

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, MAY 8, 1980.

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The meeting was called to order at 1:00 P.M. by the presiding officer, Mayor Lila Cockrell with the following members present: CISNEROS, WEBB, DUTMER, WING, EURESTE, THOMPSON, ALDERETE, CANAVAN, ARCHER, STEEN, COCKRELL; Absent: NONE.

80-22 The invocation was given by the Reverend Dr. Claud Bonam, Huisache Avenue Baptist Church.

80-22 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

80-22 CORRECTION TO THE MINUTES

Mrs. Dutmer made reference to page 16 of the minutes of meeting of May 1, 1980, sixth paragraph and stated that the motion made by Mr. Wing to reconsider the previous motion was not made formally.

With this correction, the minutes of the meeting of May 1, 1980 were approved.

80-22 PRESENTATION OF ALCALDES

Mayor Cockrell welcomed two visitors from Cairo, Egypt, Colonel Elhay El Housseiny, the Chief of Police and Colonel Mohamed Reiad, Director of Sports for the Modern Pentathlon, and presented them each with an Honorary Certificate making them Alcaldes of La Villita.

They thanked the Mayor for the Certificate and presented her with a gift as a token of friendship.

80-22 PRESENTATION OF CITATION

Mayor Cockrell announced that Ms. Barbie Hernandez had been named as Secretary of the Year by the San Antonio Chapter of the Texas Secretaries Association and presented the following Citation:

THE CITY OF SAN ANTONIO
(State of Texas)

Hereby presents this

CITATION

TO

BALBINA "BARBIE" HERNANDEZ

IN ACKNOWLEDGEMENT OF BEING THE RECIPIENT OF THE "SECRETARY OF THE YEAR" AWARD FOR 1980, BARBIE AS SHE IS AFFECTIONATELY KNOWN, HAS DEMONSTRATED TREMENDOUS DEDICATION AND PROFESSIONALISM AS SECRETARY IN THE CITY ORGANIZATION FOR THE PAST NINE YEARS. FOR THE PAST FEW YEARS SHE HAS BEEN SECRETARY TO THE CITY COUNCIL, A POSITION SHE HAS UNDERTAKEN WITH ALL ZEAL.

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THE CITY COUNCIL TAKES THIS OPPORTUNITY TO CONGRATULATE BARBIE FOR HER OUTSTANDING PERFORMANCE AND EXTENDS BEST WISHES FOR CONTINUED SUCCESS.

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The Mayor and City Council congratulated Ms. Hernandez.

80-22

PRESENTATION OF CITATION TO
MR. ROBERT RODRIGUEZ

Mayor Cockrell then presented the following Citation to Mr. Robert Rodriguez, which read as follows:

"IT'S PEOPLE LIKE YOU THAT MAKE SAN ANTONIO A BETTER PLACE TO LIVE"

Mayor Cockrell commended Mr. Robert Rodriguez, Director of the Youth Services Program and who served as Coordinator of the Fiesta Host Program. She explained that Mr. Rodriguez took on the task of the recruitment, scheduling and supervision of all the Fiesta hosts and stated that he had done a fine job.

Each of the Council members also congratulated Mr. Rodriguez.

80-22

THOMAS JEFFERSON HIGH SCHOOL

Mayor Cockrell recognized 125 students, representing the Government Class from Thomas Jefferson High School, who were present in the audience. She announced that a list of questions from the students will be distributed to each Council member in their packet.

They were accompanied by Mr. Dave Harkins, their instructor.

80-22

BOWDEN ELEMENTARY SCHOOL

Mayor Cockrell also welcomed twenty students from Bowden Elementary School, who were present in the audience.

They were accompanied by their instructor, Mrs. McKinney.

80-22

CONSENT AGENDA

Dr. Cisneros moved that items 4-22, constituting the consent agenda be approved, with the exception of item 8, to be considered individually. Mr. Alderete seconded the motion.

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

AN ORDINANCE 52,163

ACCEPTING THE BID OF INTERNATIONAL TRADE, INC. TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH AN AIRPORT FLOWER CONCESSION CONTRACT AT AN AMOUNT OF 15% OF THE GROSS RECEIPTS, OR \$800.00 PER MONTH, WHICHEVER IS GREATER.

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AN ORDINANCE 52,164

ACCEPTING THE LOW BID OF BRANDT, INC.
TO FURNISH THE CITY OF SAN ANTONIO WITH
A COIN SORTER/COUNTER WITH MACHINE STAND
FOR A NET TOTAL OF \$5,586.00.

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AN ORDINANCE 52,165

ACCEPTING THE LOW QUALIFIED BIDS OF
SUN ELECTRIC CORP., ALEMITE OF SAN
ANTONIO HYDRAULIC SUPPLY AND SERVICE
COMPANY, AND SAN ANTONIO BELTING COMPANY
TO FURNISH THE CITY OF SAN ANTONIO WITH
SHOP EQUIPMENT FOR A TOTAL OF \$10,012.60.

* * * *

AN ORDINANCE 52,166

ACCEPTING THE LOW BIDS OF VARIOUS COMPANIES
TO FURNISH THE CITY OF SAN ANTONIO WITH
VARIOUS SUPPLIES AND SERVICES FOR THE FISCAL
YEAR 1980-1981.

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COMMODITY

VENDOR

1. Allis-Chalmers Parts, Fiat-Allis, and Hyster Parts & Ser.	Anderson Machinery
2. American La France Truck Parts and Equipment	American La France
3. American Motors Vehicle Parts and Service	Alamo AMC/Jeep, Inc.
4. Caterpillar Tractor Parts and Service	Holt Machinery Co.
5. Cleaver-Brooks, Etnyre and Wayne Sweeper Parts & Serv.	Cooper Equip. Co.
6. Comcenter Component Parts	Comcenter Corporation
7. Cushman, Jacobsen, Worthington, Kut-Kwick Ryan, Sodmaster and Pargo Parts and Service	Watson Dist. Co. Inc.
8. Dodge Plymouth Parts & Service	San Pedro Chrysler-Ply.
9. Ford Tractor and David Equipment Parts & Service	The Torgerson Co.
10. General Electric Communications Equip. Parts	General Electric Co.
11. GMC Parts & Service	San Antonio Truck Sales
12. Gradall, Asplundh-Clipper, Essick, Maginniss, Power- Curber ATO Huber, Elgin, Case, Bros. Hed Parts & Service	Girard Machinery Inc.
13. Gravely Tractor Parts and Service	Menco Inc. Gravely
14. Harley Davidson Golf Cart Parts and Service	Coastal Plains Sales & Service
15. Heavy Duty Ford Truck Parts and Service	Grande Ford Truck Sales Inc.
16. Hi-Ranger, Stahl, Daybrook, Knapheid, Galion, and Tymco Parts and Service	Commercial Body Corp.

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17. Immsa and Glenco Parts and Service	Fruehauf Division
18. Ingram Parts & Service	Conley Lott Nichols Mach. Co.
19. International Harvester Heavy Equip. Parts and Service, Galion, Drott, Wainroy and Roscoe Parts	Plains Machinery Co.
20. International Tractor and Mower Parts and Service	Mission International Inc.
21. Komatsu Forklift and Blaw Know Paving Parts and Service	Wehring-Goss Equip. Corp.
22. Michigan and Waukesha Parts and Service	Waukesha Pearce Ind.
23. Motorola Communications Equipment Parts	Motorola C & E Inc.
24. Oshkosh Crash Truck Parts and Equipment	Oshkosh Truck Corp.
25. Oxygen, Acetylene & Welding Supplies	Big Three Industries
26. Perfection, Hobbs, Koenig and Maxon Parts and Service	Hobbs Trailers
27. Pipe Repair Clamps	The Rohan Co.
28. RCA Communications Equip. Parts	RCA Corporation
29. Special Sand Products	Freddie E. Harris Sand & Clay
30. Tampco Parts and Service	Waukesha Pearce Ind.
31. Telecare Parts	Narco Telecare
32. Toledo Scale Parts and Service	Toledo Scale Co.
33. Toro and West Point Parts and Service	Goldthwaite's of Texas
34. Vehicle Maintenance of Washing Equip. at locations in the City of San Antonio, including Parts and Labor.	R.D. Williams
35. Walters Crash Trucks Parts and Equipment	Walters Motor Truck Co.
35. Walters Crash Trucks Parts and Equipment	Walters Motor Truck Co.

The attached low bid of each of the bidders listed below, wherein said bidder offers to furnish the City of San Antonio with the certain parts and services specified in its bid proposal for a one year period commencing August 1, 1980 and terminating on July 31, 1981, is hereby accepted.

<u>COMMODITY</u>	<u>COMMODITY</u>	<u>VENDOR</u>
1. Ice		Lone Star Ice & Food Stores
2. Overhead Door Repair Service		Windsor Door Co., Inc.
3. Parts and Service on Stihl and McCullough Chain Saws		Otto Dukes Machinery Co.
4. Portable Chemical Toilets		Porta-John Corp.
5. Wiping Rags		Johnson International Materials
6. Wire Rope		The Perry Shankle Co.

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AN ORDINANCE 52,167

ACCEPTING THE LOW QUALIFIED BID OF AMERICAN CONTRACTING COMPANY IN THE SUM OF \$43,392.00 FOR KALLISON PARK CONSTRUCTION; AUTHORIZING EXECUTION OF A STANDARD PUBLIC WORKS CONTRACT FOR THE PROJECT; AUTHORIZING A BUDGET REVISION; AND AUTHORIZING PAYMENT OF THE SUM OF \$45,492.00.

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AN ORDINANCE 52,168

ACCEPTING THE LOW QUALIFIED BID OF J.J. FALBO COMPANY IN THE AMOUNT OF \$567,326.00 TO CONSTRUCT THE MEMORIAL BRANCH LIBRARY; AUTHORIZING A CONSTRUCTION CONTRACT; AUTHORIZING PAYMENT OF THE CONTRACT AND CONTINGENT CONSTRUCTION EXPENDITURES; AUTHORIZING PAYMENT OF ADDITIONAL ARCHITECT FEES AND CONTINGENT ARCHITECT FEES; ESTABLISHING A FUND AND ADOPTING A BUDGET; AUTHORIZING TRANSFER OF FUNDS FROM COMMUNITY DEVELOPMENT PROGRAM FUNDS AND AUTHORIZING BUDGET REVISIONS IN THOSE FUNDS.

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AN ORDINANCE 52,169

ACCEPTING THE LOW QUALIFIED BID IN THE SUM OF \$23,577.93 BY DU-MOR ENTERPRISES FOR CONSTRUCTION OF SPRING CREEK FOREST OFF-SITE SANITARY SEWER MAIN; AUTHORIZING EXECUTION OF A STANDARD PUBLIC WORKS PROJECT THEREFOR; AND AUTHORIZING PAYMENT OF \$24,777.93.

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AN ORDINANCE 52,170

AUTHORIZING PAYMENT OF ADDITIONAL ARCHITECTURAL FEES IN THE SUM OF \$5,396.00 TO HESSON AND MAY ASSOCIATES IN CONNECTION WITH DESIGN OF THE KENWOOD PUBLIC HEALTH CLINIC AND APPROVING A REVISION TO THE BUDGET OF THE PROJECT FUND.

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AN ORDINANCE 52,171

AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH K.M. NG & ASSOCIATES TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE DEL ALAMO DRAINAGE PROJECT; AND AUTHORIZING PAYMENT OF THE SUM OF \$20,000 FOR SUCH SERVICES.

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AN ORDINANCE 52,172

CLOSING AND ABANDONING AN ALLEY IN NEW CITY BLOCK 3931, AND AUTHORIZING A QUITCLAIM DEED TO LAURA C. DUBOSE.

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AN ORDINANCE 52,173

AUTHORIZING THE CITY MANAGER TO EXECUTE
A LEASE AGREEMENT WITH PERMIAN AIRWAYS
INC., FOR SPACE AT THE INTERNATIONAL AIRPORT.

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AN ORDINANCE 52,174

AUTHORIZING EXECUTION OF AN AMENDMENT TO
THE LEASE AGREEMENT WITH THE FEDERAL
AVIATION ADMINISTRATION FOR SPACE IN THE
TERMINAL BUILDING AT INTERNATIONAL AIRPORT.

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AN ORDINANCE 52,175

AUTHORIZING EXECUTION OF AN AGREEMENT WITH
NAYAK AVIATION CORPORATION FOR LEASE OF
458,799 SQUARE FEET OF GROUND AREA, PLUS A
HANGAR, AT INTERNATIONAL AIRPORT, AND MANIFEST-
ING AN AGREEMENT WITH SAID CORPORATION TO CANCEL
ONE EXISTING AIRPORT LEASE AGREEMENT, AND TO
AMEND ANOTHER EXISTING AIRPORT LEASE AGREEMENT.

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AN ORDINANCE 52,176

FINDING THAT CERTAIN TAX ASSESSMENTS ARE
INVALID AND ORDERING THAT THE INVALID ASSESS-
MENTS AND THE TAXES BASED THEREON BE CANCELLED.

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AN ORDINANCE 52,177

AUTHORIZING PAYMENT OF REFUNDS TO PERSONS
MAKING OVERPAYMENTS OR DOUBLE PAYMENTS ON
(9) TAX ACCOUNTS.

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AN ORDINANCE 52,178

AUTHORIZING THE CLOSING OF SAN SABA STREET
DURING CERTAIN HOURS ON MAY 24, 1980 IN
CONNECTION WITH A DANCE-A-THON SPONSORED BY
THE PALMER DRUG ABUSE PROGRAM AND LOCAL
RADIO STATIONS.

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AN ORDINANCE 52,179

AUTHORIZING PAYMENT FROM THE GENERAL FUND
TO THE UNITED STATES CONFERENCE OF MAYORS
FOR MEMBERSHIP DUES FOR THE PERIOD ENDING
JUNE 30, 1981. (\$7,500.00)

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AN ORDINANCE 52,180

GRANTING A LICENSE TO PERMIT THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER, A COMPONENT INSTITUTION OF THE UNIVERSITY OF TEXAS SYSTEM, TO USE PUBLIC PROPERTY (LOUIS PASTEUR DRIVE) FOR UNDERGROUND CONDUIT INSTALLATION BEING MORE SPECIFICALLY DESCRIBED BELOW; AND MANIFESTING AN AGREEMENT IN CONNECTION THEREWITH.

* * * *

80-22 The Clerk read a proposed ordinance accepting the low qualified bid in the amount of \$1,016,879.79 from Lamar Constructors to perform the Merida Drainage Project 39-K; authorizing execution of a standard public works contract; authorizing payment of the contract, \$66,798.02 in contingent construction expenditures and \$9,233.19 in additional engineering fees; establishing a fund and budget; and authorizing budget modifications to federal revenue sharing funds and contributions totalling \$1,147,911.00 to the project.

Mr. Steen moved to approve the ordinance. Dr. Cisneros seconded the motion.

Mr. Canavan expressed concern that the low bid submitted by Lamar Constructors was incomplete and did not include alternates 3, 4, and 5 which would cover storm drainage and street work for Amaya, Aldama and Juanita Streets. He recommended that the Public Works Department readvertise and reject all bids received on this project. He felt confident that a lower bid would result by readvertising.

Mr. Eureste concurred with Mr. Canavan's remarks and felt that it would be worth the City's monies to put the project out for bids again in order that the entire project could be completed.

Mr. Joe Aceves, Assistant Director of Public Works, explained the background information regarding this project. He also explained that Lamar Constructors was not issued an addendum to the project, which resulted in the submittal of an incomplete bid. However, Mr. Aceves recommended that Council approve the ordinance awarding the bid to Lamar Constructors.

In response to a question by Mayor Cockrell, Mr. Aceves stated that a month's delay would not affect the project, should the City Council decide to readvertise for a rebidding of the project.

Mr. Steen expressed concern that if the City were to put the project up for bids again, it would receive a higher bid than the one submitted by Lamar Constructors.

At this time, Mr. Canavan made a substitute motion that the City reject all bids and direct staff to readvertise the project. Mr. Eureste seconded the motion.

In response to a question by Mr. Thompson, Mr. Aceves explained the projects included in Alternates 3, 4, 5 which were not included in the bid submitted by Lamar Constructors.

Mr. Thompson then spoke in support of the substitute motion.

Mayor Cockrell also spoke in support of the substitute motion. She stated that all bids should be rejected since the bids received did not come in with the amount that was specifically specified.

After discussion, the substitute motion, carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Canavan, Cockrell; NAYS: Steen; ABSENT: Alderete, Archer.

80-22

ZONING HEARINGS

23. CASE 8005 - to rezone lot 1 and the north irregular 109.92' of the east 191.98' of Lot 2, NCB 8712, 1553-1557 Austin Highway, 2418 Eisenhower Road, from "F" Local Retail District to "B-3" Business District, located southwest of the intersection of Eisenhower Road and Austin Highway, having 714.11' on Eisenhower Road and 592.25' on Austin Highway.

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

No citizen appeared to speak in opposition.

After consideration, Dr. Cisneros moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished. Mr. Steen seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Canavan, Steen, Cockrell; NAYS: None; ABSENT: Alderete, Archer.

AN ORDINANCE 52,181

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 AND THE NORTH IRREGULAR 109.92' OF THE EAST 191.98' OF LOT 2, NCB 8712, 1553-1557 AUSTIN HIGHWAY, 2418 EISENHAUER ROAD, FROM "F" LOCAL RETAIL DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED.

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24. CASE 8048 - to rezone a 2.510 acre tract of land out of Tract 6, NCB 13663, being further described by field notes filed in the Office of the City Clerk, in the 4800 Block of Medical Drive, in the 7700 Block of Wurzbach Road, from "B-3" Business District to "B-2" Business District, located 362.13' southwest and 362.86' northwest of the intersection of Medical Drive and Wurzbach Road, having 197.14' on Medical Drive, 178.32' on Wurzbach Road and a distance of 780' between Medical Drive and Wurzbach Road.

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

No citizen appeared to speak in opposition.

After consideration, Mr. Steen moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Canavan, Steen, Cockrell; NAYS: None; ABSENT: Alderete, Archer.

AN ORDINANCE 52,182

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 2.510 ACRE TRACT OF LAND OUT OF TRACT 6, NCB 13663, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 4800 BLOCK OF MEDICAL DRIVE, IN THE 7700 BLOCK OF WURZBACH ROAD, FROM "B-3" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED.

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25. CASE 8014 - to rezone a 0.449 acre tract of land out of NCB 14591, being further described by field notes filed in the Office of the City Clerk, in the 12400 Block of Nacogdoches Road, from "B-2" Business District to "B-3" Business District, located on the southeast side of Nacogdoches Road, being 460' southwest of the cutback between Nacogdoches Road and Leonhardt Road, having 130.48' on Nacogdoches Road and a depth of 150'.

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

No citizen appeared to speak in opposition.

After consideration, Dr. Cisneros moved that the recommendation of the Zoning Commission be approved. Mr. Thompson seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Thompson, Canavan, Steen, Cockrell; NAYS: None; ABSENT: Alderete, Archer.

AN ORDINANCE 52,183

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 0.449 ACRE TRACT OF LAND OUT OF NCB 14591, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 12400 BLOCK OF NACOGDOCHES ROAD, FROM "B-2" BUSINESS DISTRICT TO "B-3" BUSINESS DISTRICT.

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26. CASE 8055 - to rezone Lot 10, Block B, NCB 11609, 7235 Snowden Road, from Temporary "R-1" Single Family Residential District and "A" Single Family Residential District to "R-3" Multiple Family Residential District, located on the northwest side of Snowden Road, being 968.7' southwest of the intersection of Babcock Road and Snowden Road, having 301.4' on Snowden Road and a depth of 871'.

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

Mr. Canavan made a motion to deny the zoning change request. Mr. Thompson seconded the motion.

Mr. Jose Garcia De Lara, an architect representing the applicant, explained the proposed plans and presented a sketch of the subject property. He stated that the property is located in an area of mixed zoning classifications and felt that the requested change in zoning would be in keeping with the development occurring in this area.

Mr. Canavan expressed his concern on behalf of the North Side Independent School District and several residents of the Oak Hill Terrace Subdivision, on the amount of traffic that would be generated should the zoning be granted, the tremendous amount of density, and the impact that the zoning change would have on the school district. He stated that he would not be opposed to "R-2" zoning because this type of zoning would limit the density, but preferred to leave the subject property as "R-1" zoning.

In response to a question by Dr. Cisneros, Mr. De Lara stated that "R-2" zoning would only allow the applicant to erect one duplex on one site of the property instead of many duplexes which is proposed in his plans.

Mr. Gene Camargo, Planning Administrator, explained that "R-2" zoning would allow the construction of several duplexes on the property. He stated that five duplexes are allowed per acre which would result in 10 units per acre.

Mr. Canavan again spoke to the problem of density of the public housing in the area; the total density that presently exists in the Oak Hills Terrace Subdivision. He also expressed concern regarding the drainage problem that presently exists, but could worsen as a result should the zoning change be granted.

Mrs. Dutmer also spoke in opposition and concurred with Mr. Canavan's remarks. She spoke in opposition to crowding people in small areas and also spoke against density housing.

Mr. Webb spoke in support of the zoning change. He felt that the proposed 64 units would not be a big impact in the area.

Mr. Canavan then spoke regarding the 151 unit housing that presently exists south of the subject property.

Mayor Cockrell noted the heavy development that exists in the area.

Mr. Eureste spoke in opposition to the zoning change. He concurred with Mr. Canavan's remarks and expressed concern that developers are competing for this project.

No citizen appeared to speak in opposition.

After discussion, the motion to deny carried by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Alderete, Canavan, Archer, Steen, Cockrell; NAYS: Webb; ABSENT: Thompson.

CASE 8055 was denied.

27. CASE 8049 - to rezone a 25.974 acre tract of land out of NCB 13733, being further described by field notes filed in the Office of the City Clerk, from Temporary "A" Single Family Residential District to "R-5" One Family Residential District, located 500' southeast of Jones Maltsberger Road and 1035' northeast of Starcrest Drive, having a length of 1650', a width of 1750', also having a total frontage of 355' on Apricot Drive, 455' on Budding Boulevard; a 9.393 acre tract of land out of NCB 13733, being further described by field notes filed in the Office of the Clerk Clerk, from Temporary "A" Single Family Residential District to "R-6" Townhouse District, located 200' southeast of Jones Maltsberger Road and 1235' northeast of Starcrest Drive, having a width of 300' and a length of 1400'; a 9.084 acre tract of land out of NCB 13733, being further described by field notes filed in the Office of the City Clerk, in the 12400 Block of Jones Maltsberger Road, from Temporary "A" Single Family Residential District to "B-2" Business District, located on the southeast side of Jones Maltsberger Road, being 1520' northeast of the intersection of Starcrest Drive and Jones Maltsberger Road, having 1101.81' on Jones Maltsberger Road and a maximum depth of 500'.

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

No citizen appeared to speak in opposition.

After consideration, Mr. Steen moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Webb, Thompson, Alderete.

AN ORDINANCE 52,184

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 25.974 ACRE TRACT OF LAND OUT OF NCB 13733, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM TEMPORARY "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-5" ONE FAMILY RESIDENTIAL DISTRICT; A 9.393 ACRE TRACT OF LAND OUT OF NCB 13733, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM TEMPORARY "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-6" TOWNHOUSE DISTRICT; A 9.084 ACRE TRACT OF LAND OUT OF NCB 13733, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 12400 BLOCK OF JONES MALTSBERGER ROAD, FROM TEMPORARY "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED.

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28. CASE 8038 - to rezone 15.468 acres for "B-3", 7.475 acres for "B-2", 14.764 acres for "B-1" and 4.235 acres for "R-3", being further described by field notes filed in the Office of the City Clerk, in the 7307 Block of Hausman Road, from Temporary "R-1" Edwards Recharge Zone Single Family Residential District and "B-2" Edwards Recharge Zone Business District to "R-3" Edwards Recharge Zone Multiple Family Residential District, "B-1", "B-2" and "B-3" Edwards Recharge Zone Business District, located northwest of the intersection of Hausman Road and Babcock Road, having approximately 1468.71' on Babcock Road and 1259.79'

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

In response to a question by Dr. Cisneros, Mayor Cockrell stated that the Aquifer Advisory Committee made recommendations to the City Council. She explained that these were in turn forwarded to the Texas Water Resources Board, which does not feel at this time that there is a need to strengthen the Edwards Order. She stated that they are relying on existing orders as being adequate.

Mr. Ralph Bender, representing the applicant, Mr. Roy Barrera, stated that the property will be developed in accordance with all the City, State, and Federal regulations. He assured the City Council that whatever type of development occurs will not adversely affect the Aquifer. He stated that run-off will be handled thru the subdivision regulations and whatever the City will require will be put into effect.

In response to a question by Mrs. Dutmer, Mr. Joe Aceves, Assistant Director of Public Works, explained what is planned for handling storm water and what is handled by the Sanitary Sewer System.

Mr. Bender stated that the 208 Program established Point Source Pollution. He stated that non-point source, that is storm drainage is very insignificant that it was not deemed of a critical nature.

He stated that the Sanitary Sewer runoff will be handled through the lines and the surface water will be controlled by drainage regulations of the subdivision regulation.

Mr. Thompson expressed concern about such a large tract of land being rezoned without any specific plans for that type of zoning.

In response to Mr. Thompson, Mr. Bender stated that with respect to the development it will take about 5 years and at this time, they are not certain what specific project will be built. He stated that the controls are in place and they will have to go to the Planning Commission for any plat approvals which will be controlled by the City of San Antonio.

No citizen appeared to speak in opposition.

After discussion, Mr. Canavan moved that the recommendation of the Zoning Commission be approved provided that proper platting is accomplished that a six foot solid screen fence is erected and maintained adjacent to the "R-1" zoning. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Thompson, Canavan, Steen, Cockrell; NAYS: None; ABSENT: Webb, Alderete, Archer.

AN ORDINANCE 52,185

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 15.468 ACRES FOR "B-3", 7.475 ACRES FOR "B-2", 14.764 ACRES FOR "B-1" AND 4.235 ACRES FOR "R-3", BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 7307 BLOCK OF HAUSMAN ROAD, FROM TEMPORARY "R-1" EDWARDS RECHARGE ZONE SINGLE FAMILY RESIDENTIAL DISTRICT AND "B-2" EDWARDS RECHARGE ZONE BUSINESS DISTRICT TO "R-3" EDWARDS RECHARGE ZONE MULTIPLE FAMILY RESIDENTIAL DISTRICT, "B-1" BUSINESS DISTRICT, "B-2" BUSINESS DISTRICT AND "B-3" EDWARDS RECHARGE ZONE BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED AND THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ADJACENT TO THE "R-1" ZONING.

* * * *

80-22

The Clerk read the following Ordinance:

AN ORDINANCE 52,047

PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LINES OF THE CITY OF SAN ANTONIO TEXAS, AND THE ANNEXATION OF CERTAIN TERRITORY CONSISTING OF APPROXIMATELY 162.00 ACRES OF LAND INCLUDING THE AREA KNOWN AS BLUFFVIEW OF CAMINO REAL AND COUNTRY WOOD DRIVE, WHICH SAID TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF SAN ANTONIO.

* * * *

Dr. Cisneros moved to approve the Ordinance. Mr. Steen seconded the motion.

Dr. Cisneros spoke strongly in support of this area into the City of San Antonio.

Mr. Thompson expressed his concern regarding the sharing of services to this area and asked Mr. Noe to state for the record any problems with providing fire and police protection.

Mr. George Noe, Administrative Assistant to the City Manager, stated that there will be no problem in so far as providing the services of the fire and police in terms of the number of calls and responses.

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

80-22 The following Ordinances were read by the Clerk for the second and final time, and on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Thompson, Canavan, Steen, Cockrell; NAYS: None; ABSENT: Webb, Alderete, Archer.

AN ORDINANCE 52,046

PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LINES OF THE CITY OF SAN ANTONIO TEXAS AND THE ANNEXATION OF CERTAIN TERRITORY CONSISTING OF APPROXIMATELY 162.50 ACRES OF LAND INCLUDING THE AREA KNOWN AS CHURCHILL ESTATES WHICH SAID TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF SAN ANTONIO.

* * * *

AN ORDINANCE 52,044

PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LINES OF THE CITY OF SAN ANTONIO TEXAS AND THE ANNEXATION OF CERTAIN TERRITORY CONSISTING OF APPROXIMATELY 63.28 ACRES OF LAND INCLUDING THE AREA KNOWN AS CASTLE HILLS FOREST, WHICH SAID TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF SAN ANTONIO.

* * * *

AN ORDINANCE 52,045

PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LINES OF THE CITY OF SAN ANTONIO TEXAS, AND THE ANNEXATION OF CERTAIN TERRITORY CONSISTING OF APPROXIMATELY 196 ACRES OF LAND INCLUDING THE AREA KNOWN AS WOODS OF SHAVANO WHICH SAID TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF SAN ANTONIO.

* * * *

80-22 The following Ordinance was read by the Clerk and after consideration, on motion of Dr. Cisneros, seconded by Mr. Wing, was passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Thompson, Canavan, Steen, Cockrell; NAYS: None; ABSENT: Webb, Eureste, Alderete, Archer.

AN ORDINANCE 52,186

AUTHORIZING SUBMISSION OF AN APPLICATION TO THE U.S. ENVIRONMENTAL PROTECTION AGENCY THROUGH THE TEXAS DEPARTMENT OF WATER RESOURCES FOR AWARD OF THE ADDITIONAL AMOUNT OF \$152,120.00 FOR THE WASTEWATER TREATMENT FACILITIES PLANNING PROJECT; INCREASING THE BUDGET OF THE PROJECT TO \$8,644,607.00, AUTHORIZING A CONTRIBUTION OF \$50,707.00 TO THE PROJECT FROM 1975 SEWER REVENUE BOND FUNDS; AND AUTHORIZING AN AMENDMENT OF THE AGREEMENT ON THIS PROJECT WITH PAPE-DAWSON, INC., VICKREY AND ASSOCIATES, INC. AND LOCKWOOD, ANDREWS & NEWMAN, INC., ACTING IN JOINT VENTURE TO PROVIDE SERVICES TO BE USED AS INPUT AND DEVELOPMENT OF AN APPROVABLE MUNICIPAL PRE-TREATMENT PROGRAM AT A COST OF \$194,127.00.

* * * *

80-22 Item 34 being a proposed ordinance authorizing execution of an agreement with Conine Rentals, d/b/a Budget Rent A Car of San Antonio for lease of five parking spaces in the Alamo Parking Lot at the Convention Center, was withdrawn from Council consideration.

80-22 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Steen, seconded by Dr. Cisneros, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Thompson, Canavan, Steen, Cockrell; NAYS: None; ABSENT: Eureste, Alderete, Archer.

AN ORDINANCE 52,187

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF ELECTRICAL TRANSMISSION AND DISTRIBUTION LINE EASEMENTS OVER AND ACROSS CERTAIN PRIVATELY OWNED REAL PROPERTY IN BEXAR COUNTY, TEXAS FOR PUBLIC PURPOSES, TO WIT: CONSTRUCTION AND OPERATION OF THE SOUTH TEXAS PROJECT TRANSMISSION LINE, AND PARALLEL DISTRIBUTION LINES, FOR THE CITY ELECTRIC SYSTEM; MODIFYING AND AMENDING THE LOCATION AND EXTENT OF EASEMENT RIGHTS TO BE ACQUIRED ACROSS SAID PRIVATELY OWNED REAL PROPERTY; AUTHORIZING ALL APPROPRIATE ACTION OF THE CITY PUBLIC SERVICE BOARD OF SAN ANTONIO AND THE INSTITUTION AND PROSECUTION OF CONDEMNATION PROCEEDINGS TO ACQUIRE SO MUCH THEREOF AS CANNOT BE ACQUIRED THROUGH NEGOTIATION, AND DECLARING AN EMERGENCY.

* * * *

80-22 The Clerk read the following Ordinance:

AN ORDINANCE 52,188

PROVIDING FOR THE MUNICIPAL VEHICLE FLEET/ PROCUREMENT MANAGEMENT PROJECT, TO BE ADMINISTERED BY THE OFFICE OF ENERGY MANAGEMENT IN THE CITY MANAGER'S OFFICE; AUTHORIZING AN AGREEMENT WITH THE CITY OF CHICAGO AS AGENT OF THE URBAN ENERGY CONSORTIUM FOR A GRANT OF \$85,000.00 IN DEPARTMENT OF ENERGY FUNDS IN SUPPORT OF THE COST OF THE PROJECT; AND ESTABLISHING A FUND AND ACCOUNTS AND ADOPTING A BUDGET.

* * * *

Dr. Cisneros moved to approve the Ordinance. Mrs. Dutmer seconded the motion.

In response to a question by Dr. Cisneros, Ms. Rose Valdez, the Energy Program Coordinator with the Office of Energy Management, distributed a memorandum to the Council regarding the functions of the newly elected 'Oversight Committee'. (A copy of this report is on file with the minutes of this meeting.)

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

80-22 The following Resolution was read by the Clerk and after consideration, on motion of Dr. Cisneros, seconded by Mr. Steen, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Thompson, Canavan, Archer, Steen, Cockrell; NAYS: None; ABSENT: Eureste, Alderete.

A RESOLUTION
NO. 80-22-40

DIRECTING THE PUBLICATION OF NOTICE OF INTENTION TO ISSUE CITY OF SAN ANTONIO PRIOR LIEN SEWER SYSTEM REVENUE BONDS, SERIES 1980, IN THE PRINCIPAL AMOUNT OF \$20,000,000.

* * * *

80-22 The Clerk read the following Ordinance:

AN ORDINANCE 52,189

AUTHORIZING REVISIONS TO THE 6TH YEAR CDBG APPLICATION AND THE CDBG THREE YEAR PLAN, AS DIRECTED BY THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

* * * *

Dr. Cisneros moved to approve the Ordinance. Mrs. Dutmer seconded the motion.

In response to a question by Mr. Steen, Mr. Marcus Jahns, Director of Budget and Research, explained that the City does not anticipate any problems with the Goodwill North Campus.

In response to a question by Mrs. Dutmer concerning the Kingsborough Ridge. Mr. Jahns explained that this project is no longer under the Community Development Block Grant funds. He explained that three alterations have gone through on this project and the City staff has determined that it is not eligible based on low and moderate income criteria. He stated that the HUD local office did a survey and determined that it was eligible and that the Washington office allow for the completion of Phase I of that project but any additional funds would be ineligible. He further stated that the swimming pool in this project would be completed.

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

AN ORDINANCE 52,190

PROVIDING FOR EXPENDITURE OF \$41,000 FROM THE DISTRICT 9 CONTINGENCY FUND FOR PURCHASE OF A SPECIAL TACTICAL VAN FOR USE BY THE POLICE SWAT TEAM.

* * * *

Dr. Cisneros moved to approve the Ordinance. Mr. Steen seconded the motion.

Mr. Archer asked if the Council could waive the bidding process in order that the purchase of this van could be processed as soon as possible.

Ms. Jane Macon, City Attorney, explained that in this type of situation, there is a State Statute that needs to be abided by the City of San Antonio. She explained the time schedule that needs to be adhered to with regard to advertising the bid opening and the effective date of the ordinance.

Several of the Council members commended Mr. Archer for his decision in providing the monies from his District's contingency account for the purchase of the van.

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

80-22

JOE WEBB III

Councilman Joe Webb announced the birth of his grandson.

80-22

I-CHANCE HALFWAY HOUSE

Mr. Webb spoke about the funding needed to operate the I-Chance Halfway House and asked what had transpired regarding this particular project.

Mayor Cockrell stated that she had just received the list of overall project ranking. She stated that I-Chance Halfway House is number fifteen on the list and will be in the group of priorities if they get funded at the budget level of \$805,000.00; however, there is a question as to whether or not the funding will come through. She stated that a determination had been made to go with the Balance of State instead of the Balance of State category. She asked that in looking over the allocation, it appeared that the City has not received its proper share. She asked staff to review if the City would have gotten more monies if the City had gone through the Entitlement Status category instead of the Balance of State. She stated that this needed to be looked at by staff and considered as a policy matter by the City Council.

80-22
5:00 P.M.

The meeting was recessed at 3:25 P.M. and reconvened at

MRS. KNOX

Mrs. Knox, representing the Bexar County Womens' Center spoke to the City Council regarding their request for \$66,000 in revenue sharing funds for the next fiscal year.

Dr. Cisneros stated that the City Council is already receiving requests for revenue sharing funds from social service agencies. He asked the staff to respond as to the availability of revenue sharing funds for the upcoming budget year.

Mr. Marcus Jahns, Director of Budget and Research, stated that the City staff will be reporting to the City Council the first week of June on the upcoming budget. He stated that this report includes recommendations for funding of outside social service agencies.

MR. JAMES M. SWEENEY, SR.

Mr. Sweeney spoke on behalf of Mrs. M.L. Sarro, 1518 Saunders Avenue, as well as himself on the problems occurring at an address across the street. He spoke about the condition of the property and the many complaints that have already been registered on this property and the owner of the property. He asked the City Council to do something about this piece of property.

Mr. Eureste expressed concern about this type of complaint being registered and no action taken to correct the matter. He stated that he feels that City ordinances and codes are being violated and has verified many of the complaints that he personally has received.

Mr. Louis Garcia, Assistant City Attorney, asked Mr. Sweeney to meet with him at the Municipal Court Department, and he will arrange for him to visit with one of the City prosecutors.

Mr. Alderete stated that he too, receives many complaints and feels that this should be handled administratively by the staff.

Dr. Cisneros stated that the citizens in District I had formed a Clean Neighborhood Task Force and they had found over 185 deteriorated houses and over 200 vacant lots in the district.

The address mentioned by Mr. Sweeney is on the list and has been turned over to the City staff for their attention.

Mrs. Dutmer spoke about many instances when State Statutes and City Ordinances supercede.

MR. LANNY SINKIN

Mr. Sinkin invited the City Council to attend their Mothers' Day March for Life Against Nuclear Power. He also invited the Council to view a film after the March. He then spoke about the Nuclear Regulatory Commission's investigative report on the South Texas Nuclear Plant. He asked that the City Council end the City of San Antonio's participation in the South Texas Nuclear Project.

Mr. Eureste asked that the Council be briefed by the City Public Service staff on the latest occurrences at the South Texas Nuclear Plant, and any cost overruns due to work stoppages.

Mr. Wing stated that he has been a staunch supporter of the South Texas Nuclear Plant; however, he did express concern about any cost overruns or escalation in prices and the delays that have occurred. He also spoke about the need for a briefing.

Mayor Cockrell spoke on behalf of a safe plant being built and spoke about the comparison in costs between nuclear power and alternate sources of energy.

Mr. Alderete asked that the Legal Department or City Public Service's Legal Department brief the City Council on the City's legal standing with regard to any recourse they may have concerning the problems with the contractor, Brown & Root.

Mayor Cockrell stated that the City Council can arrange for a "B" Session briefing by City Public Service and perhaps an executive session for any discussion of litigation.

80-22

PACKET DELIVERY

Mr. Thompson requested that staff prepare the Council packet for delivery on Friday afternoons so that the Council may have more ample time to acquaint themselves with the material which is included.

Council concurred with Mr. Thompson's request.

There being no further business to come before the Council, the meeting was adjourned at 5:50 P.M.

A P P R O V E D

Lila Cockrell

M A Y O R

ATTEST: *Norma S. Rodriguez*
C i t y C l e r k