

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, MARCH 22, 1973.

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The meeting was called to order at 10:00 A. M. by the presiding officer, Mayor John Gatti, with the following members present: HABERMAN, HILL, BECKER, MENDOZA, CALDERON, NAYLOR, GATTI; Absent: HILLIARD, PADILLA.

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73-13 The invocation was given by Reverend Howard Smith, Northside Baptist Church.

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73-13 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States of America.

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73-13 Councilman Ed Hill pointed out typographical errors appearing on pages 15 and 20 of the minutes of March 15, 1973. With these corrections the minutes of March 15, were approved.

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73-13 Mayor Gatti acknowledged the presence of a class of students from Memorial High School with their instructor, Mr. Louis Garcia.

He also recognized a class from Thomas Jefferson High School and their teacher, Mrs. Hanson.

Another class attending from Kennedy High School also was recognized.

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73-13 MISS "DISCOVER SAN ANTONIO"

Mayor Gatti welcomed Mr. Al Tripp, Director of the Convention Bureau, and his guest to the Council Meeting.

Mr. Tripp introduced Miss Patricia Kline, Miss "Discover San Antonio", who will accompany a group of San Antonio citizens to Mexico City this week and on a Convention and Visitors annual sales blitz.

Miss Kline expressed appreciation at being selected for this honor and for the privilege of being able to represent the City of San Antonio while in Mexico.

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73-13 The following Ordinances were read by the Clerk and explained by Mr. John Brooks, Director of Purchasing, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Haberman, Hill, Becker, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Mendoza, Padilla.

AN ORDINANCE 41,966

ACCEPTING THE LOW BID OF PITNEY BOWES  
TO FURNISH THE CITY OF SAN ANTONIO WITH  
A CURRENCY COUNTER/CHECK ENDORSER FOR A  
NET TOTAL OF \$2,760.00.

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## AN ORDINANCE 41,967

ACCEPTING THE LOW BID OF WATSON DISTRIBUTING COMPANY, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH A TRACTOR-MOWER UNIT FOR A NET TOTAL OF \$6,586.00.

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## AN ORDINANCE 41,968

ACCEPTING THE LOW BID OF HOBBS TRAILERS TO FURNISH THE CITY OF SAN ANTONIO WITH SIX (6) HYDRAULIC DUMP BODIES FOR A TOTAL OF \$8,862.00.

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73-13 The Clerk read the following Ordinance:

## AN ORDINANCE 41,969

ACCEPTING THE LOW BID OF ROYAL LUMBER & HARDWARE TO FURNISH THE CITY OF SAN ANTONIO WITH CERTAIN PRINTING MATERIALS FOR A SCOREBOOTH FOR A TOTAL OF \$1,101.15.

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The Ordinance was explained by Mr. John Brooks, Director of Purchasing, who stated that 33 invitations were sent out to various lumber companies and suppliers in San Antonio. On item No. 1 only two bids were received. The low bid was submitted by Royal Lumber Company. On item No. 2 which calls for 160 sheets of plywood, we would normally get bids from the large plywood suppliers. In this instance, no bids were received because of a shortage of materials. A quotation was received from Royal Lumber Company, but they did not have a complete order. Mr. Brooks recommended rejection of item 2 and then go on the open market and buy from Royal Lumber Company on an informal basis.

After consideration, on motion of Mr. Becker, seconded by Mr. Hill, the Ordinance was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Mendoza, Padilla.

73-13 The following Ordinance was read by the Clerk and explained by Mr. John Brooks, Director of Purchasing, and after consideration, on motion of Mr. Hill, seconded by Mr. Calderon, the Ordinance was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Mendoza, Padilla.

## AN ORDINANCE 41,970

REPEALING ORDINANCE NO. 41772 THAT ACCEPTED THE LOW BID OF TRANS-TEX SUPPLY CO. TO FURNISH THE CITY WITH CERTAIN P.V.C. PIPE FOR A TOTAL OF \$14,310.00.

\* \* \* \*

73-13 The following Ordinances were read by the Clerk and explained by Mr. Mel Sueltenfuss, Acting Director of Public Works, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Haberman, Hill, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Becker, Hilliard, Mendoza, Padilla.

AN ORDINANCE 41,971

ACCEPTING THE LOW BID OF WAGNER CONSTRUCTION COMPANY, INC. FOR CONSTRUCTION OF LEON CREEK SANITARY SEWER OUTFALL PHASE "B"; AUTHORIZING EXECUTION OF A CONTRACT COVERING SAID WORK; AUTHORIZING PAYMENT TO WAGNER CONSTRUCTION COMPANY, INC. OF \$216,911.00, LODAL & BAIN ENGINEERS, INC., \$1,945.00 AND \$10,845.55 FOR MISCELLANEOUS CONTINGENCIES OUT OF FUND 788-01.

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AN ORDINANCE 41,972

ACCEPTING THE LOW BID OF ACTION UTILITY COMPANY, INC. FOR CONSTRUCTION OF THE PARK FOREST OFF-SITE SEWER MAIN; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT COVERING SAID WORK; AUTHORIZING PAYMENT OF \$19,353.50 TO ACTION UTILITY COMPANY, INC. AND \$967.67 FOR MISCELLANEOUS CONTINGENCIES OUT OF FUND 820-03.

\* \* \* \*

73-13 The Clerk read the following Ordinance:

AN ORDINANCE 41,973

AMENDING CERTAIN SECTIONS OF CHAPTER 17 OF THE CITY CODE BY PROVIDING FOR EXEMPTION OF GARBAGE FEES WHERE NEW SINGLE FAMILY RESIDENCES ARE UNDER CONSTRUCTION; PROVIDING FOR REJECTION OF CERTAIN MATERIALS DELIVERED TO THE CITY SANITARY FILL FOR DISPOSAL; PROVIDING A PENALTY NOT TO EXCEED \$200.00 FOR VIOLATION AND PROVIDING FOR SEVERABILITY.

\* \* \* \*

Mr. Mel Sueltenfuss, Acting Director of Public Works, stated that the provisions of this Ordinance are a result of recommendations made by the Mayor's committee to study home builders' problems. It exempts new single family residences from City garbage collection service and charges while under construction and until they are initially occupied. During the construction period each developer has his own service and the City is not involved.

After consideration, on motion of Mr. Naylor, seconded by Mr. Calderon, the Ordinance was passed and approved by the following vote: AYES: Haberman, Hill, Calderon, Naylor, Gatti; NAYS: None; ABSTAIN: Mendoza; ABSENT: Becker, Hilliard, Padilla.

73-13 Mayor Gatti was obliged to leave the meeting and Mayor Pro-Tem Haberman presided.

73-13 The Clerk read the following Ordinance:

AN ORDINANCE 41,974

AUTHORIZING EXECUTION OF AN APPLICATION FOR AN OPERATING CERTIFICATE FOR INTERNATIONAL AIRPORT IN ACCORDANCE WITH FEDERAL AVIATION ADMINISTRATION REQUIREMENTS.

\* \* \* \*

Mr. Tom Raffety, Associate City Manager, stated that after May 20, an airport cannot operate without the proper FAA certificate. This Ordinance authorizes the execution of the necessary application.

After consideration, on motion of Mr. Calderon, seconded by Mr. Hill, the Ordinance was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor; NAYS: None; ABSENT: Hilliard, Padilla, Gatti.

73-13 The following Ordinance was read by the Clerk and explained by Mr. Tom Raffety, Associate City Manager, and after consideration, on motion of Mr. Hill, seconded by Mr. Naylor, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor; NAYS: None; ABSENT: Hilliard, Padilla, Gatti.

AN ORDINANCE 41,975

AUTHORIZING EXECUTION OF AN AGREEMENT WITH AMERICAN LOCKER CO., INC., PROVIDING FOR OPERATION OF A LOCKER CONCESSION AT SAN ANTONIO INTERNATIONAL AIRPORT FOR A FIVE YEAR TERM, COMMENCING APRIL 1, 1973.

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73-13 During Mr. Raffety's presentation of the foregoing Ordinance, the meeting was interrupted by a person who had a 16 year old boy who had allegedly been beaten by the police. The protestor was escorted from the Chamber by police officers.

73-13 The following Ordinance was read by the Clerk and explained by Mr. Tom Raffety, Associate City Manager, and after consideration, on motion of Mr. Becker, seconded by Mr. Hill, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Calderon, Naylor; NAYS: None; ABSENT: Hilliard, Mendoza, Padilla, Gatti.

AN ORDINANCE 41,976

AUTHORIZING EXECUTION OF A LEASE AGREEMENT WITH MICHAEL A. WILLIAMS, AN INDIVIDUAL D/B/A MIKE WILLIAMS INSURANCE AGENCY,

PROVIDING FOR LEASE OF 184 SQ. FT.  
OF OFFICE SPACE IN BUILDING NO. 600  
AT STINSON MUNICIPAL AIRPORT, FOR A  
1 YEAR TERM COMMENCING APRIL 1, 1973.

\* \* \* \*

73-13 The following Ordinances were read by the Clerk and explained by Mr. W. S. Clark, Land Division Chief, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor; NAYS: None; ABSENT: Hilliard, Padilla, Gatti.

AN ORDINANCE 41,977

CLOSING AND ABANDONING TWO PORTIONS  
OF A CUL-DE-SAC AT THE END OF STIFFKEY  
DR., AND AUTHORIZING A QUITCLAIM DEED  
TO H. B. ZACHRY PROPERTIES, INC. FOR  
THE CONSIDERATION OF \$1.00 AND  
DEDICATION OF RIGHT-OF-WAY FOR CERTAIN  
STREETS BY UNRECORDED PLAT OF WINDSOR  
PLACE SUBDIVISION, UNIT 2, DATED JANUARY  
11, 1973.

\* \* \* \*

AN ORDINANCE 41,978

CLOSING PORTIONS OF CERTAIN UNDEVELOPED  
STREETS LYING WHOLLY WITHIN THE EDGEWOOD  
CITY PARK AREA AND DIRECTING THAT THESE  
SAME PORTIONS BE INCORPORATED IN AND  
USED AS PART OF EDGEWOOD PARK.

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AN ORDINANCE 41,979

AMENDING ORDINANCE NO. 41909 ENACTED  
MARCH 8, 1973 PERTAINING TO ACQUISITION  
OF PROPERTY FOR THE SAN ANTONIO RIVER  
OUTFALL PROJECT BY CORRECTING THE  
PURCHASE OF SAID PROPERTY OUT OF SEWER  
REVENUE FUNDS TO 1970 SEWER IMPROVEMENT  
BONDS.

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AN ORDINANCE 41,980

GRANTING A LICENSE TO THE COUNTY OF  
BEXAR AND THE CITY WATER BOARD TO  
INSTALL AND MAINTAIN FOUR TELEPROCESSING  
CABLES ACROSS DWYER AVENUE TO BE USED IN  
CONNECTION WITH THE BEXAR COUNTY-SAN  
ANTONIO CRIMINAL JUSTICE INFORMATION  
SYSTEM.

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73-13 The following Ordinances were read by the Clerk and explained by Mr. Jim Gaines, Director of HemisFair Plaza, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor; NAYS: None; ABSENT: Hilliard, Padilla, Gatti.

AN ORDINANCE 41,981

MANIFESTING AN AGREEMENT WITH THE GREATER SAN ANTONIO SAFETY COUNCIL TO AMEND THE LEASE AGREEMENT PROVIDING FOR LEASE OF SPACE AT HEMISFAIR PLAZA BY ADDING ADDITIONAL SPACE, INCREASING THE RENTAL THEREFOR, AND EXTENDING THE TERM OF SAID AGREEMENT FOR ONE ADDITIONAL YEAR.

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AN ORDINANCE 41,982

MANIFESTING AN AGREEMENT WITH JESSE C. CROOM, AN INDIVIDUAL D/B/A "THE AMERICAN", TO EXTEND REVENUE CONTRACT NO. 1282 AT HEMISFAIR PLAZA FOR AN ADDITIONAL THREE-YEAR TERM, COMMENCING APRIL 15, 1973.

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AN ORDINANCE 41,983

AUTHORIZING EXECUTION OF A LEASE AGREEMENT WITH MARJORIE W. BEATTY, AN INDIVIDUAL D/B/A "POSADA LAS CALANDRIAS", PROVIDING FOR LEASE OF 400 SQ. FT. OF SPACE IN BUILDING NO. 206 AT HEMISFAIR PLAZA FOR A ONE YEAR TERM.

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AN ORDINANCE 41,984

MANIFESTING AN AGREEMENT WITH EUGENE M. JOHNSON TO TERMINATE THAT AGREEMENT PROVIDING FOR LEASE OF SPACE IN BUILDING NO. 316 AT HEMISFAIR PLAZA; AND AUTHORIZING EXECUTION OF AN AGREEMENT WITH FRANKIE G. REYNA, AN INDIVIDUAL D/B/A "REYNA'S SNACK BAR", PROVIDING FOR LEASE OF SAID SPACE FOR A ONE-YEAR TERM.

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73-13 The Clerk read the following Ordinance:

AN ORDINANCE 41,985

AUTHORIZING DEMOLITION OF THE JIM STREET BRIDGE OVER THE SOUTHERN PACIFIC RAILROAD TRACK.

\* \* \* \*

The Ordinance was explained by Mr. Stewart Fischer, Director of Traffic and Transportation, who passed around a photograph of the bridge to show its present condition. The bridge has been closed to traffic for about five years. It is a hazard and is not needed.

After consideration, on motion of Mr. Hill, seconded by Mr. Becker, the Ordinance was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor; NAYS: None; ABSENT: Hilliard, Padilla, Gatti. --

73-13 Mayor Gatti returned to the meeting and presided. --

73-13 The Clerk read the following Ordinance: --

AN ORDINANCE 41,986

ACCEPTING AWARDS OF FUNDS EXTENDED TO THE CITY BY THE U. S. TREASURY DEPARTMENT UNDER THE FEDERAL RESERVE SHARING ACT COVERING THE 1972 AND THE FIRST 1973 SEMI-ANNUAL ENTITLEMENT PERIODS, AND ADOPTING A BUDGET FOR EXPENDITURE OF SAID FUNDS.

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The Ordinance was explained by Mr. Carl White, Director of Finance, who stated that there have been eleven changes made in the original budget that the Council considered three weeks ago. He detailed the various changes that were made. Copies of the revised budget are being printed and will be available for inspection by the public.

After consideration, on motion of Mr. Hill, seconded by Mr. Calderon, the Ordinance was passed and approved by the following vote: AYES: Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Haberman, Hilliard, Padilla. --

73-13 Item 22 of the agenda being a proposed ordinance transferring \$25,000 to the Welfare budgetary account was withdrawn from consideration as this matter had been covered in the preceding Ordinance No. 41,986. --

73-13 The Clerk read the following Ordinance: --

AN ORDINANCE 41,987

ACCEPTING THE LOW BID OF AMERICAN LAFRANCE TO FURNISH THE CITY OF SAN ANTONIO WITH FIRE FIGHTING EQUIPMENT FOR A TOTAL OF \$126,194.00.

\* \* \* \*

The Ordinance was explained by Mr. John Brooks, Director of Purchasing, who stated that this covers the purchase of one 1,000 gallon pumper and a one 100 foot aerial ladder truck. Delivery will be in approximately 150 days. All bids received met specifications.

After consideration, on motion of Mr. Becker, seconded by Mrs. Haberman, the Ordinance was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

73-13 The Clerk read the following Ordinance:

AN ORDINANCE 41,988

ACCEPTING THE LOW BID OF AMERICAN LAFRANCE TO FURNISH THE CITY OF SAN ANTONIO WITH FIRE FIGHTING EQUIPMENT, (1,250 GALLON PUMPER) FOR A TOTAL SUM OF \$48,749.00.

\* \* \* \*

Mr. John Brooks, Director of Purchasing, stated that Mack Trucks submitted the low bid but does not meet specifications in several areas. This truck is to replace a truck which was demolished in a wreck recently. It was necessary to get a replacement as quickly as possible. The bid submitted by Mack does not meet specifications on time for delivery, capacities, transmissions, and does not have a truck in stock. American LaFrance Company has a pumper in stock for immediate delivery. He recommended that the Ordinance be approved.

After consideration, on motion of Mrs. Haberman, seconded by Mr. Hill, the Ordinance was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

73-13 The Clerk read the following Ordinance:

AN ORDINANCE 41,989

AMENDING THE FRANCHISE GRANTED TO GENERAL ELECTRIC CABLEVISION CORPORATION FOR THE PURPOSE OF DISTRIBUTING AUDIO AND VIDEO SIGNALS AND AUDIO AND TELEVISION ENERGY TO ITS SUBSCRIBERS IN THE CITY OF SAN ANTONIO, TEXAS, ALONG, ACROSS, OVER OR UNDER THE STREETS, HIGHWAYS, ALLEYS, UTILITY EASEMENTS AND REAL PROPERTY OF THE CITY OF SAN ANTONIO; BY ESTABLISHING A TERM OF 15 YEARS FOR SAID FRANCHISE RIGHTS; PROVIDING POLE RENTAL FEES TO BE PAID TO THE CITY-OWNED UTILITY; REDEFINING THE FORMULA FOR DETERMINING THE MARKET VALUE OF THE SYSTEM IN CASE OF RECAPTURE OF SAID FRANCHISE RIGHTS BY THE CITY OF SAN ANTONIO DURING THE PERIOD OF THE FRANCHISE; PROVIDING FOR ADDITIONAL SERVICES AND PROGRAMMING TO BE FURNISHED BY THE GRANTEE; PROVIDING FOR A 10 YEAR REVIEW OF SYSTEM PERFORMANCE BY THE CITY; PROVIDING FOR AN ADDITIONAL REMEDY TO THE CITY IN THE EVENT OF NON-COMPLIANCE BY THE GRANTEE; PROVIDING A FORM FOR ACCEPTANCE OF THESE FRANCHISE AMENDMENTS BY THE GRANTEE; AND PROVIDING FOR A PUBLIC HEARING AND THREE SEPARATE READINGS.

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Mr. Tom Edwards, Utilities Supervisor, outlined the amendments which will be made to the franchise agreement with General Electric. The company will also lease channel time to non-profit organizations for a token charge of one dollar per hour and will provide production assistance at cost. Also, under the agreement, additional pick up points throughout the City are being added.

Mr. Victor Soto, Chairman of the Bi-lingual Bi-cultural Coalition on Mass Media, stated that the franchise agreement is outdated and does not comply with FCC rules. He read a statement opposing the franchise and offering improvements to it. (A copy of Mr. Soto's statement is included with the papers of this meeting.)

Mr. Francisco Gonzales spoke to the Council in opposition to the franchise. He agreed with the statements made by Mr. Soto. He suggested that the public hearing on this matter be held at night so more people can attend.

It was agreed by the Council and the City Manager that the public hearing should be held on April 5, 1973.

After consideration, on motion of Mr. Hill, seconded by Mrs. Haberman, the Ordinance was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

73-13 The following Ordinance was read by the Clerk and explained by Associate City Manager George Bichsel, and after consideration, on motion of Mrs. Haberman, seconded by Mr. Hill, the Ordinance was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Mendoza, Padilla.

AN ORDINANCE 41,990

AUTHORIZING THE CITY MANAGER TO EXECUTE AN APPLICATION FOR A \$69,942.00 GRANT FROM THE CRIMINAL JUSTICE COUNCIL FOR THE CONTINUATION OF THE "NIGHT MAGISTRATE SYSTEM FOR SAN ANTONIO AND BEXAR COUNTY".

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73-13 The Clerk read a proposed ordinance that would reject all bids for the police department communications system.

The following conversation took place:

ASSOCIATE CITY MANAGER GEORGE BICHSEL: There were three bids received. Motorola, Inc. was the low bid at \$1,844,000. International Signal Control Corporation, \$2,147,011 was second. Technical Products Engineering Corp. was the high bid with \$2,278,579. Our best estimate of LEAA funds available for 1973 is about \$450,000. We would hope for a maximum of about \$300,000 in 1974 funds. This would make available some maximum of \$750,000 which would call for a matching fund of about \$250,000 or a \$1 million total available funds for the program.

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I call your attention to the fact that bids have to be approved before we can apply. Obviously, the system which we designed and which Page Engineers participated in and tried to design to our request was too sophisticated. Therefore, it is recommended that this ordinance rejecting all bids be passed in order that these specifications can be revised to permit more competitive bidding and is being revised, will provide for a major portion of this installation to be done by our own City radio mechanics.

The Northrop Page Engineers' report was made available to you. Their recommendation was that Motorola was non-compliant, that the other two bids were compliant and they recommended the lower of the two which is International Signal and Control. The City staff does not agree with the Page Engineers. We do not believe that any of the bids are compliant. This appears to be academic since we do not have the funds for the system. If the Council desires to hear information supporting the staff we are prepared to give it.

I received a Mail-O-Gram from Mr. Markowski who is President of Technical Products Engineering which reads as follows:

"Reference bid for San Antonio Police Communications System Technical Products Engineering acknowledges City's decision to reject all bids on referenced system. However, should the City consider placing an award based on previous responses we respectfully request the right to be heard at a later date."

There may be representatives of all three of the bidders here who might desire to be heard, Mr. Mayor.

MAYOR GATTI: Yes, I understand there are and, in the interest of fairness, I think we should listen to all three, and we will do it in the order of total dollars that they bid so we can't be accused of discrimination. The highest bidder was Technical Products. Is there anyone here from Technical Products who would like to speak? Is that the one that sent the wire? What does he say in the wire?

CITY MANAGER GRANATA: He acknowledges the City's decision to reject all bids.

MAYOR GATTI: He wants to be heard at a later date?

CITY MANAGER GRANATA: Only if you decide to award.

MAYOR GATTI: The next then is International Signal. Do they have a representative?

MR. RALPH LANGLEY: Mr. Mayor and members of the Council, my name is Ralph Langley. I am a lawyer with offices at 1800 Milam Building. I am here representing International Signal and Control Corporation of Lancaster, Pennsylvania. I have with me a gentleman who would like to be heard, the President of International Signal and Control Corporation, Mr. James Guerin.

It is a big matter, your Honor, and I do ask that the Council give it the consideration that it warrants. It is of vital importance to the City of San Antonio. Presumably you would not have gone to the trouble to do all of the work to get the bids in and have the specifications written in the way that you did had you not wanted to have something that would be of permanent value to the City of San Antonio.

International Signal is, we say, the low compliant bidder. We not only say that, your expert says that. This is not a situation similar to the one which you just passed on cablevision where there will be a public hearing later. The action proposed by the staff this morning, if taken by this Council, is final and definitive and rejects all bids. There is a great temptation in circumstances of this kind to name call, to say things that are not temperate in nature, and I shall refrain from that and I know Mr. Guerin will too.

It is a disappointing thing and an expensive thing to work as long and to spend as much money as has been spent to comply with the City's request here and then to have it rejected in this manner. On the other hand, while we will not indulge in that sort of statement we will stick with the facts, we hope, and sometimes facts are not always pleasant. If this ordinance is adopted today we say that a grave injustice will be done.

The City of San Antonio historically in this matter employed a consulting firm in the personage of Page Engineering and the City has spent \$100,000, approximately, in consultant fees. No one has questioned the qualifications, no one has questioned the validity of their report. They wrote the specifications. They told the City, in response to the City's own request, what was a good system and they laid it out for you. Accordingly, you asked for bids.

Now, we are told by your staff, and I'm not sure of all of this, but we are told by the staff that there is a recommendation to reject all bids on two grounds. Number one, that there are no compliant bids and number two, that there is not enough money to fund this project.

Now, I would like to address myself to the first one of those - that there is no compliant bidder. Ladies and gentlemen, you have the opinion of two people on this. You have the opinion of the firm that wrote the specifications, the expert to whom you have paid \$100,000. You are being told by the staff that they don't know what they are talking about. And, I find this hard to believe. I find it very difficult to believe that Page Engineering, whose integrity, whose qualifications have not been questioned can't tell you fairly and honestly whether those specifications have been met. They say in their report, and you have it this morning, they say unqualifiedly and unreservedly that there are two compliant bidders. Motorola did not comply, but the other two did and that International Signal and Control Corporation whom I represent is the low bidder. I ask you, whose opinion do you take under the circumstances? We say you take the opinion of your consultant just like you would take the opinion of your doctor or your lawyer or your engineer or your architect, and we don't think there is any valid argument in opposition to this.

Now, secondly, and say this in difference to the staff, who are my good friends and yours, but I say to you that there has not been completed staff action in this matter. There have been three managers during the time involved in this. I say to you that on the second point, on the question of whether it can be funded that we have not seen, we have not been furnished maybe you have, a written, comprehensive analysis of the funding possibilities. Historically, what happened in this case was that the specifications originally called for three year funding. Shortly before the bids went out the specifications were changed to provide for one year funding. The question was asked, and it was answered in writing that we have the funding to take care of this and accordingly my clients have spent between

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\$30,000 and \$40,000 to furnish this information to you and to submit a bid. Now, we say that this is worthy of careful consideration. It is worthy of a complete analysis.

Our clients have suggested several things. One, that a complete check be made with Criminal Justice and with the City budget to determine what can be done over a three year period because there is provision in the contract for the letting of this in stages or to let part of it and put the rest of it out for bids later on.

Or, secondly, our client has submitted and we have not had a reply to, a willingness to accept partial payments for the system and to accept the remaining payment in installments. We ask if there has been a written report, if there has been an analysis that, in fairness, the bidders should be shown this.

We say that this matter should receive further consideration from the Council, that it should receive further consideration from the staff. Mr. Guerin is here, the President of International Signal, and he would like to be heard with reference to the technical aspects of it, if he may, please, Mr. Guerin.

MR. JAMES GUERIN: That's a mighty hard speech to follow. I'd like about four minutes at \$10,000 per minute, if I may.

Besides being President of International Signal, I am also a professional communications engineer. I come here pretty shocked and dismayed today. In my hand I have a copy of the professional report from Page Communications on this action. The cause of our disturbance is the lack of professionalism by which the City of San Antonio has dispositioned this particular action. Now, you must understand that having professionals in every type of industry certain ones are recognized as higher than others. Page Communications is recognized world-wide as leading authorities on communication systems. We entered the decision to bid this program based solely on the fact that Page had engaged themselves with the City of San Antonio to bring about the specifications that we were to bid to. The City of San Antonio laid down ground rules which we followed tenaciously. We were a fully compliant bidder to this action. We responded in every accord to the City's requirements and at the eleventh hour we are told that the City is going to cancel the bids. We have spent close to \$40,000 in preparing this bid, and the City now enjoys the benefit of all of the work we have done, Technical Products Engineering Corporation has done and Motorola has done on this. The combination I am sure is another \$100,000 that the City has access to free of charge apparently.

Once having made the decision to bid the job, we were unfortunately, the witness to several actions that we take violent acception to. By your own City ordinance once Motorola had been identified as a non-compliant bidder, we suggest that all intercourse with them would have ceased. It did not. Your technical director on this program continued with Motorola, acted hostile to our firm and our representative and in the (inaudible) sense took Motorola's suggestions as to redress with our firm.

We understand now that the City's plan is to take on itself the fractural action of bringing about this system. Let me warn you, since I can remain somewhat objective about this, let me warn you that if you have a technician level which you have on your staff attempting to bring about a sophisticated system that the City needs you are going to expend at least twice as much on the system over the

long haul. You are going to fall into a trap. The trap has been fallen into in many cities in the United States. Seattle, Washington being one of the prime ones. this trap goes something like this - you bring in various segments of a system that do not interconnect or interfunction properly and you are left with an obsolescent system even prior to the system being completed.

Our position on this I will state very succinctly. We feel that an injustice is being done to our firm if you cancel the bid. We feel that the experts of Page Communications who are renowned worldwide, who have identified us as both a compliant bidder and the low bidder on this thing are being ignored by non-professionals on your staff. We suggest that you investigate this further before taking this hasty action. We have said before, Mayor Gatti, and the rest of you, reports on this on alternative methods by which you can bring the system about within your present funding structure.

We have been told by your staff, "We are sorry fellows, we goofed." I suggest to you that sorry isn't enough when a firm such as ours and Technical Products Engineering Corporation in particular have expended this level of funds in good faith and have not received the fair type of action that we warrant.

MRS. CAROL R. HABERMAN: Mr. Mayor, I'd like to ask a question. I'm trying to find, too, a good answer to something when we don't really have the money. In addition to that, I'd like to have your testimony on a statement as to capability. In the instructions to bidders we had the statement that "systems utilizing equipment offered by the bidder and of equal scope have been installed in continuous satisfactory operation for a minimum of one year." I understand that one of these locations happens to be Toledo, Ohio. In Toledo, Ohio, do you or do you not have six channel capability?

MR. GUERIN: You are asking me a detailed question. We have accurately stated City by City what units are on board and have been operating for a period of time. I believe I can state that the redress we have given you concerning each of these cities is accurate. If you are asking on a specific city, I do not have all the details on each one of these cities with me.

MRS. HABERMAN: I would like something from you in writing on Toledo, Ohio as to capability, from Pittsburg, Pennsylvania, Detroit, New York and Orlando.

MR. GUERIN: We will be glad to submit this in writing.

MR. MANUEL H. CALDERON: You will also agree to accept on a three year payment basis. Is that correct?

MR. GUERIN: Yes, sir. That is correct.

MAYOR GATTI: That's illegal, isn't it, Crawford?

MR. CRAWFORD REEDER, ASSISTANT CITY ATTORNEY: Not necessarily, Mr. Mayor. It can be done.

MAYOR GATTI: Well, let me ask the Council something of this magnitude perhaps requires more Council judgment and more Council input. One week isn't going to change the dollar price a bit. The main thing

that I'm thinking about is that we don't have the money. It's fine. It's a very beautiful proposal and it does everything but go to the moon but we just don't have the money. If the Council so desires, perhaps we ought to have at least an hour's discussion of this next week at "C" Session and get the whole thing on the table and allow these gentlemen - all three of them - to make their pitch. Let the staff make their pitch together and let's see where we come.

MR. CHARLES L. BECKER: Let's have Page here.

MRS. HABERMAN: Also our funding people. I asked a question last week that I haven't received word on regarding the funding of this - whether or not it could be in phases - phase one, two and three. Maybe the Criminal Justice Committee cannot really give us definite information but certainly could give us some indication of direction.

MAYOR GATTI: Is that all right with everybody? Okay, so be it. Pull the ordinance.

73-13 The following Ordinance was read by the Clerk and explained by Mr. Leroy Harvey, Public Service Careers, Project Director, and after consideration, on motion of Mr. Hill, seconded by Mr. Becker, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,991

APPROVING AN EXTENSION OF THE CITY'S  
PUBLIC SERVICE CAREERS PROJECT.

\* \* \* \*

73-13 The Clerk read the following Ordinance:

AN ORDINANCE 41,992

OF THE CITY OF SAN ANTONIO, GRANTING  
THE CITY OF ALAMO HEIGHTS A WATER  
TRANSMISSION MAIN LICENSE AND  
TEMPORARY WORKING SPACE IN THE PUBLIC  
RIGHT-OF-WAY OF NEW BRAUNFELS AVENUE  
WITHIN THE CORPORATE LIMITS OF THE  
CITY OF SAN ANTONIO.

\* \* \* \*

The Ordinance was explained by Mr. Dick Toler, City Water Board, who stated that this is a license for the City of Alamo Heights to maintain water mains in North New Braunfels Avenue between Rittiman Road and Brightwood. It also accepts two ordinances by the City of Alamo Heights permitting the City Water Board to maintain water mains which exist in New Braunfels Avenue between Burr Road and Terrell Road and in Broadway in the City of Alamo Heights. These ordinances grant permission to install a 24 inch water main in New Braunfels Avenue between Terrell Road and Rittiman Road.

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After consideration, on motion of Mr. Becker, seconded by Mr. Hill, the Ordinance was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

73-13 Mayor Gatti was obliged to leave the meeting and Mayor Pro-Tem Haberman presided.

73-13 The following Ordinance was read by the Clerk and explained by Mr. Crawford Reeder, Assistant City Attorney, and after consideration, on motion of Mr. Becker, seconded by Mr. Hill, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor; NAYS: None; ABSENT: Hilliard, Padilla, Gatti.

AN ORDINANCE 41,993

APPROPRIATING TWO THOUSAND SEVEN HUNDRED EIGHTY TWO AND 50/100 (\$2,782.50) DOLLARS OUT OF SEWER REVENUE FUND NO. 820-03 PAYABLE TO THE COUNTY CLERK OF BEXAR COUNTY, TEXAS, SUBJECT TO THE ORDER OF THE DEFENDANTS NAMED IN CONDEMNATION CAUSE NO. C-934, IN SATISFACTION OF THE AWARD OF SPECIAL COMMISSIONERS AND IN PAYMENT OF COURT COSTS IN SAID CAUSE, ALL IN CONNECTION WITH THE ACQUISITION OF A PERMANENT EASEMENT OF 0.618 ACRES OF REAL PROPERTY, MORE OR LESS, TOGETHER WITH A TEMPORARY EASEMENT OF 1.03 ACRES, MORE OR LESS IN THE M. D. DE LOS SANTOS SURVEY NO. 82, C. B. 4446, BEXAR COUNTY, TEXAS, ALL MORE PARTICULARLY DESCRIBED IN THE PLEADINGS IN SAID CAUSE, SAID EASEMENTS BEING NEEDED FOR THE JOHN MARSHALL UNIT #1 OUTFALL SEWER MAIN PROJECT.

\* \* \* \*

73-13 Mayor Gatti returned to the meeting and presided.

73-13 The Clerk read the following Ordinance:

AN ORDINANCE 41,994

AMENDING SECTIONS 42-33 AND 42-35 OF THE CITY CODE SO AS TO PROVIDE CONDITIONS UNDER WHICH TERRITORY IN NEWLY ANNEXED AREAS SHALL BE ENTITLED TO NON-CONFORMING RIGHTS, TO PROVIDE FOR ISSUANCE OF PERMITS FOR NON-CONFORMING USES, AND TO PROVIDE FOR REGISTRATION OF SUCH NON-CONFORMING USES; AND PROVIDING THAT ANY VIOLATION SHALL BE PUNISHED BY A FINE NOT EXCEEDING \$200.00.

\* \* \* \*

The Ordinance was explained by Mr. George Vann, Director of Housing and Planning Administration, who stated that the City Council last week had requested that certain amendments be made in the Ordinance and these have been included. In addition to the Council's amendments, the Planning Commission had suggested in its meeting yesterday that they would like for the Council to consider two other recommendations. One has to do with appeals to the City Council by either the proponent or opponent. The other is establishment of a filing fee for non-conforming master plan applications.

Mrs. Gerry Ursin, representing the League of Women Voters, read a prepared statement opposing the proposed ordinance. (A copy of Mrs. Ursin's statement is included with the papers of this meeting.)

Mr. Mel Hughes, Chairman of the Planning Commission, discussed briefly with the Council his Commission's reasons for their proposed amendments as outlined by Mr. Vann.

On advise of Mr. Reeder, action on the two proposed amendments was not taken as it is necessary for them to be processed through regular channels.

After consideration, on motion of Mr. Hill, seconded by Mr. Naylor, the Ordinance was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Mendoza, Padilla.

73-13 The following Ordinance was read by the Clerk, and after consideration, on motion of Mr. Calderon, seconded by Mr. Becker, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Mendoza, Padilla.

AN ORDINANCE 41,995

MAKING AND MANIFESTING A CONTRACT WITH  
LOYD HUNT AS AN ADVISOR AND CONSULTANT  
IN CONNECTION WITH CERTAIN IMPROVEMENT  
PROGRAMS AS CONTAINED IN THE GRIFFENHAGEN-  
KROEGER, REPORT FOR A FEE OF \$8,000.00.

\* \* \* \*

73-13

CITY MANAGER REPORTS

City Manager Sam Granata, Jr. reported that the Public Works crews and Parks crews have started construction of a new entrance to HemisFair Plaza leading from the Convention Center. This will provide a more direct access to the grounds from the Convention Center and should increase attendance. It should be completed before Fiesta.

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A RESOLUTION  
NO. 73-13-14

PROVIDING THAT A PUBLIC HEARING BE HELD BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO ON THE 26TH DAY OF APRIL, 1973, AT 10:00 O'CLOCK A. M. IN THE COUNCIL CHAMBER OF THE CITY HALL IN THE CITY OF SAN ANTONIO ON THE PROPOSED ALAMO PLAZA URBAN RENEWAL PROJECT AND THE URBAN RENEWAL PLAN THEREFOR AS PROPOSED BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO; DIRECTING THE CITY CLERK TO ADVERTISE NOTICE OF SAID HEARING AS PRESCRIBED BY LAW; IDENTIFYING THE PROJECT AREA; STATING THE PURPOSE OF SAID PUBLIC HEARING AND OUTLINING THE GENERAL SCOPE OF THE URBAN RENEWAL PROJECT UNDER CONSIDERATION; AND PROVIDING THAT ANY PERSON OR ORGANIZATION WILL BE AFFORDED AN OPPORTUNITY TO BE HEARD AT SAID PUBLIC HEARING.

\* \* \* \*

Mr. Winston Martin, Executive Director of the Urban Renewal Agency, stated that this Resolution sets a public hearing on the Alamo Plaza plan to be held April 26, 1973.

Mr. Fred Burtner, stated that the Chamber of Commerce Executive Committee has unanimously endorsed the Alamo Plaza plan. He expressed appreciation for the fine cooperation the Chamber of Commerce has received from the City.

Mr. David Murdock, Los Angeles, California, was asked to say a word about this project. Mr. Murdock, a well known developer, urged the Council not to delay in getting this project underway and that the momentum be maintained to retain community interest.

After consideration, on motion of Mrs. Haberman, seconded by Mr. Becker, the Resolution was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Mendoza, Padilla.

73-13 The following Ordinance was read and explained by City Clerk Jake H. Inselmann, and after consideration, on motion of Mr. Becker, seconded by Mr. Calderon, was passed and approved by the following vote: AYES: Hill, Becker, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Haberman, Hilliard, Mendoza, Padilla.

AN ORDINANCE 41,996

AMENDING ORDINANCE NO. 41891 SO AS TO CONSOLIDATE CITY VOTING PRECINCT NO. 262 WITH CITY VOTING PRECINCT NO. 261; AND AMENDING ORDINANCE NO. 41892 TO PROVIDE THAT VOTERS OF PRECINCT 262 SHALL VOTE AT JOHN JAY HIGH SCHOOL.

\* \* \* \*

Mayor Gatti announced that only seven Council members were present. Those appeal cases requiring seven affirmative votes were given the choice of asking for postponement. No one was present to speak for Case No. 4883. The proponent of Case No. 4894 asked that the Case be heard.

A. CASE 4883 - to rezone Lot 17 and the west 55.83' of Lot 12, NCB 1277, 1919 North Pan Am, from "D" Apartment District to "B-3" Business District, located on the north side of North Pan Am, 167.4' west of the intersection of Palmetto Street and North Pan Am; having 55.8' on Pan Am Expressway and a depth of 200.65'.

Mr. Howard Null, of the Building and Planning Administration, explained the proposed change, which the Planning Commission recommended be denied by the City Council.

No one spoke in opposition.

After consideration, Mr. Hill made a motion that the recommendation of the Planning Commission be upheld and that the application for rezoning be denied. The motion was seconded by Mr. Naylor and carried by the following roll call vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

B. CASE 4894 - to rezone Lot 26, Block 5, NCB 6638, 903 Avant Avenue, from "B" Two Family Residential District to "B-3" Business District, located northeast of the intersection of Gevers Street and Avant Avenue; having 130' on Gevers Street and 50' on Avant Avenue.

Mr. Howard Null, of the Building and Planning Administration, explained the proposed change, which the Planning Commission recommended be denied by the City Council.

Mr. Charles Brand, representing the applicant, Mr. Robin Abraham, spoke in favor of the application. He stated that originally the petition had been to rezone to "B-3" but that his client would be satisfied with "B-1" zoning. He intends to open a store to sell musical instruments.

Mr. and Mrs. Robin Abraham spoke to the Council. They stated that the installation of a car wash in back of their property had created so much noise that the neighborhood is no longer suitable as a residence. He said that all of the neighbors were in favor of the zoning for "B-1". Their fears had been that a beer parlor might go there, but this could not be possible with "B-1" zoning.

Mr. L. Langholz, 847 Avant Avenue, and Mr. V. Valdez, 846 Avant Avenue, both spoke in favor of the rezoning.

After consideration, on motion of Mrs. Haberman, seconded by Mr. Mendoza, the recommendation of the Planning Commission was overruled and the property rezoned to "B-1" Business District, by the following roll call vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,997

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 26, BLOCK 5, NCB 6638, 903 AVANT AVENUE, FROM "B" TWO FAMILY RESIDENTIAL DISTRICT TO "B-1" BUSINESS DISTRICT.

\* \* \* \*

73-13 Councilman Becker stated that the installation of a mechanical car wash does create special problems, and he felt that the Planning Commission should study the matter.

C. CASE 4874 - to rezone Lot 8 and the south 61.90' of Lot 9, Block 2, NCB 12629, 102 - 106 Dunoff Drive, from "A" Single Family Residential District to "B-2" Business District, located northeast of the intersection of Dunoff Drive and East Houston Street; having 114.07' on East Houston Street and 137.99' on Dunoff Drive.

Mr. Howard Null, of the Building and Planning Administration, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration, Mr. Hill made a motion that the recommendation of the Planning Commission be approved, provided that proper replatting is accomplished and that a screen fence is erected along the east property line. Mr. Becker seconded the motion. On roll call, the motion, carrying with it the passage of the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,998

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 8 AND THE SOUTH 61.90' OF LOT 9, BLOCK 2, NCB 12629, 102 - 106 DUNOFF DRIVE, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT PROPER REPLATTING IS ACCOMPLISHED AND THAT A SCREEN FENCE IS ERECTED ALONG THE EAST PROPERTY LINE.

\* \* \* \*

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D. CASE 4885 - to rezone Lots 9 and 19, Block 4, NCB 8055, 106 Halsey Street, from "B" Two Family Residential District to "O-1" Office District, located southeast of the intersection of Leahy Street and Halsey Street; having 161' on Leahy Street and 94.1' on Halsey Street.

Mr. Howard Null, of the Building and Planning Administration, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration, Mr. Becker made a motion that the recommendation of the Planning Commission be approved, provided that proper replatting is accomplished. Mr. Hill seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,999

AMENDING CHAPTER 42 OF THE CITY CODE  
THAT CONSTITUTES THE COMPREHENSIVE  
ZONING ORDINANCE OF THE CITY OF SAN  
ANTONIO BY CHANGING THE CLASSIFICATION  
AND REZONING OF CERTAIN PROPERTY  
DESCRIBED HEREIN AS LOTS 9 AND 10,  
BLOCK 4, NCB 8055, 106 HALSEY STREET,  
FROM "B" TWO FAMILY RESIDENTIAL  
DISTRICT TO "O-1" OFFICE DISTRICT,  
PROVIDED THAT PROPER REPLATTING IS  
ACCOMPLISHED.

\* \* \* \*

E. CASE 4887 - to rezone the north 100.96' of Lots 153, 154, the north 100.96' of the remaining portion of Lot 155, Block 6, NCB 7859 and Lots 1 through 4, Block 1A, NCB 8528, 1711 and 1715 Pleasanton Road, from "R-3" Multiple Family Residential District to "B-3" Business District; and Lots 153 and 154, and the remaining portion of Lot 155, save and except the north 100.96' of these lots, Block 6, NCB 7859, 115 and 119 Rosebud Lane, from "R-3" Multiple Family Residential District to "B-2" Business District.

The "B-3" zoning being located on the west side of Pleasanton Road, 100' north of Rosebud Lane; having 100.96' on Pleasanton Road and a depth of 288.8'.

The "B-2" zoning being located on the north side of Rosebud Lane, 138.8' west of Pleasanton Road; having 135' on Rosebud Lane and a depth of 99.04'.

Mr. Howard Null, of the Building and Planning Administration, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration, Mr. Becker made a motion that the recommendation of the Planning Commission be approved, provided that proper replatting is accomplished and that a six foot solid screen fence is erected along the north and west property lines. Mr. Mendoza seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 42,000

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE NORTH 100.96' OF LOTS 153, 154, THE NORTH 100.96' OF THE REMAINING PORTION OF LOT 155, BLOCK 6, NCB 7859 AND LOTS 1 THROUGH 4, BLOCK 1A, NCB 8528, FROM "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT; AND LOTS 153 AND 154 AND THE REMAINING PORTION OF LOT 155, SAVE AND EXCEPT THE NORTH 100.96' OF THESE LOTS, BLOCK 6, NCB 7859, 115 AND 119 ROSEBUD LANE, FROM "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT PROPER REPLATTING IS ACCOMPLISHED AND THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED ALONG THE NORTH AND WEST PROPERTY LINES.

\* \* \* \*

F. CASE 4897 - to rezone Lot 14, Block 2, NCB 3929, 1015 West Hildebrand Avenue, from "B" Two Family Residential District to "B-2" Business District, located on the north side of Hildebrand Avenue, being 150' west of the intersection of Grant Avenue and Hildebrand Avenue; having 50' on Hildebrand Avenue and a depth of 160'.

Mr. Howard Null, of the Building and Planning Administration, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration, Mr. Becker made a motion that the recommendation of the Planning Commission be approved, provided that proper replatting is accomplished. Mr. Hill seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 42,001

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION

AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 14, BLOCK 2, NCB 3929, 1015 WEST HILDEBRAND AVENUE, FROM "B" TWO FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT PROPER REPLATTING IS ACCOMPLISHED.

\* \* \* \*

G. CASE 4898 - to rezone the north 30' of Lot 1, Block 1, NCB 16111, 5500 Block of Ingram Road, from "B-2" Business District to "B-3" Business District, located southeast of the intersection of Ingram Road and Wheatfield Drive; having 150' on Ingram Road and 30' on Wheatfield Drive.

Mr. Howard Null, of the Building and Planning Administration, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration, on motion of Mr. Becker, seconded by Mr. Mendoza, the recommendation of the Planning Commission was approved, by the passage of the following Ordinance by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 42,002

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE NORTH 30' OF LOT 1, BLOCK 1, NCB 16111, 5500 BLOCK OF INGRAM ROAD, FROM "B-2" BUSINESS DISTRICT TO "B-3" BUSINESS DISTRICT.

\* \* \* \*

73-13

CITIZENS TO BE HEARD

MR. RICHARD J. KOPSKY

Mr. Richard J. Kopsky, 1056 John Page, stated that the Army has been letting Boy Scouts use the area at Camp Bullis which today was given to the City of San Antonio. He wanted to express his appreciation for the donation.

MR. JOE LOPEZ

Mr. Joe Lopez, 1927 Delgado, read a proposed resolution supporting the Texas House of Representatives' resolution requesting President Nixon to release impounded impact funds. (A copy of the proposed resolution is included with the papers of this meeting.)

MRS. FRANCES LEVENSON

Mrs. Frances Levenson spoke to the Council regarding dirt in her water supply and produced a sample of it. She asked the Council to rescind its resolution approving San Antonio Ranch New Town.

The Council took no action and did not comment.

MR. JOSE MORALES

Mr. Jose Morales, a social worker for the Mexican-American Unity Council, spoke to the Council regarding police brutality. He had with him a 16 year old boy who, he claimed, had been beaten about the head for a traffic violation. Mr. Morales demanded that the Council take some action in this case.

Mr. Morales was advised by City Manager Sam Granata that he could appear before the Fire and Police Civil Service Commission or go directly to the Personnel Director.

After discussion, Mr. Morales was assured that the matter would be investigated and a report given.

MR. AND MRS. CHARLES SULLIVAN

Mr. and Mrs. Charles Sullivan, 411 East Evergreen, complained to the Council about a 12 year old boy who was shot while fleeing the scene of a burglary. He had been caught inside of the premises. They said that officers should use a different kind of weapon.

Mr. Becker reminded Mr. and Mrs. Sullivan that four police officers have been slain in recent weeks and that they cannot be criticized for protecting themselves.

73-13 The Clerk read the following letter:

March 16, 1973

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

Gentlemen and Madam:

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

March 9, 1973

Petition of Mr. and Mrs. Larry L. Bowers, requesting release of Rollingwood Estates and adjacent property from the extra-territorial jurisdiction of the City of San Antonio.

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March 16, 1973

Petition of Mr. John A. Blankenship  
requesting that relief be given to  
an overloaded sewer main in his  
area.

/s/ J. H. INSELMANN  
City Clerk

\* \* \* \*

There being no further business to come before the Council,  
the meeting adjourned at 12:30 P. M.

A P P R O V E D

*John Matts*  
M A Y O R

ATTEST: *JH Inselmann*  
C i t y C l e r k

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