

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, FEBRUARY 7, 1985.

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

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85-11 The invocation was given by Rabbi Samuel Stahl, Temple Beth-El.

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85-11 The Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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85-11 "WHO'S WHO AMONG BLACK AMERICANS"

Mayor Cisneros noted that he had just received information that Mr. Webb has been nominated for "Who's Who Among Black Americans for 1985", and congratulated Mr. Webb for his accomplishments and nomination.

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85-11 SAN ANTONIO SYMPHONY

Mayor Cisneros took note of the presence in the audience today of representatives of the San Antonio Symphony, and asked if they would like to be heard by the Council at this time.

Ms. Ellen McGlone, spokeswoman, stated that her group would wait for the 5:00 P.M. Citizens to be Heard segment.

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85-11 PROJECT WARM

Mayor Cisneros stated that a major announcement concerning "Project WARM" had taken place yesterday, during which it was announced that two West Texas natural gas producers were donating to City Public Service four years' worth of natural gas from a field in that area, the proceeds of which would be funneled directly into the "Project WARM" fund at CPS, a gift worth up to \$10 million. He thanked Mr. Harrington for his

leadership in creating and fostering this important program to help pay utility bills for needy utility customers during cold weather, providing critical help where it is most needed.

Mr. Harrington spoke of the devoted people at City Public Service and on the City Council who really make the program work, and spoke of the experience as a rewarding one. He noted further that "Project WARM" fundraising efforts have brought in some \$100,000 in funds for the project over the past 2 1/2 years.

Ms. Berriozabal noted that long lines of people were spending the night recently, outside the offices of the Bexar County project which helps utility customers get their natural gas turned back on, when it has been curtailed because of non-payment of bills. She asked the City Manager to appoint a representative, perhaps Mr. Kevin Moriarty, Director of the Department of Human Resources and Services, to coordinate with this county project and work with them in the interests of those most in need of having their gas supplies restored.

Mr. Thompson noted that Mr. Harrington brought "Project WARM" to fruition, and that he has received many telephone calls of thanks to the City of San Antonio and CPS for providing this fund effort.

Mrs. Dutmer noted that Mr. Jack Brown, one of the two West Texas gas producers involved in the donation yesterday, is a graduate of Brackenridge High School in San Antonio.

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85-11 The minutes of the Regular Meeting of January 24, 1985 and Special Meetings of January 28, 1985 were approved.

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85-11 CONSENT AGENDA

Mrs. Dutmer moved that Items 5 - 34, constituting the Consent Agenda, be approved. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 60,193

AUTHORIZING PAYMENT OF H. B. ZACHRY COMPANY FOR SNOW REMOVAL AT INTERNATIONAL AIRPORT FOR A TOTAL OF \$15,000.00.

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AN ORDINANCE 60,194 .

ACCEPTING THE LOW QUALIFIED BID OF COOK'S BOOK COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH BOOKS FOR A TOTAL OF \$12,110.70.

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AN ORDINANCE 60,195 .

ACCEPTING THE PROPOSAL OF UCCEL CORPORATION TO PROVIDE THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH A CONTRACT FOR TAPE MANAGEMENT SOFTWARE MAINTENANCE FOR A TOTAL OF \$3,360.

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AN ORDINANCE 60,196 .

ACCEPTING THE LOW QUALIFIED BID OF ABBEY PARTY RENTS TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH FOLDING CHAIRS FOR A TOTAL OF \$6,650.00.

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AN ORDINANCE 60,197 .

AWARDING A CONTRACT FOR FIRE HOSE TO CLAUDE WRIGHT & ASSOCIATES AND CANCELLING A CONTRACT FOR THE SAME MATERIALS WITH FIRE END AND CROKER CORPORATION.

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AN ORDINANCE 60,198 .

AUTHORIZING AN ADDITIONAL \$34,965.66 FOR ENGINEERING FEES AND MISCELLANEOUS CONTINGENT EXPENSES PAYABLE TO PI ENGINEERING IN CONNECTION WITH THE SAN IGNACIO/SAN HORACIO RECONSTRUCTION PROJECT; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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## AN ORDINANCE 60,199 .

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH BARRY F. JOHNSON, A CONSULTING ENGINEER, IN AN AMOUNT NOT TO EXCEED \$22,600.00 TO PROVIDE PROFESSIONAL SERVICES ON THE CITY HALL ANNEX COMPUTER ROOM - ELECTRICAL REQUIREMENTS PROJECT.

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## AN ORDINANCE 60,200 .

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 3, IN THE AMOUNT OF \$31,698.00 TO THE CONTRACT WITH MARTIN WRIGHT ELECTRIC CO. FOR THE INTERNATIONAL AIRPORT TERMINAL 2 RENOVATIONS (PACKAGE 2, ELECTRICAL & DEMOLITION).

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## AN ORDINANCE 60,201 .

ACCEPTING THE BID OF S & S CONTRACTORS IN THE AMOUNT OF \$545,556.00 FOR THE CONSTRUCTION OF THE AVE. "A" SANITARY SEWER PROJECT; PROVIDING A CONTINGENCY IN THE AMOUNT OF \$54,444.00; APPROVING A CONTRACT AND PROVIDING FOR PAYMENT.

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## AN ORDINANCE 60,202 .

ACCEPTING THE BID OF MISSION CONTRACTORS IN THE AMOUNT OF \$61,029.06 FOR THE CONSTRUCTION OF ENTEX INDUSTRIAL PARK SUBDIVISION OFF-SITE SEWER PROJECT; APPROVING A CONTRACT AND PROVIDING FOR PAYMENT.

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## AN ORDINANCE 60,203 .

AUTHORIZING A JOINT USE AGREEMENT WITH THE WATER WORKS BOARD OF TRUSTEES OF SAN ANTONIO FOR THE USE OF CITY-OWNED PROPERTY IN OLMOS BASIN, BEING IN NEW CITY BLOCKS 8704, AND 9000, FOR THE INSTALLATION AND MAINTENANCE OF A 30-INCH WATER MAIN.

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AN ORDINANCE 60,204

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$34,405.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE TO CERTAIN LANDS IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS. (STONEWALL STREET PROJECT, BUFFALO TO PAN AM, PAYABLE TO ALAMO TITLE COMPANY AS ESCROW AGENT FOR MILES R. WYATT, TRUSTEE, JOINED BY DORA B. AGUILAR; STONEWALL STREET PROJECT, PHASE II - ZARZAMORA TO BUFFALO, PAYABLE TO ALAMO TITLE COMPANY AS ESCROW AGENT FOR ROSIE M. RODRIGUEZ; EAST COMMERCE STREET DRAINAGE PROJECT NO. 13A & B, PAYABLE TO ALAMO TITLE COMPANY AS ESCROW AGENT FOR CORNELL M. FISHER AND CHARLES C. FISHER.)

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AN ORDINANCE 60,205

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

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AN ORDINANCE 60,206

AUTHORIZING THE RENEWAL OF THE HELICOPTER LIABILITY AND HULL DAMAGE INSURANCE AT AN ANNUAL PREMIUM OF \$43,357.00.

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AN ORDINANCE 60,207

AUTHORIZING THE RENEWAL OF THE BOILER AND MACHINERY INSURANCE POLICY AT AN ANNUAL PREMIUM OF \$22,013.00.

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AN ORDINANCE 60,208

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTINUATION AGREEMENT WITH THE BEXAR COUNTY HOSPITAL DISTRICT TO PERFORM ALL EMS SYSTEM BILLINGS AND COLLECTIONS.

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## AN ORDINANCE 60,209

AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACT WITH THE MEMBERS OF THE CONSORTIUM KNOWN AS CORAL (COUNCIL OF RESEARCH AND ACADEMIC LIBRARIES) FOR THE USE OF STOCK TOWER SPACE OF THE MAIN LIBRARY ANNEX FOR STORAGE OF INDIVIDUAL LIBRARY'S DUPLICATE AND INFREQUENTLY USED MATERIALS.

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## AN ORDINANCE 60,210

AMENDING CHAPTER 38 (TRAFFIC REGULATIONS) OF THE CITY CODE SETTING FORTH LOCATIONS AT WHICH ELECTRONIC TRAFFIC CONTROL SIGNALS ARE IN FULL OPERATION; DESIGNATING STOP SIGN LOCATIONS; DESIGNATING YIELD-RIGHT-OF-WAY LOCATIONS; PROHIBITING PARKING AT ALL TIMES ON CERTAIN STREETS; PROHIBITING CERTAIN TURNS; ESTABLISH CERTAIN SCHOOL ZONES; AND PROVIDING THAT VIOLATIONS HEREOF BE PUNISHABLE BY A FINE OF NOT LESS THAN \$1.00 NOR MORE THAN \$200.00.

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## AN ORDINANCE 60,211

AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO CONDUCT A JAZZ CLINIC IN 1985-86; AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF A GRANT OF \$10,000.00 FROM THE NATIONAL ENDOWMENT FOR THE ARTS AND \$17,750.00 FROM THE TEXAS COMMISSION ON THE ARTS; AUTHORIZING THE EXECUTION OF CONTRACTS FOR THE PROGRAM AND ADJUSTMENTS TO THE BUDGET IN ACCORDANCE WITH FUNDING LEVELS.

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## AN ORDINANCE 60,212

AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO CONDUCT AN EXPANSION ARTS PROGRAM FOR 1986/787; AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF A GRANT OF \$25,000.00 FROM THE NATIONAL ENDOWMENT FOR THE ARTS; AUTHORIZING THE EXECUTION OF CONTRACTS FOR THE PROGRAM AND ADJUSTMENTS TO THE BUDGET IN ACCORDANCE WITH FUNDING LEVELS.

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AN ORDINANCE 60,213

AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO CONDUCT THE ARTISTS IN EDUCATION SPONSOR PROGRAM FOR 1985-86; AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF FOUR GRANTS EACH IN THE AMOUNT OF \$7,625 FROM TEXAS COMMISSION ON THE ARTS; AND AUTHORIZING THE EXECUTION OF CONTRACTS FOR THE PROGRAM AND ADJUSTMENTS TO THE BUDGET IN ACCORDANCE WITH FUNDING LEVELS.

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AN ORDINANCE 60,214

AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO CONDUCT THE TEXAS TOURING ARTS PROGRAM FOR 1985-86; AUTHORIZING THE APPLICATION FOR AN ACCEPTANCE OF GRANTS OF \$1,000, \$1,300 AND \$2,250 FROM TEXAS COMMISSION ON THE ARTS; AND AUTHORIZING THE EXECUTION OF CONTRACTS FOR THE PROGRAM AND ADJUSTMENTS TO THE BUDGET IN ACCORDANCE WITH FUNDING LEVELS.

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AN ORDINANCE 60,215

AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO CONDUCT THE DANCE PROGRAM FOR 1986-87; AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF A GRANT OF \$20,000 FROM THE NATIONAL ENDOWMENT FOR THE ARTS AND \$15,000 FROM THE TEXAS COMMISSION ON THE ARTS; AUTHORIZING THE EXECUTION OF CONTRACTS FOR THE PROGRAM AND ADJUSTMENT TO THE BUDGET IN ACCORDANCE WITH FUNDING LEVELS.

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AN ORDINANCE 60,216

AUTHORIZING THE CARVER COMMUNITY CULTURAL CENTER TO MAKE APPLICATION FOR AND ACCEPT GRANTS OF \$25,000 FROM THE NATIONAL ENDOWMENT FOR THE ARTS AND \$40,000 FROM THE TEXAS COMMISSION ON THE ARTS; AUTHORIZING THE USE OF GRANT FUNDS FOR OPERATING SUPPORT OF CARVER PROGRAMS; AND AUTHORIZING THE EXECUTION OF CONTRACTS AND ADJUSTMENTS TO THE BUDGET IN ACCORDANCE WITH FUNDING LEVELS.

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AN ORDINANCE 60,217

RENEWING THE SIGHTSEEING TOUR LICENSE OF MAGIC WANDERER TOURS FOR A FIVE YEAR PERIOD.

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AN ORDINANCE 60,218

SETTING A PUBLIC HEARING FOR FEBRUARY 21, 1985, TO CONSIDER PROVIDING ADDITIONAL CDBG FUNDS TO THE SOUTHSIDE MULTI-SERVICE CENTER.

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AN ORDINANCE 60,219

ACCEPTING THE LOW BID OF TEXAS SCENIC COMPANY INC., TO FURNISH THE CITY OF SAN ANTONIO WITH DRAPERY FOR A TOTAL OF \$78,450.00.

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AN ORDINANCE 60,220

AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE HARLANDALE I.S.D. TO CONDUCT THEIR BOARD OF TRUSTEES ELECTION JOINTLY WITH THE CITY ON APRIL 6, 1985.

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AN ORDINANCE 60,221

REFUNDING ALL PERSONAL LEAVE TIME USED BY OFFICER HOWARD BARRY AS A RESULT OF HIS ON DUTY INJURY OF MAY 12, 1983.

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AN ORDINANCE 60,222

APPOINTING AND AUTHORIZING THE PAYMENT TO THE TEXAS DEPARTMENT OF WATER RESOURCES IN THE AMOUNT OF \$8,450.00.

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ZONING HEARINGS

35. CASE Z85014 - to rezone a 10.0 acre tract of land out of NCB 7657, being further described by field notes filed in the Office of the City Clerk, in the 1300 & 1400 Block of Napier Avenue, from Historic "B-3R" Restrictive Business District and Historic "B-3" Business District to Historic "R-3" Multiple Family Residence District, located on the southwest side of Napier Avenue, being 1284.02' southeast of the intersection of Mission Road and Napier Avenue, having a total of 614.78' on Napier Avenue and a maximum depth of 665.44'.

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 10' of street right-of-way dedication is given along Napier Avenue, and that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 60,223

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 10.0 ACRE TRACT OF LAND OUT OF NCB 7657, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 1300-1400 BLOCKS OF NAPIER AVENUE, FROM HISTORIC "B-3R" RESTRICTIVE BUSINESS DISTRICT AND HISTORIC "B-3" BUSINESS DISTRICT TO HISTORIC "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT, PROVIDED THAT 10 FEET OF STREET RIGHT-OF-WAY DEDICATION IS GIVEN ALONG NAPIER AVENUE, AND THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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36. CASE Z85010 - to rezone a 102.597 acre tract of land out of NCB 14697 and NCB 13667, being further described by field notes filed in the Office of the City Clerk, in the 5100 Block of Hamilton Wolf Road, from Temporary "R-1" One Family Residence District and "R-3" Multiple Family Residence District and "B-1" Business District to "B-3R" Restrictive Business District, located on the northside of Hamilton Wolf Road, being 1680' west of Cinnamon Creek Drive, having 1810.10' on Hamilton Wolf Road and extending northeast, a maximum distance of approximately 4300'.

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

No citizen appeared to speak in opposition.

Mr. Harrington moved that the recommendation of the Zoning Commission be approved provided that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 60,224

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 102.597 ACRE TRACT OF LAND OUT OF NCB 14697 AND NCB 13667, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 5100 BLOCK OF HAMILTON WOLFE ROAD, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT, "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT AND "B-1" BUSINESS DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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37. CASE Z85011 - to rezone an 11.11 acre tract of land out of NCB 14862, being further described by field notes filed in the Office of the City Clerk, in the 6300 Block of Prue Road, from "B-3" Business

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District to "B-2" Business District, located on the northside of Prue Road, being 1139.79' east of the intersection of Prue Road and Babcock Road, having 508.21' on Prue Road with a maximum depth of 956.02'.

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

No citizen appeared to speak in opposition.

Mr. Harrington moved that the recommendation of the Zoning Commission be approved provided that 13' of street right-of-way dedication is given along Prue Road, and that driveway and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 60,225

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 AN 11.11 ACRE TRACT OF LAND OUT OF NCB 14862, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 6300 BLOCK OF PRUE ROAD, FROM "B-3" BUSINESS DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT 13 FEET OF STREET RIGHT-OF-WAY DEDICATION IS GIVEN ALONG PRUE ROAD, AND THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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38. CASE Z85012 - to rezone Parcel 42 and the northeast 383.15' of Parcel 41, NCB 13664, in the 7200 Block of Lamb Road, from "P-1 (R-3)" Planned Unit Development Multiple Family Residence District to "R-3" Multiple Family Residence District, located on the northwest side of Lamb Road, being 940' southwest of the intersection of Oakdell Way and Lamb Road, having 860.64' on Lamb Road and a depth of 734.30'.

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

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No citizen appeared to speak in opposition.

Mr. Harrington moved that the recommendation of the Zoning Commission be approved provided that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 60,226

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 PARCEL 42, AND THE NORTHEAST 383.15' OF PARCEL 41, NCB 13664, IN THE 7200 BLOCK OF LAMB ROAD, FROM "P-1(R-3)" PLANNED UNIT DEVELOPMENT MULTIPLE-FAMILY RESIDENCE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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39. CASE Z85019 - to rezone Lots 26, 27 and 28, Block 5-B, NCB 11958, 1215 Parkridge Drive, from "A" Single Family Residence District to "I-1" Light Industry District, located southwest of the intersection of Parkridge Drive and Eastern Avenue, having 237.4' on Eastern Avenue and 70.25' on Parkridge Drive.

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

No citizen appeared to speak in opposition.

Mr. Archer moved that the recommendation of the Zoning Commission be approved provided that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 60,227

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 26, 27 AND 28, BLOCK 5-B, NCB 11958, 1215 PARKRIDGE DRIVE, FROM "A" SINGLE-FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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40. CASE Z85003 - to rezone Lot 5, Block 1, NCB 6227, 2139 Hildebrand Avenue, from "B" Residence District to "B-1" Business District, located on the northside of Hildebrand Avenue, being 200' west of the intersection of New Braunfels Avenue and Hildebrand Avenue, having 50' on Hildebrand Avenue and a depth of 140'.

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

Mr. Archer moved that the recommendation of the Zoning Commission be approved provided that 2.2 feet of street right-of-way dedication is given along Hildebrand Avenue and that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division. Mr. Hasslocher seconded the motion.

Ms. Billinda Wilkinson, 2139 Hildebrand, the proponent, stated that much of this immediate area of Hildebrand Avenue already is commercial in nature. She noted that most opposition to the rezoning centered around concerns about alcoholic beverages, which she has agreed to prohibit, and stated that she plans to install an antique store on the site.

Ms. Glennie Baker, 2147 Hildebrand, stated her wish to keep this area as free from commercialization as possible, and spoke of her concern that the site involved does not have enough frontage for commercial zoning. She also spoke of heavy traffic in the area.

Ms. Wilkinson noted that traffic to and from an antique store would not add appreciably to the traffic conditions in the area.

Mr. Archer stated that he would make certain her property is protected.

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

AN ORDINANCE 60,228

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 5, BLOCK 1, NCB 6227, 2139 HILDEBRAND AVENUE, FROM "B" RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT, PROVIDED THAT 2.2 FEET OF STREET RIGHT-OF-WAY DEDICATION IS GIVEN ALONG HILDEBRAND AVENUE, AND THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION.

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41. CASE Z84412 (P.P.) - to rezone a 6.0889 acre tract of land out of NCB 13733, being further described by field notes filed in the Office of the City Clerk, in the 16000 Block of Starcrest Drive, from "B-2" Business District to "B-3NA" Business Non Alcoholic Sales District, located on the northeast side of Starcrest Drive, being 1027' northwest of the intersection of Budding Boulevard and Starcrest Drive, having 594.53' on Starcrest Drive and a depth of 441.54'.

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

Mr. John DaCort, 12031 Rose Blossom, representing area homeowners, distributed to members of the City Council copies of petitions concerning this case, copies of which are made a part of the papers of this meeting. He also distributed a "Declaration of Restrictive Covenants", a copy of which also is made a part of the papers of this meeting. Mr. DaCort spoke to flooding problems experienced by certain nearby homeowners adjacent to this property concerned as a result of excavations already made on the land, immediately behind their homes. He

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spoke of the need for a solid retaining wall between the homes and the subject property in order to prevent such flood water runoff and other intrusion.

Mr. Sammy Yildirim, 12039 Rose Blossom, spoke of his concern with problems that have been the result of work done on the adjacent property already, and of the probability that such problems will continue until the correct wall is built.

Mr. Al Guijarro, 12015 Rose Blossom, stated that a wall 8-10 feet in height is needed to prevent the flood water runoff, as well as installation of a drainage channel.

Mayor Cisneros briefly discussed the proposed stipulations in the restrictive covenants.

Mr. Hasslocher stated that he has seen the plan of development for the property, and that he would meet with the developer to work out something that would be fair to the neighbors. He stated his belief that the developer will work with the people of the neighborhood and agree to the restrictive covenants proposed.

Mr. Hasslocher moved that the recommendation of the Zoning Commission be approved provided that driveways and off-street parking are provided and submitted for approval by the Traffic Engineering Division; that a 20' landscaped buffer is constructed along the southeast property line adjacent to the alley; that a 1' non-access easement is imposed along the alley; and that a 6' solid screen fence is erected and maintained along the alley. Mr. Archer seconded the motion.

Mr. Thompson spoke against imposition of a solid stone or masonry wall, unless its need is made clear.

Mr. Yildirim stated that such a solid wall is needed also to prevent intrusion of snakes from the developing property, as well as to stop the clouds of dust and flooding when it rains.

Mr. Hasslocher offered an amendment that a solid brick or masonry fence be erected and maintained along the property line behind the single-family residences on Rose Blossom. Mr. Harrington seconded the motion.

Mr. Warren G. Pfeiffer, Jr., the developer, stated that he would construct a fence that would protect the homeowners from runoff, noting that he has hired a professional engineer to work this out as well as other engineering on the property.

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

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

AN ORDINANCE 60,229

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 6.0889 ACRE TRACT OF LAND OUT OF NCB 13733, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 16000 BLOCK OF STARCREST DRIVE, FROM "B-2" BUSINESS DISTRICT TO "B-3NA" BUSINESS DISTRICT, NON-ALCOHOLIC SALES, PROVIDED THAT DRIVEWAYS AND OFF-STREET PARKING ARE PROVIDED AND SUBMITTED FOR APPROVAL BY THE TRAFFIC ENGINEERING DIVISION; THAT A 20-FOOT LANDSCAPED BUFFER IS CONSTRUCTED ALONG THE SOUTHEAST PROPERTY LINE ADJACENT TO THE ALLEY; THAT A ONE-FOOT NON-ACCESS EASEMENT IS IMPOSED ALONG THE ALLEY; AND THAT A SIX-FOOT SOLID MASONRY FENCE IS ERECTED AND MAINTAINED ALONG THE NORTHEAST 303 FEET OF THE SOUTHEAST PROPERTY LINE ADJACENT TO THE ALLEY.

\* \* \* \*

85-11 The Clerk read the following Ordinance:

AN ORDINANCE 60,230

ACCEPTING THE RECOMMENDATION OF THE 201 ADVISORY COMMITTEE WITH REGARD TO THE SLUDGE MANAGEMENT STUDY AND AUTHORIZING THE PURCHASE OF ADDITIONAL PROPERTIES.

\* \* \* \*

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

Mrs. Dutmer, chairperson of the 201 Wastewater Treatment Advisory Committee, stated that the group approved the motion for a continued study of the sludge management situation, but did not vote to

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purchase additional properties, to the best of her knowledge. She voiced her concern that action is being sought on this matter, when she has not seen the study itself until today. She stated her opinion that other possible alternatives to further land purchases have not been adequately discussed. She voiced her concern over the manner in which staff members in Wastewater Management allegedly have treated area citizens concerned with possible pollution of their water well in the vicinity of sewage treatment plants. She also voiced her concern with the drilling of City test wells in this area, and stated that she would be voting against this Ordinance. She then spoke of one possible alternative to further land acquisition would be creation of holding-tanks to catch and temporarily hold wastewater. She stated her opinion that the City would not be in non-compliance with state law right now, if it used this method.

Mr. Louis J. Fox, City Manager, apologized for the staff memo on this topic, if the 201 Committee has not yet seen the sludge management study report.

Mr. Gregory J. Kuchy, Assistant Director of Wastewater Management, noted that two separate studies have been underway at the same time: the sludge management study and the wastewater re-use study, and spoke of the possibility of confusion over either or both of these reports. He noted that a Public Hearing had been held earlier on the sludge management study, and apologized for any confusion that might be present.

A discussion then took place concerning the December 13, 1984 meeting of the 201 Committee and the Resolution enacted that day, a copy of which is a part of the papers of this meeting.

Mrs. Dutmer asked for a copy of the tape-recording of the December 13, 1984 meeting.

Mr. Kuchy spoke of the staff's desire for additional land purchases at both the Salado and Dos Rios wastewater treatment plant sites, in addition to that called for at the Leon Creek plant site.

Mrs. Dutmer spoke against the purchase of additional land at the Salado plant site, noting that removing more land from the tax rolls would adversely impact both the residents and the school district involved. She spoke against passage of this matter by the Council until it hears clear evidence of the need for additional land.

Mr. Fox stated that staff would withdraw its request for additional land for the Salado plant, as noted in the Ordinance, and asked that additional land for the Dos Rios plant still be approved.

Mrs. Dutmer proposed an amendment regarding the matter of additional land purchases for the Salado and Dos Rios plant sites be deleted from the Ordinance and sent back to the 201 Committee for further consideration.

Ms. Marcia Bean, Route 1, Box 75 ABC, Elmendorf, stated that she lives near the Salado plant, and spoke of the current bad situation at the site. She stated that there has been standing water in the area since last October, and spoke of the problems with the odor and with sewer flies in the area. She spoke against further property acquisition in the plant area, stating her belief that it is not needed.

Mr. Kuchy explained further plans for the Salado facility, and stated that staff now has halted spray irrigation, but still is injecting sludge into the ground.

Ms. Jo Ann Ramon, Vice-Chairman of the Ad Hoc Committee on Wastewater, East Central Independent School District, stated that the district's tax base already is a problem, and distributed a copy of a handout to members of the City Council, a copy of which is made a part of the papers of this meeting. The one-page report from Mr. Milton A. Drumm, Sr., Tax Assessor-Collector, East Central Independent School District, noted that acreage and revenue loss to the school district because of tax exemption status on properties containing the Calaveras and Braunig power plants of City Public Service, and the City Disposal Plant in the area, amount to some 11,895 acres of land with an estimated annual tax loss to the district of some \$210,306.

Ms. Ramon stated that with some 12,000 acres in the district now tax-exempt, setting aside even more tax-exempt lands would have a more serious impact upon the revenues to the district. She also spoke to reported water well contamination problems in the area, and the possibility that this contamination might be the result of City test-well drilling in the area.

Mayor Cisneros noted that East Central Independent School District's tax base and revenues are due to rise dramatically when the proposed Sea World facility becomes fact, and spoke of his desire to see more development in the east and southeast areas.

In response to a question by Mayor Cisneros, Mr. Marcus Jahns, Assistant City Manager, stated that the City has not yet officially responded to the state on the matter of alleged pollution of area water wells, and spoke of plans to retain an independent consultant such as Southwest Research Institute to look into the matter.

Mayor Cisneros spoke of the City's long-time problems with handling wastewater, and urged everyone to use restraint in assessing blame for the City not doing enough on the matter of handling wastewater.

Mr. Thompson voiced his concern with additional land purchases when the City Council itself has not been briefed on these plans yet, and voiced his opinion that this issue is not ready for a Council decision today.

Mr. Jahns stated that staff could provide the Council with its requested additional data in about six weeks.

Mr. Thompson proposed an amendment postponing action on this matter for three weeks, until City Council is briefed on plans and strategies. Mr. Alderete seconded the motion.

Mr. Fox spoke of the need for the City to move forward on the matter at hand, but stated that the matter could be delayed a bit without harm.

Mayor Cisneros stated that on February 28, the Council would be discussing the future of wastewater treatment by the City of San Antonio, and stated his belief that the City needs to move forward in locating and securing locations for more sludge dispersal operations. He spoke in favor of approving the Ordinance with approval for additional land acquisition for the Leon Creek and Dos Rios plant sites.

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

Mrs. Dutmer stated her opinion that sludge injection is not the only course the City should follow, and spoke of the need for holding-tanks for times of wet weather when the ground will not accept any further injection for a time. She also stated her concern that the staff allegedly is undercutting the 201 Committee in this area.

A discussion then took place concerning staff recommendations and staff stances on possible advanced secondary wastewater treatment.

Mrs. Dutmer spoke of her further concerns for certain comments by City staff to the news media, relative to the matter of advanced wastewater treatment.

Mayor Cisneros spoke again of the February 28 meeting to consider much of what is being discussed today, and of which direction the City eventually will go in regards to wastewater treatment management: 1) go with advanced secondary wastewater treatment, or 2) investigate the possibility of pumping wastewater into Braunig and Calaveras Lakes. He addressed some of the expected opposition to the second alternative, such as sportsman's groups, and voiced his concern with staff handling on this matter.

The first amendment, to delete additional land purchases for the Salado and Dos Rios plant sites from the Ordinance and send back to the 201 Committee for further consideration, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Eureste, Alderete, Cisneros; NAYS: Thompson, Harrington Archer; ABSENT: Wing, Hasslocher.

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

Mayor Cisneros spoke to his desires in three areas: 1) the set-up of a bus tour of the our wastewater treatment plans and sites, as well as the two lakes involved, Braunig and Calaveras, on a non-City Council meeting date; 2) that City staff be well-prepared for discussions into these areas; and 3) that staff meet with various community groups for a fuller comprehension of all aspects of this situation.

During discussion of the proposed bus trip, the City Council decided to make the trip beginning at 3:00 P.M. on Tuesday, February 19, 1985, to Leon Creek, Salado, Rilling Road and Dos Rios wastewater treatment plant sites, and to both Calaveras and Braunig Lakes, with a short staff briefing of the City Council before the tour begins.

Mrs. Dutmer spoke of a City report that indicated that City test wells in the Salado area proved negative as to pollution while state tests in the same area showed the presence of fecal coliform.

Mr. Fox asked that an independent source such as Southwest Research Institute make further tests in this area, to determine if pollution is present.

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 85-11 The Clerk read the following Ordinance:

AN ORDINANCE 60,231 .

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 .  
 APPROVING THE ASSIGNMENT BY CONTROL DATA CORPORATION  
 OF ITS LEASE OF PARCELS C-1A AND C-1A(2) IN VISTA  
 VERDE SOUTH TO THE CONTROL DATA SAN ANTONIO BUSINESS  
 AND TECHNOLOGY CENTER PARTNERSHIP.

\* \* \* \*

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

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84-11 PUBLIC HEARING - BOND ISSUANCE BY CITY OF SAN ANTONIO INDUSTRIAL AUTHORITY

Mayor Cisneros declared the Public Hearing to be open, and briefly described the proposed Resolution:

No citizen appeared to speak on this matter.

Mayor Cisneros declared the Public Hearing to be closed.

The Clerk read the following Resolution:

A RESOLUTION NO. 85-11-16

APPROVING THE ISSUANCE OF A SERIES OF BONDS BY THE CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY TO FINANCE A PROJECT FOR CONTROL DATA SAN ANTONIO BUSINESS AND TECHNOLOGY CENTER PROJECT FOLLOWING A PUBLIC HEARING; APPROVING SAID PROJECT; MAKING CERTAIN FINDINGS AND DETERMINATIONS; AND DECLARING AN EMERGENCY.

\* \* \* \*

Mr. Thompson made a motion to approve the Resolution. Mr. Hasslocher seconded the motion.

Mr. Archer stated his opinion that this is a case of a large business firm taking advantage of programs of low-interest funding, while several local firms are in financial difficulty. He spoke of the downtown area as being largely under-developed, stating his contention that some firms move their operations to San Antonio when the situation is favorable, then leave when business goes bad. He spoke of cutbacks in the local operations of Levi Strauss Company.

Mayor Cisneros stated that this action today is not for Control Data Corporation (CDC), but rather to help a partnership of CDC and the City of San Antonio. He spoke of CDC's role in a major re-development of a large downtown-area former slum just blocks west of City Hall. He noted that two of the plants in this area are owned by Control Data Corporation, and he spoke of the new merchandise mall, Fiesta Plaza, now nearing completion, in that area. He further stated that these bonds being discussed today are for a new partnership of CDC and the City that will aid many small business firms who want to locate in this vicinity.

Mayor Cisneros noted that the matter of Levi Strauss Company amounted to a restructuring of their operations, and that some 2,000 jobs remain filled in San Antonio at a time when plants in other cities are being closed. He also stated that many of the plant employees here are women holding down upgraded jobs with better wages than they made in other jobs before.

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Mr. Archer voiced his concern that local business firms are not receiving the same aid as out-of-town firms desiring to move into San Antonio. He stated his belief that CDC received subsidized loans and other amenities from the City.

Mayor Cisneros spoke to the services provided by the City and by other service entities to existing local business firms, and stated his opinion that San Antonio has one of the best business climates in the nation, at this time.

A discussion of City services to businesses then took place.

Mrs. Dutmer stated her opinion that there is nothing wrong with assisting any business with Industrial Revenue Bonds, noting that these bonds are paid back.

Dr. Ken Daly, Director of the Department of Economic and Employment Development, noted that a subsidiary of CDC will begin operations of the joint partnership being discussed today, then the partnership organization itself will take over. He noted that this is the first such operation of its kind, to his knowledge, and explained that it will provide advice and assistance to beginning businesses.

Ms. Berriozabal spoke to CDC's child-care centers in the city at this time. She also noted that CDC is aggressively recruiting women and minorities for a job placement, and spoke to the impact of large corporations on human-resource programs in cities such as Minneapolis. She spoke in support of the bonds.

Mr. Thompson stated his opinion that President Reagan, in his address last night to the nation, spoke highly of 'enterprise zones', and further stated his opinion that 'enterprise zones' actually are much like the area under discussion by the City Council today. He stated further that he feels such areas are needed.

Mr. Archer stated his contention that the City needs to assist local business firms first.

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

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MR. ROGER GALLARDO

Mayor Cisneros introduced Mr. Roger Gallardo, present in the audience, stating that he and Mr. Gallardo grew up as friends in the same

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neighborhood. He further noted that Mr. Gallardo presently is the Chief of Life Support Systems in the 149th Tactical Fighter Group, Texas Air National Guard.

Mr. Thompson thanked Mr. Gallardo for coming to the Council meeting.

85-11            DISCUSSION ON RADAR DETECTING DEVICES IN AUTOMOBILES

Mr. Archer spoke to the matter of radar-detection devices in automobiles, stating his opinion that they are designed solely for detection of police radar units. He noted that many of these units are stolen each year from automobiles, and spoke to having found that one national firm who manufactures this device has a three-month waiting-period for delivery of such devices to customers. He spoke of the need to develop some strategy to help enforce traffic laws against such devices.

Deputy Police Chief Robert Heuck introduced Police Sgt. Robert Marple, who described a new such device on the market now that reportedly will cause a radar reading of the automobile's speed only to reach the legal speed limit of 55 miles per hour, and no more. He spoke of the need for enforcement of the traffic laws.

Mr. Archer made a motion to place on the "A" Session an ordinance prohibiting radar detectors. Mr. Eureste seconded the motion.

Mr. Louis J. Fox, City Manager, stated that the staff would need to explore the pros and cons of such a proposed ordinance, stating his concern with the enforceability of such a law. He spoke to the need for further City Council discussion on this matter.

In response to a question by Mr. Hasslocher, Deputy Chief Heuck noted that he has requested a copy of a State of Virginia law that deals with combatting these radar-detection devices on automobiles.

Mr. Hasslocher stated his belief that these devices are used mainly on highways rather than in the city, and spoke of the need to better spend available police dollars to combat major crime, such as in the neighborhoods, rather than in enforcing things such as this. He spoke against the pending motion.

In response to a question by Mrs. Dutmer, Mr. Lowell Denton, City Attorney, stated that his office has under current study a written analysis of this type matter, and would like to have the opportunity to complete that analysis before making any recommendations as to possible Ordinance actions to City Council.

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Mrs. Dutmer voiced her concern with the legality of any such Ordinance, and of its enforceability.

Mr. Harrington spoke against such an Ordinance, stating his belief that it is an infringement upon an individual's rights, and impossible to enforce.

Mr. Webb stated his belief that such a law might be unconstitutional.

Mr. Archer stated that only a court of law could decide the constitutionality of this issue, and reiterated his belief that these radar-detection devices only help persons wishing to evade police speed detection methods.

Mr. Archer offered an amendment to his motion that stated that only bonafide law enforcement officers can possess police-issued radio receivers (Accepted as part of the original motion by the maker and seconder of that motion.)

Mr. Hasslocher stated his belief that this is not an appropriate matter for the Council to consider.

A discussion then took place concerning the users of police radio receivers.

Mr. Eureste stated his contention that the matter of anti-radar devices is a serious matter, and stated his belief that their only use is to defy the law. He stated that the City Council must enforce the City's laws.

Mr. Alderete advanced the possibility of City police locating radar devices at numerous locations around the city, in order to set off radar-detector devices at frequent intervals. He asked the City Manager to determine how this could be done, as an aid to slowing down speeding traffic.

Mayor Cisneros spoke in support of moving this discussion to a future "A" Session, but also questioned the enforceability of such an ordinance.

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

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85-11 The Clerk read the following Ordinance:

A RESOLUTION NO. 85-11-17

RECOMMENDING ACCEPTANCE OF VIA'S TRANSPORTATION  
IMPROVEMENT PLAN.

\* \* \* \*

Mrs. Dutmer stated that the Metropolitan Planning Organization has approved VIA Metropolitan Transit's Transportation Improvement Plan (TIP), contingent upon the City Council's Transportation Committee meeting to discuss the matter and take action on the TIP. She stated that this committee would look into other Council-discussed matters concerning VIA, as well, including their affirmative action plan, as was discussed last week.

Ms. Berriozabal spoke to a VIA communication of several years ago relating to construction of a bus shelter near the Villa Tranchese senior citizens home, and she asked City staff to work with VIA on getting this shelter built.

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

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

85-11

MOTION PICTURES

Mr. Eureste made a motion that City staff place on a future "A" Session agenda a proposed Ordinance prohibiting the showing of any X-rated, R-rated or unrated motion picture by any City-funded organization. Mr. Archer seconded the motion.

Mr. Eureste stated that an unrated motion picture is scheduled for showing at a city-funded locale, and that R-rated motion pictures now are being shown in such facility. He spoke to specifics of the motion picture "Erendira", an R-rated production. He also spoke of another motion picture entitled "Xica", which is unrated. He stated his belief that this second film is the worst yet scheduled for showing at Guadalupe Cultural Arts Center and asked that the Arts Advisory Committee set a policy related to what type motion picture can be shown by City-funded organizations, stating his desire to 'draw the line' on what is allowed to be shown by such groups.

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Mr. Archer spoke in support of the motion, and against the use of Guadalupe Cultural Arts Center for such motion pictures. He also stated that he would support defunding of any organization involved in showing such motion pictures.

Mayor Cisneros then quoted from several written reviews of the two motion pictures concerned, and stated that he feels that the City Council cannot judge what is shown in an 'arts center' such as GCAC. He stated his belief that the Arts Advisory Committee should be given the chance to make its recommendations to the City Council, first, before any action is taken. He stated that he has no problem with forbidding City-funded organizations from showing X-rated or R-rated motion pictures, nor does he have a problem with giving the Arts Advisory Committee a timetable for its report back to the Council, as it has been charged.

Ms. Berriozabal offered a substitute motion to urge and direct the Arts Advisory Committee to give this study a high priority, and to bring back to City Council a report within 60 days.

Mrs. Dutmer spoke in support of the substitute motion, stating her belief that the committee should decide what is 'art', according to community standards.

Mr. Archer stated his belief that 60 days is too long a period, and further stated his belief that the organization concerned should be told of the Council's concern with this issue.

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

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

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The Regular Meeting was recessed at 4:57 P.M., reconvening at 5:00 P.M. for Citizens to be Heard.

85-11

CITIZENS TO BE HEARD

SAN ANTONIO SYMPHONY

Mayor Cisneros welcomed the members of the San Antonio Symphony, who were present in the audience, for the many hours of enjoyment they have given to the citizens of San Antonio.

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Ms. Ellen McGlone, representing Symphony Players, spoke to the City Council about their on-going labor negotiations with the management of the San Antonio Symphony. She stated that the management is asking for an economic sacrifice on the part of the players. They want parity and want the management to open up the books. Because of the City funds which are provided to the Symphony, they want the City Council to investigate the issues leading to the strike and to ask the management to open up their books. They asked for a place on the formal agenda next week in order for the musicians to perform for the City Council.

Ms. McGlone asked Mayor Cisneros to make public contents of a letter written by Ms. Joan Suarez, San Antonio AFL-CIO.

Mayor Cisneros read portions of the letter which is on file with the papers of this meeting.

Mr. Louis J. Fox, City Manager, stated that the city is not paying any invoices since the symphony is not performing.

Mayor Cisneros spoke of his past efforts in playing a mediator-type role. However, this is a labor dispute and since a federal mediator has entered the picture, he feels that there is no room for another mediator. Mr. Jaime Herrera feels that there has been an offer made and a counter-offer will be made and a process is in place. He stated he is not in a position at this time to play a mediator role in this labor issue. He again stated that no City monies are being expended because there are no performances by the Symphony. As far as opening of the books, he stated that this is a role for the federal mediator.

Mr. Jaime P. Martinez, 1st Vice President of the AFL/CIO, asked the City Council to demand that the Symphony management open up their books. He stated that the federal mediator does not have authority to do that. He spoke about the need to negotiate in a fair manner and asked the City Council to intervene to settle this labor dispute.

Mayor Cisneros stated he will be talking to Mr. Herrera to see if he sees any manner in which the City can assist. He will be keeping himself informed on this matter and wants to see the issue settled.

Mr. Eureste thanked the members of the Symphony for coming to City Hall. He also stated that to intervene at this point could be premature. He stated he is personally in support of seeing a resolution of this issue. He spoke in support of the musicians and their efforts to resolve the issue.

Ms. Berriozabal also added her support to the Mayor's efforts and expressed her support of the Symphony.

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In response to Mr. Webb's question about opening up the books, Mayor Cisneros stated that the corporation, San Antonio Symphony Society, is funded by the City at a ten percent level. He expressed concern over the intrusion of the City at this point.

Mr. Fox stated that the books have been open to the City before.

Mr. Webb, at this point, moved to direct the Symphony management to open up their books. Ms. Berriozabal seconded the motion.

Mrs. Dutmer commended the Symphony members who were present in the audience and their professionalism.

In response to Mayor Cisneros, Mr. Lowell Denton, City Attorney, stated that he will not address the National Labor Board Relations at this point. The Symphony records which deal with public monies are available and are considered open records. Other records, that contain funds not provided by the City, are not considered public but the City Council can request to review them.

Mr. Webb withdrew his motion.

Mayor Cisneros urged a resolution of this issue.

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WEST AVENUE MERCHANTS ASSOCIATION

Mr. M. F. Rundell again spoke to the City Council about the problems with the West Avenue bridge. He presented a formal complaint to the City (a copy of which is on file with the papers of this meeting). He stated that businesses on West Avenue are going bankrupt and other merchants are suffering losses of up to 75%. He stated that they have heard that now the bridge will not be completed for another three to four months and if that is the case, the businesses in the area will all fail.

Mr. Frank Kiolbassa, Director of Public Works, stated that the drainage project is in its final phases and part of the project includes the building of three bridges. He gave a history of the flooding problems in the area and the drainage project and necessity of the bridges. He gave a history of the building of bridges and the temporary bridge built during the Christmas season. He stated that they couldn't continue the temporary bridge because that is where the permanent bridge is to be built. He stated that the bridge is to be completed in 60 days.

In response to the Mayor, Mr. Kiolbassa stated that weather is a big factor in this issue and the contractor is already working overtime.

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Mayor Cisneros stated his opinion that the City Council needs to direct round-the-clock work on this project until its completion, using City contingency funds if necessary to make up the difference.

Mr. Dutmer made a motion to direct the Public Works director to work with the contractor in drawing up a work schedule which would expedite work to completion, using contingency funds of the project. Mr. Webb seconded the motion.

Mr. Rudy Obregon stated that the contractor was told to work on this project round-the-clock before, and it was not done.

Mayor Cisneros spoke of the need for a project management operation by the City in order to ascertain that the job is being expedited.

Mr. Frank Kiolbassa, Director of Public Works, stated that the City inspector on the project is doing just that.

Mr. Dennis McLaughlin, American Discount Office Products, stated that his firm has lost thousands of dollars in sales already, and needs help desperately.

Mayor Cisneros asked the City Manager to be certain that everything possible is being done to get this job completed in rapid order.

Mr. Kiolbassa stated that he would bring to City Council an exact schedule and project management plan.

Mr. Webb offered an amendment to the motion to make a detour route for accessibility into and out of the area during the remainder of the construction. Mr. Archer seconded the motion.

Mr. Hasslocher spoke of the need to have a good plan to keep the areas open around these projects, in the future.

Mr. Kiolbassa stated that, given weather conditions, the contractor has been doing the job on this project, and he spoke of there being no room for a bypass bridge on-site.

Mayor Cisneros spoke in favor of the City writing future job specifications that allow it to pay extra monies to expedite construction if someone is in danger of getting hurt by project delays.

Mr. Eureste spoke in favor of spending whatever is necessary in these cases.

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

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

Mr. Hasslocher made a motion to request a staff report, to the City Council in the next few weeks, that addresses the devising of a policy for "fast-tracking" projects where commercial damage can be or is being done because of the project involved. Mrs. Dutmer seconded the motion.

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

\* \* \* \*

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

MR. LEO LIRA

Mr. Leo Lira, 439 Clovis, objected to the gas bills he is receiving from City Public Service. He took exception to the meter readings and stated that his bills fluctuate every month.

Mr. Webb stated that a certain amount of the gas and electric bill is computed by the fuel adjustment.

Mr. Lira stated that he has seen his gas and electric bill escalate from \$20.00 to \$100.00 in the past few years.

Mr. Eureste stated that Mr. Lira's bills are in the average range of \$40 - \$70. He explained the cause for increase in bills.

Mayor Pro Tem Dutmer asked Mr. Lira to visit with Mr. Ibarra on the fuel bills.

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(At this point Mayor Cisneros returned to the meeting and presided.)  
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85-11 The Clerk read the following Resolution:

A RESOLUTION NO. 85-11-18

REQUESTING THE CITY WATER BOARD TO WORK WITH THE WATER UTILITY OF THE CITY OF SCHERTZ TO RESOLVE WATER SERVICE PROBLEMS IN THE SOUTHEAST RANDOLPH AREA IN ACCORDANCE WITH THE WATER EXTENSION POLICIES OF THE CITY OF SCHERTZ.

\* \* \* \*

Mayor Cisneros spoke of the possibility of the Council choosing one of two options: either eliminate this designation area from the City Water Board Service area, or allow the Schertz water system access to serve this area. He then quoted from a City staff memo on this topic, noting that staff recommends Option 2. A copy of the staff memorandum is made a part of the papers of this meeting.

Mr. Homer Bain, representing Metropolitan Congregational Alliance (MCA), voiced his organization's concern that 11-year City taxpayers still have to haul water to their homes from other points.

Miss Judy Schmidt, a resident of the area, stated that the residents there have been taxed, but not serviced, by the City of San Antonio, a condition she equated to a double-standard. She asked for action on this problem now.

Mr. Eddie Griffin, resident of the area, spoke of the high costs of propane gas and other service needs, because such is not available from the City.

Mr. Bain stated that Option 2 would be acceptable to the residents.

Ms. Cora Lee Fenner, also representing MCA, asked that MCA have a voice in future decisions for the far east side of the city.

Mayor Cisneros spoke to the reasons why this area was annexed by the City of San Antonio, in order to counter the threat of construction of high-rise buildings near the Randolph Air Force Base runway and approach, a plan that could threaten the continued existence of this base. He noted that this area has remained substantially rural in character with few City services available. He also noted that relatively few homes are affected by any possible action the Council might take today, and stated that the primary reason why City Water Board water is not available in the area is the high cost to the residents, to connect to any approach mains of the City Water Board.

Mrs. Dutmer made a motion to approve Resolution B, whereby City Water Board is requested to work with the City of Schertz Water Utility to resolve the water service questions to this area.

Mr. Louis J. Fox, City Manager, noted that the projected cost to City Water Board to run water service to this area is estimated to be some \$600,000, while the estimated cost of the Schertz water utility to run water to the area is about \$40,000.

Mayor Cisneros stated his opinion that the long-term solution appears to rest in the City's ultimate purchase of the Gardendale Water System, whose service lines are nearest to this area.

Mr. Fox noted that Austin has a "limited purpose annexation" law, and he stated that he would be looking into how it works and how it could be styled for San Antonio, as well. He stated that briefly, the Austin law states "no City services, no City taxes".

Ms. Fenner stated that her organization would like to have the City look into a reciprocal deal with the City of Converse on providing fire protection to this area.

Mr. Fox stated that he would look into this, too, and his assistant, Miss Teree Caldwell, would coordinate this matter.

Mr. Webb asked that City staff look into the matter of how City Code provisions are applied in this area, especially as to natural gas and police protection.

Mayor Cisneros spoke in favor of the "limited annexation" idea, for now.

Mr. Ozzie Brynie, Assistant General Manager, City Water Board, stated that City Water Board would relinquish its jurisdiction to provide water service to these residents on a case-by-case basis.

Mrs. Dutmer spoke to instances where city water still is not available to other areas of the City, as well.

In response to a question by Mr. Eureste, Mr. Brynie spoke to the possibility of a City Water Board-bond issue proposal to come before City Council, perhaps by next fall.

Mr. Eureste stated his feeling that City Water Board could include provision of proper water extension to this affected area in its upcoming bond issue.

Mr. Eureste proposed an amendment that City Water Board be asked to consider adding water service to this area in a future bond issue. Mr. Webb seconded the motion.

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mlr

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

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

85-11 The Clerk read the following Letter:

January 30, 1985

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

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

January 23, 1985

Petition submitted by Ms. Mary H. Vasquez, 910 W. Glenn, San Antonio, TX 78225, on behalf of herself and other residents of that area requesting the repair, paving and proper drainage of the 900 block of West Glenn.

\* \* \* \*

January 29, 1985

Petition submitted by Ms. R. Anne Wolfe, 301 Wickes, No. 1, San Antonio, TX 78210, on behalf of herself, requesting permission to operate a horse drawn carriage service in the City of San Antonio.

\* \* \* \*

/s/Norma S. Rodriguez  
City Clerk

There being no further business to come before the Council, the meeting was adjourned at 7:10 P.M. to convene a "B" Session.

A P P R O V E D

*Henry Cisneros*  
M A Y O R

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

February 7, 1985  
mlr

