

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, APRIL 21, 1983.

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The meeting was called to order at 1:00 P.M. by the presiding officer, Mayor Henry Cisneros, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, EURESTE, THOMPSON, ALDERETE, HARRINGTON, HASSLOCHER; NAYS: None; Absent: ARCHER, CISNEROS.

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83-20 The invocation was given by Rev. Bill Davis, St. Mary's Catholic Church.

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83-20 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

83-20 "TODAY SHOW" HOSTS

Mayor Cisneros introduced Mr. Juan Ortiz and the Mariachi Campanas de America, and asked them to play a selection.

Following that selection, Mayor Cisneros introduced Mr. Bryant Gumbel, Miss Jane Pauley, Mr. Willard Scott and Miss Karen Curry, all representing the "Today Show" on NCB Television, present in the audience today.

Mayor Cisneros and members of the City Council then presented them with gift baskets. In addition, each of the men was presented with a new San Antonio tie while Miss Pauley was presented with an official City scarf of San Antonio.

Mayor Cisneros spoke of his pride in the selection of San Antonio as the site for the telecast of the "Today Show" during Fiesta Week, and then spoke of his desire that each of the guests fully enjoy San Antonio and Fiesta.

The Mariachi Campanas de America then played several more selections.

Mr. Gumbel, speaking on behalf of the group, thanked the Council for the honors today.

83-20 KING ANTONIO LXI

Mayor Cisneros welcomed King Antonio LXI to City Hall, and also welcomed Miss Charro and the Queen of the Charros, both accompanying the King.

The Mariachi Campanas de America played a selection.

King Antonio in the person of Billy Watson thanked the Mayor and Council, and spoke of his personal appreciation to the City and its staff for their help and assistance to him during Fiesta Week. He then introduced Miss Charro, the Queen of the San Antonio Charro Association, Commander of the Texas Cavaliers and his two aides.

Mayor Cisneros and members of the City Council then personally welcomed the group to City Hall.

King Antonio and members of the Texas Cavaliers then presented gifts to each member of the City Council and City staff present, noting that these were gifts made by hearing-impaired young people in San Antonio.

Mayor Cisneros thanked King Antonio and the group for the gifts.

The Mariachi Campanas de America then performed a final selection as the King and his group left the chambers.

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"ARMY RESERVE DAY"

Mayor Cisneros introduced Major General Robert Ownby, Commanding General, 90th U.S. Army Reserve Command; Major James O'Neal, Executive Officer, 114th Evacuation Hospital; Major Willie Banks, Jr., Maintenance Operations Officer, 694th Maintenance Battalion, representing the 377th TAACOM, New Orleans; and Captain Eric Johnson, Commanding Officer, 277th Engineering Company, representing the 420th Engineer Brigade. He noted that they represent the four major U.S. Army Reserve Commands with units in San Antonio, and spoke of his close relationship with the 90th ARCOM, where his father was Chief of Staff and Supervisory Staff Administrative Assistant to the Commanding General for many years prior to his retirement.

Mayor Cisneros then read the following Proclamation:

WHEREAS, the United States Army Reserve is rooted in the proud tradition of the citizen-soldier of the American Revolution, and

WHEREAS, Army reservists have been called to defend their nation in combat in both World Wars, the Korean War and the Vietnam conflict, and

WHEREAS, during World War II, 26 of the Army's 82 combat divisions mobilized from the Army Reserve; during the Korean War, Army Reservists earned six of the 27 medals of honor and one-quarter of the other top combat decorations awarded, and

WHEREAS, today, the Army Reserve constitutes the largest single component of the U.S. Army, with almost one million men and women in Army Reserve Units, the Individual Ready Reserve and the Retired Reserve, ready for active duty, and

WHEREAS, the Army Reserve is the nation's best defense bargain, providing more than two-thirds of the Army's logistical support and more than half its combat service support forces in return for only a fraction of the defense budget, and

WHEREAS, Army Reservists make up a large percentage of the more than 7,500 San Antonians who are members of Reserve and National Guard forces of the Army, Navy, Air Force, Marines and Coast Guard, pumping more than \$20 million annually in reserve pay dollars into the local economy, and

WHEREAS, the Army Reserve this year is celebrating the 75th anniversary of its creation in 1908.

NOW, THEREFORE, I, HENRY CISNEROS, Mayor of the City of San Antonio, in recognition thereof, do hereby proclaim April 23, 1983, to be

in San Antonio, Texas, and urge all citizens to recognize the many and valuable contributions of our City's Army Reservists.

Mayor Cisneros and members of the City Council individually welcomed the officers to City Hall and congratulated them on the occasion.

Major General Ownby thanked the Council for the honor, and stated that he was accepting the Proclamation on behalf of all USAR units and commands in San Antonio, recalling his close relationship with Col. George Cisneros, father of Mayor Cisneros, for many years.

Mayor Cisneros then thanked the U.S. Army Reserve and its men and women for their service to this community.

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CAMERON ELEMENTARY SCHOOL

Mayor Cisneros introduced a group of students from Cameron Elementary School and their teacher, present in the audience today, and welcomed them to City Hall.

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KINGSBOROUGH MIDDLE SCHOOL

Mayor Cisneros introduced some 40 students from Kingsborough Middle School and their teacher, representing the gifted and talented program of the Harlandale Independent School District, and welcomed them to City Hall.

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The minutes of the meeting of April 7, 1983 were approved.

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COUNCIL SCHEDULE FOR APRIL-MAY

Mayor Cisneros spoke of the planned schedule of items for Council consideration during the remainder of April and the month of May, noting that a Resolution dealing with proposed budget increases for additional firefighters and police officers was on today's meeting schedule for action; a "B" Session discussion was scheduled for later today on Council district talent shows for this summer; and the Council would consider several important water matters at next week's Council meeting.

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The City Clerk read the following Ordinance:

AN ORDINANCE 56,856

APPROVING A REFUNDING BONDS FINANCIAL PLAN TO COMPLETE PHASE I OF THE INTERNATIONAL AIRPORT CAPITAL IMPROVEMENTS PROGRAM AND APPOINTING UNDERWRITERS.

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Ms. Berriozabal moved that the Ordinance be approved. Mr. Harrington seconded the motion.

Mayor Cisneros introduced Mr. Jorge Garza of First Southwest Company, the City's financial advisor on these airport bonds, and spoke of the good work that Mr. Garza has done.

In response to a question by Mr. Hasslocher, Mr. Garza stated that the firm of Goldman, Sachs and Company has a history of financing airport work through bond sales, and spoke of their financial record in this regard.

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

83-20 CONSENT AGENDA

Mr. Archer moved that items 8-14 constituting the consent agenda be approved, with the exception of agenda item 14, which has been pulled from consideration by the Council. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 56,857

APPROVING ADDITIONAL PAYMENT TO OZUNA & ASSOCIATES, INC. OF \$16,500.00 FOR FEES DUE FOR EXTRA SERVICES IN CONNECTION WITH THE GOLDEN DRAINAGE PROJECT #250.

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AN ORINANCE 56,858

APPROVING AN ADDITIONAL PAYMENT OF \$14,000.00 TO GARCIA ENGINEERING ASSOCIATES FOR ADDITIONAL WORK ON THE ANGELA AND JEAN STREETS RECONSTRUCTION PROJECT.

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AN ORDINANCE 56,859

ACCEPTING THE BID OF MOFFETT LUMBER COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH LUMBER FOR A TOTAL OF \$5,100.00.

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AN ORDINANCE 56,860

AUTHORIZING PAYMENT OF REFUNDS TO PERSONS MAKING OVERPAYMENTS OR DOUBLEPAYMENTS ON 27 TAX ACCOUNTS.

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AN ORDINANCE 56,861

AUTHORIZING THE CITY MANAGER OR HIS DESIGNATED REPRESENTATIVE TO EXECUTE A CONTRACT BETWEEN THE CITY, ALAMO TITLE COMPANY, COMMERCIAL ABSTRACT AND TITLE COMPANY, STEWART TITLE COMPANY, AND TRANSAMERICA TITLE INSURANCE COMPANY TO PROVIDE CERTAIN TAX INFORMATION TO THESE TITLE COMPANIES THROUGH COMPUTER FACILITIES FOR A TWO-YEAR PERIOD WITH A NINETY DAY CANCELLATION PROVISION.

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AN ORDINANCE 56,862

AUTHORIZING ESTABLISHMENT OF MULTI-YEAR ACCOUNTS FOR EACH OF THE CONTINUING PROJECTS IN THE CDBG SELECT HOUSING TARGET AREAS.

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ZONING HEARINGS

17. CASE Z83065 - Lot 2, Block 6, NCB 17196, 4424 Stahl Road, from Temporary "R-1" One Family Residence District to "B-3NA" Business District, Non-Alcoholic Sales District, located on the southeast side of Stahl Road, being approximately 170' northeast of the intersection of Haymarket Drive and Stahl Road having 225.50' on Stahl Road and a depth of 220.60'.

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

Mr. Andy Guerrero, Planner II, stated that the applicant had requested that this case be referred back to the Zoning Commission.

Mrs. Dutmer moved that this item be referred back to the Zoning Commission. Mr. Alderete seconded the motion.

In response to a question by Mr. Thompson, Mr. Guerrero briefly discussed action on this case before the Zoning Commission.

Mr. Hasslocher stated that he had worked with the area residents on this matter, and that a possible compromise solution was being sought by both sides.

Mrs. Dutmer stated her opinion that it is a good idea to refer this case back to the Zoning Commission, and explained her reasons why.

After consideration, the motion to refer the case back to the Zoning Commission prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington, Archer, Hasslocher, Cisneros; NAYS: None; ABSENT: None.

15. CASE Z83038 - to rezone Tract C, Block 7, NCB 12477, in the 200 Block of Wood Lake East Drive, in the 6800 Block of Moss Oak Drive, from "A" Single Family Residence District to "B-3" Business District, located southwest of Moss Oak Drive, and Wood Lake East Drive, having approximately 380' on Wood Lake East Drive and approximately 245' on Moss Oak Drive.

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

Mr. Andy Guerrero, Planner II, explained that nine affirmative votes would be required to approve this request.

Mr. Anthony Guajardo, attorney representing the proponent, stated that he and his client had been meeting with representatives of the City Parks & Recreation Department this week, as well as with the neighborhood homeowners association representatives, seeking to reach a negotiated agreement that would result in sale of this property back to the City. He asked that the case be postponed for 30 days so that preliminary talks could be concluded.

Mr. Earl Tracy, attorney representing the homeowners association, stated that this was somewhat of a surprise move to his clients. Opponents of the zoning case, present in the audience, stated that they did not wish to postpone action on this case today.

Mr. Guajardo spoke to the history of the property concerned since 1951, when the area was developed, and stated that the property never has been a dedicated park. He noted that nearby residents are opposed to development of this property, even for residential usage. He spoke briefly of court actions in connection with property, all the way to the the State Supreme Court. He noted that residents wished to maintain the

property solely as a park, and spoke to his clients' wish to develop part of the property as the site of a recreation center. He noted that the property has been taxed by the City through the years as private property, not a park, and spoke his belief that if the Council will not allow this rezoning, then the City should purchase the property for future use as a park for the area.

Mr. Earl Tracy, Jr., 6806 Moss Oak, stated that his clients are in opposition to any change in the property's zoning, and spoke to possible B-3 uses as not good in a residential area. He noted that the 6.5-acre area has been used as a park for many years, and spoke to certain restrictive covenants on the property that had been filed in 1955, specifying that Tracts A & B would be used as a park and Tract C could be used as a recreational area portion of the park. He stated that his clients believe that the present property owner wishes to circumvent these restrictive covenants, and spoke to the court history of this property, noting that nearby residents ask that the zoning case be denied.

Mrs. Doris Henckel, 6622 Moss Oak, stated that the property in question has been used as a park for many years.

Mr. Richard Strong, 215 Woodlake, stated his opinion that any change in the property's zoning would constitute spot-zoning, and stated that the area residential street would be heavily-travelled by additional traffic if the rezoning were granted and a recreational center erected in the park area under a B-3 zoning. He then spoke of the failure of several such commercial ventures in adjacent residential areas, in past years.

Mr. David Rocha, 105 Furr Drive, the proponent, stated that his father had purchased the property at public auction from the City of San Antonio, and noted that all efforts to rezone the property for new residences have been opposed by the area homeowners. He stated that he now wishes to develop the property as the site of a recreation center, and asked that the Council either allow him to develop this property or purchase it for City use as a public park.

Mr. Harrington spoke against the requested rezoning, stating his belief that it was the intent of the deed covenants to insure the recreational nature of the property, but did not allow commercial recreational uses.

Mr. Harrington moved that the recommendation of the Zoning Commission to deny the requested rezoning be approved. Mr. Archer seconded the motion.

In response to a question by Mr. Thompson, Mr Guerrero stated his opinion that only three possible uses could be made of the property under terms of the deed restrictions: playground, swimming pool or recreation center.

A discussion then took place concerning the history of the deed restrictions and a chronological study of the purchase history of the property concerned, including discussion of the purchase of the property by the proponent from the City for back taxes.

Mr. Archer stated his opinion that the matter is a dead issue, and a postponement will not help.

Mrs. Dutmer stated that the proponent purchased the property in good faith from the City, and stated his opinion that the proponent cannot be denied use for his land in some manner, so that area residents simply can enjoy a park at no cost or sacrifice to them. She asked that the City purchase the property back from the proponent and dedicate it as a public park.

Mrs. Dutmer amended the motion that the recommendation of the Zoning Commission to deny the requested rezoning be approved, and that the City Manager be instructed to look into this piece of property with the intent of negotiating its repurchase by the City. Mr. Alderete seconded the motion.

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Mr. Wing spoke in favor of the amended motion.

In response to a question by Mr. Thompson, Mr. Rocha stated that the initial cost of the property had been about \$18,000.

Mr. Thompson stated his opinion that there should be some compensation to the proponent in this case, but that a B-3 zoning is not proper in this area. He stated further that an R-1 zoning would be reasonable here.

Mr. Guajardo stated that this client had purchased the property in 1974.

Mr. Ron Darner, Director of Parks & Recreation, stated that the City currently maintains this property just as a park and has done so since the mid-1950's. He further stated that his department was not aware that the property had been sold.

Ms. Berriozabal spoke in favor of Mrs. Dutmer's motion.

Mrs. Dutmer noted that the designation of this property as a 'recreation center' had been placed by a judge, and urged the City to repurchase the property.

In response to a question by Mr. Wing, Mr. Tracy stated that the area residents wished to have the property maintained as a park.

In response to a question by Mr. Thompson, Mr. Guajardo spoke to the history of the lawsuit concerning this property, and noted that a judge had placed a restriction against residential zoning on the property.

In response to a question by Mr. Eureste, Mr. Guajardo discussed again his client's purchase of the property and the fact that he now values the property at some \$150,000.

Mr. Eureste spoke in favor of the City negotiating for the repurchase of the property from the proponent in this case. He noted that it always has been a park, and he stated his opinion that the City made a mistake in selling the land for taxes.

Mrs. Dutmer reiterated her belief that the City should negotiate for repurchase of the property.

Mr. Hasslocher spoke of the entire matter as an unfortunate situation, and spoke in support of Mr. Harrington's motion to deny the case.

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

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

Case Z83038 was denied.

16. CASE Z83070 - to rezone a 9.01 acre tract of land save and except the north 100' out of Lots 16 and 17, Block D, NCB 14656 and Lot 1, Block F, NCB 14658, being further described by field notes filed in the Office of the City Clerk, in the 1600 Block of Whitby Road, from "B-2" Business District to "P-1(R-3)" Planned Unit Development, Multiple Family Residence District, and the north 100' of a 9.01 acre tract of land out of NCB 14656 and NCB 14658 from "B-2" Business District to "R-2" Two Family Residence District, located on the north side of Whitby Road being approximately 850' east of the intersection of Wellesley Manor Drive and Whitby Road, having 768.58' on Whitby Road and a maximum depth of 461'.

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The "R-2" being on the north 100' of subject property and the "P-1(R-3)" on the remaining portion.

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

Mr. Andy Guerrero, Planner II, stated that it would require nine affirmative votes of the City Council to approve this request. He also noted that the owner of the property is opposed to the rezoning request.

Mr. Jim Trip, 6214 Wells Brook, Vice-President of the Wellesley Manor Neighborhood Association, stated that this proposed rezoning action is his group's last alternative, noting that the developer of the property will not discuss the issue with his group. He then spoke briefly on the history of the property in this area, noting that the property in question sold last year to Mr. Joe A. Best, Jr., and thus far Mr. Best has not discussed the association's questions or concerns with them. Mr. Trip noted that the developer plans to construct multi-family buildings within 35 feet of single-family homes already in existence. He stated that, speaking for some 50 persons in the association, he does not feel that apartments fit the neighborhood, and asked that some compromise be sought.

Mrs. Trace Coleman, 5218 Wells Brook, stated that she had been told when she purchased her home that the area in question would be developed into single-family homes. She spoke against the planned multi-family units nearby, and asked that some action be taken so that the developer would be convinced to sit down and discuss these matters with the homeowners association.

Mr. Mark Murray, 615 Soledad, attorney for the developer, Mr. Best, stated that this property has been zoned B-2 since 1973, and spoke to the history of the use and zoning on the property in question. He further noted that Mr. Best was not informed of any objections of the neighbors when he purchased the property for development. He stated that Mr. Best had set up a meeting with the homeowners, but was informed that the neighborhood association already had filed for down-zoning on the property, and chose at that time not to meet with them. He stated that any development on this property would not affect traffic in the single-family area since no ingress or egress would be sought into that area. He further stated that homeowners purchasing property in the area should have been aware of the existing B-2 zoning on this property.

Mr. Larry Thomas, representing Crow Development Company, spoke to the history of the property in this area originally developed by his company. He confirmed that the tract was zoned B-2 in 1973, then spoke of details of the land-purchase by Mr. Best. He asked that the rezoning request be denied.

Mr. Trip stated that comments made relative to a meeting with Mr. Best were not true, and spoke to having possession of a plan by the developer for single-family homes for the property in question.

Mr. Archer stated that this is a rare case, and spoke in favor of the neighborhood association, stating that the group is seeking to protect their property values.

Mr. Harrington stated that both sides of this issue seem to be the victims of misunderstandings. He spoke against down-zoning of the property from that already in existence, and urged Mr. Best to meet with the homeowners association on this matter.

Mr. Harrington moved that the recommendation of the Zoning Commission to deny the requested rezoning be approved. Mrs. Dutmer seconded the motion.

Mr. Thomas spoke to alleged conversations held between the homeowners association and the developers on planned uses for the property.

Mr. Alderete spoke of a letter from the chairman of the Planning

Commission, expressing disappointment that Mr. Best was not present for replatting actions before the commission, and spoke of his own concern that Mr. Best has not met with the neighborhood group.

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

Mr. Harrington moved that the recommendation of the Zoning Commission to deny the requested rezoning be denied, and the rezoning granted. Mrs. Dutmer seconded the motion.

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

Mr. Alderete asked that the developer meet with the neighborhood association to talk over their differences and problems.

Case Z83070 was denied.

83-20 3:00 P.M. PUBLIC HEARING: PROPOSED HEMISFAIR UDAG PROJECT

Mayor Cisneros declared the Public Hearing to be open.

Ms. Margie Kilpatrick, President of Amigos de Plaza Mexico and member of the Plaza Mexico Task Force, stated that both she and the Task Force favor expansion of the Convention Center and other progress in this area, but are concerned for the planned expansion's impact upon Plaza Mexico. She spoke of the many plans that are drawn in the name of progress in past years, including the planned paving-over of the San Antonio River in the river bend area and plans to tear down the Alamo, at one time. She stated that the people who made these proposals did not understand San Antonio. Ms. Kilpatrick also stated that current plans for Plaza Mexico are not clear. She then spoke of the special relationship between San Antonio and Mexico, and of new programs planned for the Mexican Cultural Institute and Plaza Mexico facilities. She spoke against destroying the present buildings that make up Plaza Mexico, and voiced her fears that the National Autonomous University of Mexico might well move its local facilities to another city in lieu of facing three years of estimated transitory existence while new facilities are being created as part of the renovation of HemisFair Plaza. She also stated her belief that the Convention Center can be expanded without moving Plaza Mexico, and stated that her group and others interested in this matter must know what is to happen.

Ms. Lynn Bobbitt, President of the San Antonio Conservation Society, stated that her group voted for HemisFair redevelopment but opposes the planned destruction of Plaza Mexico in the process. She asked that the current buildings remain.

Mayor Cisneros spoke to the "Amigos de Plaza Mexico" organization and its benefits to the future of Plaza Mexico, and stated that the Council desires that the City Manager, as part of the HemisFair Plaza redevelopment plan, to locate other facilities within HemisFair Plaza for the NUM and Plaza Mexico operations, at no cost in construction to the university or to the Republic of Mexico. He spoke of the need to utilize the current Plaza Mexico location so that the Convention Center might expand to meet needs, noting that this is the only direction in which the Center can expand, according to architects. He then spoke of the positive economic impact upon San Antonio of the Convention Center business, and stated that he is willing to have City staff explore with the architects once again any possibility of accomplishing the entire expansion without taking the Plaza Mexico area. He further stated that the City, nevertheless, is committed to provide facilities to NUM and Plaza Mexico in HemisFair Plaza, and spoke of the challenge facing the City in doing all of what is necessary in this area.

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Mrs. Dutmer stated her opinion that it is imperative that NUM remain in HemisFair Plaza, and asked for answers to some of her concerns about the pending redevelopment of HemisFair Plaza.

Mr. Louis J. Fox, City Manager, drew attention to plans by the Encore/Doebbler Joint Venture group to provide four things for HemisFair Plaza: a new convention hotel, a speciality retail area, improvements to the parks areas of HFP, and expansion of the Convention Center. He further stated that this redevelopment will retain and accommodate key HemisFair Plaza tenants, and spoke of his intent to preserve Plaza Mexico intact, in place, if at all possible.

In response to a question concerning specific sites to be preserved, Mr. David Garcia, special projects officer, stated that some 24 historic structures in HemisFair Plaza will be retained, and spoke of plans to restore them all into the southwest area of HFP, in the retail-sales park area. He noted that current plans for the old OK Bar call for it to be disassembled and relocated to the new area, above. He also stated that San Antonio Conservation Society wants the historic structures on HemisFair Plaza to remain where they now are.

Mrs. Dutmer spoke in favor of Plaza Mexico, the Texas A&M facilities, and other historic structures remaining at their present locations.

Ms. Berriozabal spoke of preliminary plans to move and restore historic structures on HemisFair Plaza, and spoke of the need to retain them in their present locations.

Mr. Garcia stated that a number of the sites have been nominated as state historic landmarks, and noted that he will meet next week with the Centro 21 Task Force special projects committee on the HFP plan of redevelopment. He noted that present plans set the redevelopment costs at some \$20 million, and stated that the City is trying to complete and deliver an application for grant funding to HUD by the end of April, if possible. He spoke of plans to meet with HUD Personnel on possible joint use of the old Goliad Street, adjacent to the federal complex on HemisFair Plaza, and spoke of the commitment of the Mayor and City Council to provide adequate facilities to Plaza Mexico and NUM. He then spoke of his concern for the differing stories that are being heard concerning the HFP redevelopment plans.

The City Council discussed the possibility of the City Manager maintaining a single liaison person representing the City on the HFP redevelopment plan, so that all information is accurate and the same.

Mayor Cisneros spoke of his concern for a lack of decisiveness in this matter, and stated that he personally favors new facilities for NUM and Plaza Mexico. He spoke of recurring problems with inadequate parking and lighting on the present Plaza Mexico site and stated his opinion that to leave matters along here would only perpetuate the problems. He stated that he personally favors writing into the upcoming City budget the City's financial commitment to provide new facilities for Plaza Mexico and NUM, complete with dollar-figure and a completion timetable.

Mr. Fox noted that the Council has made expansion of the Convention Center a priority matter, and spoke of the need to develop more information on the overall development concept of HemisFair Plaza. He stated that he will incorporate the City's commitment to Plaza Mexico and NUM into his new budget, and asked the Council to acknowledge commitments made in this matter so that staff can better develop budget and planning around these commitments.

Ms. Berriozabal moved that the City Council instruct the City Manager to further instruct architects involved to incorporate Plaza Mexico and the Pavilion into the HemisFair Plaza redevelopment design for the Convention Center. Mrs. Dutmer seconded the motion.

Mr. Thompson spoke of the need to provide the best possible design for Plaza Mexico, regardless of site, and also noted the need to

look at long-range needs of this facility, as well.

A discussion then took place concerning exact directions to be given to architects concerning the Convention Center and Plaza Mexico sites.

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

Mayor Cisneros asked City Manager Fox to instruct the architects on this motion. He then declared the Public Hearing to be closed.

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

ZONING HEARINGS (continued)

18. CASE 283089 - to rezone Lot 15, Block 16, NCB 6317, 219 Darby Street, from "B" Residence District to "B-3NA" Business District, Non-Alcoholic Sales, located on the north side of Darby Street being 180' west of the intersection of Zarzamora Street and Darby Street having 54' on Darby Street and a maximum depth of 63'.

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

Mr. Ernest Karam, representing the proponent, stated that the property in question was divided by the State when the freeway was constructed. He stated further that the lot is too small to be used for anything other than a small building for such things as tool rental business, etc. He described the area as commercial in use, and noted that the proposed use would be in harmony with the existing neighborhood.

Mr. Reynaldo Hinojosa spoke in opposition to the request, stating that some three years ago permission was given to the proponent, Mr. Joe Ramon, Jr. to rezone the property to O-1. He then distributed photographs of the property and stated that it now is a junkyard.

Mrs. Consuelo Martinez also spoke in opposition, stating that Mr. Ramon keeps the property full of trash, lumber and other junk, and spoke about the deplorable condition of the property today.

Mr. Karam then distributed a photograph of the property in question. He stated that no residences face the property, and asked for favorable action on the rezoning request.

In response to a question by Mr. Webb, Mr. Karam stated that if the rezoning is approved, the property will be used for a building that will house a business that rents such things as tools, stating that the proponent does not plan to use any type of construction equipment or vehicles on the site.

Mr. Eureste spoke in opposition to the request, noting that neighbors object to the rezoning.

Mr. Eureste moved that the recommendation of the Zoning Commission to deny the rezoning request be approved. Mr. Webb seconded the motion.

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

Case 283089 was denied.

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19. CASE 283051 S.R. - to rezone Lot 8, NCB 7674, 2900 Mission Road, from Historic "J" Commercial District to Historic "I-2" Heavy Industry District for an automobile wrecking, dismantling or salvage operation, located on the east side of Mission Road being approximately 470' southeast of the intersection of Southcross Blvd. and Mission Road, having 42.1' on Mission Road and a maximum depth of 196.56'.

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

Mr. Ed Pyka, attorney representing the proponent, Mr. Wesley Jackson, stated that the property in question is next door to the proponent's own home. He stated that the proponent began using this property in question for auto storage in 1939, some six years before annexation into the City of San Antonio; thus, the property has been used for auto storage for some 43 years. He noted that an auto salvage yard and the proponent's home are next door. He further stated that some six months ago, a City building inspector instructed the proponent to erect a fence to cover the junk cars from the front property line, and at the time the proponent sought a permit to erect the fence, it was found that the use of the property was in violation of zoning in the area. He asked that the proponent be allowed to continue using the property as it is presently being used.

Mr. Jose Cisneros, National Parks Service, Superintendent of the San Antonio Missions National Historic Park, stated that his group has been trying to clean up the approaches to the Park in recent months, and spoke of the unsightly nature of this property because of the junked cars stored there. He noted that the proponent's nearby legally-zoned junkyard is property maintained, however.

Mr. Pyka stated that there are many other salvage yards in this area, and spoke of his client's willingness to erect a fence to mask the storage area from the street.

A discussion then took place concerning allowable uses under Historic J zoning.

Mr. Wing spoke against having an auto junkyard on this site, and asked the City Manager to have the Department of Economic and Employment Development meet with the proponent in this case to assist him wherever possible in perhaps selling this property. He noted that this area needs to be under the Southern Sector Task redevelopment plan for the south side of San Antonio.

Mr. Louis J. Fox, City Manager, stated that he would so direct.

Mr. Wing moved that the recommendation of the Zoning Commission to deny the requested rezoning be approved. Mr. Webb seconded the motion.

Mrs. Dutmer spoke in support of the motion.

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

Case 283051 S.R. was denied.

20. CASE 283092 - to rezone Lots 95, 96, 97, and 98, Block 1, NCB 15731, in the 100 Block of Remount Road, from Temporary "R-1" One Family Residence District and "B-3" Business District to "I-1" Light Industry District, located on the south side of Remount Road, being approximately 654' east of the intersection of I.H. 35 North Expressway and Remount Road having 200' on Remount Road and a depth of 150'.

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

April 21, 1983

mlr

No citizen appeared to speak in opposition.

In response to a question by Mr. Webb, Mr. Andy Guerrero, Planner II, stated that this area is transitioning from residential to other uses, but the City staff still favors a buffer zone to be requested rezoning.

Mr. Donald W. Thompson, the proponent, provided details of his requested rezoning needs, noting that there are mixed zoning uses throughout this area.

Mr. Webb spoke in favor of the request, noting that the area is turning industrial in nature.

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

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

AN ORDINANCE 56,863

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 95, 96, 97 and 98, BLOCK 1, NCB 15731, IN THE 100 BLOCK OF REMOUNT ROAD, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT AND "B-3" BUSINESS DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT.

* * * *

21. CASE Z83100 - to rezone a 20.438 acre tract of land out of NCB 14862, being further described by field notes filed in the Office of the City Clerk, 4901 Prue Road, from Temporary "R-1" One Family Residence District to "B-2" Business District, located on the northside of Prue Road being approximately 880' west of the intersection of Fredericksburg Road and Prue Road having 1133.97' on Prue Road and a maximum depth of 866.52' and a 8.898 acre tract of land out of NCB 14862, being further described by field notes filed in the Office of the City Clerk, in the rear of 4901 Prue Road, from Temporary "R-1" One Family Residence District to "R-3" Multiple Family Residence District, located approximately 688.65' north of Prue Road being approximately 1380' west of the intersection of Fredericksburg Road and Prue Road having a width of 597.72' and a depth of 668.82'.

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

No citizen appeared to speak in opposition.

Mrs. Dutmer moved that the recommendation of the Zoning Commission be approved provided that proper access and off-street parking are provided. Mr. Webb seconded the motion.

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

AN ORDINANCE 56,864

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 20.438 ACRE TRACT OF LAND OUT OF NCB 14862, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 4901 PRUE ROAD FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, AND AN 8.398 ACRE TRACT OF LAND OUT OF NCB 14852, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE REAR OF 4901 PRUE ROAD, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT, PROVIDED THAT PROPER ACCESS AND OFF-STREET PARKING ARE PROVIDED.

* * * *

83-20 LONG-RANGE FINANCIAL FORECAST FOR FY 1983-88

Mr. Louis J. Fox, City Manager, distributed copies of the Long Range Financial Forecast for FY 1983-88 to members of the City Council, stating that the budget matter has become quite serious for the City, noting that revenues from City Public Service and the Sales Tax rebate both have dropped in recent months, not meeting budget projections. He further stated that at his request, all City departments now are preparing contingency plans for 5 and 10-per cent budget reductions for the remainder of this fiscal year. He stated further that he would be meeting individually with members of the City Council concerning next year's budget matters soon.

Mrs. Dutmer moved that the City Manager distribute information packets on the Long-Range Financial Forecast today, then be allowed to brief individual members of the City Council on its impact and other financial matters. Mr. Webb seconded the motion.

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

83-20 Agenda item 22, being an Ordinance authorizing a ten-year beverage concession contract with Alamo Concessions Supply Company, Inc. for operation of pedal boats in Brackenridge and Koehler Parks, was withdrawn from consideration.

83-20 The Clerk read the following Ordinance:

AN ORDINANCE 56,865

ESTABLISHING A FOOD AND BEVERAGE CONCESSION POLICY FOR SHORT TERM RENTAL OF LA VILLITA PLAZAS, COS HOUSE AND ARNESON RIVER THEATER, ESTABLISHING NEW RENTAL FEES FOR SAID FACILITIES AND AUTHORIZING THE DIRECTOR, DEPARTMENT OF PARKS AND RECREATION OR HIS DESIGNATED REPRESENTATIVE TO EXECUTE SHORT TERM LICENSE AGREEMENTS FOR USE OF LA VILLITA PLAZAS, COS HOUSE AND ARNESON THEATER IN BEHALF OF THE CITY.

* * * *

Ms. Berriozabal moved that the Ordinance be approved. Mr. Hasslocher seconded the motion.

After consideration, the motion, carrying with it the passage of

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

83-20 The Clerk read the following Ordinance:

AN ORDINANCE 56,866

MANIFESTING AN AGREEMENT WITH EMBREY INVESTMENTS, INC., SETTING FORTH THE MUTUAL RESPONSIBILITIES OF SAID CORPORATION AND THE CITY IN WIDENING AND IMPROVING E. MULBERRY STREET FROM U.S. 281 NORTH (MCALLISTER FREEWAY) EAST TO N. ST. MARY'S STREET.

* * * *

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

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

83-20 The Clerk read a proposed Ordinance authorizing execution of a contract with Browning-Ferris Industries (BFI) for disposal of municipal waste.

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

Mr. Lester Noble read a prepared statement for Mr. Keith Obadal, representing the Bexar Environmental Association of Texas (BEAT), a copy of which is a part of the papers of this meeting. Mr. Noble stated that the question of the BFI site still is in court, and the City Council is on record as opposing that site, as are several school districts and a water district. He stated his belief that while economic development is necessary, it should not be at the expense of the environment.

Mr. Webb noted that Mr. Frank Kiolbassa, Director of Public Works, had told the City Council that the City would never have a landfill problem again if the Nelson Gardens landfill was secured, and it was. He then spoke in favor of no formal Council action on this Ordinance until the BFI court case is settled, noting that this proposal includes a swap of landfill usage between BFI and the City. He also noted that State Representative Lou Nelle Sutton is opposed to this.

At this time, Mr. Hasslocher offered a substitute motion to postpone consideration of this matter for one week. Mr. Thompson seconded the motion.

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

Mr. Joe Aceves, Assistant Director of Public Works, stated that BFI had made this swap proposition to the City. He noted that BFI has a valid state permit to dump refuse on their site, and spoke of the economic advantages of passage of this Ordinance to the City. He spoke of the planned location of three refuse transfer stations around the City, noting that the first such site, of City property north of International Airport, already is in place and functioning. He stated that purchase of the Nelson Gardens landfill by the City eliminated the need for a transfer station in that southwestern segment of the City, and spoke of the need for this Ordinance and its provisions until the City can construct its next refuse transfer station on the southeast side of the City. He spoke

of cost savings to the City by virtue of this Ordinance, such as elimination of a 40-mile round trip for some garbage trucks.

Mr. George Carson, attorney representing BFI, circulated to City Council members a copy of the state permit for BFI to dump in its landfill. He noted that on April 6, 1983, the State Supreme Court denied the application for writ of error of a lower court decision favoring BFI in the lawsuit contesting legality of the landfill site, finding no reversible error by the lower court in ruling in BFI's favor.

Mr. Thompson noted that this action thus removed the BFI matter from court, and stated that this contract is a matter of economics to the City, noting that construction of the planned southeast transfer station will cost the City some \$800,000 to build with an annual \$50,000 cost for operation and maintenance. He stated that passage of this Ordinance should save the City about \$250,000 in fuel costs alone for garbage trucks.

In response to a question by Mr. Thompson, Mr. Aceves discussed the savings to the City of some \$500,000 in costs by not having to build the southeast transfer station yet.

Mrs. Dutmer stated that the City would have only \$53,000 per year under the proposed contract, noting that the BFI site is on the highest elevation in southeast Bexar County. She spoke against the proposed Ordinance, noting that it is BFI's idea, and she questioned who will benefit the most by the contract, BFI or the City.

Mr. Hasslocher spoke in favor of the Ordinance as a money-saving idea.

After discussion, the motion to approve the Ordinance failed to carry by the following vote: AYES: Thompson, Harrington, Hasslocher; NAYS: Berriozabal, Webb, Dutmer, Wing, Eureste, Alderete; ABSENT: Archer, Cisneros.

- - -
83-20 The Clerk read the following Ordinance:

AN ORDINANCE 56,867

AUTHORIZING SETTLEMENT OF ALL CLAIMS ASSERTED IN CAUSE NO. 81CI-2673, ROMULO SALAS ET AL. V. CITY OF SAN ANTONIO ET AL.

* * * *

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

- - -
83-20 The Clerk read the following Ordinance:

AN ORDINANCE 56,868

REAPPOINTING AND APPOINTING MEMBERS TO SERVE ON THE AIRPORT ADVISORY BOARD.

* * * *

Mr. Hasslocher moved that the Ordinance, appointing Elaine Dagen-Bela, Raul V. Gonzales, and Colonel T. M. Duigon and reappointing Jureta Marshall and Wayne Nance to the Airport Advisory Board be

approved. Mr. Wing seconded the motion.

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

83-20 Mr. Alderete asked for Council concensus to cancel the planned "B" Session because of the lateness of the hour. Informal Council concensus was given by voice vote.

83-20 The Clerk read the following Ordinance:

AN ORDINANCE 56,869

AMENDING SECTIONS 1, SIZE AND COMPOSITION, OR ORDINANCE NUMBER 54084 PERTAINING TO THE CENTRO 21 TASK FORCE, TO REFLECT AN INCREASE IN TASK FORCE MEMBERSHIP, AND APPOINTING MEMBERS THERETO FOR A TERM TO EXPIRE DECEMBER 31, 1984.

* * * *

Mr. Webb moved that the Ordinance reappointing Robert McClane and appointing Carol Hill, Leticia Vandeputte, David Hartfield, Father Bill Davis, Mariano Aguilar, Ernest Breig, Edyth Toudouze, Jim Zachry, Bill Hudson, Byron LeFlore, Max Penner, Richard Landsman, and Steve Lee be approved. Mr. Hasslocher seconded the motion.

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

Mr. Thompson then moved that Mr. Steve Lee be named President of the Centro 21 Task Force. Mr. Hasslocher seconded the motion. After discussion, the motion prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Harrington, Hasslocher; NAYS: Alderete; ABSENT: Archer, Cisneros.

83-20 The Clerk read the following Resolution:

A RESOLUTION
NO. 83-20-30

EXPRESSING THE CITY COUNCIL'S POSITION ON ADDITIONAL MANPOWER NEEDS IN THE FIRE AND POLICE DEPARTMENTS TO BE INCLUDED IN THE CITY'S 1983-84 BUDGET.

* * * *

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

A discussion then took place concerning the number of additional firefighters that the City Council asked be included in the new budget.

Mrs. Dutmer offered an amendment that Section 2 of the Ordinance call for between 15 and 25 additional firefighters in the new budget. Mr. Alderete seconded the motion.

Ms. Berriozabal spoke of the Fire Station Locator Package and its plan to relocate a number of new firefighters, and discussed the impact of this package on the new firefighters, including stated plans to include

location of four firefighters at some stations.

In response to a question by Mr. Alderete, Mr. George Noe, Assistant to the City Manager, stated that the City will include in its budget as many new firefighters as possible, then list the remaining firefighter needs as 'unfinanced needs.'

Mr. Alderete asked if the report addresses the matter of overtime for firefighters in order to offset possible closure of some fire stations and the costs of maintaining four firefighters at some stations.

Mr. Noe stated that the report addresses the matter of such overtime.

In response to a question by Mr. Hasslocher, Mr. Noe stated that the addition of 15 firefighters represents an increase in the Fire Department budget of some \$500,000 per year.

After discussion, the amendment prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Eureste, Thompson, Alderete, Harrington; NAYS: Hasslocher; ABSENT: Archer, Cisneros.

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

83-20 COMPLAINT OF DRINKING IN OFFICIAL C.P.S. AUTOMOBILE

Mr. Alderete spoke to a complaint made by a citizen, alleging that City Public Service automobile, carrying the fleet identification number of 64337 (tax exempt license plate), and AMC Hornet vehicle, had been seen in San Marcos at the intersection of Highway 80 and Interstate Highway 35 with four men inside, drinking. He stated that this reportedly occurred yesterday, April 20, 1983, at about 3:30 P.M. He identified the witness as a Mr. Rusty O'Brien, phone number 1-392-2373 in San Marcos.

It was the Council's concensus to pass this information to officials of City Public Service for their investigation.

83-20 C.P.S. E.E.O. REPORT

Mr. Thompson stated that a report is being prepared on the matter of equal employment opportunity at City Public Service, and stated that he understands this report will not be a satisfactory report. He then spoke to several reported EEO problems at CPS.

83-20 CITY MANAGER'S REPORT

Mr. Alexander Briseno, Assistant City Manager, stated that he had two items to report to City Council from the City Manager.

He stated that the first item was planned for a May 14th Citywide Cleanup Day, and provided copies of a staff memorandum on this topic, a copy of which is a part of the papers of this meeting. He stated that City staff has been working with various citizen groups on this idea, and stated further that a formal Resolution for Council action will be on next week's agenda.

A discussion then took place concerning plans for City trash pickup that day.

Mr. Thompson asked that a shredder mechanism be made readily available to citizens on that day, to shred treelimb brought by citizens. A discussion of the mechanism's use and disposal of treelimb and brush at

the City's dump-site for such material was held.

Mr. Eureste asked that the City consider making May 14, 1983 a day for free-no-charge-to-private-citizens dumping at City landfills.

A discussion then took place concerning the possibility of free dumping every day by private citizens at City landfills.

Mr. Eureste moved that the City staff look into the possibility of free dumping by private citizens on May 14, 1983 at Nelson Gardens landfill. Ms. Berriozabal seconded the motion.

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

* * * *

Mr. Briseno stated that the second item of discussion under the City Manager's Report was a followup report from the Department of Parks & Recreation concerning the Texas Emancipation Day Commission's request for assistance.

Mr. Ron Darner, Director of Parks & Recreation, distributed to Councilmembers a packet of information including a memorandum on the subject, noting that the TEDC request involved four basic requests: a cash grant of \$48,996 to cover costs of the Festival this year; a cash grant of \$25,000 to help retire a \$75,000 TEDC debt from last year's Festival, waiver of City fees on the Showmobile, Theater for the Performing Arts and Carver Center, and the closing of New Braunfels Avenue between Houston and Center Streets for the Festival. He then asked for Council guidance on these four items.

Mr. Webb stated that he could support the waiver of fees request, but spoke against the other three requests, noting that he had received a large number of telephone calls concerning the street-closure matter.

Mr. Wing spoke to details of the traffic survey, part of the packet of information submitted by Mr. Darner, noting that most businesses in this area are against the closure. He also stated his opinion that the City cannot fund a private venture.

Rev. S. Clifton Byrd stated that he would like to accept Mr. Webb's offer of support on the waiver of fees idea, but would nevertheless like to have this entire matter heard before the full City Council, including Mayor Cisneros. He stated his belief that the City should support the Festival just as it does the upcoming San Antonio Festival.

Mr. Wing spoke of Mayor Cisneros' efforts to pay off outstanding debts of Expo San Antonio in Mexico through participation in various fund-raising projects.

Mr. Webb stated that he cannot vote in favor of paying past debts of an organization, and also spoke against the closure of New Braunfels Avenue.

Rev. Byrd stated his opinion that the City Council is partial to the rich.

A discussion then took place concerning the closure of Nueva Street for the Fiesta carnival.

Mr. Wing stated his concern for any insult made toward Mr. Webb, and stated his opinion that the majority of the City Council seems to be in favor of only the request to waive certain City fees.

Mr. Hasslocher asked that the Council give its consensus that City staff be aware that the Council is sympathetic to the Festival request for waiver of certain City fees. Informal consensus was given by voice vote.

CITIZENS TO BE HEARDMRS. EDITH MOLNAR

Mrs. Edith Molnar of Alamo Carriage Service spoke to the City Council asking for reconsideration of previous Council action. She stated she had requested this reconsideration immediately after the Council's action and wanted to know the status of their request. She then asked the Council for a waiver in order to operate during Fiesta Week.

Mr. Roger Ibarra, Director of Public Utilities, stated that the City Council had decided on March 10 to grant each petitioner five permits each. Mrs. Molnar had not been satisfied with the decision and asked for reconsideration. Mr. Ibarra then described the situation which has prevented Alamo Carriage from passage of inspection.

Several council members then spoke to the inspection requirements and stated that Mr. Ibarra has worked diligently on setting up adequate and proper regulations.

* * * *

MR. DAN HARTBERGER

Mr. Hartberger stated that he is concerned about the role of the taxicab starters at the airport. He spoke to the fact that he had held this type of position, however, he was no longer employed by the City. He stated that taxicab drivers are not being properly regulated and have been given full reign at the Airport. He also stated that taxicab drivers are rude to the customers and are refusing short haul fares. He stated that the convention business and tourism will eventually suffer and has been told that there is nothing that can be done to remedy this situation.

Mr. Thompson stated that the problem at the airport is due to a lack of starters, and to the fact that there is a problem with enforcement of the present ordinance.

Mr. Ibarra stated that starters at the airport are not serving as enforcers due to instructions from the Council. If the Council so desire the City Manager can instruct the airport police to assist in the enforcement.

In response to Mr. Thompson, Mr. Ibarra stated that there are problems with keeping order between the limousine and taxicab drivers. Mr. Ibarra stated that temporary job assignments can be made to assist due to the lack of starters.

Mr. Eureste stated that the problem began when the starters began over-emphasizing the condition of the cabs rather than focusing on customer services.

A discussion then took place on the matter of issuing of citations at the airport by the starters.

Mr. Eureste made a motion that the starters be given authority to cite taxicab drivers who refuse to make short hauls. The motion died for lack of a second.

Mr. Alderete then made a motion that the Taxicab Committee study this matter. Mr. Webb seconded the motion.

After further discussion, Mr. Thompson made a substitute motion to give starters authority to ticket taxicab drivers who refuse to take persons wherever they want to go. Mr. Eureste seconded the motion.

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

MR. HERJE CARLSSON

Mr. Carlsson, representing Alamo Carriage, stated that he would like to work with the City staff and City Council on the carriage business in San Antonio. He advised Mr. Ibarra that their carriages are ready to be inspected.

Mr. Thompson asked Mr. Carlsson to comply with the rules as outlined by Mr. Ibarra.

* * * *

83-20 The Clerk read the following Letter:

April 13, 1983

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

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

April 7, 1983

Petition submitted by Ms. Norma L. Trevino on behalf of the Muscular Dystrophy Association and ERA Realtors requesting the City Council to waive Ordinance 52865, banning solicitation on various street corners, on April 30, 1983 in order to conduct their Tag Day for MDA.

* * * *

April 11, 1983

Petition submitted by Mr. Jesse Chavez, Jr. requesting the ownership of Central Cab Company be transferred to Mr. Jacinto C. Seniziaz as of April 5, 1983.

* * * *

/s/Norma S. Rodriguez
City Clerk

There being no further business to come before the Council, the meeting was adjourned at 7:45 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