be set for a time-certain of 4:30 P.M. in order for interested citizens to appear. He also asked that citizen representatives be given time to speak on the matter, at that time.

85-17 The Clerk read the following Resolution:

A RESOLUTION NUMBER 85-17-29

WHEREAS, ON THE 17TH DAY OF FEBRUARY, 1985, DEATH BROUGHT TO A CLOSE THE ACTIVE LIFE OF ONE OF SAN ANTONIO'S LEADING CITIZENS, ELMER LEE WILEY, AND

WHEREAS, MR. WILEY WAS A DEVOTED CIVIC AND SPIRITUAL LEADER; HE WAS A KIND, HELPFUL AND CARING INDIVIDUAL WHO WAS RESPECTED AND ADMIRER BY ALL WHO KNEW HIM, AND

WHEREAS, MR. WILEY CONSTANTLY DEMONSTRATED A WILLINGNESS TO PERFORM ABOVE AND BEYOND THE REQUIREMENTS AND EXPECTATIONS OF HIS MANY TASKS, AND

WHEREAS, MR. WILEY SERVED IN VARIOUS CAPACITIES, AFTER A DISTINGUISHED MILITARY CAREER IN THE U.S. NAVY, HE SERVED FOR MORE THAN THIRTY-FIVE YEARS AS AN EMPLOYEE OF THE U.S. POSTAL SERVICE AND FOR OVER FORTY-EIGHT YEARS HE WAS A DEDICATED MEMBER OF MACEDONIA BAPTIST CHURCH, AND WAS A DEACON OF THAT CHURCH FOR THIRTY-NINE YEARS. NOW THEREFORE:

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

SECTION 1. THAT WITH THE PASSING OF MR. ELMER LEE WILEY, THE CITY OF SAN ANTONIO HAS LOST A VALUABLE ASSET TO ITS PAST, PRESENT AND ITS FUTURE.

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SECTION 2. THAT WE JOIN WITH HIS FAMILY AND FRIENDS IN THEIR SORROW OVER HIS DEATH, AND EXTEND OUR 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 PRESENTED TO HIS FAMILY AS A TOKEN OF OUR DEEPEST SYMPATHY.

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

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

Mrs. Wiley thanked the Council for this honor on behalf of members of her family.

Mr. Webb spoke of the prominence of this family and its members, several of whom are attorneys, engineers and physicians in various parts of the nation.

Mayor Cisneros and Mr. Webb both presented the Resolution of Respect to Mrs. Wiley.

ZONING HEARINGS

32. CASE Z85024 - to rezone a 160.776 acre tract of land out of CB 4415, being further described by field notes filed in the Office of the City Clerk, in the 9200 Block of Culebra Road, from Temporary "R-1" One Family Residence District to "B-3" Business District, located southeast of the intersection of Culebra Road and FM 1604, having approximately 1256.5' on Culebra Road and approximately 3420.3' on FM 1604.

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

Mr. Alderete moved that the recommendation of the Zoning Commission be approved provided that right-of-way dedication is given

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along FM 1604, Culebra Road and Rogers Road, and that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Webb 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, Thompson, Alderete, Harrington, Cisneros; NAYS: None; ABSENT: Eureste, Archer, Hasslocher.

AN ORDINANCE 60,315

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 160.776 ACRE TRACT OF LAND OUT OF CB 4415, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 9200 BLOCK OF CULEBRA ROAD, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT RIGHT-OF-WAY DEDICATION IS GIVEN ALONG FM 1604, CULEBRA ROAD AND ROGERS ROAD, AND THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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33. CASE Z85031 - to rezone the north 120' of the west 50' of Lot 5, Block 10, NCB 1890, 614 W. French, from "D" Apartment District to "O-1" Office District, located on the southside of W. French Place, being 184.23' west of the intersection of San Pedro and W. French Place, having 50' on W. French Place and a depth of 120'.

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

Ms. Berriozabal moved that the recommendation of the Zoning Commission be approved provided that 2.2 feet of right-of-way dedication is given along W. French Place, and that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Webb seconded the motion.

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

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

AN ORDINANCE 60,316

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 120' OF THE WEST 50' OF LOT 5, BLOCK 10, NCB 1890, 614 WEST FRENCH PLACE, FROM "D" APARTMENT DISTRICT TO "O-1" OFFICE DISTRICT, PROVIDED THAT 2.2 FEET OF RIGHT-OF-WAY DEDICATION IS GIVEN ALONG WEST FRENCH PLACE, AND THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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34. CASE Z85036 - to rezone Lots 15, 16, 17, 18 and Lot 20, NCB 286, in the 900 Block of W. Martin Street, in the 700-800 Block of W. Houston Street Zoned: "B-4" Central Business District; Lots 3 thru 14, NCB 263, in the 900 Block of W. Travis Street, in the 900 Block of W. Houston Street, Zoned: "I-1" Light Industry District; Lots 1 thru 12, NCB 264, in the 900 Block of W. Houston Street, in the 900 block of W. Commerce Street, Zoned: "B-4" Central Business District, Lots 17 thru 25, NCB 265, in the 900 Block of W. Commerce Street, in the 900 Block of Buena Vista Street, Zoned: "L" First Manufacturing District, Zoned: "I-1" Light Industry District; Lots 3 thru 14, NCB 285, in the 800 block of W. Houston Street, in the 800 Block of W. Commerce Street, Zoned: "B-4" Central Business District; Lots 1 thru 15, NCB 299, in the 700 Block of W. Houston Street, in the 700 block of W. Commerce Street, Zoned: "B-4" Central Business District; Lots 2 thru 15, NCB 284, in the 800 Block of W. Commerce Street, in the 800 block of Buena Vista Street, Zoned "L" First Manufacturing District; the south 530' of the east 168.8' of NCB 246 and 247, in the 100-200 Block of Medina Street, Zoned: "Historic Landmark "L" First Manufacturing District, to be designated as a Historic District, located on the westside of Pecos-La Trinidad Street, south side of W. Martin, north side of Buena Vista Street, east and west side of N. Medina Street.

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

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Mrs. Dutmer moved that the recommendation of the Zoning Commission be approved. Mr. Wing seconded the motion.

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

AN ORDINANCE 60,317

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 15, 16, 17, 18 AND 20, NCB 286, IN THE 900 BLOCK OF WEST MARTIN STREET, IN THE 700-800 BLOCKS OF WEST HOUSTON STREET, ZONED: "B-4" CENTRAL BUSINESS DISTRICT; LOTS 3 THRU 14, NCB 263, IN THE 900 BLOCK OF WEST TRAVIS STREET, IN THE 900 BLOCK OF WEST HOUSTON STREET, ZONED: "I-1" LIGHT INDUSTRY DISTRICT; LOTS 1 THRU 12, NCB 264, IN THE 900 BLOCK OF WEST HOUSTON STREET, IN THE 900 BLOCK OF WEST COMMERCE STREET, ZONED: "B-4" CENTRAL BUSINESS DISTRICT; LOTS 17 THRU 25, NCB 265, IN THE 900 BLOCK OF WEST COMMERCE STREET, IN THE 900 BLOCK OF BUENA VISTA STREET, ZONED: "L" FIRST MANUFACTURING DISTRICT, ZONED: "I-1 LIGHT INDUSTRY DISTRICT; LOTS 3 THRU 14, NCB 285, IN THE 800 BLOCK OF WEST HOUSTON STREET, IN THE 800 BLOCK OF WEST COMMERCE STREET, ZONED: "B-4" CENTRAL BUSINESS DISTRICT; LOTS 1 THRU 15, NCB 299, IN THE 700 BLOCK OF WEST HOUSTON STREET, IN THE 700 BLOCK OF WEST COMMERCE STREET, ZONED: "B-4" CENTRAL BUSINESS DISTRICT; LOTS 2 THRU 15, NCB 284, IN THE 800 BLOCK OF WEST COMMERCE STREET, IN THE 800 BLOCK OF BUENA VISTA STREET, ZONED "L" FIRST MANUFACTURING DISTRICT; THE SOUTH 530' OF THE EAST 168.8' OF NCB 246 AND 247, IN THE 100-200 BLOCKS OF MEDINA STREET, ZONED: HISTORIC LANDMARK "L" FIRST MANUFACTURING DISTRICT DESIGNATED AT A HISTORIC DISTRICT.

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35. CASE Z84522 - to rezone the south 180' of the north 475' of Lots 1 and 2, NCB 14662, 8491 Abe Lincoln Road, from Temporary "R-1" One Family

Residence District to "P-1 (B-2)" Planned Unit Development Business District, located on the westside of Abe Lincoln Road, being 203' north of the intersection of Eckhert Road and Abe Lincoln Road, having 180' on Abe Lincoln Road and a depth of 653.4'.

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

Mr. Harrington spoke of his concern with this case.

Ms. Dorothy Bockholt, realtor, stated that the proponents have taken into consideration in this request the concerns of the Alamo Farmsteads/Babcock Road Neighborhood Association and their in-progress master plan for development, noting that this rezoning would give the group some measure of control on future development of this property. She spoke to the presence of heavy vehicle traffic already on Abe Lincoln, and stated that this property already is bordered by other commercial property and cannot be sold as residential property. She also stated that this property would be marketed in conjunction with the adjacent property.

Mr. Harrington stated his opinion that B-2 zoning is not suitable for this property and that he is not convinced that property fronting Abe Lincoln will eventually be commercial property. He spoke of his concern for the 'domino effect' if a B-2 is granted on this property, and spoke in favor of a B-1 zoning.

Mrs. Shirley Voight, 8491 Abe Lincoln, spoke of the heavy traffic already being experienced in this area, and noted that the neighborhood is drastically changing in character. She spoke in favor of a B-2 zoning.

Mr. Harold Voight spoke in favor of a B-2 zoning.

Mr. Harrington moved for B-1 zoning provided that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Alderete seconded the motion.

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

AN ORDINANCE 60,318

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 180' OF THE NORTH 475' OF LOTS 1 AND 2, NCB 14662, 8491 ABE LINCOLN ROAD,

FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISIION.

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36. CASE Z85020 - to rezone a 0.858 acre tract of land out of NCB 14946, being further described by field notes filed in the Office of the City Clerk, in the 11100 Block of IH 35 North Expressway, from Temporary "R-1" One Family Residence District to "B-3R" Restrictive Business District, located southeast of the intersection of Weidner Road and IH 35 North Expressway, having 116.95' on Weidner Road with a cutback of 87.60' and 180' on IH 35 North Expressway.

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 13' of right-of-way dedication is given along Weidner Road; that driveways and off-street parking along Weidner Road are provided and submitted for approval by the Traffic Engineering Division; and that access from IH 35 North Expressway is provided and submitted for approval by the State Department of Highways and Public Transportation. 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, Dutmer, Wing, Thompson, Alderete, Harrington, Hasslocher, Cisneros; NAYS: None; ABSENT: Webb, Eureste, Archer.

AN ORDINANCE 60,319

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 0.858 ACRE TRACT OF LAND OUT OF NCB 14946, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 11100 BLOCK OF IH 35 NORTH EXPRESSWAY, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT 13 FEET OF RIGHT-OF-WAY DEDICATION IS GIVEN ALONG WEIDNER ROAD; THAT DRIVEWAYS AND OFF-STREET PARKING ALONG WEIDNER ROAD ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION; AND THAT ACCESS

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FROM IH 35 NORTH EXPRESSWAY IS PROVIDED AND
SUBMITTED FOR APPROVAL BY THE STATE DEPARTMENT OF
HIGHWAYS AND PUBLIC TRANSPORTATION.

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85-17

REQUEST FOR SPECIAL MEETING

Mayor Cisneros stated that the Council's Arts and Cultural Advisory Committee now has rewritten specifications for arts and cultural funding requests, and the City Council needs to hold a Special Meeting today to consider those specifications and other recommendations, since the filing deadline is near for that funding under the upcoming budget.

Mrs. Dutmer made a motion that a Special Meeting be called. Mr. Wing seconded the motion.

Mr. Al Sturchio, co-chairperson of the committee, briefly explained the new proposed specifications.

The motion to call a Special Meeting prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Alderete, Harrington, Hasslocher, Cisneros; NAYS: None; ABSENT: Eureste, Archer.

85-17

ARTURO J. CRUZ, NICARAGUA

Mayor Cisneros stated that Mr. Arturo J. Cruz, a leader in the fight against the Somoza regime in Nicaragua and one of the original junta leaders in the revolution, is present in the audience today. He noted that Mr. Cruz broke with the ruling Sandinista government when it began to move too far to the left, and would have been a candidate for President of Nicaragua in the recent elections had he not withdrawn in protest. Mayor Cisneros stated that Mr. Cruz was currently on a speaking tour of the United States, and in San Antonio today to deliver a speech to the World Affairs Council.

A copy of Mr. Cruz' resume is made a part of the papers of this meeting.

Mayor Cisneros introduced Mr. Cruz and presented him with an official book on San Antonio as a memento. Individual members of the City Council then greeted Mr. Cruz, who thanked the Mayor and Council for the honor.

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Mr. Cruz spoke of his years as a supporter of the Nicaraguan revolution and the Sandinista organization, then of his disagreements with that regime and its actions. He spoke in favor of a real democracy for Nicaragua, and stated his hopes that the current Sandinista Regime will move in that direction, noting his opinion that Nicaragua must have a real democracy in order to have peace. He spoke of his personal fears about returning to Nicaragua, but stated that he must return.

Mayor Cisneros called Mr. Cruz a brave man who has put his very life on the line for his country.

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ZONING HEARINGS (CONTINUED)

37. CASE Z85033 - to rezone P-100 and P-101G, Block 42, NCB 16063, in the 7200 Block of Skolout Drive, from Temporary "R-1" One Family Residence District to "R-3" Multiple Family Residence District, located on the northside of Skolout Drive, being approximately 300' west of the intersection of Colt Drive and Skolout Drive, having 346.71' on Skolout Drive and a maximum depth being approximately 380'.

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 5' of right-of-way dedication is given along Skolout Drive; 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 north property line. Mr. Alderete seconded the motion.

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

AN ORDINANCE 60,320

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 P-100 AND P-101G, BLOCK 42, NCB 16063, IN THE 7200 BLOCK OF SKOLOUT DRIVE, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT, PROVIDED THAT FIVE FEET OF RIGHT-OF-WAY DEDICATION IS GIVEN ALONG SKOLOUT DRIVE; THAT DRIVEWAYS AND OFF-STREET

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PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION; AND THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTH PROPERTY LINE.

* * * *

38. CASE Z85034 - to rezone Lot 1, Block 2, NCB 10597, 580 Springfield Road, from "I-1" Light Industry District to "I-1" Heavy Industry District, located southeast of the intersection of Boatman Road and Springfield Road, having 244.92' on Boatman Road and 157.21' on Springfield Road.

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

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

AN ORDINANCE 60,321

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 1, BLOCK 2, NCB 10597, 580 SPRINGFIELD ROAD, FROM "I-1" LIGHT INDUSTRY DISTRICT TO "I-2" HEAVY INDUSTRY DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

* * * *

39. CASE Z85030 - to rezone a 0.283 acre tract of land out of Lot 45, Block 20, NCB 15376, being further described by field notes filed in the

Office of the City Clerk, 7700 Block of W. Military Drive, from "B-2" Business District to "B-3R" Restrictive Business District, located southwest of the intersection of Timbercreek Drive and S.W. Military Drive, having 92.44' on Timbercreek Drive and 133.27' on S.W. Military Drive.

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

In response to question by Mr. Alderete, Mr. Fernando Cuellar, Planner, spoke of the current status of objections by area residents.

Mrs. Dutmer 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. Alderete seconded the motion.

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

AN ORDINANCE 60,322

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 0.283 ACRE TRACT OF LAND OUT OF LOT 45, BLOCK 20, NCB 15376, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 7700 BLOCK OF SOUTHWEST MILITARY DRIVE, FROM "B-2" BUSINESS DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

* * * *

40. CASE Z85022 - to rezone a 1.9896 acre tract of land out of NCB 8409, being further described by field notes filed in the Office of the City Clerk, in the 100 Block of Gardina, from "B-3" Business District to "R-3" Multiple Family Residence District, located on the southeast side of

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Gardina Street, being 297.59' northeast of the intersection of Fredericksburg Road and Gardina Street, having 205.52' on Gardina Street and a depth of 420.67'.

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. Alderete, Mr. Joel Mills, 1616 Broadway, representing the proponent, described plans for the property.

Mr. Alderete moved that the recommendation of the Zoning Commission be approved provided that 5' of right-of-way dedication is given along Gardina, and that driveways and off-street parking are 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: Webb, Dutmer, Wing, Alderete, Harrington, Cisneros; NAYS: None; ABSENT: Berriozabal, Eureste, Thompson, Archer, Hasslocher.

AN ORDINANCE 60,323

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 1.9896 ACRE TRACT OF LAND OUT OF NCB 8409, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 100 BLOCK OF GARDINA, FROM "B-3" BUSINESS DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT, PROVIDED THAT FIVE FEET OF RIGHT-OF-WAY DEDICATION IS GIVEN ALONG GARDINA, AND THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

* * * *

41. CASE Z85013 - to rezone a 6.35 acre tract of land out of NCB 13665, being further described by field notes filed in the Office of the City Clerk, in the 14000 Block of North Hollow Drive, from "R-3" Multiple Family Residence District to "B-2" Business District, located south of the intersection of North Knoll Drive and North Hollow Drive, having 540' on North Hollow Drive and 511' on North Knoll Drive.

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. Alderete seconded the motion.

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

AN ORDINANCE 60,324

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 6.35 ACRE TRACT OF LAND OUT OF NCB 13665, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 14000 BLOCK OF NORTH HOLLOW DRIVE, FROM "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

* * * *

85-17 The Clerk read the following Resolution:

A RESOLUTION NO. 85-17-30

EXPRESSING CITY COUNCIL'S APPRECIATION TO FRANK TEJEDA AND CYNDI KRIER FOR SUPPORTING AND ADVOCATING THE MUNICIPAL COURTS OF RECORD BILL THROUGH THE TEXAS LEGISLATURE.

* * * *

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

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

85-17 The Clerk read the following Resolution:

A RESOLUTION NUMBER 85-17-31

SUPPORTING THE EFFORTS OF THE BEXAR COUNTY HOUSING FINANCE CORPORATION SUBCOMMITTEE ON REHABILITATION HOUSING IN ITS EFFORTS TO DEVELOP A REHABILITATION PROGRAM USING BCHFC FUNDS.

* * * *

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

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

85-17 At the request of Mayor Cisneros, Agenda Item 44 was temporarily bypassed for later consideration.

85-17 The Clerk read the following Ordinance:

AN ORDINANCE 60,325

AUTHORIZING THE CITY MANAGER TO ASSIGN THE CONTRACT WITH VAUGHAN & SONS, INC. FOR PURCHASE OF APPROXIMATELY 500 ACRES OF LAND, APPROVED BY ORDINANCE 60064, TO HARCOURT, BRACE, AND JOVANOVICH, INC.

* * * *

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

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

85-17 The Clerk read the following Ordinance:

AN ORDINANCE 60,326

ESTABLISHING A BUDGET AND APPROPRIATING FUNDS FOR DEVELOPMENT OF EISENHOWER PARK AND EXPRESSING STRONG SUPPORT FOR ADDITIONAL DEVELOPMENT IN THE FUTURE.

* * * *

Mr. Hasslocher made a motion to approve the Ordinance. Mr. Alderete seconded the motion.

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

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

85-17 Agenda Item 44, being a proposed Resolution asking the San Antonio Symphony Board open its books for review and urging the symphony management to make a counter offer and continue efforts to end the strike as expeditiously as possible so that citizens of San Antonio can begin to again enjoy the Symphony in San Antonio, was taken up at this time.

Ms. Ellen McGlone, representing the Symphony musicians, read from a prepared statement, noting that the strike now is in its eighth week. She spoke of the need for the Symphony to pay competitive salaries, and noted examples of personnel losses among the musicians since the strike began. She asked that the Symphony Board books be opened for inspection by the musicians, stating that the matter of financial accountability is standing in the way of settlement of the strike. She noted that the Symphony Board has offered a summary financial statement, but it is not, in her opinion, sufficient. (A copy of her statement is made a part of the papers of this meeting.)

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Mr. Hasslocher stated that he cannot support the proposed Resolution to ask the Symphony Board to open its books for inspection.

Mr. Jaime Martinez spoke of the importance of this issue, stating his belief that the musicians' request is not an unreasonable one.

Mr. Wilford Lee Stapp, 107 Bluehill Road, stated that petitions bearing some 750 signatures ask for Mayor Cisneros to appoint a blue-ribbon committee to look into this entire matter. He stated that 300 more signatures on petitions also have been submitted to the City, for the same thing, asking that this blue-ribbon committee be allowed to sit in on the negotiations and help to find a solution to the strike. He spoke of the importance of cultural organizations such as the symphony, and stated that he had met with Symphony Board President Mr. Charles Kilpatrick yesterday. Mr. Stapp also voiced his concern that next year's symphony season might well be affected by the strike, as well as this year.

Ms. Jan Stark, 4839 Brandeis, representing the "Friends of Music", voiced her concern for the integrity of Mr. Carlos Wilson, manager of the Symphony, stating that records indicate he has a past history of work stoppages at symphonies where he has managed affairs, including Houston and Denver. She also spoke of her concern with the integrity of the Symphony Board for allowing this strike to drag out for many weeks, and spoke in favor of the petitions asking the Mayor to form a blue-ribbon committee to meet in the negotiations, asking that this be done at once, as a viable alternative to the current negotiations. She also spoke of her concern with the possible loss of even more musicians to other symphonies around the nation as a result of the strike.

Ms. Tess Giolma, representing the Womens' Political Caucus, spoke of the Symphony Board's refusal to open its books to the musicians, stating that the musicians need to be shown just why the Symphony Board cannot meet their financial requests.

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

Mayor Cisneros stated that he has just returned from his office, where he was engaged in a telephone conversation with Mr. Kilpatrick of the Symphony Board. He stated that Mr. Kilpatrick has informed him that, at tomorrow's negotiating session, the Symphony Board will present the musicians with a statistical highlight report of the last two symphony seasons, detailed interim statements, a January 1, 1985 statement of financial condition, and projections of Symphony operations. Mayor Cisneros stated that he is not clear as to whether or not this constitutes an 'opening of the books', or not.

Ms. Joan Suarez, President of the AFC-CIO Council, spoke to the history of the negotiations and information that has so far been made available to the musicians, noting that so far, this information has been too general to be of any benefit to the musicians. She stated that the just received news of new information on data to be made available tomorrow is the result of the City Council's discussions into the matter, and asked that the proposed Resolution be postponed for action until next Thursday's meeting, so that the musicians can have an opportunity to scan this new material.

Mrs. Dutmer made a motion to postpone consideration of the Resolution for one week. Mr. Thompson seconded the motion.

Mayor Cisneros stated that he has not been briefed by either side in this matter, stating that he understands that during the past offer made by management, certain salary concessions were made, but also some changes in the proposed benefits package. He stated that this is a well-recognized "give-and-take" philosophy of negotiation, and standard in terms of negotiations in general. He asked that the negotiation process not be allowed to disintegrate, at this point.

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

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85-17 The minutes of the Regular and Special meetings of February 14, 1985 were approved.

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85-17 The Regular Meeting of the City Council recessed at 3:02 P.M., with Council convening a Special Meeting at 4:35 P.M. See minutes of the Special Meeting. The Special Meeting was then adjourned at 4:52 P.M., at which time the City Council went into informal "B" Session to consider Wastewater Issues. The "B" Session then adjourned at 6:05 P.M., at which time the Regular Council Meeting was reconvened for Citizens To Be Heard.

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85-17

CITIZENS TO BE HEARD

REV. R. A. CALLIES, SR.

Reverend R. A. Callies spoke of the need for parks irrigation systems to be installed at Martin Luther King Plaza and at Pittman-Sullivan Park, and distributed photographs of both areas in

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support of his request. He noted that he had received a letter from the Director of Parks and Recreation on estimated costs to do this work, and asked the Council to provide funding for this work.

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

Mr. Webb spoke of the need to provide irrigation for all of Martin Luther King Plaza, noting that Mr. Ron Darner estimated it will cost some \$60,000 to irrigate Martin Luther King Plaza and another \$75,000 to irrigate Pittman-Sullivan Park.

Mr. Alderete recommended that an investigation be made to determine if perhaps Community Development Block Grant funds might be found, perhaps at budget time. He spoke of the heavy demands being made already on CDBG funds.

Mr. Webb noted that CDBG budget hearings already are underway in the community, and stated his opinion that this particular request probably would receive a rather low priority, considering the magnitude of the other requests. He stated that, at this time, he cannot recommend CDBG funding for this, and asked Rev. Callies to appear at one of the public hearings and make application for necessary funding for these irrigation projects he recommends.

* * * *

MS. ROSA ROSALES

Ms. Rosa Rosales, representing the National Association of Government Employees, spoke in objection to announced plans for establishment in the City infrastructure of a new security system or office, a department created to oversee the elimination of alleged abuses among City employees. She stated that she objects to an unsubstantiated charge that City employees abuse the rules of the City, and spoke of the need to instead create a "reward system", not a security-check system. She spoke of the dedication of City employees, and asked for an investigation into installation of this office, stating her opinion that it is an insult to City employees.

In response to a question by Mr. Alderete, Mr. Alexander Briseno, Assistant City Manager, stated that the program is not yet finalized, and that Police Sgt. Rafael Lopez, the person involved with the new office, is scheduled to meet with the City Manager on this matter sometime next week. He stated his opinion that the concept of this security office, as reported by the news media, perhaps does not reflect accurately the intent of the City Manager in ordering its creation.

Mr. Alderete asked that the City Council be briefed on this matter before the program is put into effect.

Mr. Briseno noted that Sgt. Lopez was assigned to the City Manager's office to develop a security system for City Hall itself.

Ms. Berriozabal spoke of having received a number of citizens inquiries and comments on this matter, and noted that the City Council has not approved creation of this new office and program. She spoke of the need to bring this matter before the City Council and the Labor/Management Committee.

Mr. Briseno stated his belief that the City Manager intends to do this.

* * * *

MR. JOE PERALES

Mr. Joe Perales asked to relinquish his time to Mrs. Rafaela Trejo, representing St. Henry's Church Communities Organized for Public Service (COPS).

MRS. RAFAELA TREJO

Mrs. Rafaela Trejo spoke to a problem being experienced by St. Henry's Church with a contractor now doing construction work on an adjoining property. She stated that the contractor has poured new gravel onto the property, and in process of rolling it down, damaged the church's fence. She noted that the City cannot stop the contractor from further work until he repairs the fence because he is in compliance with the City Code in the work he is doing, and the matter of the damaged fence is a civil matter between the two parties concerned.

In response to a question by Mrs. Dutmer, Mr. Lowell Denton, City Attorney, stated that his office would need to meet with City staff to receive the proper information on this matter.

Mr. Perales spoke of how the damage was done, and to the need to prevent further damage before the property is paved and completed.

Ms. Berriozabal stated that she has spoken to Mrs. Jo Garza, Assistant Director of Building Inspection, about this matter, and has been informed that there really is little the City can do, so long as the contractor is in compliance with Code provisions on the project. Ms. Berriozabal spoke of the need to have something done in this matter, noting that the fence has been damaged, and possible changes could be made to the drainage patterns of the area.

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Mr. Perales stated that he fears a drainage problem because of the construction work, noting that it would cost the church some \$1,100 to secure an attorney to seek a temporary restraining order to halt the construction work. He asked that the City Attorney's office send a letter to the contractor concerning the damaged fence.

Mr. Briseno stated that he would have affected City departments look into the matter tomorrow, on-site, to determine what, if anything, can be done.

In response to a question by Mr. Wing, Mr. Gene Camargo, Director of Building Inspections, discussed the possibility of withholding the Certificate of Occupancy on the affected adjacent property where the work is underway provided there has been a violation of zoning provisions or building regulations. He spoke to the nature of the work being done, and stated that such work is all right to perform so long as it complies with City Code provisions and does not divert the natural flow of water in the area. He stated that he would investigate the matter.

Mr. Denton stated that there is no limitation on the exact grade that can be established at the lot-line, in this case, and spoke of other cities which have Ordinances that might be helpful to San Antonio, if enacted here, in the future.

Mr. Camargo stated that he would speak with the contractor on being cooperative with the church next door.

In response to a question by Ms. Berriozabal, Mr. Camargo spoke to possible future changes in the City Code, to deal more effectively with such matters as this.

Mr. Alderete spoke of the need to move quickly on some type of action by the City, in cases such as this.

Mr. Denton stated that a "B" Session on this could be set up for 3-4 weeks from now, insofar as reporting to the Council on a study of whether an Ordinance could be enacted, such as in other cities, to cope with situations such as this.

Mr. Alderete spoke to the need to be able to stop damage from occurring, as quickly as possible.

Mr. Camargo stated that he would speak with the contractor about the City laws against changing drainage flows.

Mr. Webb spoke of the need for construction of a retainer wall to halt the flow of water from this property onto the adjacent church property.

Mr. Thompson addressed the possibility of civil litigation in this matter.

* * * *

DR. JOHN TABOADA

Ms. Berriozabal stated that Dr. John Taboada represents the Alamo Region Academy of Science and Engineering, which has held its competition at Trinity University in past years, but has outgrown those facilities because of the number of competitors. She noted that the group came to the City for a waiver of fees for use of Convention Center facilities last year, and was granted such a waiver. She asked that the Council consider co-sponsorship of this annual competition in order to avoid the group having to petition each year for such a fee waiver.

Dr. Taboada outlined the large area of south and central Texas involved in the competition, and briefly explained its details, noting that participants number between 4000 and 6000 each year, from 84 different schools, and the event keeps growing each year.

Mr. Alderete stated that a fee waiver would be on next Thursday's Council agenda.

Mr. Thompson spoke in support of waiving the fee this year, but stated his belief that local engineering firms might agree to become financial supporters of this competition in order to help defray expenses such as fees.

Dr. Taboada stated that the fee comes to some \$1,800, and stated further that his group is actively seeking financial benefactors to defray costs, noting that local engineering firms already provide judges, free of charge, as well as certain other services.

* * * *

MR. DAVID BAZAN

Mr. David Bazan spoke to a possible drainage problem he is experiencing because of nearby construction activity, and stated that he has spoken with several City employees, including Mr. Frank Vega of the Engineering Division, Public Works Department. He stated that 1977 data on the watershed involved shows a flood plain near his property, in the vicinity of Laban and Culebra, and his property touches that flood plain, according to his data. He spoke of having received a letter from Mr. Vega in which Mr. Vega stated that the construction work being done on a nearby

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property probably would help with the area drainage, rather than hamper it. Mr. Bazan stated that because of development in this area, water does not soak into the ground as it did when earlier data was compiled on flooding possibilities, and stated that construction permits have been issued to persons to fill in their property in this area, thus creating drainage problems for him. He stated his feeling that this construction work in question today is changing the flood plain itself, thereby posing a possible flooding hazard to him and his property.

Mr. Frank Ohnesorgen, Assistant Director of Public Works, noted that Mr. Vega invited Mr. Bazan to meet with him and go over the flood plain data in the area. He noted that the City Engineer does not see a potential flood hazard to Mr. Bazan's property because of the work being done nearby.

Mr. Bazan spoke of fill-dirt being put into the flood plain.

Mr. Alderete voiced his concern with awarding permits to fill in a flood plain, and spoke to past examples of where this has been done. He asked City staff to review this matter to be absolutely certain that no flooding problems can be caused to Mr. Bazan's property by the work nearby.

Mr. Bazan stated his feeling that he and the City might well be using different flood plain data tables.

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85-17 The Clerk read the following Letter:

February 20, 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.

February 15, 1985

Petition submitted by concerned citizens requesting that you appoint a Blue Ribbon Committee to help resolve a settlement in the current strike of the San Antonio Symphony.

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February 19, 1985

Petition submitted by residents of the Oak Grove Subdivision with regard to Wayward Street.

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February 19, 1985

Petition submitted by Mr. Lindsey Fry, Goodman Sign Art, Inc., requesting permission to enlarge an existing entry sign for Springcreek Forest Subdivision.

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February 12, 1985

Petition submitted by Mr. George Ochoa Velez requesting improvement of South San Ignacio Street.

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/s/Norma S. Rodriguez
City Clerk

- - -
There being no further business to come before the City Council,
the meeting was adjourned at 7:05 P.M.

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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

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