

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, APRIL 7, 1977.

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The meeting was called to order at 9:30 A. M. by the
presiding officer, Mayor Lila Cockrell, with the following present:
PYNDUS, BILLA, CISNEROS, BLACK, HARTMAN, TENIENTE, NIELSEN, COCKRELL;
Absent: ROHDE.

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77-18 The invocation was given by The Reverend Dr. Ralph H. Seiler,
Travis Park United Methodist Church.

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77-18 Members of the City Council and the audience joined in the
Pledge of Allegiance to the flag of the United States.

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77-18 The minutes of the meeting of March 31, 1977, were approved.

77-18 CLASS FROM BOWDEN ELEMENTARY SCHOOL

Mayor Cockrell recognized a class from Bowden Elementary School
and welcomed them to the meeting. They were accompanied by Mrs. C. Y. James
and Mrs. Murphy, their instructors.

77-18 CITATION TO JUDGE MIKE MACHADO

Mayor Cockrell, on behalf of the City Council, congratulated
Judge Mike Machado on his recent appointment by Governor Dolph Briscoe
to District Court Judge. She then read the following Citation:

THE CITY OF SAN ANTONIO
(State of Texas)

Hereby Presents This

CITATION

to

JUDGE MIKE MACHADO

IN RECOGNITION OF TWENTY-THREE YEARS OF DEDICATED SERVICE TO
THE CITY OF SAN ANTONIO. JUDGE MACHADO FIRST JOINED THE CITY
ORGANIZATION ON JULY 1, 1953 AS AN ATTORNEY. ON JANUARY 1, 1957
HE WAS PROMOTED TO JUDGE OF MUNICIPAL COURT AND ON JANUARY 29, 1959
WAS APPOINTED PRESIDING JUDGE OF MUNICIPAL COURT. THROUGHOUT
HIS YEARS OF SERVICE THE STATURE AND DIGNITY OF THE COURT
HAS REFLECTED HIS PERSONAL EFFORT WHICH REFLECTS GREAT CREDIT ON
OUR CITY.

THE CITY COUNCIL EXPRESSES THE SINCERE APPRECIATION OF THE
CITIZENS OF SAN ANTONIO, AND EXTENDS VERY BEST WISHES FOR HIS
CONTINUED SUCCESS AS JUDGE OF THE 227TH DISTRICT COURT.

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Members of the Council then personally congratulated Judge
Machado.

Judge Machado thanked the City Council for this recognition
and spoke of his more than 23 years of service to the City of San Antonio.
He spoke of the many friends he made as a City employee and commended
the Council in appointing Judge Bob Lozano as Presiding Judge of
Municipal Court.

77-18 Item VII being a proposed resolution urging the City Council which will take office May 1, 1977, to allocate 9th Entitlement Period Revenue Sharing Funds for use in a rate relief program for the 1977-78 Winter Season; and Item VIII being a proposed ordinance repealing Section 2 of Ordinance No. 44748, passed and approved December 19, 1974, as amended by Ordinance No. 45575, passed and approved on August 7, 1975; directing the City Public Service Board to exclude from payments to the City the amount attributable to such repeal and retain said amounts in a reserve account for the benefit of residential gas customers; directing the City Public Service Board to apply the funds in such reserve account to decrease the cost of natural gas for winter billing to general service gas rate "G" customers for human needs usage were postponed from consideration to two weeks after discussion by Council that some sections of the proposed ordinance and resolution need clarifying.

77-18 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Billa, seconded by Mr. Teniente, was passed and approved by the following vote: AYES: Billa, Cisneros, Black, Hartman, Teniente, Nielsen; NAYS: None; ABSTAIN: Pyndus, Cockrell; ABSENT: Rohde.

AN ORDINANCE 47,843

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR A FLOWER CONCESSION AT THE INTERNATIONAL AIRPORT WITH ALAMO WOODEN ROSE, INC.

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77-18 Discussion of Item 2 was postpone for a while. See page 6 of these minutes.

77-18 The following Ordinances were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Pyndus, Billa, Black, Hartman, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Cisneros, Rohde.

AN ORDINANCE 47,844

ACCEPTING THE LOW QUALIFIED BID OF MEADER CONSTRUCTION CO., INC., IN THE AMOUNT OF \$26,344.55, TO CONSTRUCT THE OAK HOLLOW NORTH OFF-SITE SANITARY SEWER MAIN; AUTHORIZING THE CITY MANAGER TO EXECUTE A STANDARD CITY PUBLIC WORKS CONSTRUCTION CONTRACT COVERING SAID CONSTRUCTION; APPROPRIATING THE AMOUNT OF \$28,500.00; AND AUTHORIZING PAYMENT AS HEREIN PROVIDED.

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AN ORDINANCE 47,845

APPROPRIATING THE AMOUNT OF \$116,500.00 FOR THE MITCHELL LAKE IMPROVEMENT PROJECT; APPROVING A REVISED BUDGET FOR THE PROJECT; AND AUTHORIZING THE EXPENDITURE OF SUCH APPROPRIATED AMOUNT IN ACCORDANCE WITH THE REVISED BUDGET.

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77-18RILLING ROAD PLANT

Councilman Billa asked if the City Manager could review the strong odor at the Rilling Road Plant.

Dr. Nielsen stated that a report was submitted a year ago on this same matter.

After discussion, Mayor Cockrell asked that the City Manager review the previous report and see if it needed updating.

77-18MAYOR DANIEL WEBSTER

Mayor Cockrell recognized the Mayor of Balcones Heights, Mayor Daniel Webster, who was in the audience.

Mayor Webster stated that he had some questions on Item VIII that was postponed earlier in the meeting. He asked if someone could attend the Council of Mayors Meeting on May 5, 1977, and answer these questions.

Mayor Cockrell advised him to consult one of the Council members who could perhaps attend this meeting.

77-18GASOLINE IN SEWER LINES

Dr. Nielsen asked Mayor Daniel Webster about the problem of gasoline appearing in the sewer lines in the Balcones Heights area.

Mayor Webster stated that a Shamrock Service Station in this area has lost about 3,000 gallons of gasoline and this is gradually seeping into the sewer lines. They are working together to find a solution to this problem.

77-18 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Billa, seconded by Rev. Black, was passed and approved by the following vote: AYES: Pyndus, Billa, Black, Hartman, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Cisneros, Rohde.

AN ORDINANCE 47,846

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH LO VACA GATHERING COMPANY AND AUTHORIZING PAYMENT OF \$15,000.00 FOR LOWERING GAS PIPELINES IN CONNECTION WITH THE BROADWAY DRAINAGE PROJECT.

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77-18

The Clerk read the following Ordinance:

AN ORDINANCE 47,847

APPROVING THE OPERATION OF THE DOWNTOWN "EL CENTRO" BUS SYSTEM FREE TO RIDING PATRONS FOR A ONE YEAR PERIOD, AND PROVIDING \$14,770.00 IN ADDITIONAL SUBSIDY TO THE SYSTEM FOR THE CURRENT FISCAL YEAR.

* * * *

Dr. Nielsen stated that the contributions from the private sector were still not clear to him.

Mr. Jimmy Gause, Director of Centro 21, explained that the \$45,000 that the downtown merchants pledged will be spent promoting El Centro. This will be the main thrust of their advertising.

Mr. Billa stated that this, in turn, will serve to stimulate downtown business.

Mr. Hartman explained that this is a joint effort between the private and public sectors to revitalize downtown.

After consideration, on motion of Mr. Billa, seconded by Mr. Hartman, the Ordinance was passed and approved by the following vote: AYES: Pyndus, Billa, Black, Hartman, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Cisneros, Rohde.

77-18 Item 7 being a proposed ordinance amending Section 2 of the City-County Appraisal Board Charter concerning the composition of the Board was withdrawn from consideration.

In response to Councilman Teniente, Mr. Pyndus stated that Mr. Carl White, Finance Director, had recommended a Coordinating Committee to work with the City-County Appraisal Board. Mr. Pyndus said that Council action will not be necessary in this instance.

77-18 The following Ordinances were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Pyndus, Billa, Black, Hartman, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Cisneros, Rohde.

AN ORDINANCE 47,848

APPROPRIATING FUNDS FOR, AND AUTHORIZING THE PURCHASE OF TWO ADDITIONAL 4" THREE PHASE DUPLEX SUBMERSIBLE SEWAGE LIFT STATIONS FROM CRANE SUPPLY COMPANY FOR A NET TOTAL OF \$21,800.00.

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AN ORDINANCE 47,849

ACCEPTING THE LOW QUALIFIED BID OF THE PLANK COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH TRENCH BOXES FOR A NET TOTAL OF \$12,987.21.

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AN ORDINANCE 47,850

ACCEPTING THE LOW QUALIFIED BID OF CONLEY-LOTT-NICHOLS' MACHINERY COMPANY TO FURNISH THE CITY OF SAN ANTONIO TRAFFIC AND TRANSPORTATION DEPARTMENT WITH AN AIR COMPRESSOR FOR A NET TOTAL OF \$5,112.00.

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77-18 Item 11 being a proposed ordinance accepting the low qualified bid of McKesson Chemical Company and of Thompson Hayward Chemical Company to furnish the City of San Antonio Parks and Recreation Department with pool chemicals for a net total of \$7,816.00 was withdrawn from consideration at the request of the City Manager.

77-18 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Teniente, seconded by Mr. Billa, was passed and approved by the following vote: AYES: Pyndus, Billa, Black, Hartman, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Cisneros, Rohde.

AN ORDINANCE 47,851

MAKING AND MANIFESTING A CONTRACT BETWEEN THE CITY AND PETE CORTEZ AND WIFE, CRUZ L. CORTEZ, FOR USE OF A PORTION OF CITY-OWNED LAND ON PRODUCE ROW AND CONCHO STREET FOR OUTDOOR DINING AREAS AND FOR MISCELLANEOUS ENTERPRISE OPERATIONS.

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Mayor Cockrell and other members of the Council commended Mr. Cortez, owner of Mi Tierra Restaurant, for the beautiful renovation of his restaurant in the Market Square area.

77-18 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Pyndus, seconded by Mr. Hartman, was passed and approved by the following vote: AYES: Pyndus, Billa, Black, Hartman, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Cisneros, Rohde.

AN ORDINANCE 47,852

APPROPRIATING \$20,000 FROM UNAPPROPRIATED 1970 FARMERS MARKET IMPROVEMENT BONDS FOR CERTAIN MATERIALS, ACCESSORIES AND EQUIPMENT FOR MARKET SQUARE.

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77-18 The Clerk read the following Ordinance:

AN ORDINANCE 47,853

BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS, APPROVING THE NOTICE OF SALE AND PRELIMINARY OFFICIAL STATEMENT AND ESTABLISHING AND SETTING THE HOUR AND DATE FOR THE SALE OF THE PROPOSED "\$21,095,000 CITY OF SAN ANTONIO, TEXAS, GENERAL OBLIGATION BONDS, SERIES 1977," DATED JUNE 1, 1977; DIRECTING THE PUBLICATION OF THE NOTICE OF SALE OF SAID BONDS; AUTHORIZING AND DIRECTING DISTRIBUTION OF THE NOTICE OF SALE AND THE PRELIMINARY OFFICIAL STATEMENT TO PROSPECTIVE PURCHASERS; AND DECLARING AN EMERGENCY.

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Mr. Billa moved to approve the Ordinance. Mr. Hartman seconded the motion.

In response to Mr. Hartman's question, City Manager Huebner stated that this Ordinance represents the balance of the 1974 bond issue.

Mr. Karl Wurz read a prepared statement against the approval of this Ordinance. (A copy of Mr. Wurz' statement is on file with the papers of this meeting.) Mr. Wurz' comments were directed at the interest costs which, in his opinion, make the sale of bonds the most expensive way to finance projects.

After consideration, Mr. Billa's motion to approve the Ordinance carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Pyndus, Billa, Black, Hartman, Nielsen, Cockrell; NAYS: None; ABSENT: Cisneros, Rohde, Teniente.

AN ORDINANCE 47,854

BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS, APPROVING THE NOTICE OF SALE AND PRELIMINARY OFFICIAL STATEMENT AND ESTABLISHING AND SETTING THE HOUR AND DATE FOR THE SALE OF THE PROPOSED "\$5,500,000 CITY OF SAN ANTONIO, TEXAS, COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 1977," DATED JUNE 1, 1977; DIRECTING THE PUBLICATION OF THE NOTICE OF SALE OF SAID CERTIFICATES; AUTHORIZING AND DIRECTING DISTRIBUTION OF THE NOTICE OF SALE AND THE PRELIMINARY OFFICIAL STATEMENT TO PROSPECTIVE PURCHASERS; AND DECLARING AN EMERGENCY.

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Mr. Billa moved to approve the Ordinance. Mr. Hartman seconded the motion.

Mr. Karl Wurz again spoke on this item. He presented a paper sack of research that he has worked on for the past several months. He spoke of the high interest costs involved in a bond sale and emphasized the pay-as-you-go plan as being the least expensive method of financing capital improvements.

Mr. Pyndus asked the City Manager how the certificates of obligation would affect the tax structure.

City Manager Huebner stated that part of the additional revenues generated by the increase in the hotel-motel tax will be utilized to pay off the additional certificates of obligation which are being sold to finance the arena expansion. This will enable the City to continue the same tax rate.

Dr. Nielsen stated that he disagreed with Mr. Wurz' remarks and because of inflation it is necessary to go to long term financing.

After consideration, Mr. Billa's motion to approve the Ordinance, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Pyndus, Billa, Black, Hartman, Nielsen, Cockrell; NAYS: None; ABSENT: Cisneros, Rohde, Teniente.

77-18 The following Resolution was read by the Clerk and after consideration, on motion of Mr. Billa, seconded by Mr. Pyndus, was passed and approved by the following vote: AYES: Pyndus, Billa, Black, Hartman, Nielsen, Cockrell; NAYS: None; ABSENT: Cisneros, Rohde, Teniente.

A RESOLUTION
NO. 77-18-30

GIVING NOTICE THAT BIDS WILL BE RECEIVED FOR THE SELECTION OF A DEPOSITORY FOR FUNDS OF THE CITY OF SAN ANTONIO AND FOR LOANING MONEY TO THE CITY, FOR THE FISCAL YEARS 1977-78 AND 1978-79.

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77-18 The Clerk read the following Ordinance:

AN ORDINANCE 47,855

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF CERTAIN PRIVATELY OWNED REAL PROPERTY SITUATED IN SAN ANTONIO, BEXAR COUNTY, TEXAS FOR A PUBLIC PURPOSE, TO-WIT: THE LOCATION, CONSTRUCTION, RECONSTRUCTION, IMPROVEMENT, REPAIR, AND MAINTENANCE OF PUBLIC FACILITIES DESIGNATED COMMUNITY DEVELOPMENT BLOCK GRANT PROJECTS; AND DIRECTING THE CITY ATTORNEY TO INSTITUTE AND PROSECUTE TO CONCLUSION CONDEMNATION PROCEEDINGS TO ACQUIRE RIGHT OF WAYS AS CANNOT BE ACQUIRED BY NEGOTIATION.

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In response to Mr. Pyndus, Mr. Cipriano Guerra, Director of Community Development, explained that this Ordinance declares the public necessity for all those projects approved in the first and second year CDA budgets which require purchases of land. He said that this Ordinance specifically identifies the parcels that will be covered. Mr. Guerra further stated that, with this Ordinance, the City, through the San Antonio Development Agency, may begin purchasing properties and instituting condemnation proceedings in those cases where negotiations on price fail. The passage of this Ordinance will also replace the need to have separate ordinances for each project.

After consideration, on motion of Mr. Pyndus, seconded by Mr. Hartman, the Ordinance was passed and approved by the following vote: AYES: Pyndus, Billa, Black, Hartman, Nielsen, Cockrell; NAYS: None; ABSENT: Cisneros, Rohde, Teniente.

77-18

The Clerk read the following Ordinance:

AN ORDINANCE 47,856

AMENDING SECTION 2 OF ORDINANCE 43497 BY REPEALING EXHIBIT "R" ATTACHED THERETO AND MADE A PART THEREOF; DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF ELECTRICAL TRANSMISSION AND DISTRIBUTION LINE EASEMENTS OVER AND ACROSS CERTAIN PRIVATELY OWNED REAL PROPERTY IN BEXAR COUNTY, TEXAS, FOR PUBLIC PURPOSES, TO-WIT: CONSTRUCTION AND OPERATION OF THE HILL COUNTRY SUBSTATION TO MEDICAL CENTER SUBSTATION TRANSMISSION LINE AND PARALLEL DISTRIBUTION LINES, FOR THE CITY ELECTRIC SYSTEM: AUTHORIZING ALL APPROPRIATE ACTION OF THE CITY PUBLIC SERVICE BOARD OF SAN ANTONIO IN THE INSTITUTION AND PROSECUTION OF CONDEMNATION PROCEEDINGS TO ACQUIRE SO MUCH THEREOF AS CANNOT BE ACQUIRED THROUGH NEGOTIATION; AND RATIFYING AND AFFIRMING ALL ACTS AND PROCEEDINGS HERETOFORE DONE OR INITIATED BY ATTORNEYS FOR THE CITY PUBLIC SERVICE BOARD TO ACQUIRE SAID LAND AND INTERESTS IN LAND.

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Mr. Cecil Henne, City Public Service Board, explained the proposed Ordinance which authorizes minor corrections to the Field Notes attached to Ordinance #43497 passed by City Council on March 7, 1974.

After consideration, on motion of Dr. Nielsen, seconded by Mr. Billa, the Ordinance was passed and approved by the following vote: AYES: Pyndus, Billa, Black, Hartman, Nielsen, Cockrell; NAYS: None; ABSENT: Cisneros, Rohde, Teniente.

77-18 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Billa, seconded by Mr. Hartman, was passed and approved by the following vote: AYES: Pyndus, Billa, Black, Hartman, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Cineros, Rohde.

AN ORDINANCE 47,857

APPOINTING MR. HARRY KATZ OF 631 STOREYWOOD DRIVE (78213) TO REPLACE MR. ROBERT MOCZYGEMBA ON THE ELECTRICAL EXAMINING AND SUPERVISING BOARD. (Term expires July 31, 1977)

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77-18

SURFACE WATER DISCUSSION

The following discussion took place:

MR. GLEN HARTMAN: A great deal has been said during the past few weeks about the need for San Antonio to insure our continued growth and development in future years. I, for one, have said many times that water resources will be the number one issue of the next Council, and I have urged this Council and the City Water Board to set into motion the necessary actions to develop a comprehensive plan for water resource development that will identify what we will need and where it will come from. I, together with Councilmen Cisneros and Billa, have urged that the long dormant Cibolo project be reactivated and moved toward completion. I have also stated that Canyon water will ultimately play an important role in our overall water resource equation, but I am not prepared (nor will ever be) to have the citizens of San Antonio "pay through the nose" for Canyon water on the terms laid out by Guadalupe-Blanco River Authority.

During the past few days, I have become aware of two items of information that could have a significant impact on our efforts to acquire surface water from San Antonio. First, I have been advised that the City of San Antonio may be in a position to obtain a permit for surface water from Canyon Dam from the Texas Water Rights Commission. I have been further advised that this is a distinct possibility even if the GBRA permit is not voided by the Texas Water Rights Commission. This possibility stems from the fact that there is excess water in Canyon Lake for which San Antonio may apply for a permit direct to the Texas Water Rights Commission.

Secondly, and in my view more importantly, there have been informal indications from the Texas Water Development Board that they may be in a position to help San Antonio with the long-delayed Cibolo project. I continue to believe that the key element to San Antonio's long-term surface water needs is the Cibolo which is in our own watershed. Despite a great effort by Representatives Kazen and Gonzalez in 1974 to get the Cibolo Dam authorized by Congress, we have done nothing to pursue it at the local level because of the insistence by the City Water Board to consummate the very expensive and somewhat uncertain contract with GBRA. I believe it's time for all parties to get serious about this matter and work for a water development program that serves the best overall interests of the citizens of San Antonio

I have asked our legislative liaison, Mr. Jerry Henckel, to explore both the Cibolo and the Canyon prospects, and apprise us of the results. He has advised that he will report his findings to the Council in the next few days.

I now urge this Council to direct the City Manager to set up a staff project to give the necessary focus and emphasis for this all important matter. As a member of the next City Council I assure you that I will give this matter my foremost attention. Specifically, I recommend the following actions by the Manager:

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a) On the basis of Mr. Henckel's findings, brief this Council on the feasibility of our getting a permit from TWRC for Canyon water.

b) On the basis of Mr. Henckel's findings, advise this Council as to the assistance, if any, that the TWDB can provide San Antonio in proceeding with the Cibolo project.

c) In coordination with SARA and CWB, determine what steps must be taken by San Antonio to re-energize Federal action on the Cibolo project. We must know, for example, whether the 1974 authorizing legislation is still valid, and if so, what must be done by Congress, Bureau of Reclamation, etc., to get the project "turned on."

d) In coordination with the Planning Commission, begin the development of a Water Master Plan. This plan must be in consonance with the City's new Master Plan, which will evolve from the Growth Sketch recently approved by this Council.

Only by a coordinated, and dedicated, effort will we finally overcome the long-standing impasse over the future of San Antonio's water supply. I call upon those who so readily call for instant solutions to our future water problems to put the matter in proper perspective, and to offer constructive and substantive suggestions. Above all, I call upon all parties to put special interests aside and work for the common interests of the citizens of this great City.

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(At this point, Mayor Cockrell was obliged to leave the meeting and Mayor Pro-Tem Black presided.)

MR. BOB BILLA: I'm happy to see that Mr. Hartman is taking this position. I think that there's something that's not addressed here, and I think that it ought to be--include a regional plan as part of our Master Plan, then I would say it was good. But I think if the Cibolo Reservoir is really a good source of water for San Antonio and, of course, the Federal government has played its part. I've had conversations with Representative Kazen, and he got dismayed because the City didn't act. But, I'm not sure myself whether it's the province of the Water Board or the City Council to come up--the City Council to give the Water Board direction on this particular project. But I'd like to say this--if indeed, the Cibolo was to be built as long ago as 20 months ago, I advocated that we pursue this and the Water Board didn't get direction from this Council. So, in relation to what Mr. Wurz says by delaying this action, if we're ever going to do it, it could easily have already cost the City \$10,000,000 because normal escalation costs are causing this to come about. There's no doubt in my mind that we need to address the Cibolo and other surface water sources, and I'm still convinced that GBRA water will eventually be used, or Canyon water. And the fact that GBRA is a state agency, that it's a governmental agency, and the City of San Antonio, another governmental agency, I think that we can't pretend to fool the people and say that we are going to get water out of Canyon for a \$5,000 permit. And I think that those rights haven't been resolved yet; there's no other place for Canyon water to go. I fly over this area all the time, and I don't see any water anywhere else, and I think the lead time to everyone's knowledge is about 10, 15, or even 20 years. And we talk about the cost sometimes of certain contracts but we don't mention the fact that, if we build the Cibolo that we may even spend \$60,000,000 and never get a drop of water out of it. So, if it's filled up the first acre foot that comes out of there will cost \$60,000,000. It's just a thing that you have to average out, and take a realistic approach. If we're going to have a surface water program, I'd like to see us immediately get on with the Cibolo and also address those problems that need to be resolved to get the Canyon water. I think that San Antonio is a logical user of Canyon water.

MR. PHIL PYNDUS: I think that the Resolution, Glen...

MR. HARTMAN: It's not a resolution.

MR. BILLA: It's just a statement.

MR. PYNDUS: With reference to your statement, I would like to see you include in that statement an examination of the contract terms that that were presented to this Council. I think that it should be included with reference to renegotiation. There certainly are contracts, and there certainly are bad contracts, and my understanding of that contract is that it left a lot to be desired. We had originally directed the City Water Board to go back, and I would like to see that renegotiated. I would like the City to take part in the renegotiation, and to examine exactly the obtaining of a new agreement to see if it would dramatically change the costs and the figures of that water because we have agreed that we can use that water also.

MR. HARTMAN: Mr. Mayor, just to respond to that. Phil, I hear what you saying except I think you've missed a key point of what I'm trying to emphasize. The Water Rights Commission, as you know, has called a hearing for April 26th, I believe, pertaining to the GBRA permit. That is an action unto itself, and whatever comes from that, it could result in the voiding of the GBRA permit, or it may not. The point I want to emphasize is the fact that the Water Rights Commission indicated, through Representative Byrd, the fact that they would like to see us pursue the acquisition of water from Canyon Dam on a direct basis. In other words, not go through GBRA. In other words, why do we want to bend over backwards and pay a middleman when we can get it direct. You know, I'm selfish enough as an elected official of the City of San Antonio to get the best deal for the City and, if we can get a permit to Canyon water, then why do we have to go to the Guadalupe-Blanco?

MR. PYNDUS: You have put serious and weighty confidence in the interpretation of what is happening now in Austin.

MR. HARTMAN: I am saying explore it, I didn't say that was the state of...

MR. PYNDUS: Well, fine, I would like to make my point. I think that we have been through the courts with reference to our rights to that water. Now, I think that it would behoove use to take a wide approach and examine the contract as well as pursue the possibilities. Certainly, I agree with you, if GBRA is eliminated then we have every right ourselves to make application.

MR. HARTMAN: That's all I am saying.

MR. PYNDUS: I am concerned with the interpretation that GBRA will be eliminated. I think that we should take concrete steps because of criticism of our turning that contract down to have the information for the next Council.

MR. HARTMAN: That is exactly what I am saying, Mr. Pyndus.

MR. BILLA: I want to ask the City Attorney--isn't the GBRA a state agency, or not?

MR. HARTMAN: No.

MR. BILLA: It is not a governmental agency?

CITY ATTORNEY PARKER: Well, no, it is a governmental agency. It is a creature of the State.

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MR. BILLA: Well, it is a creature, but it is a governmental agency. I think, well, you would have to...the water is there, there is no question about the water being there and someday San Antonio is going to use Canyon Water, but the legal ramifications of it. There are people throwing charges at each other about who has the right or whether GBRA or the Texas Water Rights Commission can issue a permit or something...Well, let those things be resolved. Let them be resolved. But, for me to sit here and think that ...I'd be so naive as to think that we are going to get water out of that reservoir without paying for the cost of it is sheer folly, and there has got to be some addressing of how that reservoir is going to be paid for. Another thing I would like to say...probably it is not the best...nobody ever gets the best contract because you have to compare it with something, and we really don't have, of course, I have heard that you can have something to compare with it because water down the line is being sold for less acreage per foot. But, too much emphasis is being put on the fact that we are going to pay thirty some odd dollars for an acre foot of that water but not enough mention of the fact that a certain amount of that was going to be contributed to another reservoir and if we didn't build that reservoir that that money would be refunded with interest.

MR. HARTMAN: Mr. Mayor.

MR. BILLA: I think it is all out of context.

MR. HARTMAN: Mr. Mayor.

MR. BILLA: Out of proportion...

MR. HARTMAN: Let us try not to fuzz up the facts. I am saying, merely, on page 2, my recommendation "a" was on the basis of Mr. Henckel's findings, and Mr. Henckel is right now, or was as of yesterday, and I assume is, today, checking with the Water Rights Commission to brief this Council on the feasibility of our getting a permit from the Texas Water Rights Commission. That's all I'm saying. In other words, let's get the facts, we have been goosing ghosts on this one for the last I don't know how many months, let's get the facts straight and find out what the alternatives are. My main thrust is to ask the Council to give the Manager some specific directions as to how to go. Let's get some facts and quit assuming things and then assuming on those assumptions. I think that is where we are, and I think that we need to do something in a reasonably logical order.

MR. BILLA: Mr. Mayor, I would just like to ask Mr. Hartman one question. Are you convinced then that based on the data that we have that Canyon and Cibolo surface water will be needed by San Antonio.

MR. HARTMAN: Mr. Billa, I have said from square one that some day, some day, Canyon, Cibolo, Goliad, maybe the Nueces and Cuero, they are all going to be involved. My concern has been, very simply, that we keep hearing about these things but nobody has ever come forth with a document and said, in this time frame or in this time sequence, or in this amount, or based on these requirements, here are the water resources we need and we also, of course, continue to have with us the Edwards Aquifer, and we are talking in terms of a withdrawal rate of 212,000 acre feet a year as being maximum versus a recharge capability of 500,000 acre feet. I want to get some specific facts. I want to see us put an end to what we are doing about the...on this matter of the surface water problem...the same way that we kept playing with the Edwards Aquifer development problem. We finally got the Metcalf-Eddy Study and will finally have some specific data on which to make risk assessments rather than assuming and conjecturing and conjolling, I think we need to come to grips with the facts and then evaluate those facts in a cold, calculated manner so that we can get on with the problem of dealing with it and not keep hitting each other with unfounded facts.

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MR. BILLA: Now there are plenty of statistical data that I have reviewed that says the need is there, and I am satisfied that we should proceed with it.

MAYOR PRO-TEM BLACK: Now, there are certain statements--recommendations--that have come with the statement in which Mr. Hartman is making a request of the Manager. Is there a consensus that...

MR. PYNDUS: I would agree...I would recommend this for a review of the contract.

MR. HARTMAN: I have no objections. But with the stipulation, I'd like to make though that, if we can get water direct from Canyon with a one-time permit, I sure don't want to have the City of San Antonio paying a middleman just as a poverty program to help the people of GBRA.

MR. BILLA: I would buy that in a minute if it could be legally resolved that we could...

77-18

CITATION TO SAMMY AYALA

Councilman Teniente asked that a citation be presented at next week's meeting to Sammy Ayala who just won the National Golden Gloves Championship in Hawaii.

77-18

CLOSING OF THE FARAH PLANT

Dr. Cisneros stated that the closing of the Farah Plant will leave approximately 850 people out of work. He also mentioned that many of these people are women who are heads of households. He then asked Mrs. Joan Suarez to address the Council.

Mrs. Joan Suarez, representing the Amalgamated Clothing Workers Union, spoke to the Council on the backgrounds of the affected people including their backgrounds in education. She stated that the City of San Antonio's Manpower Training Program could address the matter of retraining these people because there is no possibility that these people will be hired by any new garment manufacturers in the near future.

After much discussion, Mr. Pyndus stated that perhaps this would be a good time to review the entire Manpower Program.

Mrs. Suarez stated that the Manpower Training Program has begun definite steps to include women in their training program.

(At this point in the meeting, the meeting was recessed at 11:20 A.M. to await the arrival of Mr. Sam Dominguez, Director of the Manpower Program. The meeting was reconvened at 11:45 A.M.)

Mr. Sam Dominguez then reported to the Council on the Farah Plant shutdown. (A copy of Mr. Dominguez' report is on file with the papers of this meeting.) The following are his recommendations on the re-training of these workers:

"In the area of re-training, the assistance which can be provided to the Farah workers are somewhat limited because of the priorities and eligibility requirements of the Manpower Programs. Preference is given to those that are economically disadvantaged; that is to say, that those that are under the poverty level criteria, and most of these former Farah workers who have been employed will not fall under the poverty level criteria. However, this needs to be looked into further.

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Another immediate possibility is the placement of some of these women into the recently funded program administered by EODC "Special Program for Women." The criteria in this program is less restrictive because of the unique demonstrative program design. We estimate that we could possibly place 50 of these women for re-training into this program immediately.

An immediate CETA program capability analysis and cost summary is attached.

Recommendations:

1. That the maximum number of persons be programmed for enrollment into available CETA public service employment jobs (approximately 100) and into a CETA re-training program (approximately 100 persons).
2. That in coordination with the Texas Employment Commission maximum efforts be made to place the remaining persons into suitable positions.
3. That a long range plan be initiated to seek additional funds from Department of Labor or reprogramming of the current program assets to provide for the needs of the remaining unemployed persons."

* * * *

Mr. Pyndus expressed his concern about the many women who are already on the waiting list for the "Special Program for Women," and he feared that they may be by-passed.

Mr. Dominguez responded that trainees for this program will be selected on a priority basis.

After further discussion, the Council reached the consensus to have Mr. Dominguez proceed with application for additional CETA funds.

Mr. Teniente stated that he will be meeting with the Department of Labor officials and will address this particular concern and Mr. Pyndus' remarks will be taken under consideration.

In response to Mr. Pyndus' concerns on applicants to the Women's Program, Mayor Cockrell stated that the staff will develop a set of criteria based on hardship and heads of household, and selection of the trainees will be on this priority method.

77-18 The meeting was recessed at 12:10 P.M. and reconvened at 2:10 P.M.

77-18

CITIZENS TO BE HEARD

MR. BRADFORD R. BREWER

Mr. Bradford R. Brewer, representing the Alamo National Bank, asked for reconsideration of the recommendation made at the "B" Session on March 24, 1977, by Architect Larry Travis and Associates concerning the ground floor use of the River Bend Parking structure for retail only. He asked that the Council consider permitting some of this space for drive-in banking use by the Alamo National Bank.

Mayor Cockrell suggested that Mr. Brewer discuss this matter with the City Manager's staff and then discuss this further with Council in a "B" Session.

MR. CHARLIE MATA

Mr. Charlie Mata spoke of the need for restroom facilities in the Espada Park. He stated that he had already spoken to the staff from the San Antonio River Authority and the Parks and Recreation Department. He further stated that there is no water, security or lights in the Park. He asked that the Council take some corrective action.

Mayor Cockrell asked for a review of the Espada Park situation and the responsibilities of the City and those of the San Antonio River Authority.

City Manager Huebner stated that a report will be forthcoming in two weeks.

MR. DANIEL GROVER

Mr. Daniel Grover spoke of a book he recently wrote on "The Living Rock" or "La Roca Viva." He presented each Council member with a "living rock" and asked the Council to designate it as the official Fiesta stone.

MRS. NANCY SMITH

Mrs. Nancy Smith, Assistant Director of the San Antonio Ballet Company, again spoke to the Council regarding their request for \$87,000 in Revenue Sharing Funds. She spoke of the need for the funds and how the money will be appropriated.

MR. JIM EGGERLING

Mr. Jim Eggerling, a member of the Cottonwood Political Club, spoke to the Council on the human rights of gays being violated. He asked that the Council approve the ordinance which they presented two weeks ago.

City Attorney Parker said that his office would look into all of the legal aspects of the ordinance.

MS. GAIL BAIER

Ms. Gail Baier, President of the San Antonio National Organization for Women, asked that the Council take action to eliminate discrimination against gays in housing, public accommodations and employment.

MR. RAUL RODRIGUEZ

Mr. Raul Rodriguez read two letters which were written to the Editor on City employees living outside of the City of San Antonio. Mr. Rodriguez asked that the City Council initiate the necessary procedures to require that all City employees live within the limits of the City of San Antonio.

City Attorney Parker stated that the only residency requirement is that a City employee reside within the County limits. He also mentioned that there is pending legislation which would eliminate all residency requirements.

Dr. Nielsen stated that a study could be initiated to see if future City employees could be required to live in the City limits.

Mayor Cockrell asked that the City Manager review the City's policy and report back to the Council.

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MRS. HELEN WALTER

Mrs. Helen Walter, representing the Greater San Antonio Youth Symphony, thanked the Council for all their past support and invited them to their next concert.

MR. BEN VALDEZ

Mr. Ben Valdez, representing the Greater San Antonio Youth Symphony, spoke to the Council regarding the hiring of their new Conductor, Mr. Terence Frazor. He gave the Council a brief description of Mr. Frazor's previous experience and accomplishments.

MR. PAT KERR

Mr. Pat Kerr, a member of the Cottonwood Political Club, also spoke to the Council regarding their proposed ordinance. He further stated that the Council should establish guidelines to insure gay employment and end discrimination.

MRS. JANIE MEDELLIN

Mrs. Janie Medellin, 109 Dunning, spoke to the Council protesting the proposed opening of the Teen Challenge Drug Center at 2500 South Presa Street. She said that they are against another drug center in their area of the City. She then showed a map to the Council pointing out the location of several drug centers in this area. (A copy of Mrs. Medellin's statement is on file with the papers of this meeting.)

City Attorney Parker stated that the City's only control is to assure that the center would be in the proper zone.

Dr. Nielsen asked that the staff prepare a listing of other treatment centers in the City and asked for a synopsis of this particular program.

Mayor Cockrell asked that the staff review the City's legal abilities to do anything about this matter, and she also asked for a report on the scope and intent of this program.

MR. CURTIS BELL

Mr. Curtis Bell, representing Texans for Freedom, stated that, in their opinions, many Council candidates were silent on very important issues. He wanted to hear the candidates' opinions on the gay issue and the Clean Air Ordinance.

Mayor Cockrell stated that the City Council did take action and passed a Resolution on the EPA's ruling regarding Clean Air.

MR. NICK PENA

Mr. Nick Pena, District Director of Lulac, spoke to the Council regarding the City's five-year contract with the Fiesta Commission. He also complained about the money being paid to Phil Sheridan.

Dr. Nielsen stated that the City's contract is only with the Fiesta Commission.

Mr. Cliff Edgar, Director of Market Square, reviewed the City's Ordinance with the Fiesta Commission and Phil Sheridan's contract with the Fiesta Commission.

After much discussion, City Manager Huebner stated that he will set up a meeting between Mr. Stewart Fischer, who is the Fiesta Coordinator; the City Attorney; Mr. Edgar and Mr. Pena to discuss this matter thoroughly.

The City Council instructed the City Manager to see that the problem is resolved so that all parties would be treated equitably.

77-18 The Clerk read the following letter:

April 1, 1977

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

Madam and Gentlemen:

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

March 29, 1977

Petition submitted by Mr. Samuel Laque requesting City Council approval to build a backstop 12 feet high and 50 feet long for a Little League Ball Field at 1650 Villaret.

March 29, 1977

Petition submitted by Mr. Phil Nolan III requesting permission to have a campfire at the Polaris District of the Boy Scouts of America annual Camp-O-See on April 23, 1977, at 8:00 P. M. at the St. Peter's-St. Joseph's Orphanage on Mission Road.

March 29, 1977

Petition of Mr. James W. Barr requesting the City of San Antonio to immediately authorize the curbing of the median strip existing on Starcrest Drive.

/s/ G. V. Jackson, Jr.
City Clerk
* * * *

There being no further business to come before the Council, the meeting was adjourned at 3:50 P.M.

A P P R O V E D

Lila Cockrell
M A Y O R

ATTEST:

G. V. Jackson, Jr.
C i t y C l e r k