

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, DECEMBER 6, 1984.

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

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84-55 The invocation was given by Pastor David R. Perez, Iglesia Bethel.

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84-55 The City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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84-55 PANCHO CLAUS WEEK

Mayor Cisneros briefly explained the tradition of Pancho Claus, and introduced Pancho Claus, present in the audience.

Pancho Claus thanked the Mayor and Council for the recognition, in the form of a Proclamation.

Mayor Cisneros then read the Proclamation declaring the week of December 8-16, 1984 as "Pancho Claus Week" in San Antonio, and presented the Proclamation to Pancho Claus.

Pancho Claus then handed out momentos and special invitations to members of the City Council.

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84-55 JUNIOR OLYMPICS DAY

Mayor Cisneros read the Proclamation designating December 15, 1984 as "Junior Olympics Day".

Mr. John Purnell, coach of the Junior Olympics team in San Antonio briefly explained the upcoming 17th Amateur Athletic Union/USA

Junior Olympic Cross-Country National Championships to be held in San Antonio December 15, 1984 with some 1800-2000 participants from across the nation taking part.

A contingent of San Antonio team members was recognized, present in the audience.

A brief discussion then took place concerning the team members and their specialties in cross-country competition.

Mayor Cisneros spoke of his pride in this local team, and thanked them for coming. He then presented the Proclamation to Team Coach Purnell.

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84-55

COLLINS GARDENS ELEMENTARY SCHOOL CLASS

Mayor Cisneros spoke of new economic developments taking place in the Collins Gardens area of the south side, including dedication of a new public library and location of a major publishing firm in a building in that area. He then introduced two Collins Gardens students, Lupe Borrego and Lee Martinez.

Miss Lupe Borrego stated that Mrs. Consuelo Tinajero's class has recorded no absences since the beginning of school this fall, and is seeking to set a world's record in class attendance.

Mayor Cisneros noted that this so far represents some 69 days of perfect attendance for the 28 students in this class, and congratulated them on the feat.

Mr. Lee Martinez stated that no world's record presently exists in this category, according to the Guinness Book of Records, the recognized authority in such matters, and his class is seeking to establish the first world's record by achieving a perfect attendance mark throughout this year, in school. He asked the City Council's assistance in having the record established in the Guinness Book of Records, and duly recorded there.

Mr. Eureste, in whose district the school is located, asked that a proper Resolution be prepared for Council action next week, to have the record submitted to the Guinness Book of Records, along with a cover letter from Mayor Cisneros. Mrs. Dutmer seconded the motion.

Mrs. Tinajero explained how the children have maintained their perfect attendance record so far, and noted that two other classes in the San Antonio Independent School District also have achieved perfect attendance, so far. She then spoke of the spirit of togetherness and closeness the target has fostered among her students.

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

84-55                    JOHN MARSHALL HIGH SCHOOL JUNIOR ACHIEVEMENT PROGRAM

Mayor Cisneros briefly spoke of the Junior Achievement Program at John Marshall High School, and introduced student members and their sponsors, present in the audience.

Mr. Raymond Mireles, project consultant, explained that the class members are currently on a field trip.

Ms. Dru Wood, teacher, explained the Junior Achievement program at John Marshall High School.

Mr. Harrington noted that he had spoken to the group before the Council meeting today, as part of their field trip project.

84-55                    MR. ARCHIE TITZMAN

Mayor Cisneros spoke of Mr. Archie Titzman, Assistant Director, Purchasing and General Services Department, as having been honored with a special plaque for his outstanding service to the National Purchasing Institute. He noted that both Mr. Titzman and the department director, Mr. John Brooks, are involved in NPI, and both are very professional representatives of the City of San Antonio.

Mr. Titzman thanked the Mayor and Council for this recognition, and spoke of it as a group effort, rather than the work of a single individual. He further noted that the City of San Antonio is widely-recognized for its good work in the field of purchasing.

Mayor Cisneros then presented the plaque to Mr. Titzman.

Mr. Louis J. Fox, City Manager, spoke of Mr. Titzman's other accomplishments with the City, including sports, where he is a recognized fast-pitch softball pitcher, as well.

84-55                    MAYOR PRO-TEM HELEN DUTMER

City Clerk Norma S. Rodriguez administered the official oath of Office to Councilwoman Helen Dutmer as the incoming Mayor Pro-Tem. Mrs. Dutmer was accompanied on this occasion by her husband, John, and great-granddaughter, Wendy, present to view the occasion.

Mayor Cisneros congratulated Mrs. Dutmer, and also thanked Mr. Eureste for his good service as outgoing Mayor Pro-Tem.

Mrs. Dutmer then introduced those present with her for this occasion, and thanked the Mayor, other members of the City Council and the City staff for their help with her job as Councilwoman, District 3.

84-55      CONSENT AGENDA

Mr. Thompson moved that Items 8 - 16, constituting the Consent Agenda, be approved with Item 12 pulled for individual consideration. Mr. Harrington seconded the motion.

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

AN ORDINANCE 59,851

ACCEPTING THE LOW BID OF BETHEL STEEL SUPPLY INC., TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS WITH REINFORCING STEEL FOR A TOTAL OF \$5,110.00.

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AN ORDINANCE 59,852

ACCEPTING THE PROPOSAL OF RECORDSYSTEMS, INC., TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH A SERVICE AGREEMENT FOR THE ROTARY POWER FILES FOR A TOTAL OF \$3,300.00.

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AN ORDINANCE 59,853

ACCEPTING THE LOW BID OF WEHRING GOSS EQUIPMENT CORPORATION TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH A HYDRAULIC EXCAVATOR FOR A TOTAL OF \$113,064.00.

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AN ORDINANCE 59,854

PROVIDING FOR PAYMENT OF AN ADDITIONAL \$4,798.17 TO GROVES & ASSOCIATES, INC., FOR DESIGN FEES IN

CONNECTION WITH THE ROSELAWN AND QUERIDA  
RECONSTRUCTION PROJECT.

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AN ORDINANCE 59,855

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$10,810.00  
OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING  
TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ACCEPTING  
THE DEDICATION OF EASEMENTS TO CERTAIN LANDS; ALL IN  
CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.  
(STONEWALL STREET PROJECT, BUFFALO TO PANAM, \$500,  
ALAMO TITLE COMPANY AS ESCROW AGENT FOR OSCAR G.  
BARRERA; \$750, ALAMO TITLE COMPANY AS ESCROW AGENT  
FOR HERMAN D. MEDINA; EAST COMMERCE STREET DRAINAGE  
PROJECT NO. 13A & B, \$330, ELVIRA T. GARZA HERRERA,  
A FEME SOLE, \$710, GILBERT TORRES AND WIFE, ELEANOR  
TORRES)

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AN ORDINANCE 59,856

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 59,857

AUTHORIZING PAYMENT OF REFUNDS TO PERSONS MAKING  
OVERPAYMENTS OR DOUBLEPAYMENTS ON 42 TAX ACCOUNTS.

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A RESOLUTION NO. 84-55-63

SETTING A PUBLIC HEARING FOR 2:00 P.M. ON DECEMBER  
20, 1984, ON THE CITY RENTAL REHABILITATION PROGRAM.

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84-55 The Clerk read the following Ordinance:

AN ORDINANCE 59,858

APPROVING CHANGE ORDER NO. 3 IN THE AMOUNT OF  
\$744,000.00 TO THE CONTRACT FOR CONSTRUCTION OF THE

725

RILLING TRANSFER FACILITY AND PROVIDING FOR PAYMENT  
OF AN ADDITIONAL \$23,000.00 IN CONSTRUCTION  
SUPERVISION FEES.

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

In response to a question by Mrs. Dutmer, Mr. Joe Aceves, Director of Wastewater Management, briefly explained this additional work is being done to take advantage of a particularly good bid received for the base work project.

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.

ZONING HEARINGS

17. CASE Z84456 - to rezone Lot 1, Block 8, NCB 3264, 340 W. Summit Avenue, from Historic "A" Single Family Residence District to Historic "R-2A" Three and Four Family Residence District, located southeast of the intersection of San Pedro Avenue and Summit Avenue, having 80' on Summit Avenue and 138.17' on San Pedro Avenue.

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

Mr. Archer moved that the recommendation of the Zoning Commission be approved provided that 2.2 feet of right-of-way dedication along San Pedro Avenue is given. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 59,859

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 8, NCB 3264, 340  
WEST SUMMIT AVENUE, FROM HISTORIC "A" SINGLE-FAMILY  
RESIDENCE DISTRICT TO HISTORIC "R-2A" THREE AND  
FOUR-FAMILY RESIDENCE DISTRICT, PROVIDED THAT 2.2

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FEET OF RIGHT-OF-WAY DEDICATION ALONG SAN PEDRO AVENUE IS PROVIDED.

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

18. CASE Z84457 - to rezone Lot A-1, NCB 1885, 125 W. Ashby Place, from Historic "B" Residence District to Historic "O-1" Office District, located northeast of the intersection of Howard Street and Ashby Place, having 110' on Howard Street and 97' on Ashby Place.

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. Mr. Hasslocher seconded the motion.

Ms. Berriozabal spoke in favor of the rezoning request, noting that this is a changing area. She also spoke to arrangements made with the contractor for parking on the property.

Mr. Archer spoke against the request, stating his belief that the proponent wants the rezoning so that a resale of the property to another party can take place. He also stated his belief that no parking area exists on the property, for the use planned.

Ms. Mary Ritter, 310 Stonewood, representing the proponent, explained the parking plan proposed for use on the property, and stated that the proponent, her father, does have plans to sell the property, in order that the property can be properly renovated for office usage.

Ms. Berriozabal stated her contention that this rezoning will help the area, which already is primarily office and hospital usage.

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

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

AN ORDINANCE 59,860

AMENDING CHAPTER 42 OF THE CITY CODE THAT  
729 CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF

THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT A-1, NCB 1885, 125 WEST ASHBY PLACE, FROM HISTORIC "B" RESIDENCE DISTRICT TO HISTORIC "O-1" OFFICE DISTRICT.

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19. CASE Z84459 - to rezone Tracts 10-B and 8-E, save and except the south 140', in the 3200 Block of Weir Avenue, from "B" Residence District to "R-3" Multiple Family Residence District and the south 140' of Tracts 10-B and 8-E, NCB 11316, in the 1700 Block of Thompson Place, from "B" Residence District to "B-2" Business District, located between Weir Avenue and Thompson Place, being 295' east of General McMullen Drive, having 369.28' on Weir Avenue and 369.28' on Thompson Place and a depth of 745'.

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

Mr. Eureste moved that the recommendation of the Zoning Commission be approved provided that 5' of street dedication is given along Weir Avenue and that off-street parking and driveways are provided and submitted for approval by the Traffic Engineering Division. Mr. Webb seconded the motion.

Ms. Celia Gonzalez, Area Vice-President, Communities Organized for Public Service, spoke in favor of the requested rezoning. She also spoke in favor of more apartment construction in this area, and the real need for more single-family construction, as well.

Ms. Helen Ayala, Executive Vice-President, COPS, spoke in support of the request, but noted that her organization would like to have a moratorium on any further apartment construction in this immediate area. She further stated that COPS would work for more single-family construction as well as more industrial development in this area. She spoke of the need for a financial institution to begin work with developers for construction projects in this area of the city.

Mr. Thompson thanked COPS for its work on this project.

Ms. Berriozabal spoke of the city of Dallas as having a good program of area re-development, with Republic Bank working as the financial institution for re-development in areas of Dallas, working with developers and others. She stated her contention that a similar program could be installed in San Antonio, as well.

Mr. Alderete spoke of the redevelopment work currently being done by the Bexar County Housing Finance Corporation, especially in making more

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single-family residential construction available to more people through a new program available through that organization, on whose board of directors he currently sits. He briefly explained the program, and spoke of the need to attract developers to build new homes on vacant tracts around the city.

Mr. Eureste congratulated COPS on this work, noting that this tract has been vacant for a long time. He spoke of this proposed use as a good development for this area of the city.

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

AN ORDINANCE 59,861

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 TRACTS 10-B AND 8-E, SAVE AND EXCEPT THE SOUTH 140', NCB 11316, IN THE 3200 BLOCK OF WEIR AVENUE, FROM "B" RESIDENCE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT AND THE SOUTH 140' OF TRACTS 10-B AND 8-E, NCB 11316, IN THE 1700 BLOCK OF THOMPSON PLACE, FROM "B" RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT FIVE FEET OF STREET DEDICATION IS GIVEN ALONG WEIR AVENUE, AND THAT OFF-STREET PARKING AND DRIVEWAYS ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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20. CASE Z84461 - to rezone Lots 5, 10, 11 and 15, Block 3, NCB 14687, 5735 Babcock Road, from Temporary "R-1" One Family Residence District to "B-3R" Restrictive Business District, located on the northeast side of Babcock Road, being 173.21' southeast of the intersection of Babcock Road and Huebner Road, having 130' on Babcock Road and 400' in depth.

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

Mr. Archer moved that the recommendation of the Zoning Commission be approved provided that 3' of street dedication is given along Babcock

Road, and that off-street parking and driveways are provided and submitted for approval by the Traffic Engineering Division. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 59,862

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, 10, 11 AND 15, BLOCK 3, NCB 14687, 5735 BABCOCK ROAD, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT THREE FEET OF STREET DEDICATION IS GIVEN ALONG BABCOCK ROAD, AND THAT OFF-STREET PARKING AND DRIVEWAYS ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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21. CASE Z84444 - to rezone Lots 1, 2, 17 and 18, Block 7, NCB 14691, in the 5600 Block of Richview Street, from Temporary "R-1" One Family Residence District to "R-3" Multiple Family Residence District, located on the eastside of Richview Street, between South Rincon Street and Redwing Street, having 300' on Richview Street, 261.21' on South Rincon Street and 260' on Redwing Street.

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

Mr. Archer moved that the recommendation of the Zoning Commission be approved provided that a public street between this property and an existing public street is provided, and that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Hasslocher 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, Eureste, Alderete, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: Berriozabal, Thompson, Harrington.

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AN ORDINANCE 59,863

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 1, 2, 17 AND 18, BLOCK 7, NCB 14691, IN THE 5600 BLOCK OF RICHVIEW STREET, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT, PROVIDED THAT A PUBLIC STREET BETWEEN THIS PROPERTY AND AN EXISTING PUBLIC STREET IS PROVIDED, AND THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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22. CASE 284458 - to rezone a 12.524 acre tract of land out of NCB 13664, being further described by field notes filed in the Office of the City Clerk, 5903 Danny Kaye Drive, from Temporary "R-1" One Family Residence District to "R-3" Multiple Family Residence District, located on the southeast side of Danny Kaye Drive, being 410' northeast of the intersection of Bogart Drive and Danny Kaye Drive, having 696.80' on Danny Kaye Drive and a depth of 683.21'.

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

Mr. Archer moved that the recommendation of the Zoning Commission be approved provided that a 6' solid screen fence is erected and maintained along the southwest property line; that 5' of street dedication is given along Danny Kaye Drive; and that off-street parking and driveways are provided and submitted for approval by the Traffic Engineering Division. Mr. Hasslocher seconded the motion.

In response to a question by Mrs. Dutmer, Mr. Andy Guerrero, Planner II, stated that the apartments have non-conforming rights.

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

AN ORDINANCE 59,864

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF

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THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 12.524 ACRE TRACT OF LAND OUT OF NCB 13664, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 5903 DANNY KAYE DRIVE, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENTIAL DISTRICT, PROVIDED THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE SOUTHWEST PROPERTY LINE; THAT FIVE FEET OF STREET DEDICATION IS GIVEN ALONG DANNY KAYE DRIVE; AND THAT OFF-STREET PARKING AND DRIVEWAYS ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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23. CASE Z84454 - to rezone a 2.0 acre tract of land out of NCB 15664, being further described by field notes filed in the Office of the City Clerk, 11523 Bandera Road, from Temporary "R-1" One Family Residence District to "B-3" Business District, located on the southwest side of Bandera Road, being 600' southeast of the intersection of FM 1604 Highway and Bandera Road, having 204' on Bandera Road and a depth of 445.27'.

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 off-street parking and driveways are provided and submitted for approval by the Traffic Engineering Division. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 59,865

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 2.0 ACRE TRACT OF LAND OUT OF NCB 15664, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 11523 BANDERA ROAD, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT OFF-STREET PARKING AND DRIVEWAYS ARE PROVIDED AND

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SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING  
DIVISION.

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84-55 The Clerk read the following Resolution:

A RESOLUTION NO. 84-55-64

APPROVING EXECUTION AND DELIVERY BY THE CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY OF A FIRST SUPPLEMENTAL TRUST INDENTURE RELATING TO CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY \$1,244,400 INDUSTRIAL DEVELOPMENT REVENUE BONDS, SERIES 1983A (THOMAS L. BRUNDAGE D/B/A THOMAS L. BRUNDAGE PROPERTIES PROJECT).

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

Mr. Archer voiced his concern that only the well-to-do allegedly receive these bonds.

Dr. Kenneth Daly, Director, Department of Economic and Employment Development, spoke to the advantages of these bonds and why small businesses do not use them, because of certain disadvantages such as fixed-costs. He noted that the State of Texas now has formed a committee to help small businesses find a way around the matter of high fixed costs on such loans.

Mr. Archer stated his belief that no new jobs of substance have been created through use of Industrial Development Revenue Bonds in San Antonio, calling them a 'drain on the federal treasury'.

Dr. Daly noted that these bond funds are offered to all cities, not just San Antonio.

Mayor Cisneros stated his contention that these bonds are good for the local economic development in San Antonio.

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

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84-55 The Clerk read the following Resolution:

A RESOLUTION NO. 84-55-65

APPROVING EXECUTION AND DELIVERY BY THE CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY OF A FIRST SUPPLEMENTAL TRUST INDENTURE RELATING TO CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY \$1,196,000 INDUSTRIAL DEVELOPMENT REVENUE BONDS, SERIES 1983B, (THOMAS L. BRUNDAGE D/B/A THOMAS L. BRUNDAGE PROPERTIES PROJECT).

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

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

84-55 The Clerk read the following Ordinance:

AN ORDINANCE 59,866

APPROVING AN AGREEMENT FOR LEASE OF RECORDS STORAGE SPACE FROM DATA RECORDS STORAGE OF SAN ANTONIO, INC., AND PROVIDING FOR PAYMENT OF \$58,420.00 IN LEASE CHARGES.

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

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

84-55 The Clerk read the following Ordinance:

AN ORDINANCE 59,867

AMENDING THE BUDGET BY TRANSFERRING \$53,832.00 FROM THE CONTINGENCY RESERVE TO THE SUPPORT OF THE TEXAS SESQUICENTENNIAL PLANNING EFFORTS, AUTHORIZING THE

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CITY MANAGER TO EXECUTE CONTRACTS FOR THE PROGRAM  
AND PROVIDING FOR PAYMENT.

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

Mayor Emeritus Lila Cockrell asked to take this occasion to congratulate Mayor Cisneros on his election as Second Vice-President of the National League of Cities, and to Ms. Berriozabal on her election to a major caucus of NLC, at the recent conference at Indianapolis. She thanked all members of the City Council for their various leadership roles in NLC matters.

Mayor Cisneros asked Mayor Cockrell to involve herself with the planning for the 1986 NLC conference to be held in San Antonio, noting that a number of mayors of other cities around the nation have asked specifically for her to be so involved. He spoke of her many accomplishments in blazing the way for San Antonio's major participation in National League of Cities and the Texas Municipal League.

Mayor Cockrell spoke in support of the planning efforts on behalf of the upcoming Sesquicentennial celebrations in San Antonio. She spoke of the initial work done by many volunteers under the umbrella of United San Antonio, and further stated her belief that it is a good idea at this time to bring the Sesquicentennial planning under the oversight of the City administration.

Mayor Cisneros spoke of the City's vital role in the planning of Sesquicentennial celebrations in San Antonio.

Mr. Hasslocher voiced his concern with other City-funded programs and certain difficulties experienced with them, at times.

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, Archer, Cisneros; NAYS: Hasslocher; ABSENT: Harrington.

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84-55 Agenda Item 28, being a travel authorization for Councilmen Archer and Eureste to travel to Washington, D.C., to discuss Vista Verde South funding with HUD officials, was pulled earlier from consideration.  
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84-55 PUBLIC HEARING FOR THE LAWLEY/MCNAIR STREETS RECONSTRUCTION PROJECT

Mayor Cisneros declared the Public Hearing to be open.

No citizen appeared to speak on this matter.

Mayor Cisneros declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 59,868 .

.  
 .  
 .  
 ACCEPTING THE BID OF DACOM, INC. IN THE AMOUNT OF  
 \$76,656.05 FOR THE LAWLEY/MCNAIR STREETS  
 RECONSTRUCTION PROJECT, PROVIDING FOR PAYMENT OF THE  
 CONTRACT, OF ENGINEERING FEES, AND FOR A  
 CONSTRUCTION CONTINGENCY. (COMMUNITY DEVELOPMENT  
 BLOCK GRANT YEAR 9 FUND NO. 28-009)

\* \* \* \*

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

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

84-55 The Clerk read the following Ordinance:

AN ORDINANCE 59,869 .

.  
 .  
 .  
 AMENDING ORDINANCE 59721 BY EXTENDING THE TERM FOR  
 NELL ROSE EASON ON THE ALAMO SERVICE DELIVERY AREA  
 PRIVATE INDUSTRY COUNCIL FROM JUNE 30, 1985 TO JUNE  
 30, 1986.

\* \* \* \*

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

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

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84-55 The Clerk read the following Ordinance:

AN ORDINANCE 59,870

APPOINTING RAUL ALMAGUER TO THE ARTS AND CULTURAL  
ADVISORY COMMITTEE REPLACING RICHARD SANCHEZ.

\* \* \* \*

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

84-55 The Clerk read the following Ordinance:

AN ORDINANCE 59,871

APPOINTING GLENN WESTROM TO SERVE ON THE STREETS  
TASK FORCE FOR AN INDEFINITE TERM REPLACING STEWART  
FISCHER WHO HAS RESIGNED.

\* \* \* \*

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

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

84-55 By informal concensus, at the request of Mayor Cisneros, it was agreed to temporarily bypass Agenda Item 31 at this time.

84-55 The Clerk read the following Ordinance:

AN ORDINANCE 59,872

ACCEPTING THE FINAL ALLOCATION OF \$5,305,000.00 FOR  
THE VISTA VERDE SOUTH REDEVELOPMENT PROJECT AND

APPROPRIATING THESE FUNDS TO THE OPERATING BUDGET  
FOR EXPENDITURE.

\* \* \* \*

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

-  
84-55

-  
PLAYBOY CATV CHANNEL  
-

Mr. Eureste stated that it was his understanding that the Federal Communications Commission now has ruled that communities may have some impact upon the content of cable television channels, and asked if this would apply to the Playboy channel, now being offered by Rogers Cablevision.

Mr. Lowell Denton, City Attorney, stated that he would check with the FCC staff and report back to the City Council on the matter.

-  
84-55

-  
PUBLIC HEARING - CHAPTER 36 (SUBDIVISIONS)  
-

Mayor Cisneros declared the Public Hearing to be open, and briefly explained the proposed changes to Chapter 36 of the City Code.

Ms. Rebecca Q. Cedillo, Assistant Director of Planning, explained the proposed changes in detail.

No citizen appeared to speak on this matter.

Mayor Cisneros declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 59,873 .

.  
AMENDING VARIOUS SECTIONS OF CHAPTER 36  
(SUBDIVISIONS) OF THE CITY CODE, SAID AMENDMENTS  
PERTAINING TO LOTS, STREETS, SIDEWALKS, PRELIMINARY  
OVERALL AREA DEVELOPMENT PLANS, REQUIRED PLAT DATA,  
PERFORMANCE AGREEMENTS, RECORDATION, VACATING AND  
AMENDING PLATS, DEFINITIONS, AND LETTERS OF  
CERTIFICATION, AND PROVIDING THAT VIOLATION HEREOF

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SHALL BE PUNISHED BY A FINE OF NOT LESS THAN ONE NOR MORE THAN TWO HUNDRED DOLLARS.

\* \* \* \*

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

84-55

PUBLIC HEARING - CHAPTER 42 (ZONING)

Mayor Cisneros declared the Public Hearing to be open.

No citizen appeared to speak on this matter.

Mrs. Dutmer spoke of her concern that 'manufactured housing' now is considered in R-4, or mobile home, zoning, but in reality are permanent homes.

Ms. Rebecca Q. Cedillo, Assistant Director of Planning, stated that City staff now is checking with the industry involved, as well as with other major cities, on various definitions and requirements that might be applied in this matter.

A discussion then took place relative to the possibility of making R-3 and R-4 zonings conform to R-1 and R-2 restrictions as they concern small-lot homes.

Mr. Wing spoke in support of the extension of B-3NA zonings.

Mr. Thompson spoke of the practice of posting zoning-change requests on the properties concerned, and stated his contention that these notices also need to be posted in other prominent locations in the immediate area, as well as on the property itself.

Ms. Cedillo stated that City staff already is doing this.

A discussion then took place concerning prominent posting of zoning-change notices.

Mayor Cisneros declared the Public Hearing to be closed.

739

The Clerk read the following Ordinance:

AN ORDINANCE 59,874

AMENDING VARIOUS SECTIONS OF CHAPTER 42 (ZONING) OF THE CITY CODE, SAID AMENDMENTS PERTAINING TO ENERGY CONSERVATION, TIME LIMITATIONS ON VARIANCES, CREATION OF A NEW ZONING DISTRICT DESIGNATED "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT, REVISIONS TO THE FRONT AND REAR YARD REQUIREMENTS IN "R-3" AND "R-4" DISTRICTS, AND PROVIDING THAT VIOLATION HEREOF SHALL BE PUNISHED BY A FINE OF NOT LESS THAN ONE NOR MORE THAN ONE THOUSAND DOLLARS.

\* \* \* \*

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

At this point, the City Council recessed at 2:45 P.M. for an Executive Session, reconvening at 3:05 P.M.

84-55 The Clerk read the following Ordinance:

AN ORDINANCE 59,875

AUTHORIZING THE SETTLEMENT OF THAT CERTAIN LAWSUIT STYLED RAUL PEREZ, DECEASED, BY GENERO PEREZ & BEATRICE PEREZ, INDIVIDUALLY V. CITY OF SAN ANTONIO; CAUSE NO. 83-CI-19172, IN THE 166TH JUDICIAL DISTRICT COURT OF BEXAR COUNTY, TEXAS.

\* \* \* \*

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

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

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84-55

TAXICAB APPEAL

Mr. Robert Ibarra, Supervisor of Public Utilities, briefly explained the request of Mr. Juan Moncada for City Council to overturn denial of his taxicab license by the Transportation Advisory Committee, stating that Mr. Moncada's conviction on a charge of burglary of a vehicle was the basis for that denial.

Mr. Moncada spoke of his version of the incident leading up to his conviction on a charge of burglary of a vehicle, and stated that he had never done anything like that before, or since. He then spoke of having been convicted and sentenced by a judge.

Mayor Cisneros then read Section 40-36 of the City Code as it relates to taxicab licenses.

Ms. Berriozabal spoke in support of the Ordinance and City staff recommendation.

Ms. Berriozabal made a motion to support the staff recommendation and not overturn the Transportation Advisory Committee's denial recommendation. Mr. Archer seconded the motion.

In response to a question by Mr. Hasslocher, Mr. Moncada explained the incident involved.

Mr. Ibarra then quoted from the official court records of Mr. Moncada's conviction.

In response to a question by Mr. Archer, Mr. Moncada stated that he received a five-year probated sentence.

Mr. Archer spoke in support of Mr. Moncada's appeal.

Mr. Ibarra again read from the court transcript of proceedings of Mr. Moncada's trial.

A discussion of the incident, and other facets of the transcript and testimony, then took place.

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

- - -  
84-55 The minutes of the regular meetings of November 15, 1984 and November 20, 1984 were approved.

- 711 -

Mr. Louis J. Fox, City Manager, briefly explained the packet of information handed out to members of the City Council, a copy of which is made a part of the papers of this meeting.

Mr. Harrington, chairman of the Streets Task Force, explained that this packet of information represents his own recommendations to be made to his Streets Task Force for consideration at a meeting next Tuesday.

Mayor Cisneros spoke to the need for the City Council to hold a work session on these matters next week.

Mr. Fox stated that he would arrange for this to take place at the "B" Session next Thursday.

A discussion then took place relative to procedures used to notify the various Council representatives named to the Streets Task Force.

Ms. Berriozabal voiced her concern that all Council-appointed representatives be definitely contacted about the Tuesday meeting.

Mrs. Dutmer spoke to specifics of the proposals involving District 3.

Mr. Harrington addressed the proposed agenda for the Task Force meeting and a possible timetable for consideration.

Mr. Wing stated his belief that a property tax increase will be necessary to support a bond issue call, and he addressed his concerns for a balanced package of streets and drainage projects in the bond issue in order to receive the maximum citizen support.

Mr. Eureste voiced his personal concern that this second bond issue for streets, as proposed today, would damage a bond issue call. He spoke in favor of a move by the Task Force involved to design the package itself, rather than have the chairman design that package, as presented. He further stated his opinion that each Council member should recommend projects in his own district.

Mayor Cisneros addressed the some \$28.7 million in drainage programs included in the proposed bond issue, and stated his belief that streets programs need to fill in 'gaps' to balance expenditures, by district. He spoke of this as being a matter of practical politics. Mayor Cisneros further noted that this coming bond issue is in the cycle for drainage issues, but also spoke of the need to add in a mix of streets projects in order to attract wider citizen support. He stated that any bond issue required unanimity of Council members in order to pass the

voters, and spoke of a need for a 'mirror image' of drainage and streets projects. He asked City staff to prepare a comparison of streets and drainage projects, by Council district, and spoke of the importance of this bond issue to the future of San Antonio.

Mrs. Dutmer stated her belief that the Council had planned for yearly bond issues, alternating streets and drainage issues.

Mayor Cisneros asked that the chairmen of the Streets and Drainage Task Forces, Mr. Harrington and Mr. Eureste, meet with the City Manager next Wednesday to seek a concensus on these matters before the full City Council considers the bond issue matter at Thursday's meeting.

Mr. Thompson voiced his concern for mixing drainage and streets projects in the same bond issue.

A discussion then took place which culminated in a decision of the Council to set up a special work session on the bond issue matters at 5:00 P.M., Monday, December 17, 1984.

- - -  
84-55

CONCORD UTILITY DISTRICT/BRAUN STATION REQUEST

Mayor Cisneros introduced Mr. Robert Aguirre, President of the Concord Public Utility District, who wished to make a presentation to the City Council on possible annexation.

Mr. Roland Lozano, Director of Planning, used several maps to outline the area concerned.

Mr. Aguirre stated that he was today filing petitions of annexation with the City of San Antonio concerning the area covered by the Concord Public Utility District, and spoke of the water well contamination problems in that sector. He stated his belief that most residents of the PUD now feel that annexation is the best move for all concerned, including water from City Water Board, better police protection, and zoning protection. He also asked City Council help in asking City Water Board to maintain the current water supply into the Concord PUD, pending annexation.

Mr. Ruben Escobedo spoke to the process of petitioning for annexation, and of the tabulation of ballots by his Certified Public Accountant firm. He then presented the certified annexation ballots to City Clerk Norma S. Rodriguez, who received them for the City of San Antonio. Mr. Escobedo noted that tabulations indicate that some 54 per cent of those voting were in favor of annexation by the City of San Antonio, and spoke of the four choices outlined on the ballots.

Mr. Louis J. Fox, City Manager, stated that the City staff would need to evaluate the ballots. He recommended that the Annexation

Committee study the request and make recommendations to the full City Council; meanwhile, he would ask the City Water Board to continue its water service to the Concord PUD users past the December 2, 1984 deadline.

Mrs. Dutmer moved to refer petitions to the Annexation Committee. Ms. Berriozabal seconded the motion.

Mr. Ozzie Brynie, representing City Water Board, stated that City Water Board staff would take this matter to the Water Board trustees on December 18, 1984 for their consideration and decision. He further stated that a letter from the City Manager to City Water Board, outlining the request, would be sufficient notification.

Mr. Hasslocher stated that, if possible, his Annexation Committee of the Council would meet today on this request.

Mrs. Dutmer spoke in support of the request for annexation, but voiced her concern with the possibility of absorbing a sub-standard water system.

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

84-55

PRESIDENT OF EL SALVADOR

Mrs. Dutmer spoke of the upcoming visit to San Antonio Saturday by the President of El Salvador, Jose Napoleon Duarte, and voiced her concern that the invitations were sent out with the City Council as co-sponsor of the event, with the World Affairs Council.

Mayor Cisneros stated that the invitation to President Duarte went out from Dr. Robert West of the World Affairs Council. He further stated that the City has a past history of co-sponsoring such visits in the past, and he thereby agreed to allow the City as co-sponsor, on his own decision, because of the limited time available for decision and action on the invitation.

84-55

CITIZENS TO BE HEARD

ADELA NAVARRO

Miss Adela Navarro stated her concern with the slow progress on the Campo Santo project and expressed hope that the project would progress at a faster pace next year. She requested she be included in the design

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study of the project in conjunction with the Parks Department and further stated that financing for this project should be included in a bond issue.

Ms. Berriozabal stated Mr. Ron Darner, Director of Parks & Recreation, is currently working to involve corporations in the refurbishing of parks, and suggested that perhaps this could be applied in this case.

\* \* \* \*

DIANA MENA

Ms. Diana Mena has a good project provided by local firms to those needing them. She asked City Council members to take over the project.

Mayor Cisneros recommended that other community organizations take over the project. He asked that she meet with Mr. Thompson in order to make contact with Ms. Ruth Mahl. He also recommended that City Public Service be contacted to see if they know of some interested group, and expressed appreciation for her hard work.

\* \* \* \*

DR. JOE WEST

Mayor Cisneros advised Dr. West that City Attorney Lowell Denton will be discussing the City Council's latitude regarding cable content.

Mr. Denton stated that he will be speaking to the general counsel of the Federal Communications Commission and will advise the City Council on any recent developments and/or rulings in this matter. (A memorandum from the Office of Supervisor of Public Utilities was distributed to City Council on an analysis.)

Dr. Joe West stated that they intend to pursue this matter and they would like to know each Council member's stand on the issue of introduction of the Playboy Channel by Rogers Cablevision. They are desirous of setting community standards on this issue. He asked the Council to take a stand on this issue.

Mayor Cisneros stated that he personally would vote to pull the Playboy Channel from San Antonio.

Mr. Wing stated that he had conversed with Mr. Cipriano Guerra about his concern with this type of programming and Mr. Guerra had so advised the management of Rogers Cablesystems. He would be in favor of approving a resolution in opposition to the Playboy Channel.

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Mr. Thompson also expressed his concern about the introduction of this type of programming to the San Antonio market.

Mrs. Dutmer also expressed her deep concern about the Playboy Channel, and appealed to the judgement of adults to not allow this channel to be introduced to their homes.

Ms. Berriozabal also asked for information on how teenagers may be able to unscramble this channel and also her concern about the package deal being offered by Rogers on the Sports Channel being sold in conjunction with the Playboy Channel.

Mr. Archer stated that he personally is opposed to the Playboy Channel and if a vote were to be taken on this issue, he feels that the entire City Council would be opposed to it.

Mr. Webb stated that in his personal opinion he is opposed to the Playboy Channel and it should not be allowed to remain in San Antonio.

Mr. Alderete stated that the Playboy Channel is just part of a large scenario and spoke about the other programming on television.

Mayor Cisneros stated that the majority of the City Council is opposed to the Playboy Channel and stated that city management is attuned to the Council's feelings.

The Council recognized a large group of citizens who were present in the audience on this issue.

\* \* \* \*

84-55      PRESENTATION OF CITATION TO THE MACARTHUR HIGH SCHOOL BAND

Mayor Cisneros read and presented the following citation to representatives of the MacArthur High School Marching Band:

IN RECOGNITION OF ITS OUTSTANDING ACCOMPLISHMENT IN PLACING FIRST AMONG ALL TEXAS BANDS AT THE UNIVERSITY INTERSCHOLASTIC LEAGUE BAND COMPETITION FOR 1984, AND WINNING THE PRESTIGIOUS GOVERNOR'S CUP AWARDED FOR THE BAND DEMONSTRATING THE MOST CREATIVITY IN ITS PERFORMANCE.

THE CITY COUNCIL OF THE CITY OF SAN ANTONIO CONGRATULATES THE MACARTHUR HIGH SCHOOL MARCHING BAND AND FLAGS FOR BRINGING THIS HONOR HOME TO SAN ANTONIO,

DEMONSTRATING THE ACCOMPLISHMENT OF MANY HOURS OF HARD  
WORK, PRACTICE AND PERFORMANCE.

\* \* \* \*

Mr. Brady, MacArthur Band Director, thanked the Council for the  
Citation.

\* \* \* \*

84-55      CITIZENS TO BE HEARD (CONTINUED)

MR. AARON WAITERS, JR.

Mr. Aaron Waiters, Jr., 127 Morningview, stated that he had been  
advised to return to City Council about a report on the request he made at  
last week's Council meeting.

City Manager Louis J. Fox stated that there was no contract, and  
stated that there was a misunderstanding and would not recommend that  
there be any payment.

Mr. Waiters stated that he was under the impression that he was  
to be paid for services.

Mr. John Mosty, Director of the Convention & Visitors Bureau,  
referred to a prepared memorandum on this matter, a copy of which is on  
file with the papers of this meeting.

In response to Mayor Cisneros, Mr. Mosty stated that samples were  
left at the Bureau and were returned to Mr. Waiters.

Mr. Webb stated that there was another letter which had been  
written on City stationery which is not included in Mr. Mosty's packet.  
He then read from the letter on expending City money.

In response, Mr. Mosty read from the sixth paragraph of his cover  
memorandum regarding a postcard potential project but it was not brought  
to fruition.

Mr. Wing stated that the letter also states that the money would  
have to be authorized by the City Council and this was never done.

In response to Mr. Wing, Mr. Mosty stated that he had asked for  
additional concepts from Mr. Waiters which he never received.

Mr. Waiters again stated that he wanted to get paid for his time  
and work and stated that the total hours amount to over 200 hours and he  
feels that he should be paid \$7,950.00.

Mayor Cisneros stated that he feels that there is no contract.

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Mr. Wing moved for a report by Mr. Mosty on the records he has on this type of request. Mr. Webb seconded the motion.

Mr. Thompson stated that this is a legal question, and he is not in a position to act on this matter because he does not have information to act on this issue at this time. He stated that this is not the proper forum to settle this type of request.

Mr. Webb again referred to the letter written by Mr. Mosty which he feels sounded like some sort of agreement had been reached.

The motion failed to carry by the following vote: AYES: Berriozabal, Webb, Wing; NAYS: Thompson, Alderete, Harrington, ARcher, Hasslocher, Cisneros; ABSENT: Dutmer, Eureste.

Mr. Webb asked Mr. Waiters to obtain a lawyer to discuss this matter with the City Attorney.

\* \* \* \*

MR. BOBBY OWENS

Mr. Owens spoke about his concern with all the annexations taking place and whether proper services, i.e. fire and police will be provided to these newly annexed areas.

Mrs. Dutmer asked for a report on the transfer of 16 police officers to the northside.

City Manager Louis J. Fox stated that a report will be made to the City Council on this matter.

\* \* \* \*

WEST AVENUE MERCHANTS ASSOCIATION

Mr. M. F. Rundell, 4500 West Avenue, representing the West Avenue Merchants Association, spoke to the City Council about their concern on the existing situation on West Avenue. He stated that on October 15, the City closed West Avenue at Jackson Keller and the merchants were never notified. They have lost an extraordinary amount of money due to the closing of West Avenue. They met last night with Mr. Roy Montez, Public Works Department, who spoke to them of the situation. He added that the detours presented by the City staff are totally unacceptable. He personally met with Mr. Frank Kiolbassa, Director of Public Works, this afternoon and discussed three options:

1. Erect a temporary bridge during the Christmas holidays and through January.
2. Around the clock construction until project is completed.
3. Post detour signs along pertinent points.

He stated that the West Avenue merchants are really suffering and asked City Council to assist them.

Ms. Kay Pergrem, 6001 West Avenue, manager of The Plant Man, reiterated statements made by Mr. Rundell and spoke of their own personal hardships caused by the closure of West Avenue. She asked the City Council to help speed up the project.

Mr. Charles Thoosh, 4838 West Avenue, spoke of the loss of business and the inconveniences to his customers. He also asked the City Council to assist them. He also stated that the merchants were never alerted to the street closure.

City Manager Louis J. Fox stated that it is recommended that a temporary bridge be erected in view of the size of the construction project.

Mr. Frank Kiolbassa stated that in addition to the bridge, an additional new detour route be prepared and 24 hour-a-day construction begin.

Mrs. Dutmer moved to authorize change over in contract to provide for temporary bridge, an additional detour route and 24 hour construction begin. Mr. Alderete seconded the motion.

Mr. Hasslocher stated that in the future construction projects should be planned with businesses and residents in mind and that they be notified by certified mail or be contacted personally.

Mr. Wing referred to a memo he wrote about a problem on Mission Road between Sayers and Hart and a three to four foot drop. The people trying to get to this strip center are getting tickets by the Police Department.

Mr. Webb stated that when New Braunfels Street was closed, businesses were closed and once a business is closed, it cannot come back. He stated that the City Council should be sensitive to the dilemma of these businesses.

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

\* \* \* \*

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

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MR. MICHAEL VALA

Mr. Michael Vala, 5624 Charlie Chan, stated that he had been before the City Council on a problem he had with the findings of the Market Square Advisory Committee. He has not been allowed to vend his crafts at Market Square. He has been told that his craft is in conflict with present tenant's crafts and thereby cannot operate at the Market Square. He asked the City Council to be allowed to vend at Market Square. (A copy of the report is on file with the papers of this meeting.)

Ms. Deni Compere, a member of the Market Square Artists Review Committee, spoke about their membership and the purpose of their organization. She spoke about their review of Mr. Vala's work and their reasoning for denying him permission to operate at Market Square. She stated that this decision was unanimously made by Market Square Association, El Mercado Merchants Association and the Market Square Department.

Mr. Henry Travieso, Director of Market Square, stated that the appeal process was not followed and Mr. Vala has the opportunity of coming before the Board .

Mayor Pro-Tem Eureste stated that the normal appeal process be followed in this case.

Mr. Harrington also spoke to the process and his opinion that it be followed.

\* \* \* \*

FARMERS' MARKET

Mr. Arnold Garcia, District Supervisor, Texas Department of Agriculture, introduced Mr. David Currie, Austin.

Mr. Currie quoted from a written report on the first year results of the rotating farmers' market concept in San Antonio, a copy of which is attached as part of the papers of this meeting. He noted that the program opened October 9, 1984 and functioned for four days each week through October 26, 1984. He noted that all of the market sites were donated at no cost and spoke of the drought having hampered the results of the program, but expressed his expectation that the program will double or triple during 1985. He stated that such programs need to grow over a five to ten year period to be effective and thanked the Council for its help.

In response to a question from Ms. Berriozabal, Mr. Currie favorably compared the San Antonio market program to others around the

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state over the past year, and noted that the northside location in Olmos Basin was the best producer followed by the eastside location at St. Philips College.

Mr. Chuck Kohutek, Luling, President of the San Antonio Farmers' Market Program, praised the City's farmers' market staff and singled out Mr. Fred Martinez for his fine work as the market manager. He noted that the program had some 33 participants during the year and expressed his confidence that the program will do even better next year.

\* \* \* \*

ZULA PORTER

Ms. Zula Porter asked Mr. Archer what progress has been made on day care center proposals currently being studied by the City Council.

Mr. Archer expressed his concern about complete background checks on personnel employed at day care centers.

Mr. Kevin Moriarty, Director of Human Resources, stated that the first meeting of the Subcommittee on the Mayor's Commission on the Status of Women took place and they are in the process of developing what will be brought to City Council on the guidelines and regulations governing day care centers.

\* \* \* \*

RONNIE PALACIOS

Mr. Ronnie Palacios spoke to the City Council about his plans to promote San Antonio. He spoke about his association with Hal Roach, Producer of Li'l Rascals and the two children from San Antonio who will be in a major movie which he hopes will be filmed in San Antonio. He stated he needs investors to make the movie in San Antonio.

\* \* \* \*

RALPH BROCK

Mr. Ralph Brock, 407 Laddie Place, spoke to the Council about his petition to transfer his taxicab permits. He stated that the Transportation Advisory Board has recommended against the transfer. He wants the City Council to expedite the matter.

Mr. Roger Ibarra, Supervisor of Public Utilities, explained the process of applying for a permit and the appeal process.

\* \* \* \*

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November 29, 1984

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

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

November 21, 1984

Petition submitted by Mr. M. J. Khademrohanizad, 407 Laddie Place, San Antonio, Texas 78201, requesting the refund of taxicab permit fees.

\* \* \* \*

/s/Norma S. Rodriguez  
City Clerk

- - -  
There being no further business to come before the Council, the meeting was adjourned at 7:20 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