

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, SEPTEMBER 2, 1976.

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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 members present: PYNDUS, BILLA, CISNEROS, BLACK, HARTMAN, ROHDE, TENIENTE, NIELSEN, COCKRELL; Absent: NONE.

76-41 The invocation was given by The Reverend John Wagner, St. Joseph's Catholic Church.

76-41 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

76-41 The minutes of the meeting of August 26, 1976 were approved.

76-41 MUSCULAR DYSTROPHY PROCLAMATION

Mayor Cockrell read the following proclamation:

WHEREAS, the citizens of San Antonio have always shown concern with the welfare of this nation's victims of neuro-muscular disease, and

WHEREAS, The Jerry Lewis Labor Day Telethon provides major support for Muscular Dystrophy Association, Inc., which sponsors a worldwide program of scientific research into neuromuscular diseases and maintains a network of 157 free clinics to serve patients throughout the country suffering from these crippling illnesses, and

WHEREAS, The South Texas Chapter of the Muscular Dystrophy Association will participate in the Jerry Lewis Muscular Dystrophy Labor Day Telethon -- an event which each year unites millions of volunteers from every corner of America and which, with the dollars it raises, benefits the lives of so many more.

NOW, THEREFORE, I, LILA COCKRELL, Mayor of the City of San Antonio, in recognition thereof, do hereby proclaim the period of September 4 - 6, 1976, as

"JERRY LEWIS LABOR DAY TELETHON WEEKEND"

in San Antonio, Texas, and urge all citizens to give full support, as they have done so generously in the past, to the programs of Muscular Dystrophy Association, Inc., and to the unceasing efforts of its National Chairman, Jerry Lewis.

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Mayor Cockrell then introduced Joey Crum, San Antonio Poster Child, who was accompanied by his father, Sgt. Tom Crum; and Colonel Presley Orsburn, Chapter President. She then presented the Proclamation to Joey and welcomed him to the meeting.

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The following discussion took place:

MAYOR LILA COCKRELL: As our first item of business this morning, we are going to consider one that is of great importance. I would like to ask the Clerk to read the caption.

The Clerk read the following Resolution:

A RESOLUTION
NO. 76-41-66

REMOVING SAM GRANATA, JR. AS CITY MANAGER
AND DESIGNATING THOMAS A. RAFFETY AS ACTING
CITY MANAGER; AND DECLARING AN EMERGENCY.

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MR. BOB BILLA: Madam Mayor, can we have copies of the resolution.

MAYOR COCKRELL: Before we start in on any questions, or discussions, I would like to ask the City Attorney to discuss the matter of procedure relative to the City Charter.

CITY ATTORNEY JIM PARKER: Yes, madam. Under Section 45 of the City Charter, paragraph 2 pertains to the procedures to be followed in changing of City Manager positions and these are the relative ones that are considered in this particular resolution. In the instance, as I understand it that exists, it is on a mutual basis.....

MAYOR COCKRELL: Would you speak just a little bit louder, I don't believe we can hear you.

CITY ATTORNEY PARKER: It is on a mutual basis and that is how the resolution is so worded.

MAYOR COCKRELL: I see. Would you comment on what would be the normal procedures and then what would be the procedures in this case as you would understand them.

CITY ATTORNEY PARKER: All right, the instance in which we have here as I understood it, the majority of the City Council expressed the desire to possibly change the City Manager. This was, I believe, agreed upon by the City Manager when he didn't exercise certain provisions of the contract that has been entered into, the contract of employment by him and on that basis the resolution and has been prepared accordingly.

MAYOR COCKRELL: All right, has his attorney been furnished with a copy of the resolution?

CITY ATTORNEY PARKER: Yes, madam. I presume his attorney has been. A copy of this was presented to the Manager late Tuesday afternoon about 4 or 4:30, about 4:30.

MAYOR COCKRELL: I see, all right. Then to review briefly for all concerned, the Charter provides certain circumstances whereby the Council in notification of the City Manager of the consideration of a change, there is a provision whereby the City Manager may request a public hearing. Certainly, in those events a full bill of particulars relative to any consideration that may have entered into the Council's mind are in order. The Charter provides that he be furnished with the same and after review may then decide whether he wishes to have a public hearing. In this particular case, on Monday I advised the City Manager and met with him and his attorney that it appeared that a majority of the City Council wished to make a change in the office. That evening following a City Council called meeting, we again notified the City Manager of the situation. We discussed with him the fact that because of the friendship, admiration and regard which all City members, City Council members had for him it

was certainly the firm desire of the Council that he consider the option in his contract of continuing employment with the City and we asked that he think this over and consult with his attorney on that particular provision. The next morning he notified me that it was his desire to go with the contract which he had and to return to his former position of Director of Public Works. In accordance with these conversations, we then consulted again with our City Attorney as to the proper procedure. He then prepared the material, the resolution which is up for Council consideration today. He furnished the City Manager with a copy of that resolution and in just a moment, I would like to call on his attorney and ask if in his opinion the proper procedures were followed relative to this, to the discussion. May I call on, I believe the attorney is here representing the City Manager.

REV. CLAUDE W. BLACK: Madam Mayor.

MAYOR COCKRELL: No, I want to call first the attorney.

DR. D. FORD NIELSEN: In terms of not only this issue but many others that we have had and I think perhaps one of my concerns has been taken care of and that is that an available walkway be maintained at all times through this side of the Council Chamber and out into the hall, that maximum seating be available here and in the "B" room and that we do provide an opportunity for all speakers to be heard. We talked about some procedures and protocol and we have got to tighten up on it on this Chamber and I think things are in much better shape right now than they usually are.

MAYOR COCKRELL: Well, you may recall, yesterday I visited with every member of the Council on the issue of the problems that we have had in overcrowding of the Council Chamber and I did ask that the City Manager insist that the Fire Marshall's regulations regarding capacity of the room be followed, so they are being followed.

REV. BLACK: Madam Mayor.

MAYOR COCKRELL: May we hear.....

REV. BLACK: I would like to get a legal question and I think it should be answered before the attorney, because I think it is a matter.....

MAYOR COCKRELL: Before the...all right, fine. Certainly, you are most welcome to go ahead.

REV. BLACK: Because I think it provides an opportunity for us to deal with this issue and I want to know from the City Attorney whether or not this matter would be legal and also whether or not it would be the kind of concern that the legal attorney of the Manager would consider. I do not propose to offer any recommendation that would tend to change the vote of the individual members of the Council. But I would like for this Council, in the best interest of the City, to not impose upon the next Council the choice of its Manager. So I would like to ask whether or not it would be consistent with legal counsel that we could impose upon this resolution the condition that it would run concurrent with the Manager's contract and would not be implemented until the close of the Manager's contract. Rather than simply putting a new date line, that's what I am asking, if it is legal to put another date line on this resolution and that the resolution would be extended to the degree of the Manager's contract?

CITY ATTORNEY PARKER: If the majority of the Council agreed to that, yes, sir.

REV. BLACK: This would be legal? There is no legal problem with this?

MAYOR COCKRELL: The contract expires in May. Is that correct?

CITY ATTORNEY PARKER: It's for the primary term.

MAYOR COCKRELL: In other words, if it were the Council's intent that the contract be carried out there would be, in fact, be no need for a resolution.

REV. BLACK: Oh yes, but, what I am saying is, it still would indicate the will of this Council in terms of its feeling about the Manager at the same time it would not impose upon the next Council the choice of Managers that this Council would be making and therefore, and maybe this Council wouldn't be here. It seems to me that the next Council has the right to make its own choice in terms of Managers. And I certainly would like to, I would certainly like to offer that...when the time comes, Madam Mayor, I would certainly like to offer that as an amendment to this resolution.

MAYOR COCKRELL: Fine. All right, the first thing to establish though very clearly is the matter of procedure and I think we want to be sure that everybody understands the procedure as to whether or not we are following procedures that regarded in every way as legal. It's certainly the desire of the Council to abide with its Charter. I will say that I have consulted with the City Manager, also with the City Attorney on the procedures and with the City Manager in the company of his attorney and certainly wish to be advised if in any way we are deviating from what are recognized procedures. As a further background, I would like to point out that certainly one of the major responsibilities that any Council has to face is its relationship under the Charter with the City Manager. The City Council is empowered to select and appoint a City Manager. If you remember it is my recollection that Mr. Granata was selected by the outgoing City Council, the Gatti City Council. The City Manager, I believe, was fired or left at that particular time in the outgoing days of the Gatti City Council. When Mayor Becker and the new Council came in office a contract was prepared and entered into relative to the City Manager's appointment. That contract, while it was made by a previous Council, it is certainly the intent of this Council to abide by and work with the provisions of that contract. Now, during the course of the time in which this City Council has been in office we began with certainly a very strong vote of confidence in the City Manager in an attempt to work with him. There have been several occasions when, as is frequently the case, there have been differences of opinions, concerns between the Council and the Manager. Some of these have been carried out in informal discussions, some a least on one occasion, in a formal session with the Council.

We have come again to a point where members of the Council asked to have consideration of their relationship to the City Manager and in all of these events it is certainly our desire to follow the proper procedure. But I would like to ask the attorney for Mr. Granata, who is here, to ask if in his opinion so far as the legal rights of his client if the procedures are in accordance with his understanding.

MR. PAUL CASSEB: Thank you, Madam Mayor. My name is Paul E. Casseb, and as the Mayor knows, I'm not going to involve in a long answer but the Mayor will recall that this contract actually was entered into while Charles Becker was Mayor, not John Gatti. It was a matter of public discussion. The terms of compensation were all discussed in public. The precise answer to the precise question is that the resolution does not conform to the requirements of the Charter...in that the resolution does not set out the reasons for the discharge of Mr. Granata. Mr. Granata, however, has chosen because of what he feels is best for the community not to make an issue of this omission from the resolution. And so long as his integrity and his sincerity, his diligence are not reflected upon, he will not make an issue of them.

MAYOR COCKRELL: Thank you very much, Mr. Casseb. I would like to say conclusively for the record that in no case were any of those reflections intended by this Council and I think the Council has so stated. I would like to speak to the issue of whether or not it is in the best interest to include such a list of particulars. It is the considered opinion of the members of the City Council, at least the majority, that due to two factors - one, the factor of our high regard for the City Manager which is there, we regard him as a personal friend and in spite of the fact that a majority raised the issue that they would like to consider a change, it is well known that they have appreciated the services of the City Manager. They felt that it was not in the best interest to enumerate a bill of particulars.

On the second question, due to the fact that the Council is pleased that Mr. Granata has chosen to exercise his option under the contract to remain in continuing employment with the City, we feel that this is a further reason not to go into a long bill of particulars. And so we appreciate very much and respect Mr. Granata's view on this matter. We feel that he is conducting himself in a highly professional manner and the Council wishes to conduct itself in the same manner.

Now yesterday...yes, now yesterday I did discuss with the Council several procedural matters which had been under discussion for some time. One is the ability of the presiding officer to set some kind of a time limit on discussions before Council on agenda items. Now we have a large number of citizens. I have three pages of citizens and I think in view of the unusual interest on the part of citizens, many of whom I'm sure are good friends of our City Manager who would like to have the opportunity to speak, I am suggesting to the Council a two hour time limitation, which I think will give opportunity for a great number to speak. In a two hour period I think that would be quite adequate. Mr. Teniente.

MR. RICHARD TENIENTE: Madam Mayor, the discussion that we had on that privately, I think would be fine. I move that we suspend with the time limit at this time. We haven't suspended the time limit on any other issue and this is of great importance for the citizens of San Antonio. So much so that they've taken off from their jobs and I would certainly urge Council to just allow the time for those people signed up to talk. And that's it, they're here to talk and we ought to listen to them.

MAYOR COCKRELL: All right.

DR. NIELSEN: We're all concerned, Madam Mayor, about the length of the agenda and there's no question that we do have to tighten up some of our procedures and protocol. I suggest now is not the time that but we do ask everyone to keep their remarks brief and pertinent because we do have a long agenda but it's important enough to be heard.

MAYOR COCKRELL: All right, if it's agreeable with the maker of the motion, I won't even call for a vote on that. I think that it will be - if the persons to speak, if you find that by the time your name is called, some of the points have been raised that you wish to raise, simply we would appreciate, in the interest of time, particularly the latter speakers if they might just voice their remarks as quickly as possible. Yes, Mr. Pyndus.

MR. PHIL PYNDUS: Mayor Cockrell, I agree with the procedure today but I would like to reaffirm my support for the rules that you are proposing in the future. I would like to say that publicly, I think that we should have a time limit.

MAYOR COCKRELL: All right, fine. We will then proceed with citizens to be heard.

At this point in the meeting any person who had signed the roster was permitted to speak. The following persons addressed the Council:

Connie Truss	Sam Alvarado	George Leeah
Bob Boubel	Linda Ramirez	John Greeshaber
Monty Goode	Felipe Garcia	Charles Becker
Jim Pearson	Henry Munoz	Helen Dutmer
Walter Bielstein	Mike Morrow	Don Skillman
G. E. Harrington	Chris Gill	Frank Manupelli
Thomas J. Collard, Jr.	Jim Rush	Ralph Bender
Alois Keller	Chesley Swan	Jeff W. Graham
Julio Puente	Bill Watson	

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All of the persons who spoke protested the action being taken in regard to Mr. Granata. Past actions of the Council were criticized and it was stated that a recall movement against 5 Council members would be initiated.

After all of the registered citizens had been heard, the discussion between Council members resumed as follows:

MAYOR COCKRELL: Were there any persons who I have overlooked in any way who were signed up to speak? I believe we have gone through and I do appreciate the fact that many of you did not take your full time. All right, we are now...yes.

MR. CASSEB: May I make a concluding remark, Mayor?

MAYOR COCKRELL: Certainly.

MR. CASSEB: Sam and I, like Sam and Frank, have been friends for many years. I've represented him primarily as a friend and incidentally as an attorney. And, as a friend I have never charged Sam for representing him. Sam is a man with great pride and great dignity and he's quite broken up over what has transpired, naturally. But he asked me to make it clear to this Council, and I have practically lived with him since Monday so I'm sure that what he says is true, that he has done nothing affirmatively or in any manner, shape or form to bring about this demonstration of loyalty and affection for him today. And also, that he will not be a part of any recall movement, referendum movement or otherwise, particularly so long as he remains a part of this City. Thank you.

MAYOR COCKRELL: Thank you, sir.

DR. NIELSEN: Madam Mayor. I just wanted to say very briefly. First of all, on behalf of Sam as a person, as a City Manager dedicated and loyal employee, I, of course, am not in favor of this in any way, shape or fashion. Secondly, as far as the best public policy for this City, I just cannot recommend it. It is not only ill-timed, it puts San Antonio, in terms of its relationship as a Council-Manager form of government, in a tough position in terms of securing a replacement. It really does, Madam Mayor. I just want to emphasize that. It's sort of an understanding or unwritten code as I understand among managers, the professional managers in this country and Manager-Council governments that you don't fire your City Manager shortly before an election, and it puts everybody in a very, very difficult position, Mayor, and I just want to make that very clear.

MAYOR COCKRELL: Yes. Reverend Black.

REVEREND BLACK: Madam Mayor, as I indicated, I wanted to amend the resolution. But, I'd like to just make these clarifying remarks in connection with this. I would really like to reject the whole resolution. But because I know that there are those City officials, those elected Councilmen and all that, have a great deal of sensitivity about their former positions, I felt that it might be that we could reach a position that they could accept and yet would provide the substance of the service that we'd like to render.

Because I have difficulties these days of taking a position without being accused of being used by some group, I would like to just offer some justification for my support of Mr. Granata. I've been on the Council now almost four years, but I've been active in the political scene of this City for more than 20 years. I've heard the term good government for a long time, but I have no academic definition of good government. Good government is recognized in the neighborhood. It is recognized in the allocation of public funds and during the time that I have been on this Council for the last four years that Mr. Granata has been the Manager of this City, there has been greater equity in the allocation of public funds, in every area of this community than ever before over the last 20 years. And so, I don't come here to try to represent anybody's interest but that interest that I can identify with as it relates to my community. I can move out there, I can see what has been done. And in a Council-Manager form of government you cannot give that credit entirely to the Council, it must be shared with the Manager always.

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That's what Council-Manager is all about, and I understood that very early in my political activities. Now, any one who feels that he is going to serve the best interest of the inner city by supporting the firing of Sam Granata is wrong because Sam Granata has made his mark in the inner city in terms of the way in which he has provided those resources within it.

Now, I'm saying all of this because we only have eight months. It seems to me that it would be improper, what - I'm trying to select my words well, that we would impose upon a new Council the selection of a manager. As has been stated, the new - Mr. Granata was elected by a new Council. The Council had that option, they made that decision. It seems to me that this is proper. That we would not, and I don't believe we are going to be able to get the best manager to come in a period of this kind of political atmosphere, to accept the job. So, therefore, we have, we are now putting into a position of responsibility one of the best airport managers in the country in a terminal City Manager job that he has already indicated he doesn't want. Now, it seems to me that it is not in the best interest that we proceed in that fashion. And these are - I'm asking you to consider these hard facts. Forget about all of the political implications of it. It is best that we continue with our present manager in the light of the short time that we have, in the light of the public interest and let this matter of the selection of a City Manager be a matter to be considered by a new Council. I am persuaded that it will take this new manager, this terminal City Manager, this good airport manager, some time to just get acquainted with the mechanism of this City. And we are going to ask - then we're going to say that we're doing this in the interest of progress. I cannot see how that is related to progress in terms of the decision. Therefore, I would like to amend this resolution to read in this manner: the latter Section 1 which simply says Mr. Sam Granata, Jr. be removed as City Manager of the City of San Antonio at the termination of his contract on May 30, 1977. Mr. Thomas A. Rafferty is hereby designated and appointed as the Acting City Manager of the City of San Antonio effective May 31, 1977. Which simply means that at that time we have at least indicated some resolution, it will be up to the City - the new City Council to make a decision as to how it might further deal with this matter. But, I felt that we're simply saying that we're going to ask Mr. Granata to certainly live out the term of his contract as the Manager of this City and deal with this because of the shortness of time and the other matters that I've indicated and I'd like to offer this as an amendment to this resolution.

MR. BILLA: I second the motion, Mayor.

MAYOR COCKRELL: May I just make this suggestion. We have not yet had a motion for adoption. Do you wish to move it with that change?

REVEREND BLACK: I move it with that change.

MAYOR COCKRELL: And Mr. Billa you seconded it.

MR. BILLA: I seconded it, and I would like to say this if I may, I will support this or the denial of the resolution for the simple reason that no one, no one has shown me how this City or these citizens of San Antonio can better be served by the dismissal of Mr. Granata.

MAYOR COCKRELL: Dr. Nielsen.

DR. NIELSEN: Claude, would you - because I think it's a little bit clumsy in Section 1. Would you consider saying Mr. Sam Granata, Jr. is hereby reaffirmed the City Manager of the City of San Antonio through, whatever, May, 1977.

REVEREND BLACK: It says the decision is the same thing, but it's more positive.

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DR. NIELSEN: Yes, it's a little more positive statement.

REVEREND BLACK: It's a more positive statement if it has no legal problems, fine, I have no objections.

MAYOR COCKRELL: All right. Mr. Teniente.

MR. TENIENTE: Yes, I'd like to address a question to Jim Parker, then. In Section three, I find it hard to accept this last Section where it talks about, where it talks about in relating to the preservation of the public peace, property, health and safety declares an emergency. I see nothing relevant to what we're discussing since we don't all agree that the City Council is facing some sort of a problem with public peace by removal and I'm wondering if this is necessary. Is it necessary?

MR. PARKER: It's necessary if you're going to make it an emergency ordinance to take effect today.

MR. TENIENTE: But it would be moved if there's only five votes. Is that correct?

MR. PARKER: It would not pass, it would not become effective.

MR. TENIENTE: And it would not be in the Section. I just don't like the Section and do you have to have it in there because if you have six votes, it's already written.

MR. PARKER: You have to have it in there because the Charter expressly provides that no ordinance is to take effect until 10 days after its passage unless there's an emergency declared within the body of the Ordinance or resolution you're passing at which time it then has to have an affirmative vote of at least six...

MR. TENIENTE: All right, can the Section re-read the City Council declares an emergency and makes this resolution effective immediately, without the - without all the other wording in there that would.....

MR. PARKER: Well, the other wording is in conformance with the provisions that have to be found within the Charter to authorize it to be an emergency, and that's the only reason they were in there.

MR. TENIENTE: I cannot support that.

MAYOR COCKRELL: Yes, Dr. Cisneros.

DR. CISNEROS: I'd like to make a substitute motion. And that is that we pass the resolution as the caption was read.

MR. PYNDUS: Second that motion.

MAYOR COCKRELL: It has been moved and seconded that instead a substitute motion be made, and that is that the original resolution be passed as submitted.

MR. PYNDUS: I would like to speak on that motion if I may.

MAYOR COCKRELL: Mr. Pyndus.

MR. PYNDUS: I think that I'm delighted to see the business people respond because it's quite obvious that when we have a body that has been as militant as the COPS, they've brought you out of the woodwork. And I think that this is your place to be and to add your voice. Now, I don't think any of you challenges the authority of this Council to change Managers. That is our responsibility and that is our rights under the Charter. I know, I can feel that you have lost the confidence in this Council and in reviewing the past actions of the majority of this Council, I can understand that. But, I would like to address you as a businessman with credentials. And normally, a businessman is judged by the length of time he manages to survive in the free enterprise system.

And this is the twentieth year that my company has survived in San Antonio in the free enterprise system. So, I feel that I can speak to you with experience and authority. And I would like to say to you that I feel it is in the best interests of the community from a business standpoint to change managers. And I will - Our Mayor in keeping the - as much conflict as much character assassination out of this move as possible has not responded as to the reasons involved in making this change. And I will assure you that I will make my reasons public after this vote is taken.

MAYOR COCKRELL: I suggest you do not, Mr. Pyndus.

MR. PYNDUS: Is that a legal reason, Mayor Cockrell?

MAYOR COCKRELL: I suggest, very carefully, that for the reasons that I gave earlier that you do not comment. I do not think that it is appropriate under the circumstances.

MR. PYNDUS: I defer to your leadership, Mayor Cockrell, but I will stick by the comments that I made and the reasons that I have made them. I speak as a businessman involved in a management decision and not in any political way, and if you will review my voting pattern and if you are an interested citizen, tax-paying citizen, you'll see exactly where I stand on every issue because I've spoken up regardless of your stature in this community. I have spoken up for my conscience and for what's good for this community. And I challenge any of you to say the reason that this man is being dismissed as far as I am concerned is for good business reasons. And I certainly second the motion.

REVEREND BLACK: Madam Mayor, I'd like to speak against the motion.

MAYOR COCKRELL: Reverend Black.

REVEREND BLACK: While I accept the feelings of the Manager, I think the Charter is proper in its expectations that particulars would be associated with the relief. And because of this I think because we are respecting those ideas it simply confuses the issue to pass the Resolution. When you have a Councilman state that you're doing this to protect a character assassination, you are assassinating the character with that statement. I think this resolution says as a majority and the majority of the City - I don't know any one day you might not raise - rise up and not have the majority, for a variety of reasons. So, when you use only that terminology, majority, without a list of particulars which the Manager accepted and I honor that acception which is in violation of the desires of the Charter, really, without those particulars, you do not have a firing, you have a hanging, and that's clear and simple. Whenever there's simply a majority action without a defined reason, it's not a firing, it's a hanging in the simplest form. And I don't want to put forth a hanging.

MAYOR COCKRELL: Dr. Nielsen.

DR. NIELSEN: I'd like to take issue, Phil, with one of the points you were trying to make. I think you're trying to make a point that is that good business principles should be followed. But let me just say from my experience a few years back on this Council and as a business and professional man, that your success or failure as an individual in the free enterprise system does not in and of itself qualify any one of us as to whether or not we can set good public policy, and I take great exception.....

MAYOR COCKRELL: All right.

DR. NIELSEN: Wait, not to you as a person but to your trying to say that we're making a businesslike decision here relative to the Council-Manager form of government. And I can very candidly argue with you and say we are not, we're doing a very poor business policy setting principle when we do this at this particular time.

MAYOR COCKRELL: All right. In hearing the comments made by the citizens this morning, I also want to share the comment that Councilman Pyndus made that he is pleased to see such interest in the part of a widespread group of the business community. I share that same feeling.

Several comments have been made that I think are certainly worthy of being responded to and being taken under advisement. As I have listened to the comments made by citizens, there have been a number of comments which do not relate directly to the ordinance relative to the City Manager, but relate to citizens' perception of the leadership of the City, the role of the City Council and the Manager, perceived policies at the present time in City government.

The first issue that has been brought up is that of Council-Manager form of government. Now let me say that it will be my purpose to continue to enforce Council-Manager government in this City. I have been a long-time supporter, and I've done everything I can to uphold the principles of Council-Manager government. I do think that additional working sessions of this Council from time to time are needed to further define and refine the Council's implementations of the concept of Council-Manager government. As I stated earlier not only in San Antonio but throughout the country the working of Council-Manager government is undergoing a change, and I think some change is possible even without Charter change in our City.

Another perception that I see is a no-growth policy. And on behalf of the City Council who has a concept of no growth. Now, it's obvious that you perceive it that way. I think the reason for your perception of it being no growth is perhaps in some way a failure in communication. I would like to enumerate a couple of things. First of all, this Council has been a very strong advocate, and we've been united in the concept of moving ahead with a comprehensive master plan for the City. This has been one of my goals, it's been one of the goals of the whole City Council. We invite and urge your participation in the process. We have not started the process with a preconceived end product. Your participation is invited. What happens in the master planning process is a result of the citizens' participation. Now, you are citizens and at this point there is no end product. The - any factors affecting growth in this City or even suggesting growth patterns in this City will be a result of full citizen participation, recommendations by the Planning Commission and final action by this Council and succeeding Councils relative to comprehensive master planning. I do not, in my wildest imaginations, foresee no growth for this City. I think this City is on the move. It is a dynamic City. I think we all anticipate growth.

The third area that you have referred to, many of you, and it's one in which I share your feelings. That is the area of apparent mind changing or indecision. I think there is ground for criticism of this Council on that score. There have been several instances where the Council has taken positions and then had to reverse them based on individuals changing their positions. I personally find this very regretful and

certainly will do my best to see that this type of thing is overcome the best we know how through being sure that all Council members have any information which they feel would be helpful to them in making their final decision.

A fourth area that has been mentioned is the whole area of utility policy. And I think many of you have recognized with us that certain parts of this were beyond the control of this Council. I will say relative to the utility problem that we are at a point where I think this Council, through its action has moved to things along in the relationship to the lawsuit where we are now in a very strong position, in a leadership role with the other major customers of Coastal and Lo-Vaca. Our attorneys, right now, are moving very well toward the draft of the final settlement proposal that all the customers will be suggesting. I am personally optimistic about the possibility of achieving a settlement. I say that in view even though Coastal has not yet had time to evaluate a respond, but I am very hopeful and optimistic. I think that this would do a great deal to getting our City on a road to stability in terms of its utilities.

Another area that has been mentioned is the area of the COPS movement. On this subject I can understand again, the feeling of concern on the part of citizens. I think the fact that this particular group has utilized methods of, with which we have previously been unfamiliar in our City and with which many of us do not concur, has given rise to some concern. Certainly, it has given a crystallization perhaps to the concepts of other areas of the City in getting together. But, I point out that in the long run what we have to do is rise above any section of the City and any other section of the City finding themselves in a permanent adversary condition. We have to realize that the City Council must be responsive to the needs of all the citizens wherever they live, northside, southside, eastside and westside, and we must do our best as the City Council to hear the valid concerns of the citizens even when we disagree with the methods by which they are expressed, and we further have a responsibility to try to move over and above these methods and reach the citizens where they are and reflect all of their needs in our City master planning process and in our overall City goals. Now, that does not mean the exclusion of any group. It does not mean the exclusion of northside interests, it does not mean the exclusion of COPS. It means working with all of these groups.

Now, all of these issues have been raised as very valid concerns. Actually, these issues are out there in the community and simply case to the surface in a very, very vivid form relative to the particular issue of the employment of the City Manager. The concerns were there anyway. And maybe it's just as well and just as helpful to get them out on the table. I think the consideration of the dismissal of the Manager in that particular role or in moving to another role under his continuing responsibility role is certainly the fact that he - that this is bringing to the fore the fact that some other concerns.

However, let me just say on the subject of the City Manager. I think basic to the relationship between a Council and a manager is that for whatever reasons that a City Manager in order to be effective in the City obviously must have the full support of a majority of his Council. The stronger the majority on the Council who are in support of him, obviously the more effective that he can be. I think we all understand that. During this term of office there have been previous occasions when some concerns were raised. This week, it became apparent to me, as Mayor, that the City Manager appeared not to have the majority support of his Council. And I feel that, therefore, it is right and proper that the subject be considered.

And I further point out, the Council has been criticized for indecision. And let me just say on that subject, I think that the Council members have to determine right now how they feel about this issue. We have been, in effect, advised or threatened or whatever this morning, with the possibility of a recall petition. If the Council should change its mind on its feelings about its relationship to the Manager, simply

on the basis of a threat of a recall, I do not feel that that would be a valid decision. If there were a change of mind for any other reason, that is, of course, a different matter. But I think simply a threat of a recall is not a valid reason for changing your mind, although it's something that certainly no Council member or Mayor likes to face. A recall is not a pleasant experience. On the other hand, it does not change the basic responsibility for making decisions that you feel were proper. Now with these remarks....yes, Mr. Hartman.

MR. HARTMAN: Madam Mayor. I would just like to state, Madam Mayor, that is the most articulate statement of position that I have ever heard in this Chamber or any other Chamber of government that I have had the privilege to be in, and I subscribe to it completely, and I thank you for summing up my feelings.

MAYOR COCKRELL: Thank you.

MR. BILLA: I just wanted to say that it ought to be perfectly clear, Mayor, you say that the majority supports the dismissal of Mr. Granata, and I want to say that you constitute that majority.

DR. NIELSEN: Just one brief comment. You know, we've heard several pleas this morning for finding some way for this Council to get together. I honestly believe that Rev. Black's suggestion is the best way to do that. It may not be the will of the majority, but it still leaves a great many unanswered questions just in the whole arena of Council-Manager government and public policy decisions which is our responsibility, and I think it intensifies the difficulty that we've had from time to time. I've made a plea months and months ago that the internal dynamics of this Council is so critical. We've taken very little steps in that direction and this kind of action simply intensifies that problem.

MR. PYNDUS: Call the question, please.

MAYOR COCKRELL: All right. The question is on the motion by Dr. Cisneros, the substitute motion. Clerk will call the roll.

ROLL CALL VOTE: AYES: Cisneros, Hartman, Rohde, Cockrell, Pyndus;
NAYS: Billa, Black, Teniente, Nielsen; ABSENT: None.

CITY CLERK: The motion carried.

MAYOR COCKRELL: The motion carried. It was a substitute motion. We now have to vote on the motion as substituted. Those in favor say aye. All right, I presume it will be the same. Will you call the roll again?

ROLL CALL VOTE: AYES: Cisneros, Hartman, Rohde, Cockrell, Pyndus;
NAYS: Billa, Black, Teniente, Nielsen; ABSENT: None.

CITY CLERK: The motion carried with five votes.

MAYOR COCKRELL: All right. At this time I would like to make an additional statement. The additional statement is as follows: The City Council expresses its appreciation to the City Manager, Mr. Granata, for his continuing interest in the City. We look forward to his relationship with the City, and I would like to give two instructions to Mr. Raffety if I may at this time.

Mr. Raffety, the City Council has by this action appointed you as Acting City Manager which will take effect in 10 days, and I would like to ask to set up on the first day of a week from Monday a working session with the Council for the purpose of discussing the working relationship between the City Council and the Acting City Manager, clarifying any concerns either on the side of the management, on the Council as to the working relationship under the Council-Manager form of government.

The second item I would like to have discussed at that meeting is that between now and then, I would appreciate it if you would confer with the City Manager, Mr. Granata, and staff and bring to the City Council your analysis on the City budget, particularly in view of any loss of

revenues relative to school district, hospital district, finances that may be affecting the City budget, any other potential loss of revenues, and evaluate and make recommendations to the Council as to our overall budget position. I think the Council is very interested in having a report and any recommendations on the budget. I think the Council is very desirous of those fiscal policies that will enable us to keep our desire of not having any change in the tax rate. Mr. Pyndus.

MR. PYNDUS: Mayor Cockrell, may I add to that because I certainly applaud those instructions. I have felt that there would be some manner, some legal way to co-mingle the various grants that we receive in this area with the City budget to get us out of our financial dilemma. And if it is possible to get a team of financial experts within the City staff to review the legality of inter-mingling those funds so as to relieve us of the strain and also a proposed tax increase, I would like that added also.

MAYOR COCKRELL: Yes, I'm going to recognize you in just a moment. Let me get Dr. Cisneros.

MR. CLIFFORD MORTON: Madam Mayor, I would like to ask the Council's permission for those who did support the continuance of Sam Granata as City Manager to have the right to use the "B" room and the right to speak with Manager Granata. Would you make that announcement please.

MAYOR COCKRELL: I'm sorry, I didn't get quite the rest of it.

MR. MORTON: We'd like to have those that supported the City Manager to have the right to use the "B" room at this time and to ask the City Manager to come in and show him how we support him.

MAYOR COCKRELL: Yes, all right, we are at a point where we will be recessing anyway and so we certainly afford that request.

MR. MORTON: Okay, would you make that announcement.

MAYOR COCKRELL: The announcement is that you would like to use the "B" room at this time.

MR. MORTON: That's correct.

MAYOR COCKRELL: Fine.

DR. CISNEROS: Madam Mayor, at the work session that you discussed, it seems to me that recognizing the pursuit this new City management team will be looking to Council for guidance on our own priority and recognizing that the new interim City management team time will be limited and they can only bring it to bear effectively on a certain number of limited problems, perhaps the Council could see fit at one of these work sessions to outline the issues which we feel we'd like them to spend their time on and to the staff and bring back to us. For example, the whole question of the water contract and the Council's earlier concern relative to the revised contract or action on an alternative surface water plan. The whole question of the Aquifer interim standards, we need to move on that. The Centro '21 modifications as Mr. Legan has suggested that we need to move on. Budget questions that you've raised. There are a number of issues which we will have to choose from, but that this Council will have to give clear direction to this new City management team in order that they can establish their own priorities, and I would hope that that would be the subject of one of the work sessions.

MAYOR COCKRELL: Fine, thank you. We are at the point...yes, Mr. Casseb, did you want to make any further comment?

MR. CASSEB: I didn't understand whether it was the consent of the Council to permit Mr. Granata to meet with these well wishers and supporters.

MAYOR COCKRELL: Oh, certainly, I'm sorry if we didn't make that clear. Certainly, of course.

MR. CASSEB: Thank you very much.

76-41 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Rohde, seconded by Mr. Pyndus, was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Nielsen, Cockrell; NAYS: None; ABSENT: Teniente.

AN ORDINANCE 47,121

SETTING THE SALARY FOR MR. THOMAS A.
RAFFETY, ACTING CITY MANAGER.

* * * *

76-41 The meeting was recessed for lunch at 12:10 P. M. and reconvened at 1:40 P. M.

76-41

CITIZENS TO BE HEARD

BOARD OF EQUALIZATION

Mr. Pat Gardner, Frost Bank Tower, said that the Council should replace the current Board of Equalization in order to preserve the tax appraisal program. He had supplied Council members with a detailed report on a tax lawsuit and cited discrepancies between testimony of tax employees and members of the Board. (A copy of his report is included with the papers of this meeting.)

Mayor Cockrell referred the matter to the staff for review and consideration.

76-41

GREATER SAN ANTONIO YOUTH SYMPHONY

A group of citizens appeared to speak on behalf of the Greater San Antonio Youth Symphony. They stated that the San Antonio Independent School District has decided it is unable to continue funding this organization. They stated that \$47,500 is needed to continue the very important work this organization is doing to benefit young people. They described the history, activities and budget of the organization to the Council.

The following persons appeared to speak:

Mrs. Helen R. Walter, Vice President of the Parent Organization
Mr. Marvin Reed, President of the Parent Organization
Mr. Herman Vetter, Music Director of the S.A. Ind. School District
Mr. Bob Lewis, Music Superintendent of Northside Ind. School Dist.
Mr. Tom Jenson, Former Asst. Conductor of the Fort Worth Youth Symphony
Mr. G. L. Doll, Ret. Music Director of the S. A. Ind. School Dist.
Founder of the San Antonio Youth Symphony

* * * *

Mayor Cockrell referred the matter to staff and asked them to review the means of funding the organization.

MRS. HELEN JOHNSON

Mrs. Helen Johnson spoke to the City Council requesting renewal of her lease at HemisFair Plaza.

Mr. Steve Arronge, Assistant City Attorney, stated that information requested by the Internal Audit Department had not been furnished despite repeated requests and Mr. Bill Holtzinger, Assistant Director of Convention Facilities, felt it was best not to renew her lease.

Mr. Bill Holtzinger stated that Mrs. Johnson would not come in and negotiate a new contract.

Mayor Cockrell asked that a report and complete summary of this case be furnished to each member of the Council.

MRS. SHERI H. WHITE

Mrs. Sheri H. White, 1119 Olney Drive, spoke to the Council on the need for a comprehensive plan for the City. She also stated that there is a need for rehabilitation of the inner City, and mentioned the lack of public transportation.

76-41

DOWNTOWN PARKING GARAGE

Mayor Cockrell announced that there have been sufficient hearings on the matter and ruled that there would be no additional hearings today.

Dr. Nielsen then moved to overrule the decision of the Chair. The motion was seconded by Mr. Billa, and carried by the following vote: AYES: Pyndus, Billa, Black, Rohde, Teniente, Nielsen, Cockrell; NAYS: Hartman; ABSENT: Cisneros.

The Clerk then read the following Resolution:

A RESOLUTION
NO. 76-41-67

APPROVING THE SITE FOR A NEW MUNICIPAL
PARKING GARAGE.

* * * *

WHEREAS, the City has had under consideration the construction of a new City-owned public parking facility in the downtown area, and

WHEREAS, the Centro 221 Advisory Committee has strongly recommended the construction of such a facility as a part of the effort to revitalize the central city, and

WHEREAS, the City Council believes and hereby finds that there is a public need and necessity for such a parking garage, and has heretofore retained an architect to prepare plans for, and bond counsel to provide guidance relative to financing of same, and

WHEREAS, a public hearing has been held to hear views as to the best location for this garage, designed to serve the Convention Center, Arena, Theatre, and other public facilities in the area, as well as to relieve the congestion of on-street parking and that in existing publicly and privately owned parking lots; NOW, THEREFORE:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. That New City Block 160, bounded on the west by Presa Street, on the north by Commerce Street, on the east by Casino Street, and on the south by Market Street, is hereby approved and designated as the site for the new publicly owned parking garage to be constructed by the City.

SECTION 2. The City Manager and staff are directed to initiate surveys, property appraisals, title research, and all other procedures necessary for acquisition of this property.

* * * *

Mr. Billa then moved adoption of the Ordinance approving Site I. Dr. Cisneros seconded the motion.

Mr. D. B. Harrell reviewed the evaluation of parking in the downtown area. He reiterated the merits of Site II. He said that sufficient studies were not made on Site II. He urged the Council to approve Site II.

Mr. Karl Wurz spoke against the City financing any parking garage. He said that this would start a precedent that would involve the City competing with private businesses in other areas.

After consideration, Mr. Billa's motion to approve Site I, carrying with it the passage of the Resolution, was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Nielsen, Cockrell; NAYS: None; ABSENT: Teniente.

Dr. Nielsen made the following statement: "Aye, with a very serious concern and that is that we're, as far as any further public parking structures, we're setting a bad precedent condemning viable businesses and I want that recorded, thank you."

76-41 Item 2 on the agenda was withdrawn at the request of the City Manager.

76-41 The following Ordinance was read by the Clerk and explained by Mr. Ron Darner, Director of Parks and Recreation, and after consideration, on motion of Mr. Billa, seconded by Mr. Hartman, was passed and approved by the following vote: AYES: Billa, Black, Hartman, Teniente, Cockrell; NAYS: None; ABSENT: Pyndus, Cisneros, Rohde, Nielsen.

AN ORDINANCE 47,122

NAMING THE RECENTLY COMPLETED HIKE/BIKE TRAIL WITHIN THE SAN ANTONIO RIVER CORRIDOR, AND AUTHORIZING APPLICATION FOR NATIONAL RECREATION TRAIL DESIGNATION.

* * * *

76-41

MERIDA STREET PARK

Councilman Teniente advised the Council that there is a plan for a park on Merida Street. He would like to name it Vidaurri Park and asked Mr. Ron Darner to look into the matter.

76-41 The following Ordinances were read by the Clerk and explained by Mr. W. S. Clark, Director of Land Acquisition and Right of Way, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Pyndus, Billa, Black, Hartman, Teniente, Cockrell; NAYS: None; ABSENT: Cisneros, Rohde, Nielsen.

AN ORDINANCE 47,123

AUTHORIZING THE SALE TO ADJACENT OWNERS OF VARIOUS PORTIONS OF LOTS SURPLUS TO THE CITY'S REQUIREMENTS AND AUTHORIZING THE CITY MANAGER TO EXECUTE QUITCLAIM DEEDS THEREFOR.

* * * *

AN ORDINANCE 47,124

MANIFESTING AN AGREEMENT FOR A ONE-YEAR EXTENSION OF AN EXISTING LEASE COVERING 1.496 ACRES OF CITY-OWNED LAND WITH SAN ANTONIO NEIGHBORHOOD YOUTH ORGANIZATION, BEING A PORTION OF THE FORMER ST. JOHN BERCHMAN PROPERTY LOCATED IN NEW CITY BLOCK 6803, FOR USE AS ADMINISTRATIVE HEADQUARTERS AND VOCATIONAL TRAINING, AND UNDER THE SAME TERMS AND CONDITIONS AS THE EXISTING LEASE.

* * * *

AN ORDINANCE 47,125

APPROPRIATING THE SUM OF \$9,830.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ACCEPTING THE DEDICATION OF TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ALL TO BE USED IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

* * * *

76-41 The following Ordinance was read by the Clerk and explained by Mr. Mike Sexton, Library Director, and after consideration, on motion of Mr. Rohde, seconded by Dr. Nielsen, was passed and approved by the following vote: AYES: Pyndus, Billa, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Cisneros, Black.

AN ORDINANCE 47,126

AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE AGREEMENT WITH THE MEXICAN AMERICAN UNITY COUNCIL, INC. FOR THE LEASE OF SPACE IN THE CROCKETT SCHOOL COMMUNITY RESOURCES CENTER FOR USE BY THE CITY AS A LIBRARY.

* * * *

76-41 The meeting was recessed at 3:00 P. M. and reconvened at 3:20 P. M.

76-41 The following Ordinance was read by the Clerk and explained by Mr. Stewart Fischer, Director of Traffic and Transportation, and after consideration, on motion of Dr. Nielsen, seconded by Dr. Cisneros, was passed and approved by the following vote: AYES: Cisneros, Hartman, Rohde, Nielsen, Cockrell; NAYS: None; ABSENT: Pyndus, Billa, Black, Teniente.

AN ORDINANCE 47,127

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION FOR THE CONSTRUCTION, MAINTENANCE AND OPERATION OF TRAFFIC CONTROL DEVICES AT THE INTERSECTION OF I. H. 10 FRONTAGE ROAD WITH HUEBNER ROAD AND THE INTERSECTION OF I. H. 410 EXIT RAMPS WITH RAMPS OF U. S. 281 (ROOSEVELT AVENUE).

* * * *

76-41 The following Ordinance was read by the Clerk and explained by Mr. Stewart Fischer, Director of Traffic and Transportation, and after consideration, on motion of Dr. Nielsen, seconded by Mr. Hartman, was passed and approved by the following vote: AYES: Pyndus, Cisneros, Black, Hartman, Rohde, Nielsen, Cockrell; NAYS: None; ABSENT: Billa, Teniente.

AN ORDINANCE 47,128

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION AND THE MISSOURI PACIFIC RAILROAD COMPANY COVERING THE INSTALLATION OF AUTOMATIC GRADE CROSSING WARNING DEVICES ON HILDEBRAND AVENUE.

* * * *

76-41 The following Resolution was read by the Clerk and explained by Mr. Stewart Fischer, Director of Traffic and Transportation, and after consideration, on motion of Dr. Nielsen, seconded by Mr. Hartman, was passed and approved by the following vote: AYES: Pyndus, Cisneros, Black, Hartman, Rohde, Nielsen, Cockrell; NAYS: Billa, Teniente.

A RESOLUTION
NO. 76-41-68

REQUESTING THE STATE HIGHWAY AND PUBLIC TRANSPORTATION COMMISSION TO DECLARE A CERTAIN PORTION OF EXISTING INTERSTATE HIGHWAY 37 RIGHT OF WAY IN THE CITY OF SAN ANTONIO SURPLUS TO THE NEEDS OF THE STATE AND TO OFFER SAID PORTION FOR SALE TO THE GENERAL PUBLIC ON A SEALED BID BASIS AS REQUIRED BY ARTICLE 6673a, V.A.C.S.

* * * *

76-41 The following Ordinance was read by the Clerk and explained by Mr. George Vann, Director of Building and Zoning Administration, and after consideration, on motion of Dr. Nielsen, seconded by Mr. Hartman, was passed and approved by the following vote: AYES: Pyndus, Black, Hartman, Rohde, Nielsen, Cockrell; NAYS: None; ABSENT: Billa, Cisneros, Teniente.

AN ORDINANCE 47,129

GRANTING A PETITION TO RETAIN A GARAGE THAT OVERHANGS A DEDICATED ALLEY BY 1.4 FEET, LOCATED ON THE REAR PORTION OF THE LOT AT 214 E. LORETTA, KNOWN AS LOTS 39 AND 40, NCB 3130.

* * * *

76-41 The following Ordinance was read by the Clerk and explained by Mr. George Vann, Director of Building and Zoning Administration, and after consideration, on motion of Dr. Cisneros, seconded by Dr. Nielsen, was passed and approved by the following vote: AYES: Pyndus, Cisneros, Black, Hartman, Rohde, Nielsen, Cockrell; NAYS: None; ABSENT: Billa, Teniente.

AN ORDINANCE 47,130

GRANTING A PETITION TO RETAIN APPROXIMATELY 200 LINEAL FEET OF 6'8" HIGH CHAIN LINK FENCE AT 222 OSTROM, KNOWN AS LOTS 5 AND 6, NCB 6529. (TO SALVADOR MARTINEZ)

* * * *

76-41 The following Ordinance was read by the Clerk and explained by Mr. George Vann, Director of Building and Zoning Administration, and after consideration, on motion of Mr. Pyndus, seconded by Dr. Nielsen, was passed and approved by the following vote: AYES: Pyndus, Cisneros, Black, Hartman, Rohde, Nielsen, Cockrell; NAYS: None; ABSENT: Billa, Teniente.

AN ORDINANCE 47,131

CHANGING THE NAME OF CINDY LANE TO COUNTRY VILLAGE.

* * * *

76-41 The following Ordinances were read by the Clerk and explained by Mr. Mel Sueltenfuss, Director of Public Works, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Pyndus, Cisneros, Black, Hartman, Rohde, Nielsen, Cockrell; NAYS: None; ABSENT: Billa, Teniente.

AN ORDINANCE 47,132

APPROPRIATING THE AMOUNT OF \$79,765.00; AND AUTHORIZING PAYMENT OF \$75,965.24 TO CITY WATER BOARD FOR MAIN RELOCATIONS IN THE SAN PEDRO AVENUE FROM BASSE ROAD TO RECTOR DRIVE PROJECTS, AND \$3,799.76 FOR MISCELLANEOUS CONTINGENT EXPENSES.

* * * *

AN ORDINANCE 47,133

AUTHORIZING EXECUTION OF FIELD ALTERATION NO. 3 IN THE AMOUNT OF \$28,237.00 TO THE CONTRACT FOR CONSTRUCTION OF THE WESTSIDE RECREATIONAL FACILITY (LAS PALMAS YWCA).

* * * *

76-41 The following Resolution was read by the Clerk and explained by Mr. Mel Sueltenfuss, Director of Public Works, and after consideration, on motion of Dr. Nielsen, seconded by Mr. Rohde, was passed and approved by the following vote: AYES: Pyndus, Cisneros, Black, Hartman, Rohde, Nielsen, Cockrell; NAYS: None; ABSENT: Billa, Teniente.

A RESOLUTION
NO. 76-41-69

APPROVING AMENDMENT NO. 7 TO THE URBAN RENEWAL PLAN FOR THE CIVIC CENTER PROJECT, TEX. R-83.

* * * *

76-41 REVIEW OF THOUSAND OAKS SUBDIVISION PLATS, UNITS 7-7A

Mr. Mel Sueltenfuss, Director of Public Works, reviewed Thousand Oaks Subdivision Plats Units 7-7A which are located over the Edwards Recharge Zone. He stated all the requirements of the Texas Water Quality Board have been met. The Council took note and referred the plats to the Planning Commission.

76-41 The following Ordinance was read by the Clerk and explained by Mr. Carl White, Director of Finance, and after consideration, on motion of Dr. Nielsen, seconded by Mr. Hartman, was passed and approved by the following vote: AYES: Pyndus, Cisneros, Black, Hartman, Rohde, Nielsen, Cockrell; NAYS: None; ABSENT: Billa, Teniente.

AN ORDINANCE 47,134

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH HASKINS AND SELLS, CERTIFIED PUBLIC ACCOUNTANTS, TO PERFORM THE ANNUAL AUDIT OF THE COMMUNITY DEVELOPMENT PROGRAM AND AUTHORIZING A COST NOT TO EXCEED \$8,000.00 TO BE PAID TO THE AUDITING FIRM FROM COMMUNITY DEVELOPMENT PROGRAM FUNDS.

* * * *

76-41

COUNCILMAN NIELSEN

In response to Dr. Nielsen, Mr. White stated he had received a copy of a letter from Mr. Milton Halpern and will make a report to the Council on this matter.

76-41 The following Ordinance was read by the Clerk and after consideration, on motion of Dr. Nielsen, seconded by Mr. Hartman, was passed and approved by the following vote: AYES: Pyndus, Cisneros, Black, Hartman, Rohde, Nielsen, Cockrell; NAYS: None; ABSENT: Billa, Teniente.

AN ORDINANCE 47,135

ACCEPTING THE RESIGNATION OF MR. G. E. HARRINGTON FROM THE PLANNING COMMISSION AND APPOINTING MR. JACK DEVORE TO FILL THE UNEXPIRED PORTION OF SUCH TERM.

* * * *

Mr. Jack Devore will fill the unexpired portion of Mr. Harrington's term, which will terminate on July 31, 1977.

76-41 The following Ordinance was read by the Clerk and after consideration, on motion of Dr. Cisneros, seconded by Dr. Nielsen, was passed and approved by the following vote: AYES: Pyndus, Cisneros, Black, Hartman, Rohde, Nielsen, Cockrell; NAYS: None; ABSENT: Billa, Teniente.

AN ORDINANCE 47,136

PROVIDING FUNDS FOR A STATE DINNER AND RECEPTION HONORING PRESIDENT LUIS ECHEVERRIA OF MEXICO.

* * * *

76-41 The Clerk read the following letter:

August 27, 1976

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

Madam and Gentlemen:

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

September 2, 1976
el

August 26, 1976

Petition submitted by Mr. C. Robert Daubert, 215 West Kings Highway, San Antonio, Texas, requesting permission to extend a wall on his property line at a height above the normally permitted height.

August 27, 1976

Petition submitted by Mrs. Jerrelene Hicks, 106 St. Charles Street, San Antonio, and signed by other citizens of that area, requesting the City to install street lights in that section of the City.

/s/ G. V. JACKSON, Jr.
City Clerk

* * * *

There being no further business to come before the Council, the meeting was adjourned at 3:30 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

September 2, 1976
el

-21-