

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, MAY 4, 1978.

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The meeting was called to order at 1:00 P.M. by the presiding officer, Mayor Lila Cockrell, with the following members present: CISNEROS, WEBB, DUTMER, WING, EURESTE, ORTIZ, ALDERETE, PYNDUS, STEEN, COCKRELL; Absent: HARTMAN.

78-21 The invocation was given by The Reverend G.W. Schwanenberg, McArthur Park Lutheran Church.

78-21 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

78-21 CORRECTION TO MINUTES

Mr. Pyndus and Mr. Steen both referred to an inaccurate vote recorded on page 14 of the Minutes of April 27, 1978. With this correction, the minutes of the meeting of April 27, 1978 were approved.

78-21 KATE SCHENCK ELEMENTARY SCHOOL STUDENT COUNCIL

Mayor Cockrell recognized and welcomed the Student Council from Kate Schenck Elementary School who were visiting the Council Meeting.

78-21 PRESENTATION OF RESOLUTION TO THE
HIGHLANDS HIGH SCHOOL BAND

Mayor Cockrell stated that Councilwoman Helen Dutmer had requested a Resolution to be presented to the Highlands High School Band. Mayor Cockrell recognized the representatives from the Highlands High School Band who were present in the audience and read the following Resolution:

A RESOLUTION
NO.78-21-70

OF THE CITY COUNCIL EXPRESSING ITS PRIDE
IN THE ACTIONS OF THE MEMBERS OF THE HIGH-
LANDS HIGH SCHOOL BAND WHILE REPRESENTING
SAN ANTONIO AND THE STATE OF TEXAS AT THE ST.
PETERSBURG FESTIVAL OF BANDS.

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Mrs. Dutmer moved to approve the Resolution. Mr. Steen seconded the motion. On roll call, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Alderete, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Hartman.

Mayor Cockrell and Mrs. Dutmer then presented the Resolution to the Band Director, Mr. Cecil Morris; the Band President and the Head Band Majorette

MAYOR PRO-TEM PYNDUS

78-21 Mayor Cockrell expressed her appreciation to Mayor Pro-Tem Pyndus for a job very well done during his tenure as Mayor Pro-Tem.

Mr. Pyndus commended the Mayor and the manner in which she keeps up with the schedule she must adhere to in her role as Mayor.

Councilman Rudy C. Ortiz was administered the Oath of Office as Mayor Pro-Tem by City Clerk G. V. Jackson, Jr. Mayor Pro-Tem Ortiz will serve during the period of May 4, 1978 through July 14, 1978.

Mayor Pro-Tem Ortiz introduced his wife, Petra Ortiz and his new baby daughter, Elizabeth, who were present in the audience.

78-21 Mayor Cockrell was obliged to leave the meeting and Mayor Pro-Tem Ortiz presided.

78-21 The following Resolution was read by the Clerk and after consideration on motion of Mr. Steen, seconded by Mr. Webb, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Steen; NAYS: None; ABSENT: Hartman, Cockrell.

A RESOLUTION
NO. 78-21-71

REQUESTING THAT THE CITY COUNCIL BE DESIGNATED
AS THE LOCAL PLANNING AGENCY FOR DEVELOPING
A PLAN FOR ATTAINMENT OF THE NATIONAL AMBIENT
AIR QUALITY STANDARDS FOR PARTICULATE MATTER
IN THE SOUTHWEST PORTION OF THE CITY.

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78-21 Mayor Cockrell returned to the meeting and presided.

78-21 DISCUSSION REGARDING SAN ANTONIO
MISSIONS NATIONAL HISTORIC PARK

The Clerk read a Resolution reaffirming City Council's desire to eliminate or minimize the family, social, and cultural impact of the proposed San Antonio Missions National Historic Park on citizens of the Missions Neighborhoods and urging congressional sponsors of the proposed national historic park legislation to adopt national historic park boundaries which reflect that desire.

Dr. Cisneros stated that at last week's "B" Session the Council had concurred with having a public hearing for the neighborhood regarding the designation of the area as a National Historic Park. A neighborhood meeting was held and several concerns were expressed by the neighbors. Dr. Cisneros then detailed the concerns expressed by the area residents. Dr. Cisneros then stated that he wished to incorporate these four concerns into the body of the Resolution.

In response to a question by Dr. Cisneros, Mr. Ed Baca, Assistant Director of Parks and Recreation, stated that only four households will be affected and no statements have been made about additional relocations.

Mrs. Dutmer stated that the residents are also very concerned that they have been without City services such as water and sewer.

Council concurred in having action on the resolution postponed until later in the meeting when the rewritten resolution could be presented.

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Later in the meeting, Dr. Cisneros presented the rewritten Resolution with the four concerns of the neighborhood incorporated as Sections 2, 3, 4, and 5 of the Resolution. He then read the following Resolution:

A RESOLUTION
NO.78-21-72

AFFIRMING CITY COUNCIL'S DESIRE TO ELIMINATE OR MINIMIZE THE FAMILY, SOCIAL, AND CULTURAL IMPACT OF THE PROPOSED SAN ANTONIO MISSIONS NATIONAL HISTORIC PARK ON CITIZENS OF THE MISSIONS NEIGHBORHOODS AND URGING CONGRESSIONAL SPONSORS OF THE PROPOSED NATIONAL HISTORIC PARK LEGISLATION TO ADOPT NATIONAL HISTORIC PARK BOUNDARIES WHICH REFLECT THAT DESIRE.

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WHEREAS, Missions Concepcion, San Jose, and San Juan and Espada have long been centers of the religious, social and cultural life of citizens of the Missions neighborhoods; and

WHEREAS, that religious, social and cultural activity is all important to the citizens of the Missions neighborhoods and to continuation of the living history surrounding these historic structures; and

WHEREAS, the primary objective of proposed San Antonio Missions National Historic Park legislation now being considered by the Congress has been to preserve said Missions and their related historic resources for posterity; NOW THEREFORE:

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

SECTION 1. Sponsors of HR 424 and S. 1156 are hereby requested to incorporate into aforesaid legislation such boundaries as will exclude acquisition of privately owned residences to the greatest feasible degree.

SECTION 2. This City Council states its intention to recommend a resident of the Missions area to the post on the Advisory Committee allocated for City Council selection and furthermore intends to encourage the Secretary of Interior to assure that local residents are considered for the posts to be selected by the Secretary of Interior.

SECTION 3. The City Council states its intent to consider the missions area for designation as a housing rehabilitation target area and directs City staff to review the appropriate rehabilitation programs for both residences and businesses.

SECTION 4. The City Council intends to encourage membership of Mission Residents Organized in the River Corridor Committee in order that all relevant information is available to area residents.

SECTION 5. The City Council hereby directs the City staff to designate a City officer who can assist area residents as the National Park Program is implemented.

SECTION 6. The City Council hereby reaffirms its continued strong support of HR 424 and S. 1156 within the context of aforesaid request and urges early congressional action to enact San Antonio Missions National Historic Park legislation.

SECTION 7. Past and present efforts by sponsors of said legislation are gratefully acknowledged.

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Mr. Pyndus moved to approve the Resolution. Dr. Cisneros seconded the motion.

Mrs. Dutmer again reiterated her concerns about the extension of City services to the area.

Mayor Cockrell suggested that this particular concern be directed to staff for their recommendations and report to Council on plans for providing services not currently provided in the Mission area.

Dr. Cisneros asked that the points in the Resolution be carried out by the City Manager's staff.

Mrs. Magdalena Gonzales, President of the Missions Residents Association, stated that they would be in favor of the Resolution with the changes made by the Council and asked that the person to be assigned as liaison be bi-lingual.

Mr. Wing expressed concern about the wording of the Resolution which would include people in the area that are not directly affected. He stated that there has been no input from residents in the San Juan and Espada Missions area and these are the very people that are affected.

Several Council members then discussed the pros and cons of the wording in the Resolution and after discussion concurred that the wording not be changed.

On roll call, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Eureste, Ortiz, Pyndus, Cockrell; NAYS: Wing, ABSENT: Alderete, Hartman, Steen.

78-21 The following Ordinances were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: Cisneros, Webb, Dutmer, Wing, Eureste, Alderete, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Hartman.

AN ORDINANCE 49,335

PERMITTING A FIREWORKS DISPLAY TO BE HELD ON MAY 7, 1978, AT THE CONCORDIA LUTHERAN CHURCH IN CONNECTION WITH AN ANNUAL CHURCH CELEBRATION.

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AN ORDINANCE 49,336

ACCEPTING THE PROPOSALS OF INTERNATIONAL AERIAL MAPPING CO. AND UNITED AERIAL MAPPING FOR PROFESSIONAL AERIAL PHOTOGRAPHY WORK, AND AUTHORIZING PAYMENT OF \$7,991.50.

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78-21 The Clerk read the following Ordinance:

AN ORDINANCE 49,337

AUTHORIZING THE RENEWAL OF INSURANCE COVERING
PARAMEDICAL PERSONNEL AND THE OPERATION OF
MODULANCES UNDER THE EMERGENCY MEDICAL SERVICES
PLAN.

* * * *

Mr. Steen moved to approve the Ordinance. Mr. Webb seconded the motion.

Mr. Pyndus asked if this particular insurance could be combined with other insurance thereby making it a package for a better bid.

Mr. Carl White, Director of Finance, explained that all City insurance goes through the Insurance Advisory Committee, a Committee appointed by the City Council. They work very closely with the Insurance Exchange and Placement Board. All of the insurance is placed through the Placement Board and the premiums are distributed among the memberships. The agency writing the insurance does not receive any more of the premiums than does any of the other members. All of the City's insurance is handled in this manner and is already considered a package deal. This particular insurance has greatly increased in the past year reflecting the nationwide increase trend of mal-practice insurance.

Mr. Steen further explained how the Insurance Exchange System operate and concurred with Mr. White's statements.

On roll call, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Alderete, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Hartman.

78-21 The Clerk read the following Ordinance:

AN ORDINANCE 49,338

AUTHORIZING AN AGREEMENT WITH THE U.S. DEPARTMENT OF LABOR FOR THE UTILIZATION OF AN EMPLOYEE WITH THE EMPLOYMENT AND TRAINING ADMINISTRATION AS AN ASSISTANT IN THE CITY'S CETA PROGRAM UNDER TITLE IV OF THE INTERGOVERNMENTAL PERSONNEL ACT OF 1970 FOR A TWO-YEAR PERIOD BEGINNING MAY 23, 1978; AND AUTHORIZING PAYMENT OF PART OF THE EMPLOYEE'S COST FROM CETA FUNDS.

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Mr. Eureste moved to approve the Ordinance. Mr. Alderete seconded the motion.

In response to Mr. Pyndus' questions, Mr. Narciso Cano, Director of the Department of Economic and Employment Development, explained that under the terms of the contract provided for in the Ordinance, the City would utilize the services of an employee who is currently employed with the Employment and Training Administration of the United States Department of Labor in Washington, D.C. The City will reimburse the D.O.L. for fifty-one percent of the employee's salary and fringe benefits during a two year period. Mr. Cano then described the employee, Mr. Roland Lozano and his vast experience in the CETA program.

City Manager Huebner then stated that this is an unusual opportunity and does not anticipate to have many cases of this nature occurring in the near future.

Mr. Eureste stated that this action will help the manpower programs in the community by improving the evaluation program.

Mrs. Dutmer stated her objections to the City paying for fifty-one percent of the salary. She felt that the federal government should bear the entire cost.

Mr. Pyndus expressed concern about the amount of salary which will be paid to this individual and expressed concern about this factor being demoralizing to other City employees.

On roll call, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Wing, Eureste, Alderete, Steen, Cockrell; NAYS: None; ABSTAIN: Dutmer, Pyndus; ABSENT: Ortiz, Hartman.

78-21 The following Ordinances were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Webb, Dutmer, Wing, Eureste, Ortiz, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Cisneros, Alderete, Hartman.

AN ORDINANCE 49,339

APPROPRIATING FROM CERTAIN FUNDS AMOUNTS IN THE TOTAL SUM OF \$2,212.00 IN PAYMENT FOR EXPENSES INCURRED IN CONNECTION WITH STORM DRAINAGE PROJECT #58A, COLISEUM ROAD IMPROVEMENT, 36TH STREET IMPROVEMENT, SALADO CREEK TRIBUTARY SANITARY SEWER MAIN, FORT SAM HOUSTON SANITARY SEWER RELIEF MAIN, UNSEWERED AREA NO. 61 SANITARY SEWER SYSTEM, WILDWOOD SUBDIVISION UNIT 10 OFF-SITE SEWER AND CHURCHILL ESTATES SUBDIVISION UNIT 6 SANITARY SEWER.

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AN ORDINANCE 49,340

APPROPRIATING THE SUM OF \$1,470.00 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 WITH CERTAIN RIGHT-OF-WAY PROJECTS.

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78-21 The following Ordinances were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Webb, Dutmer, Wing, Eureste, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Cisneros, Ortiz, Alderete, Hartman.

AN ORDINANCE 49,341

AUTHORIZING EXECUTION OF A STANDARD PROFESSIONAL SERVICES CONTRACT WITH HARRY JEWETT ASSOCIATES FOR PROVIDING PROFESSIONAL ENGINEERING SERVICES AND PREPARING PLANS AND SPECIFICATIONS FOR THE S/J & R SUBDIVISION OFF-SITE SEWER MAINS, APPROPRIATING FUNDS AND AUTHORIZING PAYMENT.

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AN ORDINANCE 49,342

AUTHORIZING EXECUTION OF AN AGREEMENT WITH SOUTHERN PACIFIC TRANSPORTATION COMPANY ALLOWING CONSTRUCTION OF THREE MULTIPLE BOX CULVERTS UNDER THE S.P. SPUR TRACK AT BOYER STREET (LONE STAR BOULEVARD DRAINAGE PROJECT).

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78-21 The following Ordinances were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Webb, Dutmer, Wing, Eureste, Ortiz, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Cisneros, Alderete, Hartman.

AN ORDINANCE 49,343

AUTHORIZING EXECUTION OF AN AGREEMENT WHEREBY THE CITY SHALL PROVIDE SEWER SERVICE TO A DEVELOPMENT PROPOSED BY BANDERA SOUTH JOINT VENTURE, LOCATED IN THE NORTHWEST PORTION OF THE CITY'S ETJ, ADJACENT TO BUT OUTSIDE THE CITY'S REGIONAL AGENT BOUNDARY.

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AN ORDINANCE 49,344

ACCEPTING THE PROPOSAL FROM NATIONAL GEOGRAPHIC SOCIETY TO FURNISH THE CITY PUBLIC LIBRARY WITH FILMSTRIPS, CASSETTES, PHONORECORDS AND BOOKS FOR A NET TOTAL OF \$7,004.90.

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AN ORDINANCE 49,345

ACCEPTING THE PROPOSAL OF OLIVETTI CORPORATION TO FURNISH THE CITY CLERK'S OFFICE WITH A WORD-PROCESSING SYSTEM FOR A NET TOTAL OF \$8,899.00.

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AN ORDINANCE 49,346

ACCEPTING THE LOW QUALIFIED BIDS OF CULLUM & BOREN TEAM SALES, OSHMAN'S SPORTING GOODS, TODD-PHELPS SPORTING GOODS AND WRIGHT SPORTS TO FURNISH THE CITY OF SAN ANTONIO WITH SPORTING GOODS FOR A NET TOTAL OF \$10,406.71.

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AN ORDINANCE 49,347

ACCEPTING THE LOW QUALIFIED BIDS OF MOTOROLA, INC. AND GENERAL ELECTRIC CO. TO FURNISH THE CITY OF SAN ANTONIO WITH UHF MOTORCYCLE RADIOS AND PORTABLE RADIOS FOR A NET TOTAL OF \$14,948.00.

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78-21 The following Ordinance was read by the Clerk and after consideration on motion of Mrs. Dutmer, seconded by Mr. Pyndus was passed and approved by the following vote; AYES: Webb, Dutmer, Wing, Eureste, Ortiz, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Cisneros, Alderete, Hartman.

AN ORDINANCE 49,348

APPROPRIATING THE SUM OF SIX HUNDRED TWENTY-SIX THOUSAND ONE HUNDRED SEVENTY-ONE AND 54/100 (\$626,171.54) DOLLARS OUT OF RIVER BEND PARKING STRUCTURE CONSTRUCTION FUND FOR THE ACQUISITION OF CERTAIN PARCELS AND AUTHORIZING DISBURSEMENT OF SUCH AMOUNTS BY THE DIRECTOR OF FINANCE.

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78-21

"B" SESSION DISCUSSION ON
RIVER BEND PARKING STRUCTURE

Mr. Steen asked that a "B" Session discussion be scheduled on the River Bend Parking Structure.

The City Manager stated that a briefing will be set up for "B" Session.

78-21

DISCUSSION ON PUBLIC HEARING
ON THE SOUTH TEXAS NUCLEAR PROJECT

The Clerk read a proposed ordinance appropriating \$3,500.00 to cover costs associated with the public hearing on the City's involvement in the South Texas Nuclear Project to be held June 13, 1978.

Mr. Ortiz moved to approve the Ordinance. Mrs. Dutmer seconded the motion.

The following discussion then took place:

MAYOR COCKRELL: I would like to state that I'm going to vote against it and I'd like to state my reasons why. I was one of the persons who voted in favor of the motion that authorized the retaining of the consultants, Touche Ross and authorized the public hearing. And quite honestly in authorizing the public hearing, I did not believe, personally, or did not understand that I was committing to pay for the cost of the speakers. I have listened to the tape of that meeting and of the comments of several different Councilmembers. Councilman Webb was one who stated that he felt that we could use local speakers and that the organizations, if they wanted to bring in speakers, could pay for them, themselves. And nowhere did I, personally, hear that we were committing to pay the cost of the speakers. I am in favor of having the public hearing and with the City paying for the Touche, Ross study.

But beyond that I feel that the precedent has been established, that when we have had hearings, particularly in recent days, I think of the Builder's Licensing ordinance for one. I think of the raw milk discussion we had, where persons who wanted to present evidence, local organizations, bore the cost of whatever speakers they brought forward; either local speakers or whatever speakers they wanted. And so, while I support the public hearing, I am questioning the cost of \$3,500 over and above the Touche, Ross study. So, I'm sure that others have understood it differently and I'd be glad to hear from others on the Council. But, I did go back and listen to the whole tape and from the tape it was my judgement that we had not committed to pay the cost of speakers. Mrs. Dutmer.

MRS. DUTMER: Yes, Madam Mayor, I'm sorry, I'll have to withdraw my second. There is no back-up material in my packet, item 17, and I assumed that it was just the regular cost of a public hearing.

MR. STEEN: It was on the table when you came in, Helen.

MRS. DUTMER: I don't have any thing on it, I'm very sorry. I have everything here and I can't find anything to address it. Alright, but that is the reason I seconded it, I assumed that it was just the normal cost. If this is for bringing in outside people, then I'll have to withdraw my second, because I too, am not in favor of it.

MAYOR COCKRELL: Mr. Pyndus.

MR. PYNDUS: Mayor, I had voted against the resolution when it was presented because I thought that before we had a public hearing we should get the results of the report. And I think that in that conversation it was mentioned that City Public Service could, perhaps, share in some of the cost of getting the speakers. And I would like to make a substitute motion, or make a motion if the first motion has been withdrawn. And that is that we table this resolution for the time being.

MRS. DUTMER: Well, I merely withdrew my second if someone else wants to second it.

MAYOR COCKRELL: At the present time the person making the second has withdrawn, and I think we're at the stage where the original motion was in need of a second. And was it seconded?

DR. CISNEROS: I'll second it to get it discussed. I'm not positive of what's going on yet.

MAYOR COCKRELL: Alright, fine, alright the motion then, before I accept the substitute, I wanted to clarify the status of the original motion. Mr. Eureste.

MR. EURESTE: Once you have seconded a motion and you have started the discussion on it, a person cannot just automatically withdraw their second. That's not allowable.

MRS. DUTMER: You can if there's some pertinent circumstances.

MAYOR COCKRELL: We have sort of followed local rules or custom to permit persons to withdraw and at any rate there is a substitute second at this point.

MR. STEEN: I would like to second Mr. Pyndus' motion.

MAYOR COCKRELL: Now then we have the motion by Mr. Pyndus that is a substitute motion to table the pending motion. The Clerk will call the roll on the tabling.

MR. PYNDUS: I would like to state the reasons, Mayor, if we're going to vote on it.

MAYOR COCKRELL: Alright, this is no debate. And so we will now call the roll on the tabling.

AYES: Steen, Cockrell, Dutmer, Ortiz, Pyndus.

NAYS: Cisneros, Webb, Wing, Eureste.

ABSENT: Hartman, Alderete.

CITY CLERK: Motion failed. Five to four.

MAYOR COCKRELL: Alright, the motion failed. We have the original motion on which discussion is now pertinent. And Mr. Steen is the next speaker.

MR. STEEN: Well, I just wanted to say that I'm going to vote against this motion, also, because I did understand that these speakers were to be paid for when we discussed this, and that's the reason, one of the reasons, I voted against the motion to have this public hearing. The other reason is a very practical reason, I don't see whereby any good is going to come out of it. I don't see the reason for it, really. I just think it's another waste of the taxpayer's money to have a public hearing on information that we really don't need.

MAYOR COCKRELL: Mr. Eureste.

MR. EURESTE: I just wanted to say that this motion will fail, I don't think the votes are here for it. But, I think I'd like to bring it back. I don't know how that's done, but I think by next week, perhaps there would be enough support for the motion. So I don't want to debate the merits at this point.

MAYOR COCKRELL: Mr. Wing.

MR. WING: I voted for the hearing, but I never voted for the City to have to pay for outside speakers, so if the fee for outside speakers is part of the ordinance I cannot vote for the ordinance.

MAYOR COCKRELL: Thank you, Mr. Wing. Mr. Ortiz.

MR. ORTIZ: Well, Madam Mayor, the South Texas Nuclear Project involves a cost of over half a billion dollars if my understanding is correct. And we're talking about this huge amount of public monies and I don't see what the fuss is all about over \$3,500.00. I think that the interest of this Council is to reevaluate, reassess and rethink this project over and if at the end of that hearing if a majority of this Council still feels that it is a worthwhile project, then we'll proceed with it, full steam ahead. And if not, then I think the public has a right to know that we're looking out after a project, inquiring into it and taking a second look at it. And I don't think that the cost is significant when we compare it to the cost of the project and that's all I have to say.

MAYOR COCKRELL: Alright, I would just like to make the comment that I supported very strongly, the idea of having the Touche, Ross Consultant Study because I felt that would be a good objective study and report to help clarify some of the pending issues. I guess what I'm balking at is paying for the study and then, in addition, paying for speakers besides. And so I think that would be the differential that I would make. Mr. Pyndus.

MR. PYNDUS: Well, Mayor, I think the cost and the public hearing makes some of the Council people uncomfortable. But, I would like to state that I have always supported the Nuclear Project. But, in the past several weeks I have been very concerned about whether the City of San Antonio can afford it. And I, first I looked at the cost of the coal freight rates. And that rate is getting out of control to the point, the cost of coal alone has created a statement in the papers that we might have another utility increase. And if the availability of the coal is there, and we have to pay for that, and that is clear cut to us, then I think that the Nuclear Project should be reevaluated on the basis of cost alone before we get to need. And I have always supported it. I don't think a public hearing will solve a reevaluation of our cost and project them. But, I think this City Council, with its commitment into that tremendous project, should reevaluate the cost to its citizens. And I think that Councilman Ortiz is correct. That we're talking about billions of dollars, I don't think we're going to solve it with a public hearing, but I think we should get our figures through Touche Ross and City Public Service Board and the people who are running that project in Houston.

MAYOR COCKRELL: Thank you. Alright, Mr. Wing.

MR. WING: Phil, you should have shown this concern at the initiation of the project, now that it's millions and millions of dollars of bonds that have been sold for it, you show concern. And we've had, I just wanted to also state that we've had briefing after briefing on this nuclear project. There has to be an interim or a buffer, as far as an energy source is concerned, between what we have now, gouging at the mercy of the oil, whatever you want to call it. We're years away from solar, and I just can't see why you're all of a sudden having a problem with the nuclear project after all this money has been spent. And after all the briefings, I certainly have been to two of them that I know of on the nuclear thing and the escalating costs.

MR. PYNDUS: If I may respond, Mayor.

MAYOR COCKRELL: Well, Mr. Eureste was waiting to be the next speaker.

MR. EURESTE: I will give him the time.

MAYOR COCKRELL: Alright, Mr. Pyndus.

MR. PYNDUS: I stated my support for the nuclear project, and that support has not changed. However, I think it's our duty to reevaluate the escalating costs on it. And at the time that I supported it, the costs were much more in line with what they are today with coal. Knowing that coal is going to escalate drastically with freight rates I want to see what the yellow cake will do plus cost of that project.

MAYOR COCKRELL: Alright then, Mr. Eureste.

MR. EURESTE: Well, I don't know what to do at this point. I was going to move to postpone, but I don't even know what's going to happen here. No, I just felt that \$3,500 would be a good investment that is costing so much money to the people here in town. I don't compare it to the raw milk ordinance where those individuals did bring in their speakers and also the home builders when we were debating the license and both sides brought in their speakers.

I felt that given that, we have to pass on rates and those rates are dependent on the budget of the City Public Service Board and how they are expending the dollars. This project is so significant that it will have and it continues to have an impact on those rates, that it would be in our best interest to allocate this amount of money to get different views on what we're getting into with nuclear for the long run. But, I don't know what to do at this point.

MAYOR COCKRELL: The motion that is pending is that we approve the Ordinance that allocates the funds and if there's no - alright, Dr. Cisneros.

DR. CISNEROS: I would like to reconsider the move to reconsider the tabled motion that failed - alright, make another motion that we table and it would be my intent stated publicly that this would be brought up again or untabled at next week's meeting that's the intent because I don't think the votes are here to postpone a week but they might be here to table.

MR. PYNDUS: Second.

MAYOR COCKRELL: Alright. The motion has been made and seconded to table the pending Ordinance. Those in favor of tabling, say Aye. Any opposed No.

AYES: Cisneros, Dutmer, Wing, Eureste, Ortiz, Pyndus, Cockrell;
NAYS: Webb, Steen;
ABSENT: Alderete, Hartman.

MAYOR COCKRELL: Alright, the motion has passed.

78-21 - The following Resolutions were read by the Clerk and after consideration on motion made and duly seconded were each passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Alderete, Hartman.

A RESOLUTION
 NO.78-21-73

MANIFESTING THE DETERMINATION OF THE CITY
 COUNCIL THAT CARL H. BASSE BUILDER, INC. HAS
 VESTED RIGHTS UNDER ARTICLE THREE OF ORDINANCE
 NO. 48484.

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A RESOLUTION
NO.78-21-74

MANIFESTING THE DETERMINATION OF THE CITY COUNCIL THAT MR. JAMES M. CARPENTER HAS VESTED RIGHTS UNDER ARTICLE THREE OF ORDINANCE NO. 48484.

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A RESOLUTION
NO.78-21-75

MANIFESTING THE DETERMINATION OF THE CITY COUNCIL THAT MR. MARVIN R. SAWYER HAS VESTED RIGHTS UNDER ARTICLE THREE OF ORDINANCE NO. 48484.

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78-21 The following Ordinance was read by the Clerk and after consideration on motion of Mr. Steen, seconded by Mr. Pyndus, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Alderete, Hartman.

AN ORDINANCE 49,349

AMENDING THE CONTRACT WITH HOLIDAY WITH WATER, INC. FOR STAGING A WATER SHOW AT HEMISFAIR PLAZA SO AS TO REDUCE THE BOND REQUIREMENT AND ELIMINATE THE ADVANCEMENT BY THE CITY OF "START-UP" MONIES.

* * * *

78-21 The Clerk read the following Resolution:

A RESOLUTION
NO.78-21-76

URGING THE FEDERAL GOVERNMENT TO DEVELOP PROGRAMS TO ENCOURAGE THE USE OF SOLAR ENERGY.

* * * *

Mr. Ortiz moved to approve the Resolution. Mr. Cisneros seconded the motion.

Mayor Cockrell commented about the success of the "Sun Day" observance held yesterday and also spoke on President Carter's recent announcements about his new program dealing with solar energy. She also stated that this Resolution is supportive of President Carter's efforts.

Several Council members then spoke about solar energy and the need for conservation to address some of the energy problems.

On roll call, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Alderete, Hartman.

78-21 At this point, the Council resumed the discussion on Item 2 of the Agenda. See page 3 of these minutes.

78-21

GAO REPORT ON EDOC

In response to Mr. Pyndus' comments about the EODC evaluation as it relates to the GAO report and a memorandum written to the Manager from the Mayor, City Manager Huebner stated that he had set up an interdepartmental Task Force composed of representatives from the Human Resources Department, Finance Department, Legal Department, Budget and Research Department, and the Department of Economic and Employment Development. This Task Force will be chaired by Mr. Alexander Briseno, Assistant to the City Manager. The purpose of the Task Force will be to examine the GAO report and assess its findings.

After discussion by the Council on the GAO report, Mr. Eureste stated the City Council should as a body direct the City Manager and moved that the Council confirm the Mayor's request to the City Manager to review the GAO report along the lines of her memorandum. Mr. Pyndus seconded the motion.

Mr. Ortiz also asked for clarification of the Green Amendment to be included in the report as to its provisions and responsibility of the Council under it.

Mr. Pyndus then asked that the staff obtain a GAO report from GAO and not just the copy obtained from E.O.D.C.

On roll call, the motion as made by Mr. Eureste prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Alderete, Hartman.

78-21

TEXAS MINISTERS AND CITIZENS
LEADERSHIP COUNCIL

Mayor Cockrell stated that she had just received a letter from the Texas Ministers and Citizens Leadership Council on the matter of the GAO report on E.O.D.C. and will distribute a copy to each Council member.

78-21

The meeting was recessed at 3:00 P.M. and reconvened at 3:10 P.M.

78-21

PUBLIC HEARING - TO CONSIDER AN ORDINANCE AMENDING
CHAPTER 42 (ZONING) OF THE CITY CODE

Mayor Cockrell read the following Ordinance:

AN ORDINANCE 49,350

AMENDING CHAPTER 42 (ZONING) OF THE CITY CODE SO AS TO CREATE A NEW ZONING CLASSIFICATION KNOWN AS "B-3R", DESIGNATING USES ALLOWED AND THE HEIGHT AND AREA REQUIREMENTS IN SUCH ZONE, ADDING NEW USES TO THE TABLES OF PERMITTED USES AND DESIGNATING THE ZONES WHERE ALLOWED, AND UPDATING CERTAIN SECTIONS OF THE ZONING CHAPTER TO ADD THE "R-2A" and "O-1" LISTINGS.

* * * *

Mayor Cockrell then declared the hearing open.

Mr. Gene Camargo, Planning Administrator, explained the proposed amendments to the Zoning Ordinance. He stated that the first amendment creates an additional zoning classification titled "B-3R" Restrictive Business District. This classification permits all uses which are now permitted in "B-3" Business District with the exception of those uses where alcoholic beverages are consumed on premises. The proposed amendment also adds certain uses to the Table of Permitted Uses in the Zoning Ordinance which are not currently listed. The second amendment will require that a nursery, day care or kindergarten (caring for more than 20 children) come under a "B-1" Business District rather than the present requirement of "R-3" Multiple Family Residential District with special City Council approval. A nursery, day care or

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kindergarten carrying up to 20 children will require an "R-3" classification with special City Council approval. At the present time, the Zoning Ordinance presently allows this use in an "R-3" zoning classification without any special review.

In response to a question by Mr. Ortiz, Mr. Camargo stated that these same requirements are imposed on non-profit day care centers as the ones on profit-making day care centers.

Mrs. Dutmer stated that churches are allowed in residential neighborhoods and many churches operate day care centers in connection with church operations.

Mrs. Mary Ann Contie, 3402 Blanco Road, stated that she operates a non-profit school and spoke in opposition to the change for day care centers. She spoke about the function of her school and stated that a school for 40 children is not making any profit.

Mr. Herbert Broemer also spoke in opposition. He asked that the Council not approve this change. He stated that this change would not allow them to expand their present operations.

In response to Mr. Eureste's question, Mr. Camargo stated that the request for this change to the Zoning Ordinance, originated with the Zoning Commission.

Council then discussed the merits and demerits of changing this particular section.

After discussion, Mr. Eureste moved that the Ordinance be approved, provided that Section 8 dealing with day care centers, nurseries or kindergartens be deleted. Mr. Steen seconded the motion.

On roll call, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Cisneros, Hartman.

78-21

WATER BILLS

Councilman Webb expressed concern about the water bill of one of his constituents. He stated that this man's bill amounted to \$40.00. He stated this this person was told by the City Water Board that the City Council was responsible for this increase.

Mayor Cockrell stated that there may be problems with the new rate structure ordinance on sewer rates and there may be some cases where inequities do occur. She asked City staff to review some of these new bills and see if there are any problem areas which need to be addressed by the Council.

Mr. Wing stated that there is a person responsible at the City level who can be contacted in case an individual's water bill is too high. If it is found to be a result of water leaks, adjustments can be made.

Mr. Joe Madison of the City Manager's Office stated that mechanics have been set up to take care of problems such as these and will check into this matter.

78-21

CITIZENS TO BE HEARD

AVANCE PARENT-CHILD PROGRAM

Mrs. Gloria Rodriguez, Director of the Avance Parent-Child Program, spoke to the Council regarding their program and the many strides they have made in the community. She stated that \$36,000 in city funds is needed for a matching grant. She stated that they have been in existence for five and a half years and during this time, have worked with parents during the critical years of a child's life. They provide educational training to children and parents who live in the Mirasol and surrounding area. She also described the past funding which has been supporting this program.

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Mrs. Rita Marmolejo stated that she has worked with this AVANCE program for five years and has helped her develop as a parent. She urged the Council to approve the necessary funding.

Mrs. Lupe Munoz spoke of the many benefits she has received through the programs at the AVANCE Center.

Mrs. Aurora Munoz Sanchez, a social worker, spoke of the many worthwhile programs at the AVANCE center and that they have referred many of their clients to this program. This program has also served as a model for other agencies.

Mayor Pro-Tem Ortiz stated that he is very familiar with this program and asked that the City Council give its favorable consideration to their request.

78-21

CITY-WIDE CONFERENCE ON THE FUTURE
OF THE SAN ANTONIO ECONOMY

Dr. Cisneros stated that the Council Committee on Economic Development has tentatively set up a conference on the economy of San Antonio to take place in mid-July. (A copy of the memorandum is on file with the papers of this meeting.)

Mr. Wing stated that this conference would be an opportunity to determine the City's role in economic development.

Dr. Cisneros suggested a Steering Committee made up of eleven people from different organizations help organize the conference. He asked for Council concurrence to proceed with the conference.

Mayor Cockrell expressed the Council's appreciation to the Committee for their efforts and commended Mr. Wing's suggestion for the conference. She also suggested that the Committee try to be as specific as possible in terms of information that will be presented at the Conference.

Mr. Steen expressed his concern about the City taking a lead in economic development. He felt that this is not the City's role. Their main role should be to help businesses in the City.

After discussion, the Council gave its consensus approval for the City to sponsor the conference and the appointing of the steering committee.

78-21

DEPARTMENT OF ECONOMIC AND EMPLOYMENT DEVELOPMENT

Councilman Cisneros expressed concern over the location of the Department of Economic and Employment Development and stated that this department should be highly visible at City Hall.

Assistant City Manager, Louis Fox, stated that he has spoken to Louis Rosenberg the owner of the Plaza de Armas Building, who explained that there had been some difficulties with the interim financing of the renovation of the Vogel Belt Building. The new estimate for completion is September of this year. When the renovation is completed, there will be a reâarrangement of City offices and the Department of Economic and Employment Development will have a permanent office at City Hall.

78-21

PROPOSED RESOLUTION OF THE HANDICAPPED
ADVISORY COMMITTEE

Mayor Pro-Tem Ortiz asked that Council consider at its meeting next week the Resolution approved by the Handicapped Advisory Committee.

78-21 The Clerk read the following Letter:

May 1, 1978

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

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

April 25, 1978

Petition submitted by Concordia Lutheran Church requesting permission to hold a fireworks display behind the church at 1826 Basse Road on May 7, 1978 at 8:45 P.M.

April 27, 1978

Petition submitted by residents of Brenner St. regarding other residents of Brenner St.

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

There being no further business to come before the Council, the meeting adjourned at 5:10 P.M.

A P P R O V E D

Lila Cockell

M A Y O R

ATTEST:

G.V. Jackson, Jr.
City Clerk