

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, DECEMBER 1, 1977.

661

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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, HARTMAN, STEEN, COCKRELL; Absent: NONE.

77-60 The invocation was given by Mayor Lila Cockrell.

77-60 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

77-60 COASTAL - LO-VACA SETTLEMENT PROBLEM

The following discussion took place:

MAYOR LILA COCKRELL: Before we proceed into any of the business of this meeting I want to state that it has certainly been a pleasure and a privilege for members of the City Council to have had the opportunity to have had a meeting with the Attorney General of Texas, John Hill, to discuss some of the pending and potential litigation which faces this city and others who are the customers of Lo-Vaca and Coastal States. We know that the consumers in our City have long been adversely impacted. They have had high utility bills. We are familiar with the long history of this real problem.

We are familiar with the efforts we have taken in the litigation in the courts and before the Railroad Commission.

A new problem has apparently reared its head and our city council has expressed concern previously about it. The Attorney General offered his good offices in coming to talk the situation over with us, as to legal implications state-wide and particularly of course, in concern for our San Antonio consumers. This was the announcement by the Board of Directors of the Coastal States company in issuing an order to its executive staff to prepare a proposed unilateral spin-off of Lo-Vaca and certain other assets of Coastal States.

The City Council of San Antonio, members CPSB, and our legal counsel have kept a very close eye on this situation. At the present time there is no such spin-off plan that has been finalized. The direction was given by the Coastal board to its staff to prepare such a plan. It is extremely urgent and important that we monitor everything that is going on and that could be included in that plan. To this end we have felt very appreciative of the fact that the Attorney General of Texas has made himself available to us to discuss the situation and to discuss what some of our options might be, particularly should such a spin-off prove to have implications that would be in any way adverse to the interest of consumers in our area.

At this time I'd like to publicly thank the Attorney General for coming and ask if he would come to the podium. And certainly we would want to welcome you, Attorney General Hill and ask if you have any further comments for your point of view on the discussion.

ATTORNEY GENERAL JOHN HILL: Thank you very much, Mayor Cockrell, and distinguished members of this city council for this wonderful city. I appreciate always the opportunity to work with local elected officials on problems that concern our citizens. I realize more every day as attorney general that the people that probably carry the greatest burden of government, are those citizens who are willing to serve on city council and on commissioner's court, school boards, and other local offices that must be filled in order for this democracy to work.

December 1, 1977

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I certainly realize the troublesome nature of the so-called Lo-Vaca mess to this city and to this council. I have tried to promote for the last five years, to stand by your side, stand by the side of your consumers and your citizens as we tried to work through this problem in the public interest, as we work together in your damage suit which is now on the back burner pending a resolution on some of these matters by the Railroad Commission and as we work with the LCRA through their trials. And in other ways that work with these cities that try to bring this matter to some sort of just resolution. We will of course stand by your side in connection with this latest threat. You will have the counsel of our office. You will have the availability of our attorneys in helping you make an appropriate response if one becomes necessary to this latest Lo-Vaca's initiative.

I think we all realize that this is no time for sword wrestling. We do not know for certain what Lo-Vaca will actually do. All we've been told is that the board of directors has prepared this for a later agenda item. What does worry me about it is the inclusion of the language in the resolution that any spin-off of Lo-Vaca to go under a new banner and to come out from under the Coastal States relationship, that agreement this resolution says would provide "appropriate indemnity" for Coastal States. Now that should be a signal, a warning signal, for us. Especially in view of that language and our past dealings with Coastal States is enough to make us wary of this kind of attempted spin-off.

I think that's as far as we can go at this time. We don't have anything positive before us. Certainly we're all still hopeful that some satisfactory settlement, and I mean satisfactory to the consumers and customers, and can yet be arrived at in the next several months.

Let me say we will as you have suggested, Mayor Cockrell, to view this with suspicion, we'll view this with awareness, but we'll just wait and see whether a plan actually emerges. If one does, I assure you that it would have close scrutinizing by our office. Furthermore, I would insist that it be brought before the court in Austin where the receivership of Lo-Vaca is pending for close scrutinizing. I would insist that the Railroad Commission, whom we represent in those proceedings, also scrutinize it for its impact or possible impact on the customers. We would want to be sure that no plan had an adverse impact on the legitimate claim of the customer.

More than that, any such plan would need to be submitted to the SEC at a federal level, where a proxy would need to be filled, a full disclosure would need to be made by Coastal States as to whether or not any creditors claims were adversely effected.

So we would certainly along with your fine counsel, Mr. Jon Wood, at that point again closely analyze any such agreement to see that it did not in any way directly or indirectly adversely effect the right of any of your customers claims. Then finally if we weren't satisfied at that point, our office would look at it from a standpoint of public interest and we would still have available to us other legal remedies should we feel those necessary. In outlining those options to you I do not mean to imply or suggest that any of them will be necessary. Hopefully, this matter will not actually be presented to you, but if it is, you will continue to have our support and our cooperation to see that nothing is done to adversely effect the customers and consumers in this broad community and outlying areas that is serviced by this Lo-Vaca system. Thank you very much.

MAYOR COCKRELL: General Hill, we really appreciate your evidence of interest and concern and willingness to work with us. On our side, I want to tell you that I think that all the members of this City Council stand together to do everything, anything and do all it can to try to help our consumers, as you certainly are aware, Dr. Henry Cisneros and I have made trips to Austin on behalf of this City Council and our consumers on point after point involved in the cost of gas to our customers. And every member of this Council has a deep concern in trying to alleviate this problem. So, anything that we can do we are always going to be making every effort on behalf of the customers. Do any of the Council

December 1, 1977

-2-

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662

members wish to have any further comment? Thank you so much, we really appreciate you being here.

ATTORNEY GENERAL HILL: Thank you very much. Have a nice day.

77-60 The minutes of the meeting of November 17, 1977 were approved.

77-60 The Clerk read the following Ordinance:

AN ORDINANCE 48,783A

AUTHORIZING APPLICATION TO THE NATIONAL  
ENDOWMENT FOR THE ARTS FOR A \$45,493 GRANT  
TO ASSIST IN FUNDING AN ARTS EXPOSURE PRO-  
GRAM TO BE ADMINISTERED BY THE CARVER  
COMMUNITY CULTURAL CENTER OF THE DEPARTMENT  
OF HUMAN RESOURCES AND SERVICES.

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Mr. Pyndus moved the approval of the Ordinance. Mr. Webb seconded the motion.

Mayor Cockrell commented on the many worthwhile programs and activities held at the Carver Center.

Dr. Cisneros stated that he has been approached by a group of people that are very interested in establishing a Cultural Center that will serve other areas of the community. This group will be meeting on Monday, December 12, and Dr. Cisneros invited all the members of the Council to attend this meeting. He also mentioned the kind of activities which this group hopes to sponsor.

After consideration, the motion to approve the Ordinance prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Hartman.

77-60 The Clerk read the following Resolution:

A RESOLUTION  
No. 77-60-95

OPPOSING PROPOSED REDUCTIONS IN PERSONNEL  
AT THE LOCAL OFFICE OF THE EQUAL EMPLOYMENT  
OPPORTUNITY COMMISSION.

\* \* \* \*

Mrs. Dutmer moved to approve the Resolution. Dr. Cisneros seconded the motion.

Dr. Cisneros distributed to each member of the Council a written report dealing with proposed reduction in EEOC personnel in San Antonio. (A copy of the report is on file with the papers of this meeting.) Dr. Cisneros then asked Mr. Jack Monahan, Local Director of the San Antonio EEOC, to address the Council on this matter.

Mr. Jack Monahan stated that the current authorized personnel is 43 and a reorganization plan proposed to cut this to 20 staff persons. He stated that the proposed reductions will alter the composition and effectiveness of their office. Mr. Monahan then in detail outlined the proposed changes and restructuring of other offices in Texas. Mr. Monahan further stated that the reorganization will bring about a national increase of 970 positions, however, the number of positions in San Antonio will be significantly reduced.

Mayor Cockrell expressed her concern over the proposed reduction

December 1, 1977

-3-

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in staff personnel and asked Mr. Monahan what action could be taken by City Council in addition to passage of the Resolution to prevent these proposed changes.

Mr. Monahan asked that a delegation to be sent to Washington and meet and discuss the matter personally with the Chairperson of the EEOC, Mrs. Eleanor Holmes Norton.

Mr. Pyndus then made the following statement: "Normally, I am reluctant to pass resolutions in areas that we haven't been briefed, nor do we know all the facts. And this resolution falls into that category. I would like to read part of the information we received from your people last night. And I'd like for it to go in the record. Mr. Monahan, the information that we got states, 'that the new charge processing procedures are designed to streamline the EEOC enforcement process.' It said, 'that with these goals in mind the current field structure was reviewed and found neither adequate for the processing system nor cost effective. If the remaining 29 current district offices were to be set up and staffed, as were the three model offices to provide the resources required to reduce backlog, provide timely processing and establish a systematic capability with adequate administrative and clerical staff, then a 71% increase to field staff would have been required. The proposed field structure is designed to overcome the inadequacies of the current one.' Now, and as such, they made the recommendation for the regional offices. Now, can you respond to the case that has been put to us by the Commission and their reasons that they have stated the change and how you justify your position?"

Mr. Monahan responded to Mr. Pyndus' remarks by explaining the performance of the San Antonio office as compared to other offices throughout the state and nation.

Several Council members then spoke for passage of the Resolution.

In response to a question by Mr. Webb, Mr. George Johnson, Director of the City's Equal Employment Office, explained a federal grant available for cities investigating cases in the private sector.

A discussion then took place between the Council as to whether this should be undertaken by the City's EEO office.

In response to Mr. Eureste, Mr. Johnson stated that he has no jurisdiction over the City Public Service Board, City Water Board, San Antonio Transit System, or San Antonio Development Agency.

Mr. Eureste suggested that citizens write letters to the President opposing these personnel cuts.

After discussion, Mr. Pyndus moved to call the previous question. Mr. Steen seconded the motion. On roll call the motion failed to carry by the following vote: AYES: Dutmer, Pyndus, Steen; NAYS: Cisneros, Webb, Wing, Eureste, Ortiz, Alderete, Hartman, Cockrell.

After further discussion, Mr. Alderete moved to call the previous question. Mr. Wing seconded the motion. The motion failed to carry by voice vote.

Mr. Webb then stated that the City Council do everything it can in keeping the EEOC intact and spoke in favor of the Resolution.

After further discussion, Mrs. Dutmer moved to call the previous question. Mr. Pyndus seconded the motion. On roll call, the motion carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Steen, Cockrell; NAYS: Pyndus; ABSENT: Alderete, Hartman.

On roll call the main motion to approve the Resolution carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Steen, Cockrell; NAYS: Pyndus; ABSENT: Alderete, Hartman.

AN ORDINANCE 48,784

AUTHORIZING THE CITY MANAGER TO SUBMIT A GRANT PROPOSAL TO THE GOVERNOR'S COMMITTEE ON AGING FOR AWARD OF \$1,322,942 AVAILABLE IN FEDERAL (HEW) FUNDS FOR THE CONTINUATION OF THE METRO SAN ANTONIO COMPREHENSIVE NUTRITION PROJECT.

\* \* \* \*

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

In response to Mrs. Dutmer's question about bus service not being available to the Comanche Park Site, Mr. William Donahue, Director of Human Resources, stated that when this site was being considered, they discussed this matter and they felt that there is enough back-up transportation to provide adequate service to those persons wishing to go to the Comanche Park Site.

In response to Mr. Eurests, Mr. Donahue stated that there is no definite administrator for the Comanche Site at the present time. However, when the Ordinance to accept the grant comes to Council, this matter should be resolved.

In response to Mr. Pyndus' question, Mr. Donahue explained that while the Title VII mandate is that at least 50 percent of those persons participating must fall within the poverty guidelines, it is not exclusive of persons who are above the certain criteria.

Mr. Eureste commended the City's Nutrition Program as being one of the best in the State.

After consideration, the motion to approve the Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Hartman.

AN ORDINANCE 48,785

AUTHORIZING EXECUTION OF AN AGREEMENT TO LEASE 13.603 ACRES OF LAND IN W.W. McALLISTER PARK TO CENTRAL PARK LIONS LITTLE LEAGUE FOR DEVELOPMENT, MAINTENANCE AND USE AS A RECREATION FACILITY, FOR A FIVE YEAR TERM, RENT FREE.

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

In response to Mr. Alderete's question, Mr. Ron Darner, Director of Parks and Recreation, explained that this lease is in keeping with all other leases of the same kind dealing with Little League Ball Teams.

After consideration, the motion to approve the Ordinance prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Hartman.

AN ORDINANCE 48,786

ACCEPTING THE LOW BID OF SCOTT & JENNISON, INC. IN THE AMOUNT OF \$1,089,000.00 FOR CONSTRUCTION OF THE EASTSIDE RECREATION CENTER, AUTHORIZING

EXECUTION OF A STANDARD PUBLIC WORKS  
CONSTRUCTION CONTRACT COVERING SAID WORK,  
APPROVING A BUDGET, REPROGRAMMING FUNDS,  
AUTHORIZING PAYMENT AND PROVIDING FOR A  
CONTINGENCY FUND.

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

In response to Mrs. Dutmer's question, Mr. Ron Darner, Director of Parks and Recreation, explained the location of the center. He further described the tennis courts planned for the area including Lincoln Park, Lindberg Park, and Denver Heights. There has been discussion for a possible tennis complex for Fairchild Park.

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

77-60 The Clerk read the following Ordinance:

AN ORDINANCE 48,787

AUTHORIZING THE CITY MANAGER TO SUBMIT A  
GRANT APPLICATION TO THE U.S. DEPARTMENT OF  
LABOR IN THE AMOUNT OF \$1,924,595 FOR THE  
OPERATION OF THE FISCAL YEAR 1978 CETA TITLE  
III YOUTH EMPLOYMENT AND TRAINING PROGRAM;  
AUTHORIZING ACCEPTANCE OF THE GRANT; ESTABLISH-  
ING A FUND AND ACCOUNTS; AND AUTHORIZING THE  
CITY MANAGER TO EXECUTE SUBGRANT AGREEMENTS  
WITH OPERATING AGENCIES.

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Mr. Webb moved the approval of the Ordinance. Mr. Alderete seconded the motion.

Mr. Mike Cantu, Director of the Education Service Center Region 20, asked that the Council restore the original amount that was allocated to Region 20 by the Manpower Planning Council. Without the funds which were cut, the program aimed at drop-outs or potential drop-outs would have to be curtailed.

Also addressing the Council on this matter were:

Mr. Ernest Denham, Harlandale Independent School  
District

Mr. Gilbert Quesada, South San Independent School  
District

Mr. Ken Lyssy, San Antonio Independent School  
District

Dr. Lucille Santos, San Antonio Independent School  
District

Each of the speakers said that funds are needed badly and the youth program in the schools will suffer.

Mr. Eureste reminded the Council that this entire matter had been fully debated in "B" Session at which time a decision regarding distribution of the funds was made. He urged the Council to abide by that decision and adopt the proposed ordinance.

Mr. E.H. Naberhaus, Director of the Bexar County Employment and Training Office said that the County Commissioners would review action taken by the Council on December 2. There would have to be concurrence between the two bodies before a grant application could be made.

December 1, 1977  
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667

After consideration the motion to approve the ordinance prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None, ABSENT: None.

77-60 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Webb, seconded by Mr. Alderete, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None, ABSENT: None.

AN ORDINANCE 48,788

AUTHORIZING THE CITY MANAGER TO SUBMIT A GRANT APPLICATION TO THE U.S. DEPARTMENT OF LABOR IN THE AMOUNT OF \$362,660 FOR THE OPERATION OF THE FISCAL YEAR 1978 CETA TITLE III YOUTH COMMUNITY CONSERVATION IMPROVEMENT PROJECTS; AUTHORIZING ACCEPTANCE OF THE GRANT; ESTABLISHING A FUND AND ACCOUNTS; AND AUTHORIZING THE CITY MANAGER TO EXECUTE SUBGRANT AGREEMENTS WITH OPERATING AGENCIES.

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77-60 The Clerk read the following Ordinance:

AN ORDINANCE 48,789

ACCEPTING THE LOW QUALIFIED BID OF ROY MCGINNIS AND COMPANY OF \$887,171.00 TO CONSTRUCT A TRAFFIC SIGNAL AND SIGN SHOP FACILITY; AUTHORIZING AN AGREEMENT WITH THE CONTRACTOR FOR THE JOB; AUTHORIZING PAYMENT THEREOF; AUTHORIZING EXPENDITURES UP TO \$44,359.00 FOR MISCELLANEOUS CONTINGENT EXPENDITURES; AUTHORIZING PAYMENT OF \$43,967.00 IN ADDITIONAL ARCHITECT FEES; AUTHORIZING A CONTRIBUTION OF \$284,669.00 FROM THE GENERAL FUND; AND APPROVING A REVISION IN THE BUDGET FOR THIS PROJECT.

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Councilman Hartman expressed much concern over the cost of this project which exceeds the original estimate by some \$284,669.00.

Mr. John Miller, Assistant Director of Traffic and Transportation said that the original estimate is more than a year old and costs have risen considerably. He described the condition of the Department's facilities now and said this new facility is badly needed. In order to comply with the grant, construction must begin by December 11th.

City Manager, Tom Huebner, also spoke on the issue. He said that when the original estimate was made, construction business was slack. Now there is a lot of construction to be done and contractors naturally increase their fees.

Councilman Eureste expressed his objection to using funds out of the surplus account for this project.

Mr. Pyndus said that this new building is badly needed and if the ordinance is not approved, the city would lose the federal grant of \$690,000.00. He moved that the ordinance be approved. The motion was seconded by Mr. Steen.

Mr. Eureste offered a substitute motion that the ordinance be rejected. The motion was seconded by Mr. Hartman and failed to carry on the following roll call vote: AYES: Wing, Eureste, Alderete, Hartman; NAYS: Cisneros, Webb, Dutmer, Pyndus, Steen, Cockrell; ABSTAIN: Ortiz, ABSENT: None.

After further discussion, the original motion to adopt the Ordinance was passed and approved by the following roll call vote: AYES: Cisneros, Webb, Dutmer, Ortiz, Pyndus, Steen, Cockrell; NAYS: Wing, Eureste, Alderete, Steen; ABSENT: None.

Councilman Pyndus moved that the City Manager be instructed to delete those items which could be eliminated from this construction contract and to search for funds other than contingency funds to apply to it. The motion was seconded by Councilman Cisneros and carried by the following roll call vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None, ABSENT: None.

77-60 The Clerk read the following Ordinance:

AN ORDINANCE 48,790

AUTHORIZING THE EXECUTION IN TRIPPLICATE OF A MUNICIPAL CONSTRUCTION AND MAINTENANCE AGREEMENT FOR THE STEVES AVENUE IMPROVEMENT PROJECT WITH THE STATE OF TEXAS.

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Councilman Wing asked how the projects funded by the Urban Transportation Act get on the agenda for approval. He said the Palo Alto Somerset Project is also a part of the Urban Systems Program but so far has not been brought to the Council.

Mr. John Miller said that there is a lot of drainage involved in the Somerset job which requires considerable engineering. The Steves Avenue Project has very little engineering and simply involves removing a median and paving over. That is why this project got scheduled first.

Councilman Cisneros asked that staff monitor this job to see that it is completed as quickly as possible.

After consideration, on motion of Steen, seconded by Dutmer, the Ordinance was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Pyndus, Hartman, Steen, Cockrell; NAYS: None, ABSENT: Ortiz, Alderete.

77-60 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Webb, seconded by Mr. Pyndus, was passed and approved by the following vote: AYES: Webb, Dutmer, Wing, Eureste, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Cisneros, Ortiz, Alderete.

AN ORDINANCE 48,791

APPROPRIATING THE UNEXPENDED BALANCE OF \$72,257.68 IN THE 1970 FARMERS' MARKET IMPROVEMENTS BONDS FUND FOR CERTAIN MODIFICATIONS TO THE MARKET SQUARE FACILITIES; AND AUTHORIZING EXPENDITURE OF SAME FOR SAID PROJECTS.

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77-60 The Clerk read the following Ordinance:

AN ORDINANCE 48,792

AUTHORIZING THE CONTINUANCE OF THE DRUG ABUSE CENTRAL PROJECT ON A MONTH-TO-MONTH BASIS, AND PROVIDING FOR THE TRANSFER OF FUNDS TO SUCH PROJECT.

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Councilman Pyndus said that the media had mentioned that the local school districts were starting a drug abuse program. He asked what effect that would have on this Ordinance.

Marie Porter, Executive Director of Drug Abuse Central said that the program she administers is much broader in scope than the school districts. She explained some of the work being done to support school districts. In answer to Mr. Pyndus' question, she said that she is looking at all possible sources to support the program.

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

77-60 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: Cisneros, Webb, Dutmer, Wing, Eureste, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Alderete.

AN ORDINANCE 48,793

APPROPRIATING THE SUM OF \$10,158.05 OUT OF FUND 64-005 AND AUTHORIZING PAYMENT THEREOF TO BROWN ENGINEERING COMPANY FOR ADDITIONAL ENGINEERING FEES ON 34TH STREET STORM DRAINAGE PROJECT NO. 61 H AND J; APPROPRIATING THE SUM OF \$45,061.05 OUT OF FUND 64-004077 AND AUTHORIZING ITS EXPENDITURE FOR MISCELLANEOUS CONTINGENT EXPENSES ON NORTHEAST SERVICE CENTER AND POLICE SUBSTATIONS; AND PROVIDING CERTAIN REPROGRAMMING OF FEDERAL REVENUE SHARING FUNDS.

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AN ORDINANCE 48,794

AUTHORIZING PERFORMANCE OF ADDITIONAL ARCHITECTURAL SERVICES BY RALPH C. BENDER & ASSOCIATES ON SAN JUAN/BRADY PARK, BY WILLIAM E. PARRISH ON NORMOYLE PARK IMPROVEMENTS AND BY PETER CALLINS & ASSOCIATES ON ROSEDALE PARK IMPROVEMENTS; AND AUTHORIZING PAYMENTS OUT OF FUND 66-003 OF \$11,500.00 FOR ARCHITECTURAL FEES AND \$2,000.00 FOR CONTINGENT ARCHITECTURAL EXPENSES ON NORMOYLE PARK IMPROVEMENTS, AND OF \$38,000.00 FOR ARCHITECTURAL FEES AND \$8,000.00 FOR CONTINGENT ARCHITECTURAL EXPENSES ON ROSEDALE PARK IMPROVEMENTS.

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77-60 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: Cisneros, Webb, Dutmer, Wing, Eureste, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Alderete, Hartman.

AN ORDINANCE 48,795

AUTHORIZING EXECUTION OF A CONTRACT WITH COMMUNITY TREATMENT, INC., AND RAY ELLISON INDUSTRIES, INC., PROVIDING FOR CONSTRUCTION OF HILLSIDE ACRES SANITARY SEWER OUTFALL TO BE JOINTLY FINANCED BY COMMUNITY TREATMENT, INC., AND THE CITY; AND AUTHORIZING EXECUTION OF AN ENTITY SEWER CONTRACT WITH LACKLAND CITY WATER CO., INC., AND COMMUNITY TREATMENT, INC., FOR TRANSPORTATION AND TREATMENT OF SEWAGE BY THE CITY.

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AN ORDINANCE 48,796

ACCEPTING THE PROPOSAL OF DICTAPHONE CORPORATION TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH THE ANNUAL MAINTENANCE CONTRACT FOR DICTAPHONE EQUIPMENT IN THE POLICE DEPARTMENT FOR A NET TOTAL OF \$3,177.00.

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AN ORDINANCE 48,797

ACCEPTING THE PROPOSAL OF R.L. POLK AND COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH 1978 CITY DIRECTORIES FOR A NET TOTAL OF \$4,920.00.

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AN ORDINANCE 48,798

ACCEPTING THE LOW QUALIFIED BID OF SOUTH COAST REFINING, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH THE ANNUAL CONTRACT FOR DIESEL FUEL OIL AT A PRICE OF \$.3587 PER GALLON.

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AN ORDINANCE 48,799

ACCEPTING THE LOW QUALIFIED BID OF RALPH R. GRAY CONTRACTOR, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH RENTAL OF HEAVY EQUIPMENT FOR REMOVAL OF SLUDGE FROM MITCHELL LAKE FOR A NET TOTAL OF \$266,325.00.

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AN ORDINANCE 48,800

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF EASEMENTS TO CERTAIN PRIVATELY OWNED REAL PROPERTY SITUATED IN SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR A PUBLIC PURPOSE, TO-WIT: THE LOCATION, CONSTRUCTION, RECONSTRUCTION, OPERATION, IMPROVEMENT, REPAIR, AND MAINTENANCE OF PUBLIC FACILITIES DESIGNATED PICOSO STREET STORM DRAINAGE PROJECT NO. 60-B; AND DIRECTING THE CITY ATTORNEY TO INSTITUTE AND PROSECUTE TO CONCLUSION CONDEMNATION PROCEEDINGS TO ACQUIRE RIGHT OF WAY THAT CANNOT BE ACQUIRED BY NEGOTIATION.

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AN ORDINANCE 48,801

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF A TEMPORARY CONSTRUCTION EASEMENT AND A PERMANENT EASEMENT TO CERTAIN PRIVATELY OWNED REAL PROPERTY SITUATED IN SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR A PUBLIC PURPOSE, TO-WIT: THE LOCATION, CONSTRUCTION, RECONSTRUCTION, IMPROVEMENT, REPAIR, AND MAINTENANCE OF PUBLIC FACILITIES DESIGNATED ~~COUNTRY SIDE SAN PEDRO OFF SITE~~ SANITARY SEWER MAIN PROJECT; AND DIRECTING THE CITY ATTORNEY TO INSTITUTE AND PROSECUTE TO CONCLUSION CONDEMNATION PROCEEDINGS TO ACQUIRE RIGHT OF WAY THAT CANNOT BE ACQUIRED BY NEGOTIATION. \* \* \* \*

COUNCIL PROCEDURE

Councilman Eureste said that to him, the Council's "B" Sessions are very important meetings and yet there are no minutes of those meetings. There is no way to look back and see how some of the decisions of the Council were arrived at. He asked that consideration be given to having formal minutes prepared of all "B" Sessions.

Mrs. Dutmer said that she considers the "B" Sessions to be a work meeting for discussion and no formal action is taken. She did not think it necessary to have formal minutes of those meetings.

Mr. Pyndus also objected. He said that "B" Sessions are open to everyone. There is a lot of extraneous talk and the expense and extra burden were not necessary.

Mr. Steen also spoke in opposition. He said that he felt the object of the "B" Session is really to get all of the debating over with, so a vote could be taken in the formal Council meeting without so much repetitious talk.

After discussion, Mayor Cockrell asked that the Council give this matter consideration.

Mr. Eureste suggested that as a matter of policy, the Council require concurrence of only five Council members to have items placed on the agenda. This would be the same as the number of members on the Planning and Policy Committee.

The Council agreed that this change in policy should be placed in effect.

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77-60 The meeting recessed at 3:50 P.M. and reconvened at 4:10 P.M.  
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77-60 Mayor Pro-Tem Eureste presided in the temporary absence of the Mayor.  
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77-60 The following Ordinance was read by the Clerk and after consideration, on motion of Dr. Cisneros, seconded by Mrs. Dutmer, was passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Ortiz, Pyndus, Steen; NAYS: None; ABSENT: Webb, Alderete, Hartman, Cockrell.

AN ORDINANCE 48,802

APPOINTING MR. ROBERT ANGUIANO TO THE EODC BOARD.

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77-60 CITIZENS TO BE HEARD  
MRS. ROBERT CADENA  
- - -

Mrs. Robert Cadena, President of the Prospect Hill Committee for Progress, spoke in opposition to the proposed increase in deposits required by the City Public Service Board. She spoke against the action taken by Council in July, 1977 which approved this increase.

Mayor Pro-Tem Eureste then explained that the action was initiated by citizen groups and the Ordinance included a full range of policy changes.

After discussion, Dr. Cisneros stated that he had attended a meeting of the City Public Service Board and the Board decided to table this matter indefinitely. He then moved that the Council have a briefing by City Public Service Board and consider a resolution taking action on this matter on Friday, December 9, 1977. Mr. Webb seconded the motion. On roll call, the motion, carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus; NAYS: None, ABSENT: Hartman, Steen, Cockrell.

MR. CHARLIE MATA

Mr. Charlie Mata asked the City Council to rescind the section of Ordinance 48,297 which approved the increase in utility deposits.

MR. JOSE MORALES

Mr. Jose Morales also spoke in opposition to the proposed increase in deposit requirements.

MR. CURTIS BELL

Mr. Curtis Bell, representing Texans For Freedom, spoke against the use of flouride in drinking water. He stated that the civil rights of citizens will be violated if this action takes place.

77-60 Mayor Cockrell entered the meeting and presided.

MRS. BONNIE SUNVISION

Mrs. Bonnie Sunvision expressed her disappointment over the fact that Mayor Cockrell did not attend the convention her group had at the same time that the International Womens Conference was being held in Houston.

Mayor Cockrell stated that she had attended the Womens Conference in Houston as an observer. She further stated that she did not attend the other group's convention because she had not been invited. She asked Mrs. Sunvision to submit names of people who could serve on the City's Boards and Commissions.

MR. JOHN HENRY GAMBLE

Mr. John Henry Gamble spoke regarding human rights and asked for harmony and peace in the City.

H.O.B.B.

Mr. Phillip Remark, representing Homeowners for Better Building (H.O.B.B.), spoke to the Council regarding the need for quality construction in home building. He stated that many builders use inferior materials although prices are still very high.

Mrs. Linda Chang, explained the need for legislation to protect home buyers. She stated that drainage facilities have not been properly put in by the builders and cited instances where homeowners had to incur these costs. They asked that the City Council pass legislation providing that home builders be licensed.

Mr. Hartman stated that there is an Ordinance which the Council will review on January 4, dealing with better quality control. Council will review the H.O.W. Program and its progress.

Mayor Cockrell asked the group to attend the hearing on January 4 and suggested that they leave any written information that they may have with the Council so that they can review the material.

December 1, 1977  
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-12-

Mr. Peter Mauro then presented each Council member with written material on the subject.

SISTER KATERI LARKIN

Sister Kateri Larkin spoke to the Council regarding the Metropolitan Transit Authority and asked what lines are being proposed to be extended.

Mayor Cockrell asked that Sister Larkin contact the Metropolitan Transit Authority officials and discuss the matter with them.

SISTER MAUREEN LARKIN

Sister Maureen Larkin spoke to the Council regarding the need for televised Council meetings. She stated that this would provide better reporting and coverage of the Council proceedings.

MRS. MINNIE ALEMAN

Mrs. Minnie Aleman described to the Council the traffic congestion on 36th Street due to the work being done on the Mayberry Drainage Project. She stated that she had called the City Manager's Office to do something about the traffic problems that a Mama Patrol was encountering and five police officers were sent to investigate. She then stated that instead of re-routing traffic the police officers began to cite persons for traffic violations.

After discussion, Councilman Ortiz asked for Council's concurrence in asking that a report on this matter be prepared by the Department of Traffic and Transportation, Department of Public Works, and the Police Department.

77-60

DOWNTOWNERS ASSOCIATION

Dr. Cisneros stated that the Downtowners Association had commented to him that they were in a dilemma as far as the Christmas lights in the downtown area were concerned. They wanted the lights as part of the downtown revitalization effort, yet they were very concerned about energy conservation. They asked that they be given the proper direction on how to proceed.

Mayor Cockrell asked for Council concurrence that this matter be left to the individual storeowners.

77-60

CITY PUBLIC SERVICE BOARD'S REVENUE

Dr. Cisneros stated that the City Public Service Board's Revenue to the City was \$850,000 higher this month than last month and is running 32 percent higher than the equivalent month last year. He asked if Council would like a formal review by City Public Service Board of this matter so that the Council can possibly consider the establishment of a ceiling on the amount the City could receive from City Public Service.

Mayor Cockrell asked that a general review of the situation be held by the City Public Service Board, but asked that the matter be delayed for a few months so that a more accurate picture can be presented.

Dr. Cisneros stated that at their last meeting of the Economic Development Committee, they decided to begin a fundamental review of targets and goals and ways by which the City could participate in economic development. He presented a draft to each Council member of a strategy with respect to this issue. (A copy of the report is on file with the papers of this meeting.)

Dr. Cisneros then outlined the following steps which the Committee will take action on at the next meeting.

1. Draft the form of the survey to be used.
2. Expand the list.
3. Consider possibilities for a more public procedure to appeal to the general public.

Mayor Cockrell asked for a "B" Session presentation on this item so that more time can be devoted to a review by the Council.

77-60 The Clerk read the following letter:

November 28, 1977

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

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

November 22, 1977

Petition submitted by Mr. Joseph T. Deosdade, requesting the City of San Antonio to correct the hazardous conditions existing at 206 and 210 Hazel Avenue.

November 23, 1977

Petition submitted by Mr. Gerald M. Flores of the University of Texas at San Antonio, requesting permission to conduct a bonfire on the campus of the University of Texas at San Antonio on December 9, 1977.

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

There being no further business to come before the Council, the meeting was adjourned at 6:05 P.M.

A P P R O V E D

*Lila Cockrell*  
M A Y O R

ATTEST:

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

December 1, 1977  
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-14-