

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, OCTOBER 3, 1974.

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The meeting was called to order at 8:30 A. M., by the presiding officer, Mayor Charles L. Becker, with the following members present: COCKRELL, SAN MARTIN, BECKER, BLACK, LACY, O'CONNELL, PADILLA, MENDOZA; Absent: MORTON.

74-48 The invocation was given by Mr. Don Lyles, Jefferson Church of Christ.

74-48 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

74-48 APPROVAL OF MINUTES

Mrs. Cockrell stated that she had asked that the discussion concerning the request of the Southwestern Bell Telephone Company be transcribed and included with the minutes of September 26, 1974. With that addition, the minutes of September 26, 1974, were approved.

74-48 SAN ANTONIO SYMPHONY SOCIETY

Miss Helen Hogan, representing the San Antonio Symphony Society, thanked the City Council for the support it has given the symphony. She invited all of the Council members to attend the opening free City concert on Friday, October 4, 1974, at 8:00 P.M. at the polo field in Brackenridge Park.

Accompanying Miss Hogan were Miss Catherine Anderson and Master Niles Chumney who presented each Council member with a balloon as part of the opening celebration.

Mayor Becker thanked Miss Hogan for her invitation and expressed best wishes for the coming season.

74-48 CITY PUBLIC SERVICE WAGE INCREASES

The following conversation took place:

MRS. LILA COCKRELL: Mr. Mayor, before we begin the regular order, I would like to ask a question. I heard that perhaps it's an incorrect account of action taken at yesterday's City Public Service Board meeting - and I wanted to ask you for confirmation or verification. It has been brought to my attention that some very high pay increases were given to the top echelon of the administrative personnel in City Public Service. I would like to ask for public information, if this is correct, what these pay raises amounted to and, frankly, I, just one citizen, would like to protest having such pay raises given at this time when everyone is having to tighten their belt. I would appreciate your commenting on it.

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MAYOR CHARLES L. BECKER: Well, authorization was given yesterday by the Board of Trustees to grant certain pay raises within the discretion of the General Manager. Now, on examination of the pay scales over there as compared to all the other utilities in the State of Texas, we find that our supervisory and executive level people and department heads are being paid anywhere from a fourth to a third of what they are at other utilities in the State of Texas. As a matter of fact, it's caused us to lose three young people who were regarded as nuclear physicists that had been on with the City Public Service for some year or so like that, and they've been lured away to other places. The reason why they had these nuclear physicists, people with that capability, was because of the engagement with the plant down at the coast, the joint effort of the various utilities to build that nuclear power plant.

MRS. COCKRELL: May I ask, what were the amounts of the pay raises? Do you happen to have that.....?

MAYOR BECKER: No, I don't have that with me, Lila - It varies. It set a - it increased the limit, you might say, that they are permitted to be paid. It's been a policy at the Public Service for many, many years to keep the salaries, I think, inordinately low. That has been the policy generally in San Antonio, and I don't guess it would have been any different over there. Well, in this day and age of attempting to actually attract the best type of young minds that we can attract to further insure that the City Public Service improves through the years instead of deteriorating, it's hard to do this, it's hard to bring about this type of continuity and improvement of personnel if you're so pitifully behind the standards of all the rest of the utilities in the state that you can't attract people.

MRS. COCKRELL: Well, frankly, I just feel like our own employees have been put off. We've told them we're having to wait until December or later for pay raise comments from the City Manager and yet here we hear of a very high level. I've heard that these pay increases bring the salaries over there up to \$40,000 or \$50,000 or more. I just feel like if CPS is going to do this, and we have no control over it, you know, we certainly need to immediately review. I have previously asked for a review of our own City pay raises, and I think, to me, that our own people come first. I would just like to see that we again address the problem of pay raises for our own employees.

MAYOR BECKER: Well, Mr. Granata has that in amongst his order of business today.

MRS. COCKRELL: I would like to be informed exactly what those pay raises were at CPS because, frankly, I think the positions at City Hall are very substantial and demanding, and I just really resent it when the City Public Service Board gives raises that go completely around the limits that we have tried to keep here at City Hall.

MAYOR BECKER: Well, let me say this to you, Lila, that there isn't any one that recognizes the fact, I don't think, any better than I do that the City employees salaries beginning with the City Manager, the City Attorney, everybody else are utterly ridiculous for a City of this size. They have been ridiculous for years and at this time, right now they are utterly ridiculous. When I hear people come down here and berate Sam Granata for running an institution that has over 6,000 employees and a budget in excess of \$100 million, I know what that equates to in the private business world. Were Sam in the corporate world, with the responsibility that he has, his salary would be at least twice what it is. When

I hear people come to this City Council Chamber and expect him or any of the rest of these gentlemen out here to do the work that they do for the salaries they do it really turns me off because it shows they have a total lack of understanding as to what makes the wheels go round. Mr. Granata, for example, with the type of responsibility that he has, with the type of efficiency that he's brought to this government and with the lack of department heads and the lack of all the other things that used to be part of the City Manager's office should be getting at least 50 percent more than what he's getting. Frankly, I don't know that we can raise him to that level but I certainly am going to recommend to the City Council that not only Mr. Granata as City Manager, but the City Attorney and other positions of similar responsibility be given adequate pay raises.

MRS. COCKRELL: Well, I just really feel that we have to remember that the average income in San Antonio is much lower than it is other places. I just don't feel like our CPS or our top level executive positions in City Hall can get so far out of bounds that the average citizen who is paying the bill just feels it has gotten beyond his even comprehension. My initial motive in bringing this up was that I do resent huge salary raises being given by CPS at a time when all of us have been trying to tighten our belt and at a time when our classified employees have been put off and told that they won't get any consideration until about the first of February.

MAYOR BECKER: Well, that's not so, Mrs. Cockrell. Now, let me explain that these huge salary raises amount to. It was calculated by the people at the City Public Service in the accounting department that on a \$30 per month utility bill this would amount to 4 1/2 cent increase in each \$30 a month bill to give the type of raises that we're talking about over there. Now, granted, the salary structure is low in San Antonio, pitifully low, it's low to the point where I think everybody in position of any type of responsibility in this town should be ashamed of it. I know I am. We'll never get the thing straightened out until we face it and start dealing with it. You have to deal with it at all levels. You just don't deal with it at the bottom echelons or the bottom stratification, you also deal with it at the top. Sometimes the top seems to be the first part that gets dealt with, but the City Public Service has recently agreed to raise the salary levels over there for the people, all levels of people, six percent plus I think an additional four percent if my memory serves me correctly, for a cost of living sort of increase. It's high time. If you knew what some of those people were getting paid, you'd wonder how we keep them at all and there are some very good, qualified, dedicated, sincere, conscientious people that work at the City Public Service contrary to what it may seem. It's really a more efficient organization than what the newspapers would lead you to believe.

MRS. COCKRELL: I would like to ask two things. I'd like to ask first that the salary raises be made, the information about them, be made available to all of the Council members and second, I would like to ask that we move up our schedule of taking a look at our own classified employees and come in much more quickly. In fact, I think we ought to come in just right away with some recommendations.

CITY MANAGER GRANATA: Mrs. Cockrell and Mayor and Council, if I may please, I was not aware of the action that the Public Service if they did take any yesterday. I was going to come in this morning with some prepared remarks about this very subject. We are attempting to find out the numbers ourselves. We've got a call in from Mr. Costello this morning of CPS to see if the numbers we heard are true. But, be that as it may, I want to assure Council that I did not know it was going to take place, but I would like now at this time to read a prepared statement that I was going to make whether that action was taken or not and it goes as follows:

In response to a Council request, I have appointed a study group of staff members, chaired by the Personnel Director to revise the present City Pay Plan along functional lines. The work of this group will be reflected in a new pay plan which will be presented to you for consideration for inclusion in the next fiscal year budget.

Meanwhile, we must remember that over the past two years inflation has sharply eroded the purchasing power of City employees. The Council has granted periodic cost-of-living raises, the last in February of this year of five percent.

As you are aware, all public agencies have recently given across-the-board raises. Some of these are as follows:

Transit System	5.5% in August
City Water Board	6% in October
City Public Service Board	6% in August, retroactive to April and 4.5% effective in October
Federal Civil Service	5.5% in October
San Antonio Housing Authority	6% in October
San Antonio River Authority	8.3% in July

It is my understanding that Bexar County will shortly announce something, possibly tomorrow or next week.

I realize that budgetary constraints on a taxing entity make it impossible to tie the City Pay Plan to a cost of living index, but some adjustment is possible within the City's ability to pay.

I propose for your approval, an across-the-board raise of 6 percent for all City employees, to become effective October 12, 1974. This does not include the City Manager, City Clerk and the Corporation Court Judges whose salaries are set by the City Council. At that time, I also propose to correct the present unfair longevity policy which now grants longevity pay to about one-half the eligible employees, while it denies such pay to the other half. I also propose to complete the Police and Fire pay plans which I was unable to fund in February, 1974. This final phase will increase the differential between Detective-Investigator and Fire Engineer from the present 6 percent to 10 percent above the basic Patrolman and Firefighter pay.

The cost of the program, for the 9 and one-half months remaining in the present fiscal year, will be as follows:

6% across-the-board	\$2,501,300
Longevity pay adjustment	319,800
Police and Fire differential	300,000
	<u>\$3,121,100</u>

Economies effected in the last fiscal year give us a beginning balance toward this of \$900,000. Revenues from CPSB, projected for budget purposes in April, will be about \$2,200,000 higher than anticipated largely because conservation was not as effective as hoped for. These factors, coupled with continuation of our present austerity program, will yield the required increase in the General Fund without a tax

increase. The figures I have given you, by the way, are also based on budgeted strength. We are not all filled. Everybody that is budgeted will get this, but there are some vacancies.

Employees paid from revenue funds will receive the across-the-board raise also. Growth of revenue into these funds will be enough to provide for these raises, which will amount to \$188,700.

If you concur with this recommendation, I will prepare the necessary ordinance for implementation next week.

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MR. LEO MENDOZA: Mr. Mayor.

MAYOR BECKER: Yes, sir.

MR. MENDOZA: I'd like to say that I support the recommendations of the City Manager, but I would also like to include, not only the City Clerk's department, those people that come under the jurisdiction, direct jurisdiction of the City Council as far as raises are concerned, the City Manager, the City Attorney, and the other people. I think we should consider all of them at the same time.

MAYOR BECKER: I agree wholeheartedly with that, Leo, and it's in line with what I said earlier about how, as far as I'm concerned, the whole thing's underpaid, understructured. You're generally paid in this world commensurate to your responsibility. The operation of a City of this size is no small task. The operation of an entity such as the Public Service is no small task. I think it's time that San Antonio recognized that it does indeed belong in the rest of the world. We opened a store recently in Houston over in the Pasadena section. The Pasadena section is considered a blue collar section of Houston. Most of the people that live over there are technicians and whatnot in the petro-chemical industry. They are people that read dials and turn gauges and they have a per capita income of something like \$14 to \$15,000 a year average across-the-board. I don't know of very many places in San Antonio that we have that kind of per capita average except in one or two isolated parts of the City. I happen to also know what the unit sale in that store was and I don't mind telling you that when I go downtown and go to a cocktail party given by the Bankers Trust of New York City, a bank that is about the sixth largest bank in the United States and meet the various heads of business in Houston and ride up and down in the elevators and each elevator has 15 or 20 lightbulbs burning and the corridors in the hallway have all the lightbulbs burning and it is just an air of prosperity and almost an electricity in the air. It hurts to come back and see the lack of progress that's been made with respect to any type of commercialization or industrialization that raises our pay level for the citizens of this town, it hurts.

MRS. COCKRELL: Mr. Mayor, I certainly support the recommendation that's been made on the six percent pay raises for the classified employees. I do question still, and I want to see the figures on the City Public Service executive structure because I think if it is completely out of line with our City structure, I think we have a right to protest. I think this Council needs to keep an eye on what these utilities are doing and certainly I think if it has taken the steps similar to what I have heard, and I would like to see the official figures before I speak further on this, but I'd like to see those figures and I think if they have gotten substantially out of line with what our executive level structure is here at City Hall, that certainly I think it's.....

MAYOR BECKER: Well, Lila, let me say this to you, that I view this City here, this City government as the parent company and the Public Service and the Water Board and the Transit are nothing more than subsidiaries of this parent organization. I would never personally envision having any member of any of those subsidiaries make more than the City Manager for example. There should be a relationship there, but it's also a known fact and we've eluded to it here before that we have a certain agency in this town where the head of that agency is actually being paid more than the head of the Water Board, for example. This particular agency has 262 employees by the last count that have any statistics on. If that isn't a ridiculous situation, I don't know what is. So, while we're talking about doing, then let's do it all over, you know.

MRS. COCKRELL: Get all the figures for our management structure people.

MAYOR BECKER: Let's do it all over. Let's do it not only with the Water Board and the City Public Service but all these other agencies as well and try to bring all these things into light, you see, because this particular instance that I'm speaking of, this example, is utterly preposterous.

DR. SAN MARTIN: May I ask a question, Mayor? Have you discussed this at the Mayor's Committee for Interagency Coordination because it seems to me that the Committee that you created, and that I think is doing a wonderful job, Mayor, I think it was not advised because, if I understand correctly, CPS just from one day to another, just went ahead and announced the raises without even discussing it at the level of your committee, is that correct?

MAYOR BECKER: Well, it wasn't necessarily discussed at the committee, Doctor, but I will say that it has been under review at the City Public Service Company for some 30 days or more, to be quite honest about it, the fact that it was coming up yesterday was, you might say, perhaps accelerated perhaps by other events but at any rate it happened and I'm not sorry that it happened.

DR. SAN MARTIN: Does the Housing Authority participate in deliberations of the Mayor's Committee?

MAYOR BECKER: No, sir.

DR. SAN MARTIN: Were they invited, Mayor?

MAYOR BECKER: I don't recall whether they were or not.

CITY MANAGER GRANATA: No, sir, I don't believe they were, to be perfectly honest.

DR. SAN MARTIN: Is it proper for them to join in this particular type of situation.....

CITY MANAGER GRANATA: I would think so, yes, sir. We could ask them to join.....

MAYOR BECKER: It would seem to me it would be.

DR. SAN MARTIN: And I'm sure that some of the purchasing problems or personnel problems could be helped out.

MAYOR BECKER: Well, you know, that organization has been rather aloof and difficult to coerce or inspire in any way to cooperate with the rest of the agencies. It took a year and a half just to get certain information out of them that we requested on the last City Council. So, maybe things are changing. We at last got it. I'm really, in a way, glad that this subject has come up. I think it's needed ventilation for a long time and, if anything, it points out simply the discrepancies that exist between certain agencies here versus what people are paid for at the City level.

MRS. COCKRELL: And then there are further discrepancies between what people are paid at the highest levels and what the average citizen in San Antonio can afford to pay for. Will we have those figures sent over?

CITY MANAGER GRANATA: I'm attempting to contact Mr. Costello, yes, madam, and as soon as Mr. Madison or they come through, we will announce them if we are able to acquire them. May I say one thing in answer to Dr. San Martin - that subsequent to the CPSB announcing their last raise, then we wrote the committee on personnel and they are working to try to bring everything closer together, however, this particular phase of it was not discussed.

MAYOR BECKER: I will repeat though that according to the calculations that were offered by the accounting department of the City Public Service, those increases would amount to approximately 4 1/2 cents additional to a \$30 utility bill.

MRS. COCKRELL: That's pretty high for just a few employees, I think.

MAYOR BECKER: It's not a horrendous thing by any means.

MR. LACY: Mr. Mayor, you know when these poor people receive their utility bill, and it's gone up so tremendously as it has, almost to the breaking point, some people have already had their current knocked off and then you read that someone gets \$60,000, that doesn't make them feel very good, and when you think of six percent, you may talk about just a five percent or six percent, the general classification people, clerks working over here say in the administration office of the City Public Service or over here in our City Hall or over in the Corporation Court sections, if they're making \$600 or \$700 the six percent is only \$42, but someone in the \$40,000 bracket, it's \$2,400 - it's almost a third as much as they make in their whole pay check.

MAYOR BECKER: There's no question about that.

MR. LACY: And I don't think that we could, say, start with a six percent for the lowest one and then carry that six percent right on up to the top because there's going to be some belt taking in, I think, and.....

MAYOR BECKER: I think if you want to start feeling sorry for someone, we should start feeling sorry for ourselves. Now, our counterparts over in another government are getting fantastic salaries, being well-paid, no one seems to question that at all, and for that I'm glad, but here we do this for \$20 a week for being a Councilman. The Mayor gets \$50 a week. If you want to start feeling sorry for somebody, let's start feeling sorry for ourselves because if there ever was an absurdity that we're living with, this has to be the number one of all time for anybody to put up and give as much time and everything for that kind of money. It is a net net loss to each and every one of you and you know it.

MRS. COCKRELL: We did volunteer.

MR. WILLISTON J. O'CONNELL: Mr. Mayor, I hate to let this suggestion that the City Manager has come about die for a lack of action. I would like to propose at least at this level that he prepare an ordinance in this area. We could go further, but I'd like to endorse what he has said so far and ask that it be brought to us in an ordinance.

MAYOR BECKER: With Mr. Mendoza's amendment to it?

MR. O'CONNELL: That's correct.

MRS. COCKRELL: On the matter of the department heads and the City Manager, I think we should review those individually. I know we have some comparable figures. I know the Manager will probably take into account how our department heads compare with the salaries over all the State, and I think that in some cases that recent material apparently some of our department heads were quite high and others were rather low. I think in terms of having them more in line with what the State averages are that probably the Manager should at least bring us a recommendation first that we can look at.

MAYOR BECKER: I want to say something in Mr. Granata's behalf. He never has said it, I'll say it. We did have a Manager down here that had about an \$18,000 year travel budget, just for himself. I don't know of any trip that Mr. Granata's been on. I can also testify that previous City Council that I was on seemed to do a great deal of travel, much more than this Council has done. I think this Council has done less travel, charged less things to the City than any Council that has been in office. I will also say that is true of the City Manager. We had an \$18,000 approximate travel expense at the City level and then we had another agency that I think was being used rather heavily for entertainment purposes and whatnot. So, when people talk to me about how much someone's getting, I would just as soon forego the salary if I can have an unlimited expense account. It would be tax free for one thing, and I wouldn't have any accountability to anybody on the second hand. So, I just think things have to be put in their proper prospective, and I'd like to call for a vote on the motion made by Mr. Mendoza, seconded by Mr. O'Connell as to Mr. Granata getting on with this and review the Manager's salary and the principals here individually. So, you want to call the roll, please, Garland.

AYES: Cockrell, San Martin, Becker, Black, Lacy, O'Connell, Padilla, Mendoza.

NAYS: None.

ABSENT: Morton.

CITY MANAGER GRANATA: Mr. Mayor, for point of clarification on my part please, sir and Council, as I understand it there will be an ordinance next week authorizing the six percent across-the-board for everybody effective October 12, 1974, and I'm a bit confused. I had included all department heads. You're saying now to leave them and let me come back again or can I include that because.....

MRS. COCKRELL: You were just going to give six percent to all department heads across-the-board is that.....

CITY MANAGER GRANATA: To everybody, everybody across-the-board except the Manager, the judges, and the City Clerk who I do not have the authority to do.

MRS. COCKRELL: The only question I would raise on the department heads is whether or not you don't need to review those individually because it's my understanding that some are quite low as compared to some averages and on the other hand some are already the top one in the state in their salary.

CITY MANAGER GRANATA: Yes, I intended to do that anyway and come back, I can do that administratively and all I'm saying that I think they ought to have the cost of living or the six percent across-the-board now and let me come back at you and tell you what I plan to do and we can talk, but that does not take Council action. I can just fill you in on what I propose to do over and above the six.

DR. SAN MARTIN: Mr. Mayor, I'd just like to add that you should take into account the number of years that each particular person has been working for the City.

CITY MANAGER GRANATA: That's right.

MR. LEO MENDOZA: I was going to recommend, Mr. Mayor, that we prepare a second ordinance and have it ready just in case we're ready to make that decision on the other personnel, the City Manager, the City Attorney and the City Clerk. Can we do that, Sam?

DR. SAN MARTIN: I'd rather hold that, Mr. Mayor, until we have had a chance to review individually the positions of each one, the City Manager and the City Clerk and judges which fall into our jurisdiction and also, of course, we did grant the municipal court judges an increase back in February. I think before we prepare any ordinance, Leo, I think we ought to kind of work on that problem first and then order the ordinances later.

MAYOR BECKER: You have that information, do you not, Sam?

CITY MANAGER GRANATA: What information, about the judges pay and the City Clerk's pay? Yes, sir, I have that.

MAYOR BECKER: All those things. It wouldn't take long to disseminate....

CITY MANAGER GRANATA: We can do it today in the "B" Session if you like.

MAYOR BECKER: Yes. Why don't we discuss it today at the "B" Session.

CITY MANAGER GRANATA: Then we can decide, then I can show you the department heads salaries which are administratively and go from there. I think it should all be done at the same time if at all possible. I'll be ready at the "B" Session.

MAYOR BECKER: Mighty good.

DR. SAN MARTIN: Mr. Mayor, are we ready to go?

MAYOR BECKER: Whenever you are.

DR. SAN MARTIN: May I take a few minutes, please.

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MAYOR BECKER: Absolutely.

DR. SAN MARTIN: I promise you.....

CITY MANAGER GRANATA: We have the information now if you like instead of deviating on the subject of CPS, the Systems Directors go from \$21,000 to \$28,000 - go ahead.

MAYOR BECKER: Now, that's the so called the maximum, that's.....

MR. JOE MADISON: Yes, sir, the range as was - the old range was from \$21,000 to \$28,000. This is for Systems Directors. There are six employees in this area. It was changed from \$29,000 to \$44,000.

MR. MENDOZA: From 29 to 44!

MR. MADISON: Yes, sir.

MAYOR BECKER: That is the permissible range.

MR. MADISON: Yes, this is correct. I don't know where they are. They're spread through this range. The Department Managers, of which there are 11, from \$18,000 to \$25,000. It was increased to from \$24,000 to \$37,000.

MAYOR BECKER: How many of those.....

MR. MADISON: There are 11 positions. Superintendents, of which there are 31, the old range from \$16,000 to \$23,000 that was changed from \$20,000 to \$31,000. Mr. Deely's salary was changed from \$44,000 to \$59,000.

MRS. COCKRELL: 44 to 59!

MR. MADISON: Yes, madam. Then Mr., you don't need the names, but Mr. Jolly's salary was raised from \$30,000 to \$42,000.

MRS. COCKRELL: 30 to 42?

MR. MADISON: Yes, madam. Mr. Spruce from \$27,000 to \$40,000. They're effective immediately.

MR. MENDOZA: Are we talking about the position or the individual?

MAYOR BECKER: The position.

MR. MENDOZA: The position.

MAYOR BECKER: We tried to hire some people, as everyone probably knows, we tried to attract a new general manager. Mr. Deely is retiring and there is absolutely no point in waiting until a man retires before you replace him. We contacted I don't know how many different people from various utilities in the State of Texas. Vice Presidents at one of the utilities that I know of personally makes \$75,000 a year and some of them make \$90,000 a year. Now, here, we're trying to hire a Vice President to come and be the General Manager of the City Public Service Company and that position pays half of what he's getting where he is. Now, you tell me how that's possible. Everybody wants efficient management over there. Everybody wants to see the thing structured properly. Everybody wants to see it as it should be and yet when you go

out on a talent search you run head on into this type of a situation. It's unrealistic to expect that anybody is going to leave those kind of jobs to come to San Antonio for half pay. It just doesn't sense. So we asked Mr. Deely what had occasioned all this philosophy there and he said, well he didn't know but it has always been that way. I have generally found out in life that somehow or another you get what you paid for or less sometimes and it's been unfair to those gentlemen holding down those jobs to pay them at those ridiculous rates just because you have them. It's not fair.

MRS. COCKRELL: I think that citizens are just not going to think that this is fair to them. I really don't. I just think that the raises are just totally out of line with the state of the economy and the state of the average citizen ability to pay at this time.

MR. LACY: Well, I just think that maybe they just ought to ask for another 10 per cent and raise them on up to the \$80,000. The people, I get the feeling that part of that calculated raise to do this sort of thing and when everybody else is having a real hard time, it doesn't make me feel good at all. I don't know who said we can't get people in this talent search. I don't know, I haven't read any reports where we've even tried. Who makes the report that we can't find people for that? There's a lot of engineers out of schools that have been in small towns, I bet would work for those figures that we think sound ridiculous. I don't think they sound ridiculous.

MAYOR BECKER: First of all Glen, let me remind you that every Councilman, Council lady has always been welcome to attend meetings at the Public Service Board of Trustees. Now, that's where these things are discussed and this is not a closed door policy on it. It's an open door policy as you well know. Now it hasn't been any secret that we've been on this talent search because it's been discussed generally in the news media. I think it's the proper thing to do..is to try to insure continuity of the operation of the City Public Service Company prior to Mr. Deely's retirement because he's only got about another year or something like that. So, I'm merely illustrating to you the problems that we've run into in discussing leaving one area or one city or one type of a job to come to the City Public Service plus the fact, as I illustrated earlier, we're actually losing the young personnel that we're hiring over there, the college graduates, the nuclear physicists, or whatever they happen to be to other places because they can't work at those levels. Several of them have to go to private industry here in San Antonio.

MR. LACY: The articles that I've read say that they're having a difficult time finding jobs in these higher echelons - chemists, physicists, etc.

MAYOR BECKER: Well, you're not talking about a green graduate right out of college when you're talking about the general manager of some of those executive levels over there, you know. You're talking about someone that has experience in the business. It's been that way. There is one way that we can certainly perpetuate the condition that we have in this City and that's to not change anything. You finally have to get off high center and do something about these things.

MRS. COCKRELL: May I ask Mr. Granata, the proposed 6 per cent -- that will be for all employees? It will include firemen and police-ment who have had a separate pay scale.

MR. GRANATA: It will include every employee of the City - hourly, classified, unclassified, all except the judges, etc.

MRS. COCKRELL: I'm in favor of that.

MR. GRANATA: Plus now -- it had included department heads but will discuss that at "B" Session.

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MAYOR BECKER: Good. Anything further?

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(At this point in the meeting, the discussion of this subject stopped. The matter was brought up again later in the meeting and the conversation went as follows:)

Mayor Pro-Tem Mendoza presiding.

MRS. COCKRELL: Mr. Mayor, I'm still not very happy with the situation. This morning we learned about the CPS wage increases and I really feel that this Council ought to go on record some way in connection with these if it is the feeling of the majority of the Council. I think we should either pass a Resolution or I think we should have a meeting with the CPS Board or we should do something to register our dismay at the fact that they would grant these enormous increases without sitting down and talking it over with us and getting our reaction before they did it. I don't know how the rest of you feel but I think we ought to all be heard on this.

MAYOR PRO-TEM MENDOZA: Well, let me - okay, one at a time. Can we recognize Mr. Lacy now then.

MR. LACY: I would just say the very same thing, that I was really very, very shocked and surprised and certainly don't go along with it don't advocate it and would like to go on record and I hope that the rest of you feel the same way. I'd like to let the public know that we - it wasn't our doing, it wasn't our acquiescence, we didn't plan it or have anything to do with it.

MR. MENDOZA: Anyone else?

DR. SAN MARTIN: Mr. Mayor, I'd like to agree with Mrs. Cockrell's concern on this problem. I think, even though we know that the final decision is still up to the Board of Trustees of CPS, I'd like to bring back an effort that was made by this Council to keep the Manager of the City Water Board from getting some special privileges that we didn't think were justified at the time, especially with respect to fringe benefits such as membership in social clubs...country clubs, a specific type of care every year. I think the Board was receptive to our feelings. I'm not saying that we scared them off but at least the power to really make the final decision, I would like to say that I am in favor of this resolution; however, Mr. Mayor, since Mayor Becker has expressed a strong feeling in this particular aspect, I think we owe him the courtesy of being here when the vote is taken. I would not hesitate to stand up and be counted today if you - if the rest of the Council wants to wait until Mayor Becker is here so that he can say....

MAYOR PRO-TEM MENDOZA: Well, can we say then at this point that we put aside the issue and then when the Mayor gets back that we....

MR. PADILLA: No, I think Dr. San Martin expressed a hope that I think we all share and that is that if and when this Council expresses itself to a vote that out of courtesy, we certainly should wait until the moment when the Mayor's in the room. I didn't interpret anything Dr. San Martin said to mean that we shouldn't discuss this or cannot discuss this at the present time.

I would express myself in this way, Mr. Mayor, and that is that as Dr. San Martin and all of you are aware, this Council did bring convincing pressure to bear and prevailed upon the City Water Board to reconsider or rather to include in their consideration our objection to the fringe benefit situation that was being requested by the manager of the City Water Board several months ago. Now I along with Mrs. Cockrell and the others of you who spoke on this subject resent very much the round of raises that have been approved over there,

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particularly, I refer to the degree. I think that the degree of the raise, the amount of the raise were uncalled for. I think they were entirely too much, particularly, at this time when we hear week by week of the tremendous economic pressures that the people of the City are under. However, beyond that, I think all of you have heard me say this before, I have regretfully come to the conclusion that this Council really has only two legal tools at its disposal in terms of the City Public Service Board. One has to do with rates, the other has to do with the final approval of bond issues. Beyond that, I would support a resolution if one were offered by Mrs. Cockrell. I would support that resolution but I would support it with an extreme feeling of frustration because I would know as I voted for that resolution that it would have no effect in reality. It would have no effect of changing the very situation that this Council would be going on record to as objecting to. That has to leave me with an empty feeling and this is why again I have expressed great exception to the system that is used in running the Public Service Board. I've said it before and I'll say it again. Those people have no conception in terms of result, in terms of action taken about the community of San Antonio. They have no public awareness whatsoever and this is perhaps their number one fault and I think it's been manifested once again in the action that's been taken.

MAYOR PRO-TEM MENDOZA: Anyone else?

MR. O'CONNELL: I would like to ask a question perhaps for the obvious answer. That is, it is my understanding that the Council who has nothing what we will do today in the way of a resolution or we propose to do would not really effect them at all, that correct?

MR. PADILLA: Not in law.

MR. O'CONNELL: Not in law. All right. What is the only item that get their attention? The rate. Would we have to go all the way back to the rate and say we object to or we need to raise your....if the rate effects four cents a month for a \$30 bill, if that was the statement made, should we object or reduce their rate that amount to keep from having the raises?

MR. PADILLA: They would understand that, Bill.

MR. O'CONNELL: Yes, sir. I'm asking how you really get their attention. You know the old story about the donkey and the two by four.

MR. PADILLA: Let me give you a little background. A few months ago, before the rates were approved, I introduced a resolution before this Council that would have repealed, a resolution to repeal the fuel adjustment clause. They were down here before that resolution was considered the following week. They were down here with their lawyers and all their top management and in an executive session I was told then by Mr. Matthews that I did not realize the significance of repealing the fuel adjustment clause, that it would do all sorts of things to the operation, in terms of bringing pressure to bear, economic pressure to bear. I told Mr. Matthews that he was underestimating me in assuming that I did not realize what the impact of my action to repeal would have been. I told him at that time if I had introduced a resolution changing the color of your trucks, you wouldn't give a hoot but it is because, it is precisely because this resolution would have the effect of creating some serious problems for you that we have gained your attention. I said everytime that this Council objects to something that you're doing, you hide behind the law and the law is simply that they can do anything they damn well please, and please pardon the venacular, because of their indentures. The Council, and that's why I said that in supporting the resolution if the one we're offered by Mrs. Cockrell, I would do so knowing full well that I'm sitting here as one frustrated Councilman because it has no weight in law whatsoever. They always run and hide behind the law and they do what they want to do. When they need us, then they solicit our support. We just gave them a

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rate increase and some of it is being used for this kind of thing that we object to. The only thing we can do that would really and legally attract their attention would be to adjust the rates. Regretfully, this might be interpreted as an irresponsible action by some people in the community but it's the only thing we can do. We can do nothing else.

MAYOR PRO-TEM MENDOZA: Let me recognize Reverend Black. I think he was next and then Dr. San Martin.

REVEREND BLACK: I relate to the increases in salary just as I related to the increase of rates. I feel that any action on the part of the City Public Service Board that increases the burden of the consumer is certainly out of order from my point of view at these times because I feel that the consumer is carrying a sufficient and adequate burden. It seems to me though that if we are really wanting to deal with this, that we would not deal with it simply as a level of action that has no effect. It would look more like we are politicizing the issue and not really dealing with it. I would be prepared to act on such a resolution that would tend to affect the percentage of increase that will be passed on to the consumer and if we could make a presentation or if we could make a presentation and we've indicated that four and a half cents would be passed on to the consumer with this raise. Now, I have no objections for raises that can be handled that don't effect the consumer. So I think any resolution that we act upon should be a resolution that tended to deal with the real issue and the real issue is that if you're going to increase salaries, you're going to pass on burdens to consumers and if we can't deal with that, then I just sort of think we are expressing something that is just going to frustrate the people even more. They are going to feel that we're not really addressing the issue if we have the authority to deal with that increase that will be passed on to the consumer.

DR. SAN MARTIN: Mr. Mayor, I would just like to add that any change in the rate structure, of course, will require a public hearing even if we cut them down one cent a month. It's still a change in the rate structure and it would require a public hearing, is that correct, Mr. Garcia?

ASST. CITY ATTORNEY GARCIA: That is correct.

DR. SAN MARTIN: All right. We also have approved an \$85 million bond issue which by ordinance is supported by the Council's approval of certain rates to back up the interest and sinking fund and payment on the principal. Is that correct? So we must be very careful that we don't go into the problem of trying to rehear the whole structure. I mean I am not worried about it. I wouldn't hesitate to cut down the 19 per cent to 16 percent perhaps. It is just a figure out of my head. I think we should know what we are getting into before we proceed along those lines. I would suggest that CPS restudy their wage proposal to a more realistic level and then tell us in terms of dollars and cents it is going to cost a \$100,000 a year, \$200,000 a year and make absolutely sure that no change to the consumer is created by this, but that it be absorbed in some other way without having to increase the cost to the consumer on the monthly bill. I feel that perhaps it wouldn't be wise to go through the public hearing for a change in the rate structure at this time.

MAYOR PRO-TEM MENDOZA: Well, let me just state my position. I would like to say that I agree with Reverend Black that in reviewing this situation, it seems to me that we need to do something to relieve the..to provide some type of relief to the citizens of San Antonio. I think this is what they have been relying on us to do so, after all they are the ones that are really having to pay the price. So that is my position at this time and I would like to follow up on maybe what Dr. San Martin said, that we come up with some kind of analysis and so if there is anyone else that would like to make any further comment on this...

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REVEREND BLACK: I don't think we have established whether or not they can, you know, what degree of increase they could have without this pass on to the consumer and maybe we need to have something. It might be that...that's right, because it seems to me that is a critical point of it, you know, that you are talking about passing on cost to consumers.

DR. SAN MARTIN: Let them absorb it in some other way without passing it on to the consumers.

MR. PADILLA: Let me, Mr. Mayor, I am a little confused or perhaps others on this Council are, if I am not. It seems to me that these raises, are, have been decided upon and the decision have been made and the money is there under the present rate structure. It's not a matter of raising anything three or four cents to pay for these raises. It's the matter of having the money there and it is going to be used in this fashion. I think possibly the last time we increased the rates, we provided probably more than enough for these raises, though we did not act upon raises, certainly not on raises of this magnitude. I think the only thing the Council could do possibly, is Step 1, some sort of a Resolution expressing disapproval of the degree more than anything else. I think in this day and time that we are all faced with wage adjustments that is a reality. I don't object to wage adjustments, per se, because that seems to be a fact of life. However, I do object to something that is adjusted as much as 30 or 35 percent. Beyond that I have not heard anyone, certainly no one on this Council, that has been anything but critical or silent in terms of the management over there. So it just isn't just consistent that a management that has been thoroughly criticized, or at the very best, the people who remain silent on that subject should get in one whack something like a 30 to 35 percent wage increase. I think beyond a resolution, this Council can go on record, perhaps in the resolution as saying that we would most certainly be willing to re-evaluate the last rate increase in terms of this sort of thing happening. We didn't anticipate this kind of thing I am sure. I didn't.

REVEREND BLACK: Mr. Padilla, I think we did. It was expressed that this will be a four and a half cent pass on on a \$30 bill.

MR. PADILLA: I think that what they were telling you Reverend, is that half a cent from a \$30 bill, in other words, I think they were saying that a \$30 bill, these increases would use one half of cent of it, but they are already getting the \$30.

REVEREND BLACK: Oh, I see.

MR. PADILLA: They are getting the \$30, I was just telling you that this amounts to one half a cent from a \$30 bill, four and a half cents from a \$30 bill.

MR. O'CONNELL: May we have that statement?

MR. GRANATA: I think the statement was made that if they were going to finance it, but it would amount to about four and a half cents on every customers' \$30 bill, that's what it would cost you additionally, four and a half cents.....

MR. PADILLA: But you see, the trouble is, that almost anything can be justified on that basis. The federal government frequently tells us that it is only costing us a half cent per capita on some things we just can't understand why it is necessary in the first place.

MRS. COCKRELL: Well, perhaps a starting point on all this would be to invite Mr. Berg to come in next week to report to us directly on if the action taken was in his opinion final or whether they would be willing to reconsider this, exactly what it does mean, to define what it does mean in terms of a customer's bill because we would want to know are they anticipating anyway adjusting the bills, or they just

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simply allocating a portion of the bills for this purpose or what are they really doing. Then we can, I think he will certainly understand from our discussion that we do not, the majority of this Council does not approve of this size of increase at this time.

REVEREND BLACK: Then it seems to me if this four and a half cents is out of the regular finance, then we have a more serious problem than we had in the first place because none of us acted on that of surplus designed to increase salaries at that level when you acted upon a 19 per cent increase. So I think either way it goes it ought to be reviewed by this Council.

MR. PADILLA: Claude, this kind of thing is what I refer to as a blank check concept of doing business. I said during the discussion on the rate hikes that this Council is asked periodically to sign a blank check. The Council did not review the budget of Public Service. The Council did not review salary structures at Public Service. The Council did not review any of the operations at Public Service. The Council did not review nor was it asked nor does it approve of this degree of wage hike and yet it has been done. They asked us to sign a blank check on the bottom line and then they used the money the way they see fit. The only time they need us is when they need more money. And when they come in for more money, they will not give us the opportunity unless we take it of examining what they have done with what we have given them.

MRS. COCKRELL: Well, may we just as a first step at this point, invite Mr. Berg to come here next week and give us a first hand report so that we may find out all the facts in connection with it and at that time the Council can decide and determine what action it might wish to take.

MAYOR PRO-TEM MENDOZA: Well, I would like to recommend that we don't take any action in the meantime, until the Mayor is back in the room. I am sure he would like to offer his.....

MR. PADILLA: I would like to note one thing, Mr. Mayor, and that is that every member on this Council present has spoken on this subject and I didn't hear anyone approve of it.

DR. SAN MARTIN: I still feel that we should not take any final action on any kind of a resolution until the Mayor is here.

MR. PADILLA: We don't have a resolution before us.

DR. SAN MARTIN: Well, we are almost getting ready to present one. He had the strong feeling in the other direction. Maybe we should wait.

MR. GRANATA: I think on the open meetings, you shouldn't pass a Resolution today, but you certainly can follow what Mrs. Cockrell said to instruct us to invite them to come next week to explain to you the big thing in my mind and we haven't seen it..is the 4½ cents just for the executive raises on a \$30 bill, or for the whole compliment? That is excessive if it is for executives. Now, remember too, that it has been said that they will be back in February for another rate increase.

MRS. COCKRELL: I remember hearing about that.

DR. SAN MARTIN: Mr. Granata, are the raises already in effect today?

MR. MADISON: They were effective immediately.

MR. GRANATA: Well, I don't know. We understand Mrs. Jarboe was there yesterday and she...Miss, excuse me Jan, Jan was it effective yesterday or today?

DR. SAN MARTIN: If it was effective yesterday nobody...I think today we can ask, pass a resolution asking them to withhold the actual implementation of the resolution over there because some of those people are going to get their pay check next week already reflecting a raise.

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MR. GRANATA: I don't think any citizen will contest your passing that kind of a resolution.

DR. SAN MARTIN: You see, if we pass a resolution a week from today some of these people would have already have had a pay check with an increase in salary and then they would have come down and give it up.

MR. GRANATA: May we call to see if someone can come and explain it today?

MR. PADILLA: You know, the only thing I object to that is that I have every confidence that whoever they send over here is certainly going to explain it. Do we want an explanation? You know I don't need an explanation. You all can do what you like, but I just got a bad feeling about the whole mess.

MR. O'CONNELL: Well, I'd hate to have them have time enough to prepare an answer like they did for Mrs. Cockrell's response to one question. We got a book today. It took three weeks to prepare it. All she wanted to know if they were going to get anymore telephones.

MR. GRANATA: Mr. Padilla, you could ask them today though, is it effective today, is it 20 percent, would you consider cutting it to five percent, can you wait two weeks? And let'em say no.

MR. PADILLA: They are going to do what they damn well please, Sam.

MR. GRANATA: I understand but at least you would have tried.

MAYOR PRO-TEM MENDOZA: What is the concensus of the Council on that?

DR. SAN MARTIN: I still want the Mayor to be here...

MR. PADILLA: Well, can we invite the Mayor?

MAYOR PRO-TEM MENDOZA: Can we go to another item, Sam, do you have anything else?

MR. GRANATA: Nothing further for the "A" Session, and if you would want to wait we can recess the "A" Session. Do we have some other items, Garland.

MAYOR PRO-TEM MENDOZA: No, we have done them all.

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(Mayor Becker returned to the meeting and presided.)

MRS. COCKRELL: We have several suggestions. Those of us on the Council were reacting to what the Council would or should do in response to the increases that were given to the CPS top officials. One suggestion was that we invite Mr. Berg to come over and discuss it with the Council, particularly the impact on the consumers bill of the increases giving any points or justification that he may wish to do. Another suggestion was that the Council pass a resolution disapproving of the extent of the raises and so these two suggestions are pending and we wanted to wait until you came back before taking any final action.

MAYOR BECKER: Well, I don't disagree with your feeling about the raises. I would suggest this, however, that first of all let's do it a step at a time. Let's first of all find out what kind of raises were given and what the purpose was and what the nature of those raises was and the real underlying principle or purpose, rationale that was originally involved anyway. Now, I know why it was in my mind. It may be something else in the minds of other trustees. Then, after the explanation, if you still feel unhappy about it then, of course, go right ahead with the resolutions but to act today on a resolution without really being briefed on what has or has not taken place, I think would be tantamount to being premature. So why don't we ask Mr. Berg to come over and explain it to us.

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DR. SAN MARTIN: Well, that was the reason why I had suggested that if it was possible at all that the raises be withheld a week or so until Mr. Berg can come because once you give the raise beginning today it's going to be very hard to come back next week and tell the people that received the raise, "well, I'm sorry but we're going to take back some of it."

MAYOR BECKER: I'm sure that we can make that request. I don't think it's unreasonable, after all they haven't had them for years and a request of one more week won't make that much difference in the scheme of things.

MRS. COCKRELL: Well, may we then as a Council request that Mr. Berg come and report to the City Council on the matter of the rate increases, the number of employees involved, the extent of the increases, any rationale that CPS has for them and then its effect on the bill of the consumers and then to answer any questions of the Council.

DR. SAN MARTIN: Then in the meantime suspend the granting of those.

MAYOR BECKER: Absolutely.

MR. PADILLA: Will that take the form of a letter from the Mayor or how should we do it?

MAYOR BECKER: I don't know. What does it take?

DR. SAN MARTIN: I think this is an official Council action Mr. Mayor. It should be transmitted through the City Manager.

MAYOR BECKER: Is there a judge there from the attorney?

DR. SAN MARTIN: Mr. Mayor, I would suggest that since it's an official Council action it should be transmitted through the City Manager to Mr. Tom Berg and that's it.

MAYOR BECKER: All right. Is everybody in favor of that?

MR. PADILLA: No. I'm not going to vote for it because I expressed my feeling a while ago because I'm satisfied that they could grant a \$100,000 a year raise and come in here and explain it.

DR. SAN MARTIN: That's beside the point.

MAYOR BECKER: Well, let's then call the roll, Garland, and let's vote on the motion. The motion has been made by Mrs. Cockrell and seconded by Dr. San Martin. Call the roll and we'll vote on it.

CITY CLERK: Roll Call. Mrs. Cockrell - aye; Dr. San Martin - aye; Becker - aye; Black - aye; Lacy - aye; Morton - absent; O'Connell - aye; Padilla - aye; Mendoza - aye.

MR. PADILLA: I'm going to object to that no matter how they explain it.

MAYOR BECKER: All right. Okay.

MR. O'CONNELL: That motion was for the invitation?

MAYOR BECKER: Yes and all the various pertinent points that were part of the motion.

MR. GRANATA: For next week?

MAYOR BECKER: Yes.

MR. GRANATA: Next Thursday?

MR. PADILLA: An important part of it was that they suspend..that they not implement these raises until it's explained.

MAYOR BECKER: What I ought to do..it's approximately a quarter of 4, is get someone to call Mr. Berg and Mr. Deely, put them on notice that this is being asked by the City Council and that a suspension of those raises be honored until next week until such time as Mr. Berg can come here and do such and such. So the quicker, I wouldn't wait on the mail because you know it takes a while. I'd just go and use the telephone.

CITY PUBLIC SERVICE BOARD DISCUSSION CONCERNING
THE REPORT OF THE COMMISSION ON INQUIRY

The following discussion took place:

DR. JOSE SAN MARTIN: Mr. Mayor, I'm going to make some remarks to you and the members of the City Council which I feel are pertinent for two reasons. First, as a member of the Commission of Inquiry, I'd like to ask you and the members of the City Council to read not only the report that we submitted yesterday, MR. Mayor, but to try to evaluate the whole thing that we submitted, not only the report but the transcript of the testimony. I'm going to, of course, take exception to the remark that you made that the report was slanted, Mr. Mayor, because I know it's your prerogative and you always say exactly what you think and I respect you for that but I want to assure you and every member of this Council that there was no inclination on the part of any member of the Commission to juggle the facts as we saw it. It was a question of opinions just as you express your opinion. I can assure the citizens of San Antonio that that report is a valid report. It will indicate the way our lawsuits against Coastal States will probably go off in the direction in which they will go off, on the basis of the information that we had and as you know, you yourself testified before that committee.

I want to make a statement to the Council and the citizens of San Antonio that that report was not slanted in any way, shape or form in favor of any individual or group. It is the consensus of five people that were appointed by CPS and I can truthfully tell you that I am ready to face the citizens of San Antonio and explain my participation. I would not have been a part, Mr. Mayor, of any report that would have deliberately slanted information, I would say, as significant as our problems with the gas situation and for that reason, I'd like this statement to be a part of the record.

I would also advise you and the Council that I intend to ask Mr. Tom Berg if the Board of Trustees of CPS would consider instead of dissolving the Commission of Inquiry to ask each member of that Commission to stay for a little longer on a stand-by basis in case any group, organization or citizen would like to have any clarification of any point. I think that they can address the Commission as a whole rather than get individual comments from each member of the Commission. So I'd like for you to know that I am going to ask Mr. Berg to do that.

MAYOR CHARLES BECKER: That's fine.

DR. SAN MARTIN: I certainly feel that the members of this Council, I would urge every one of them, Mr. Mayor, to read the whole thing if possible and if Mr. Granata would be kind enough to ask Mr. Tom Berg to provide xerox copies for all the members of this Council or whether they would rather go over there and read a voluminous transcript of evidence but if there is one thing that I feel very strongly about, Mr. Mayor, is that it was not a slanted report.

MAYOR BECKER: Doctor, you know, I realize that you were dealing with the information that you had at hand and that you did not have subpoena powers. My remarks, I think, can be clarified and expressed in this way. I believe that all of you were operating at a disadvantage. I don't doubt the sincerity of the members, of the conscientiousness, I will say, however, that after six months' deliberation, frankly, I expected something more conclusive than what we got. Now, on the part of the geologist to say that he may have made a mistake, I don't know how on earth people can miss estimates on wells by 98.6 percent and such things as that and then pass it off as he may have made a mistake. So I know a little bit

about the subject and I frankly was disappointed. I'm not going to deny that. I'm not even going to attempt to hide it. I think the share of responsibility of others was not pointed out as clearly as it might have been. Now, of course, I don't know exactly what information you were dealing with entirely except that information that I happen to have access to certainly shows beyond any shadow of a doubt that 98.6 percent missed on this thing and all those kind of things has to be more than just a simple mistake. I regard it as one of the reasons why the City is in the energy dilemma that it is in today. I would have to say that you all worked and labored mightily for six months and came forth with a mouse and if you'll forgive my expression but I'm not meaning to say that you weren't sincere and conscientious. It's just that it was not conclusive as some of us thought it should have been.

DR. SAN MARTIN: Well, let me respond to that, Mr. Mayor. First of all, some of the records that the Commission would have liked to have certainly were not available to us. As you know, the grand jury itself is struggling at this time to secure the records of Mr. Glen Martin, I believe, and some other individuals. Now, if the grand jury with its powers to subpoena cannot do that, it was very difficult for our Commission to go in and ask for anything more than was voluntarily given to us. Now, we were working under the handicap also that once a record is subpoenaed or a witness is subpoenaed before the grand jury, we have no access to either the witness or his records. Now, the comments that you made about the deficiency on the reserves are already specified in the transcript in the report. We are not trying to hide anything, whether it was a mistake. There is no way that this Commission, Mr. Mayor, can come out and indict anybody. We just don't have the power to recommend indictment.

MAYOR BECKER: I'm not asking for that, Doctor, but it certainly could not have been characterized, you know, as some sort of a simple mistake. Like I'm supposed to give you four apples and I only give you three, or something like that.

DR. SAN MARTIN: All right. When you read the testimony of Mr. Bill Spice before the Commission of Inquiry, you will see that he was questioned very, very extensively and very adequately as to why he made that mistake. There is no way in the world except in an adversary situation where you can have cross-examination and all that, that some of these people are going to say exactly what went on and the methods that he used for evaluating the reserves were thoroughly analyzed.

MAYOR BECKER: Then why not just state factually that such and such conditions did exist? That on this well, there were supposed to have been so many hundreds of millions of whatever cubic feet of gas.

DR. SAN MARTIN: It's in the transcript.

MAYOR BECKER: In fact, it proved to be this amount and that constituted a deficiency or an error of such and such.....

DR. SAN MARTIN: That is correct, Mr. Mayor. The transcript will show that each well was.....

MAYOR BECKER: I understand but the point I'm trying to make is then just present it as it was and then not make any comments on it, you see, because to categorize it as a mistake, it looks to me to be a very (inaudible) approach to the thing.

DR. SAN MARTIN: On the basis of the information that we had, we couldn't say that Mr. Spice or Coastal States stole the gas.

MAYOR BECKER: Why say anything is the point I'm trying to make. Why not just merely present the information as it was and not comment on it. That's the only point I'm trying to make.

MR. ALVIN G. PADILLA: Mr. Mayor, may I make a comment at this point?

MAYOR BECKER: Yes, sir.

MR. PADILLA: My impression is this as to the Commission and the information that I received. I can certainly sympathize with the Commission and particularly with Dr. San Martin who I know to be a very sincere and very honest person. I realize the limitations under which the Commission operated, however, I have detected a certain flair for comment, particularly in the media, that seems as I interpret it to be a little bit to the effect that the Commission is exonerating people. Now the thing that occurs to me is that with full appreciation of the points made by Dr. San Martin that the Commission did not have powers to subpoena, the Commission did not have power to subpoena either persons or records, the Commission did not have real authority to get at the facts. I can readily understand why the Commission cannot prove, as it were, anything other than arrive at a conclusion that bad judgement was used or what have you. These things have been done. However, there seems to have been a tendency as it reaches the public, to exonerate. This I noticed in your comments. You asked the question of why comment - why call it a mistake when we can say that certain reserves were underestimated, that should suffice. If we go beyond that and categorize it as an error, it would be just as erroneous to call it a criminal action because neither point has been established. I think what the limitations of the Commission tell me is that the Commission really served no useful purpose in a real sense and I'm wondering as to why the Commission in the first place - cause it really had no authority and I think in the first place it was named by the wrong agency, it was named by CPS.

DR. SAN MARTIN: Mr. Mayor, let me comment just a little bit further and, of course, I don't have any quarrel with what Al has been saying, but in trying to arrive at the language of the report, I personally would have preferred a stronger term in some areas.

MAYOR BECKER: I know that.

DR. SAN MARTIN: And some of the others may have too, but you have to be careful when a Commission of the type that we had is coming up with the words, incompetent or negligent, you are treading on the professional ability of a person that you may or may not be able to prove in court. If he chooses to sue individual members of that Commission or the Commission as a whole for calling - if anybody calls me an incompetent doctor, he's going to find himself in court trying to prove how I was incompetent - and then I'm in a position to sue him for everything he's got. I think that one thing that needs to be evaluated, Mr. Mayor, is that the value of this Commission, and I disagree with Mr. Padilla that it never should have been appointed as it has now it's been appointed, it's really water over the dam, there's nothing we can do about that. I think the great value of this Commission is that it's going to point in the direction in which perhaps the grand jury or the City Council or any other investigative body of the State of Texas should go. In other words, these are the areas that we cover. We need to go into these other areas as you have mentioned.

MAYOR BECKER: There's something that I think should be mentioned while we're discussing this thing this morning. That is simply this that Crawford Reeder, the City Attorney, who is the attorney of record at this time, and Mr. Pat Maloney, who's been appointed by the City

Council are endeavoring to proceed with this thing as expeditiously and as rapidly as they can possibly can. There is absolutely no intent - no action or effort on the part of either of those gentlemen to prolong this thing one moment longer than it need be. I think the fact that it has been dragging on for 13 years is itself a rather peculiar indictment of past history. Now, when I refer to such things, Doctor, as specifics, I'm dealing specifically with the matter of the fact, just a simple thing, but that as of January 11 and January 12, 1961, when the conditional contract was awarded to Alamo Gas Company, the stipulations and conditions of bidding on the gas supply contract were, one, that the company be incorporated, two, that the company be financed, three, that the company have adequate gas reserves and four, that the company have pipelines to transport those gas reserves. On January 11, and January 12, the Alamo Gas Company was, in effect, not even incorporated. It was incorporated on January the 17th, 1961, five days after the conditional contract was awarded. Now, this is a rather unique situation. Also, at the time that it bid on the gas reserves, these conditions in terms of the bidding process called for bidding and supplying the City for a 20-year period. The Alamo Gas contract agreed to supply the City for 15 years. The second lowest bidder after them was Houston Pipeline. They did agree to supply the City for 20 years. It was stipulated in their bidding process and they also stipulated that they had the necessary gas reserves of a trillion, 200 billion cubic feet, and yet their bid was dismissed somehow, you know, peculiar little things like this. These are the things, and I'm not taking issue with you personally, but these are the things that I was hoping that the Commission of Inquiry would deal with specifically, because they are a matter of record.

DR. SAN MARTIN: Well, some of them are matters of record, Mr. Mayor, but some of those records we just couldn't get hold of. We would have liked to have bank records, telephone records, the travel records, of some individuals to try to pinpoint any evidence of wrongdoing. Some of the witnesses that appeared before us, we asked them specifically, do you have anything else and they said, no, we don't. Now it turns out that there are other additional records which the grand jury is trying to obtain. But under the circumstances, and I think that the points you just made are definitely valid but they are pointed out in the body of the report. When you have transcripts of several hundred pages, I'm not saying that it was the best condensation of the three or four hundred pages.

MAYOR BECKER: It was a difficult task.

DR. SAN MARTIN: At the same time, I cannot help but feel that I must assure you and the members of this Council that it was not slanted by any intent or deliberate action on the part of the Commission. I'm not saying that both Mr. Maloney and Mr. Crawford Reeder and even the grand jury, Mr. Mayor, will take advantage of some of the aspects of this report to the advantage of the city of San Antonio, so I disagree with Al that it never should have been appointed because some good, perhaps not as much as everybody expected, but some good is going to come out of that report.

MR. PADILLA: I hope you're right.

MAYOR BECKER: I'm registering disappointment, you see, that's really....

DR. SAN MARTIN: I take exception to the use of the word "slanted", Mr. Mayor, I believe I heard you on television use the word "slanted".

MAYOR BECKER: Well, I thought it was to be very candid about it.

DR. SAN MARTIN: Yes, and it is your prerogative to use whatever words you wish but at the same time, I feel that I must assure you, Mr. Mayor, and the Council and the citizens of San Antonio that it was not deliberately in any way slanted.

REV. CLAUDE BLACK: Mr. Mayor, inasmuch as we have given and we've analyzed some of the problems associated with the Commission, Dr. San Martin had indicated a desire to keep the Commission going and I would like to just have him comment on that. What purposes he might see the Commission could further serve. It seems to me that the very fact that it is appointed by CPS in some ways prejudices the report of the Commission and I'm not saying that the men are but the fact that it does that, particularly since there is a controversial involvement now which involves, of course, the grand jury and all of this and I just wanted to know what further purpose you think the Commission might serve.

DR. SAN MARTIN: All right. Let me address myself to that, Mr. Mayor. We have submitted a report which we are duty bound to not necessarily defend but to explain to anybody. If for any reason this Council, for instance, would like to know on any particular aspect of that report, I as an individual would hesitate to make a personal explanation. I think that should go back to the entire commission and a report be given by the entire commission. Now if we dissolve the Commission at this point, Rev. Black, then there will be nobody that can respond to the questions of our citizens. Now, that is the only purpose that I see for keeping it.

REV. BLACK: In other words, you don't see any other further extended investigation on the part of the Commission.

DR. SAN MARTIN: Under the circumstances and the material that has been made available to us and the material that was not made available to us, it would serve no further purpose to go into any other aspect of the problems because we just don't have the ability to get to the records of some people.

MAYOR BECKER: Well, this whole situation has been, I guess, something that, well, I hope it will never be duplicated again is all I can say. In that connection, I brought a matter to the attention of the City Public Service Board with respect to the coal lease in Wyoming. There was a deficiency in the construction of the lease agreement in describing the allocated acres and in the various townships those acres were to be found. The legal description was totally lacking specifically as to where both parcels of land were. I got an opinion from a law firm in Gillette, Wyoming right where the site of the coal lease is, and they pointed out that it could be challenged by a third party and that that third party in all possibility would win in an intervening against the rights of San Antonio. So here we go from Alamo Gas deal right into the same old type of mish mash of loosely-knit, carelessly done, legal work for a contract that the City of San Antonio has a great dependency upon as far as the future of its citizens. This little adventure just that I bore myself shouldn't be up to me to have to do this, you know, or you or you or you or you. I think it's getting to the point where the citizens should not ever be expected to go through again what they went through with Alamo Gas.

DR. SAN MARTIN: I agree wholeheartedly.

MAYOR BECKER: You're critical of it, I'm critical of it, we all are and yet we turn right around and find ourselves in a deal that has all the potentialities all over again from the standpoint of not even being able to determine where the cotton-pickin lease is.

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MR. LACY: Who did that - one of those \$70,000 a year men? that overlooked that?

MAYOR BECKER: I'll have to ask you what law firm has been representing the City Public Service since 1942.

MR. LACY: Well, that sure doesn't sound like the work that they would do. I saw it in black and white so I guess they did.

DR. SAN MARTIN: Mr. Mayor, with respect to the whole problem, I asked the City Manager some time back, a few days back, to address himself to the question of this, of going into CPS participating in a joint lignite venture with Texas Utilities. The answer from Mr. Deely is here and I'll say that some advantages of going in with Texas Utilities Services, but he never answered and I'd like for Mr. Granata to ask Mr. Deely that the question I wanted answered is that we do have a group of local people that have been working on this particular aspect and it's called the Basic Industries. It's a group of reliable people, you count Mayor McAllister among some of the people involved in it, and, therefore, no attention has been given to the local people to see in which way they can participate in this type of activity. Namely, the coal plant which they propose to build in the proximity of San Antonio without having to go 3,000 miles to Wyoming and yet there is absolutely no answer in this letter as to the reasons why this local group has been completely disregarded. They have invested money of their own. It's not a fly by night operation, and yet they were disregarded and dismissed without too much effort. I was wondering if you have any information as to why the local group was completely disregarded.

MAYOR BECKER: No, sir, I do not, but I can assure you this that as of yesterday's meeting, the City Public Service Company Trustees went on record reflecting their disappointment and their concern for the way they've been expected to operate in the past. One of the first meetings I attended as Mayor, I walked in and I was asked to vote on a \$104 or \$105 million worth of equipment with five minutes briefing. Now, people criticize this Council over here for having meetings that last all day, but I don't think anybody that attends the meetings can say that they don't get ample time and an ample opportunity to be briefed on everything that they're expected to vote on. Some of these things have been rankling me and other members of the Public Service Board, and we intend to put it to an end as of yesterday. I don't want somebody coming down 20 years from today or 15 years from today and investigating my past actions as a member of that Board, and saying, well, look at what he did about this and this and this and then I have to confess ignorance and say, well, I'm sorry, but I didn't have the facts but I had to vote any way. Now, the staff over there, with all due respect to them, has not been expected to provide the information that this new Board of Trustees is demanding. It's going to take them a little while to get used to it but they will adjust. It just places a man in an inordinate, awkward, unreasonable position to expect him to carry on his duties in that fashion. Now, we hear about the mine mouth coal mine at Bastrop. We hear how we're negotiating and engaging in activities that will perhaps permit San Antonio to be a part of it. I think one of the things we should be assuring ourselves is that there's actually, in fact, a concrete, solidified, crystalized proposal in the first place. I'm told there isn't. Much to my dismay, I'm told there isn't.

DR. SAN MARTIN: May I ask then why the Board considered Wednesday, yesterday, the purchase of railroad cars at \$26,000 each?

MAYOR BECKER: The railroad cars are supposed to haul the coal from Wyoming, you see.

DR. SAN MARTIN: Well, aren't we putting the horse before the cart? We're buying cars before we have the coal.

MAYOR BECKER: The thing about the cars is that it takes two or three years to get delivery on them anyway. They're going up in price all the time and in theory, you can sell them off at a profit. Now, those cars were not ordered yesterday. They were not ordered yesterday.

DR. SAN MARTIN: (Inaudible).

MAYOR BECKER: That's right. For the simple reason that the Trustees are not satisfied with voting on something of that magnitude without any more information we have on either the possibility of using the Wyoming coal or the Bastrop generating plant. I might hasten to say that you could assume from this type of - from the attitude that's been generated, that we are less than happy with what we have been expected to do in the past and yet this is a carry-over from the old method of operation. So when I went on the Council, and I don't ever like to get into these long speeches, but I think you want to know, so I am going to tell you. When I went on the Council, one of the first things I started asking about was coal and other sources of fuel, lignite, whatever it happens to be. As a Councilman, I never got any answers at all. Mr. Mendoza recalls it, Mr. Padilla recalls it, that I invited every Council member to come to those meetings whether we were invited or not. Sometimes they were able to come and sometimes they weren't. Anyway, I kept inquiring about coal and other means of fuel. How to transport it. By slurry, you know, or how. I got no answers at all. Now, as the Mayor of the City and a member of the City Public Service Board of Trustees, ex-officio, I grant you, I have been a little, I guess, more successful but not overwhelmingly so. That is all beginning to change because everybody who is a member of that Board is becoming disenchanted with being dealt with in this fashion.

DR. SAN MARTIN: Then, Mr. Mayor, I think the CPS Board should take Mrs. Cockrell's remarks very carefully and not grant outrageous salaries to people who really have not earned. They should be specific in granting those salary increases only to those who proved their worth. The people you are talking about should have a pay cut and not a pay increase.

MAYOR BECKER: No. In their defense now, let's just get the thing in proper perspective. They are working for the Board of Trustees. They take orders from that Board of Trustees. If the Board of Trustees doesn't care to pursue matters, if it doesn't care to delve into matters, if it doesn't care to preoccupy itself with the facts of things, then there is no reason to accumulate and distribute and disseminate a tremendous amount of information.

DR. SAN MARTIN: Well, I question that line of reasoning, Mr. Mayor, because as administrators and managers of the big utility, it's up to them to bring these things to their attention, whether the Board utilizes the information that the General Manager, just like Mr. Granata does not originate certain amount of information.....

MAYOR BECKER: That hasn't been the way it has been handled over there, Doctor, and I think the Board sets the tenor, the tone for the method of operation.

DR. SAN MARTIN: Well, good management will indicate that you don't have to be prodded into doing something. Good management will say that this is the way we should go.

MAYOR BECKER: Well, how did we come upon the Alamo Gas Company in 1961?

DR. SAN MARTIN: Well, most of the people that were there are still there, aren't they?

MAYOR BECKER: Yes, but how did it happen, how did it happen? You yourself have been also critical of the City Council that permitted it to be accepted in the first place and you were right. You were 100 per cent right in your assertions that there was not enough probing, delving, fact-finding and searching of information to justify a conclusion at that time. It was accepted because it was the thing to do. Well, we are not going to do that any more. So, the City Public Service Board has been requested to appear before the City Council, Mr. Granata. The City Public Service Board has been requested to appear before the City Council at a session specifically designed to provide the City Council with information regarding the coal contract, the possible coal generating plant up at Bastrop and any other type of facilities that we care to question them about or any other type of activities.

DR. SAN MARTIN: I would request that that meeting be anything else except October 24 because Mrs. Cockrell and I have to represent the City at the Mayor's Conference in Guadalajara. Would you be kind enough to schedule it on any other time except October 24?

MAYOR BECKER: Will you make a note of that please, Sam?

CITY MANAGER GRANATA: Yes, sir, would you like for me to invite them at some future Thursday? Are you requesting me to invite the Board to come and be prepared to speak about the coal at some future Thursday, or special meeting?

MAYOR BECKER: I think a special day should be set aside for it because it could be a rather lengthy session.

CITY MANAGER GRANATA: That's right. Next week Mr. Kubik will be reporting to you on Phase II. He is scheduled to come on the CPS Board. That is October 10th. I will be happy if you will pick a date, I will notify the Board to be here to advise you, you can pick a common date among you.

MAYOR BECKER: You know when we are talking about coal generation or any other type of energy for the future of the City, I don't think enough time could be expended on trying to see that it is done correctly, you know. It's not any small item of buying 100 hot dog buns for some hamburger stand at the Brackenridge Park.

CITY MANAGER GRANATA: Your Honor, for clarification, the staff of CPS was coming October 17th at a "B" session to brief you. Now, you'd rather the Board come.....

MAYOR BECKER: Now what was the subject.....?

CITY MANAGER GRANATA: Same thing, coal and everything else.

MAYOR BECKER: Well, the Board was invited to be in attendance also.

CITY MANAGER GRANATA: Okay, is the 17th....see, that's a "B" session and it could be at the end of the day, I'd rather you'd pick a special day.....

MAYOR BECKER: I think we better have a special day because, get with Mr. Deely if you will and have him coordinate with the Trustees over there as to what day would suit their convenience and then we'll work around it and if it was going to be the 17th, I would think perhaps that Friday, October 18th might be a day that.....

CITY MANAGER GRANATA: Okay, I'll shoot for that. All right, sir.

MAYOR BECKER: Now I just don't believe that you can gloss over these things in a matter of five or ten minutes and everybody understand and know and be thoroughly satisfied as to what the future of the City is, particularly, when it's something as important as energy. It's taken quite a while to get to this point. Anybody else have anything else to say on the subject? Well, it looks like we've bored most of our Councilmen because we're left with four.

MR. LACY: I'm wondering on that coal contract if that's a contract and we don't want it, are we going to be able to get out of it?

MAYOR BECKER: It has an escape clause.

MR. LACY: It does?

MAYOR BECKER: Yes, for both sides.

MR. LACY: Then it's tantamount to nothing. It's called an illusory contract.

MAYOR BECKER: It could be.

MR. LACY: If it can't be bound by one, it can't be bound by the other. Then we really don't have a contract.

MAYOR BECKER: Well, you know, you have to question many things. You have to first of all wonder whether or not the roadbeds of the railroads in the state of Texas are capable of carrying coal trains of 100 cars. The roadbeds of the New York Central or Pennsylvania, the Chesapeake and Ohio, the Burlington and some of those railroads are practically on solid granite. These roadbeds down here are on humisoil, bednite clay, caliche and every type of thing, and one of the gentlemen that's president of one of the large pipeline transmission companies in the State of Texas that is dealing with the matter of trying to transport coal by slurry made the statement that if 25 to 30 coal trains are operating daily or weekly across the State of Texas, will the roadbeds of the railroads be able to take it and it's a darn good question. That's why I've always questioned going clean to Wyoming to get coal.

DR. SAN MARTIN: Mayor, they might take it for a week or two but a year or two, they'll ruin the roadbeds.

MAYOR BECKER: I've never really thoroughly understood nor agreed with the necessity of going all the way to Wyoming to get coal. Now lignite has a lower BTU content or rating but it could be in the long run, from the standpoint of transportation cost, the taxes that are being imposed by the various states like North Dakota, Montana, South Dakota and Wyoming, and all these things make it a cheaper thing in the long run and not have to transport at all. That's why the Bastrop thing makes sense. Well, it's just a can of worms. Onward and upward, across the river and into the woods.

CITY MANAGER GRANATA: Mr. Mayor, may I respond to Dr. San Martin. I forwarded your request to Public Service about Basic Industries and why they did not respond to it. They said that they were so closely tied with this that they didn't give it any consideration. I will request it again but I wanted you to know that it was forward.

DR. SAN MARTIN: They gave me everything except what I asked for.

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CITY MANAGER GRANATA: That's correct but I wanted you to know that it was requested.

MAYOR BECKER: Well, okay. Do we have any more discussion on any of these points?

DR. SAN MARTIN: I think we've had a good morning, Mayor.

MAYOR BECKER: I do too. That's the way to do it just clear the air, you know and get it out on top of the table. It doesn't hurt a thing. You be frank and I'll be honest, you know, and vica versa. That's a vaudeville line, you know.

DR. SAN MARTIN: We can't be both.

MAYOR BECKER: That's right.

MR. LACY: Well, Mr. Mayor, I can see why the hesitancy of some new industries to come into San Antonio.

MAYOR BECKER: It's understandable, isn't it?

MR. LACY: If we don't do that then that's our whole basis right there because Houston in one or two square blocks has more industry than the whole city of San Antonio.

MAYOR BECKER: Without a question.

MR. LACY: It's a shame that we can't have a little of it.

MAYOR BECKER: That's correct. All right. Shall we move to Item No. 6 on the docket?

* * * *

74-48 The following Ordinances were read and explained by Mr. J. H. Inselmann, City Clerk, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: San Martin, Becker, Black, Lacy, O'Connell, Padilla; NAYS: None; ABSENT: Cockrell, Morton, Mendoza.

AN ORDINANCE 44,387

ESTABLISHING THE REGULAR OFFICE HOURS OF THE OFFICE OF THE CITY CLERK DURING THE PERIOD OF OCTOBER 16 THROUGH NOVEMBER 1, 1974.

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AN ORDINANCE 44,388

REVISING AND ESTABLISHING ELECTION PRECINCTS FOR THE CITY OF SAN ANTONIO, TEXAS.

* * * *

AN ORDINANCE 44,389

ESTABLISHING LOCATION OF POLLING PLACES FOR THE SPECIAL CITY CHARTER AMENDMENT AND BOND ELECTIONS TO BE HELD ON NOVEMBER 5, 1974, IN CONJUNCTION WITH THE GENERAL ELECTION TO BE HELD ON SAID DAY.

* * * *

74-48 The Clerk read the following Ordinance:

AN ORDINANCE 44,390

AUTHORIZING ESTABLISHMENT OF TEMPORARY BRANCH OFFICES FOR CONDUCTING ABSENTEE VOTING BY PERSONAL APPEARANCE FOR THE SPECIAL CITY BOND AND CHARTER AMENDMENT ELECTIONS TO BE HELD ON NOVEMBER 5, 1974.

* * * *

The Ordinance was explained by City Clerk J. H. Inselmann who said that this is probably the first time that substations will be provided in the City for absentee voting. Four substations will be open. These will also be a substation in the Courthouse for voting in the two City elections.

After consideration, on motion of Mr. O'Connell, seconded by Dr. San Martin, the Ordinance was passed and approved by the following vote: AYES: San Martin, Becker, Black, O'Connell, Padilla, Mendoza; NAYS: None; ABSENT: Cockrell, Lacy, Morton.

74-48 The Clerk read the following Ordinance:

AN ORDINANCE 44,391

AMENDING ORDINANCE NO. 44,328 PASSED
SEPTEMBER 19, 1974, ORDERING A SPECIAL
ELECTION ON NOVEMBER 5, 1974, TO AMEND
THE CITY CHARTER; AND DECLARING AN
EMERGENCY.

* * * *

Mr. Luis Garcia, Assistant City Attorney, went through the Ordinance explaining in complete detail the typographical errors which had been corrected and also the changes in wording in certain areas. All of the changes were explained to the full satisfaction of all Council members.

Mr. Padilla stated he objected to the fact that Bexar County made the determination on where the different types of voting equipment should be used in the election.

Mr. J. H. Inselmann, City Clerk, explained that State laws provide that County Commissioners be the governing body which decides which machines will be used. The Bexar County Commissioners Court has determined that electronic voting equipment will be used in Commissioner's Precinct No. 2 in this election.

After consideration, on motion of Dr. San Martin, seconded by Mr. O'Connell, the Ordinance was passed and approved by the following vote: AYES: San Martin, Becker, Black, Lacy, O'Connell, Padilla; NAYS: None; ABSENT: Cockrell, Morton, Mendoza.

74-48 ITEM XI: The Clerk read a proposed resolution endorsing the continuation of the General Revenue Sharing Program and calling for its reenactment by the 94th Congress.

Mr. Padilla stated that he had not had a copy of this resolution to study and was not fully familiar with it. He asked that action on this resolution be postponed for one week.

Other members of the Council agreed with Mr. Padilla's request and asked the item be withdrawn.

74-48 Mayor Becker was obliged to leave the meeting and Mayor Pro-Tem Mendoza presided.

74-48 CITIZENS TO BE HEARD

MR. KARL WURZ

Mr. Karl Wurz, 820 Florida, again spoke in criticism of the Urban Renewal Agency. He said that the Community Renewal Act will provide funds to accomplish in three years what the Agency has failed to do in 16 years. He said that a housing rehab program should be started to provide aluminum siding, insulation, etc., which would materially reduce electric bills. He asked to be provided with a copy of the Act.

MR. J. ANTHONY GUAJARDO

Mr. J. Anthony Guajardo, 500 San Antonio Savings Building, spoke regarding a piece of property that the City had acquired through tax foreclosure. The property was purchased from the sheriff and has been held beyond the two year redemption period. Mr. Guajardo's client, who once was the owner of the property, now wishes to purchase it from the City and is willing to pay the City's appraised value plus interest and penalties.

Mr. Ted Wagner, Tax Attorney, stated that under the City's old policy of handling these properties such a sale would be permissible. However, a new policy was agreed on several months ago whereby sealed bids are advertised for in the newspapers and the award made to the highest bidder.

Mr. Guajardo asked that his client, being the former owner, be given first refusal of the property and be given the opportunity to meet the highest bid.

In answer to Mr. Padilla's question, Mr. Wagner stated that the City acquired the property from the sheriff after no bids were received for it at the sale. State law provides that a taxing entity can acquire the property when no bids are received.

Mr. Padilla stated that he felt that a market value should be established and that the former owner should be permitted to meet that price.

Mr. Guajardo reiterated that his client would be willing to pay the established market value of \$8,000 plus any expense the City has been out and the \$4,000 penalty. He insisted that the former owner should be given a priority in purchasing the property.

After a full discussion of the matter, the Council asked that it be referred back to staff for review to determine any impact this case might have on future similar cases.

MRS. HELEN DUTMER

Mrs. Helen Dutmer, 739 McKinley, spoke in favor of longevity pay for City employees as suggested by City Manager Granata.

Mrs. Dutmer stated that she also felt that City Public Service should use a San Antonio law firm rather than hire an out of state firm.

MR. HENRY MUNOZ

Mr. Henry Munoz, Business Manager of Local 2299, thanked the Council and staff for the six percent pay increase given to City employees today. He spoke critically of the large pay increases given to City Public Service executives.

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74-48 The following Ordinances were read by the Clerk and explained by Members of the Administrative Staff, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cockrell, San Martin, Black, O'Connell, Padilla, Mendoza; NAYS: None; ABSENT: Becker, Lacy, Morton.

AN ORDINANCE 44,392

AUTHORIZING THE CITY MANAGER TO ENTER INTO A STANDARD PROFESSIONAL SERVICES CONTRACT WITH LODAL AND BAIN ENGINEERS, INC., TO PROVIDE ENGINEERING SERVICES AND PREPARE PLANS AND SPECIFICATIONS FOR CONSTRUCTION OF VARIOUS RUNWAY PROJECTS AT INTERNATIONAL AIRPORT; APPROPRIATING \$112,500.00, AND AUTHORIZING PAYMENT.

* * * *

AN ORDINANCE 44,393

AMENDING ORDINANCE NO. 39760, TO INCREASE GREEN FEES AT RIVERSIDE GOLF COURSE TO THE SAME AS THOSE AT ALL OTHER MUNICIPAL GOLF COURSES.

* * * *

74-48TRASH IN CITY PARKS

Dr. San Martin spoke to Mr. Ron Darner, Director of Parks and Recreation, concerning cleanliness of the downtown parks. He said that Milam Park and Travis Park have a lot of litter every morning. Milam Park is particularly bad. He suggested that additional trash containers be provided.

Mr. Darner said he would take care of the matter promptly.

74-48

The Clerk read the following Ordinance:

AN ORDINANCE 44,394

AUTHORIZING THE PURCHASE OF TWO PAINTINGS OF SAN ANTONIO MISSIONS FROM THE ARTIST JOSE VIVES-ATSARA FOR A TOTAL OF \$10,000.00 AND APPROPRIATING SAID FUNDS FROM THE UN-APPROPRIATED FUND BALANCE FOR SUCH PURCHASE.

* * * *

Mr. Francis Vickers, Director of the Convention Center, stated that prior to the opening of the Convention Center five paintings of the missions by Jose Vives-Atsara were donated and hung on the north wall of the Mission Room. They were paid for by funds donated by citizens of San Antonio. The artist felt that the south wall needed paintings and provided two very large paintings for that area. Mr. Vickers recommended adoption of the Ordinance.

After consideration, on motion of Mr. Padilla, seconded by Dr. San Martin, the Ordinance was passed and approved by the following vote: AYES: Cockrell, San Martin, Black, O'Connell, Padilla, Mendoza; NAYS: None; ABSENT: Becker, Lacy, Morton.

74-48 The following Ordinances were read by the Clerk and explained by Members of the Administrative Staff, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cockrell, San Martin, Black, O'Connell, Padilla, Mendoza; NAYS: None; ABSENT: Becker, Lacy, Morton.

AN ORDINANCE 44,395

AUTHORIZING THE CITY MANAGER TO CONTRACT WITH BROOKS AIR FORCE BASE FOR MUTUAL AID IN FIRE PREVENTION AND FIREFIGHTING.

* * * *

AN ORDINANCE 44,396

ACCEPTING THE LOW BID OF KELLY CONSTRUCTION CO., OF \$468,705.80 TO PERFORM THE POPLAR STREET RECONSTRUCTION JOB, A PROJECT OF THE MODEL CITIES PROGRAM, AND AUTHORIZING ENTERING INTO A CONTRACT WITH SAID FIRM, AUTHORIZING ADDITIONAL ENGINEERING FEES TO GROVES, FERNANDEZ, ET AL ASSOCIATES, INC., OF \$12,835.91, AUTHORIZING EXPENDITURE OF CONTINGENT MISCELLANEOUS EXPENDITURES IN THE PROJECT AND APPROVING A REVISION IN THE PROJECT BUDGET.

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74-48

HOUSTON STREET PROJECT

Dr. San Martin inquired concerning the time table for completion of the Houston Street project.

Mr. Sueltenfuss stated that he is having a meeting with the contractor on Friday this week and will have a complete answer at that time.

74-48

SACRED HEART CATHOLIC CHURCH - 75TH ANNIVERSARY

Mayor Pro-Tem Mendoza introduced and read the following Resolution:

NO. 74-48-59 A

RESOLVED THAT:

THE CITY COUNCIL DOES HEREBY EXTEND CONGRATULATIONS TO SACRED HEART CATHOLIC CHURCH AND TO REVEREND JOHN YANTA, PASTOR, ON THE OCCASION OF THE 75TH ANNIVERSARY OF ITS FOUNDING AND IN APPRECIATION OF THE MANY CONTRIBUTIONS MADE TO THE SPIRITUAL HEALTH AND WELFARE OF THE FAMILIES OF THE PARISH AND EXPRESSES BEST WISHES FOR CONTINUED SUCCESS IN THE FUTURE.

* * * *

On motion duly made and seconded, the Resolution was unanimously adopted.

74-48 The following Ordinances were read by the Clerk and explained by Mr. W. S. Clark, Director of R.O.W. and Land Acquisition, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cockrell, San Martin, Black, O'Connell, Padilla, Mendoza; NAYS: None; ABSENT: Becker, Lacy, Morton.

AN ORDINANCE 44,397

APPROPRIATING THE SUM OF \$15,114.00 OUT OF VARIOUS FUNDS, FOR THE PURPOSE OF ACQUIRING TITLE TO CERTAIN LANDS; ACCEPTING THE DEDICATION OF TITLE TO CERTAIN LANDS; AND ACCEPTING THE DEDICATION OF EASEMENTS OVER CERTAIN LANDS; ALL OF THE ABOVE IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

* * * *

AN ORDINANCE 44,398

AUTHORIZING A CONTRACT WITH THE SAN ANTONIO URBAN RENEWAL AGENCY WHEREBY SUCH AGENCY AGREES TO PROVIDE THE CITY OF SAN ANTONIO WITH ALL LAND ACQUISITION AND RELOCATION SERVICES WHICH MAY BE REQUIRED IN CONNECTION WITH THE ACQUISITION OF RIGHT-OF-WAY FOR THE CONSTRUCTION OF THE EAST FORK OF THE MARTINEZ CREEK PROJECT.

* * * *

AN ORDINANCE 44,399

DECLARING A DRAINAGE EASEMENT IN BLOCK 3, NEW CITY BLOCK 10387, LOMA PARK HEIGHTS ADDITION, AS SURPLUS TO THE NEEDS OF THE CITY OF SAN ANTONIO AND AUTHORIZING A QUITCLAIM DEED TO EFRAIM R. DIAZ, ET UX, FOR A CONSIDERATION OF \$450.00.

* * * *

AN ORDINANCE 44,400

CLOSING AND ABANDONING A PORTION OF THE OLD W. W. WHITE ROAD RIGHT-OF-WAY ADJACENT TO BLOCK A, NEW CITY BLOCK 10595 AND AUTHORIZING A QUITCLAIM DEED TO BARNEBEY-CHENEY COMPANY, FOR THE CONSIDERATION OF \$2,980.00.

* * * *

Mrs. Cockrell introduced a proposal requesting that the Council reach a concensus to proceed with the National Park designation application for the Mission Parkway Area. She stated that she and Mr. Mendoza had met with Dr. Ernest Connally, who is with the National Park Service, for discussion on this subject. She reviewed steps taken to date by the River Corridor Committee and the Mission Parkway Committee.

Mrs. Cockrell asked that the Council instruct the River Corridor Advisory Committee and the City staff to initiate preliminary application procedures to have the Mission Parkway designated either as a National Park or a Cultural Park. This proposal will require good support from San Antonio's legislative delegation and when the application has been prepared there should be a meeting with the Congressmen and Senators from this area to bring this matter to their attention.

Mrs. Cockrell moved that the Council authorize the seeking of a National Park or Cultural Park designation for the Mission Parkway area. The motion was seconded by Dr. San Martin and was passed and approved by the following roll call vote: AYES: Cockrell, San Martin, Black, O'Connell, Padilla, Mendoza; NAYS: None; ABSENT: Becker, Lacy, Morton.

Mayor Pro-Tem Mendoza complimented Mrs. Cockrell for the initiative and leadership she has provided in this project which will benefit the entire City. He asked that the staff provide each senator and congressman a packet with all available information on the project.

74-48 The Clerk read the following Ordinance:

AN ORDINANCE 44,401

AMENDING THE CITY STANDARD CONSTRUCTION CONTRACT TO PERMIT PAYMENT FOR MATERIALS STORED IN CONNECTION WITH PUBLIC WORKS CONTRACTS.

* * * *

The Ordinance was explained by Mr. Mel Sueltenfuss, Director of Public Works, who said that this amendment to the public works contract will permit payment for materials properly stored on the site of construction. Prior to this there was a requirement that materials be wrought into the project before they would be paid for. In many cases now contractors are required to order materials far in advance to assure delivery. Most public agencies have changed their policy in recent times. The contractor will continue to be liable for the material under his contract. He recommended approval of the Ordinance.

After consideration, on motion of Dr. San Martin, seconded by Mr. O'Connell, the Ordinance was passed and approved by the following vote: AYES: Cockrell, San Martin, Black, O'Connell, Padilla, Mendoza; NAYS: None; ABSENT: Becker, Lacy, Morton.

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74-48 Item No. 11 on the Agenda to consider a proposal from O'Brien & Gere Engineers to analyze the request of Southwestern Bell Telephone Company was withdrawn from consideration at the request of the City Manager. There will be a proposal for consideration at next week's meeting.

74-48 The meeting recessed for lunch at 12:05 P.M., and reconvened at 1:50 P. M., with Mayor Becker presiding.

74-48 ZONING HEARINGS

A. CASE 5731 - to rezone Lot 97 and the west 25' of Lot 98, Block 11, NCB 9311, 1230 S. W. Military Drive, from "C" Apartment District to "B-3" Business District, located on the south side of S. W. Military Drive, being 100' east of the intersection of S. W. Military Drive and Altura Avenue; having 75' on S. W. Military Drive and a depth of 152.1'.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration, Mr. O'Connell made a motion that the recommendation of the Planning Commission be approved, provided that a six foot solid screen fence is erected on the south property line. 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: Cockrell, Becker, Black, Lacy, O'Connell, Padilla, Mendoza; NAYS: None; ABSENT: San Martin, Morton.

AN ORDINANCE 44,402

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 97 AND THE
WEST 25' OF LOT 98, BLOCK 11, NCB 9311,
1230 S. W. MILITARY DRIVE, FROM "C"
APARTMENT DISTRICT TO "B-3" BUSINESS
DISTRICT, PROVIDED THAT A SIX FOOT SOLID
SCREEN FENCE IS ERECTED ON THE SOUTH
PROPERTY LINE.

* * * *

B. CASE 5720 - to rezone Lots 13 through 18, Block 18, NCB 16528, 6735 Highway 90 West Expressway, from Temporary "R-1" Single Family Residential District to "B-3" Business District, located north-east of the intersection of Pinn Road and Highway 90 West; having 354.66' on Pinn Road, 147.51' on Highway 90 West and 35.76' on the cutback between Pinn Road and Highway 90 West.

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Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration, Mrs. Cockrell made a motion that the recommendation of the Planning Commission be approved, provided that proper platting is accomplished and that a six foot solid screen fence is erected on the east property line adjacent to Lot 37. Mr. O'Connell seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, O'Connell, Padilla, Mendoza; NAYS: None; ABSENT: Morton.

AN ORDINANCE 44,403

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 13 THROUGH 18, BLOCK 18, NCB 16528, 6735 HIGHWAY 90 WEST EXPRESSWAY, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED AND THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED ON THE EAST PROPERTY LINE ADJACENT TO LOT 37.

* * * *

C. CASE 5718 - to rezone the southeast 200' of P-37, NCB 15726, 12515 O'Connor Road, from Temporary "R-1" Single Family Residential District to "B-3" Business District; and P-37, save and except the southeast 200', NCB 15726, from Temporary "R-1" Single Family Residential District to "I-1" Light Industry District.

Subject property being located south of the intersection of W. W. White Road and O'Connor Road, having 263.14' on W. W. White Road and 527.61' on O'Connor Road. The "B-3" being on the southeast 200' and the "I-1" being on the remaining portion.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration, Dr. San Martin made a motion that the recommendation of the Planning Commission be approved, provided that proper platting is accomplished. Rev. Black seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, O'Connell, Padilla, Mendoza; NAYS: None; ABSENT: Morton.

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AN ORDINANCE 44,404

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 SOUTHEAST 200' OF P-37, NCB 15726, 12515 O'CONNOR ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT; AND P-37, SAVE AND EXCEPT THE SOUTHEAST 200', NCB 15726, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED.

* * * *

D. CASE 5730 - to rezone Lots 12 and 13, Block 1, NCB 12878, 4846 E. Houston Street, from "A" Single Family Residential District to "B-3" Business District, located southwest of the intersection of East Houston Street and Flora Mae Drive; having 100' on East Houston Street and 165' on Flora Mae Drive.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration, Mr. O'Connell made a motion that the recommendation of the Planning Commission be approved, provided that proper platting is accomplished and that a six foot solid screen fence is erected along the south 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: Cockrell, San Martin, Becker, Black, Lacy, O'Connell, Padilla, Mendoza; NAYS: None; ABSENT: Morton.

AN ORDINANCE 44,405

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 12 AND 13, BLOCK 1, NCB 12878, 4846 EAST HOUSTON, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED AND THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED ALONG THE SOUTH AND WEST PROPERTY LINES.

* * * *

E. CASE 5734 - to rezone Arbitrary Tract 16, NCB 10613, 4603 Emil Road, from "A" Single Family Residential District to "I-1" Light Industry District, located on the north side of Emil Road being 731.42' east of the intersection of N. W. W. White Road and Emil Road; having 100' on Emil Road and a depth of 400.64'.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration, Dr. San Martin made a motion that the recommendation of the Planning Commission be approved, provided that proper platting is accomplished and that a six foot solid screen fence is erected on the west property line. Mr. O'Connell seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, O'Connell, Padilla, Mendoza; NAYS: None; ABSENT: Morton.

AN ORDINANCE 44,406

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 ARBITRARY TRACT 16,
NCB 10613, 4603 EMIL ROAD, FROM "A"
SINGLE FAMILY RESIDENTIAL DISTRICT TO
"I-1" LIGHT INDUSTRY DISTRICT, PROVIDED
THAT PROPER PLATTING IS ACCOMPLISHED AND
THAT A SIX FOOT SOLID SCREEN FENCE IS
ERECTED ON THE WEST PROPERTY LINE.

* * * *

F. CASE 5728 - to rezone the west 108.2' of Lot 77, NCB 11886, 107 East Sunset Road, from "A" Single Family Residential District to "O-1" Office District, located northeast of the intersection of Broadway and Sunset Drive; having 108.2' on Sunset Drive and 150' on Broadway.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Planning Commission recommended be approved by the City Council. Mr. Camargo said that the applicant, Mr. Corbin Snow, intends to have his law offices in this property.

Mr. O'Connell stated that he had observed new driveways being installed at the present time at this location and inquired if, in fact, the property is being used for an office building before being rezoned.

Mr. Corbin L. Snow, Jr., the applicant, said that the building is being remodeled and a driveway installed in anticipation of the request for rezoning being approved. It is not being used as an office at the present time. If rezoning should be denied, the property would be used for residential purposes.

No one spoke in opposition.

After consideration, Mr. Padilla made a motion that the recommendation of the Planning Commission be approved, provided that proper platting is accomplished and that a six foot solid screen fence is erected on the east property line. Mrs. Cockrell seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, O'Connell, Padilla, Mendoza; NAYS: None; ABSENT: Morton.

AN ORDINANCE 44,407

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 WEST 108.2' OF LOT 77, NCB 11886, 107 EAST SUNSET ROAD, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "O-1" OFFICE DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED AND THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED ON THE EAST PROPERTY LINE.

* * * *

G. CASE 5733 - to rezone Lot 7, Block 4, NCB 14759, 7800 Block of North F.M. 1604 West, from Temporary "R-1" Single Family Residential District to "B-2" Business District, located north of the intersection of Red Robin Road and North F.M. 1604 West; having 150.12' on Red Robin Road, 76.80' on North F.M. 1604 West and 83.70' on the cutback between Red Robin Road and North F.M. 1604 West.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration, Dr. San Martin made a motion that the recommendation of the Planning Commission be approved, provided that proper replatting is accomplished. Mr. O'Connell seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, O'Connell, Padilla, Mendoza; NAYS: None; ABSENT: Morton.

AN ORDINANCE 44,408

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 7, BLOCK 4, NCB 14759, 7800 BLOCK OF NORTH F.M. 1604 WEST, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT PROPER REPLATTING IS ACCOMPLISHED.

* * * *

H. CASE 5658 - to rezone a 1.641 acre tract of land out of NCB 16248, being further described by field notes filed in the office of the City Clerk, 11900 Block of Parliament Drive, from "R-3" Multiple Family Residential District to "O-1" Office District; a 5.431 acre tract of land out of NCB 16248, being further described by field notes filed in the office of the City Clerk, 900 Block of W. Silversands Drive, from "R-3" Multiple Family Residential District to "B-2" Business District; and a 4.240 acre tract of land out of NCB 16248, being further described by field notes filed in the office of the City Clerk, 900 Block of W. Silversands Drive, from "R-3" Multiple Family Residential District and "B-2" Business District to "B-3" Business District.

The "O-1" zoning being located northwest of the intersection of Sir Winston Drive and Parliament Drive; having 225' on Parliament Drive and 223.14' on Sir Winston Drive.

The "B-2" zoning being located on the northeast side of West Silversands Drive, being 420' northwest of the intersection of West Avenue and West Silversands Drive; having 415.53' on West Silversands Drive and a maximum depth of 569.7'.

The "B-3" zoning being located north of the intersection of West Avenue and West Silversands Drive; having 626.35' on West Avenue and 306.9' on West Silversands Drive.

Mr. Gene Camargo, Planning Administrator, stated that the Planning Commission had recommended against "B-3" zoning and instead had recommended that the 1.641 acre tract be zoned "O-1" Office District and that the remainder of the property being considered be zoned "B-2" Business District.

Neither the applicant or his representative was present.

No one spoke in opposition.

After consideration, Dr. San Martin moved that the recommendation of the Planning Commission be approved and that the 1.641 acre tract be zoned "O-1" Office District and that the other tracts be zoned "B-2" Business District provided that proper platting is accomplished. The motion was seconded by Mrs. Cockrell. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, O'Connell, Padilla, Mendoza; NAYS: None; ABSENT: Morton.

AN ORDINANCE 44,409

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 A 1.641 ACRE TRACT
OF LAND OUT OF NCB 16248, BEING FURTHER
DESCRIBED BY FIELD NOTES FILED IN THE
OFFICE OF THE CITY CLERK, 11900 BLOCK
OF PARLIAMENT DRIVE, FROM "R-3" MULTIPLE
FAMILY RESIDENTIAL DISTRICT TO "O-1"
OFFICE DISTRICT; A 5.431 ACRE TRACT
OF LAND OUT OF NCB 16248, BEING FURTHER
DESCRIBED BY FIELD NOTES FILED IN THE
OFFICE OF THE CITY CLERK, 900 BLOCK OF

WEST SILVERSANDS DRIVE, FROM "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT; AND A 4.240 ACRE TRACT OF LAND OUT OF NCB 16248, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT PROPER REPLATTING IS ACCOMPLISHED.

* * * *

I. CASE 5638 - to rezone Lots 21 through 24, Block 6, NCB 3801, 2042 Schley Avenue, from "B" Two Family Residential District to "B-2" Business District, located southwest of the intersection of Clark Avenue and Schley Avenue; having 100' on Schley Avenue and 125' on Clark Avenue.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Planning Commission recommended be denied by the City Council.

Mr. Wesley Brandon, representing the applicant, stated that a small commercial building would be built on the property to be occupied by a beauty shop, barber shop or similar small businesses. He passed around snapshots of other properties in the area to illustrate the uses now in the area. He also described the condition of the surrounding area and the continued increase in traffic on Clark Avenue. He asked that the Council grant the request for rezoning.

No one spoke in opposition.

After consideration, Dr. San Martin moved that the recommendation of the Planning Commission be upheld and the request for rezoning be denied. The motion was seconded by Mr. Padilla and carried by the following roll call vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, O'Connell, Padilla, Mendoza; NAYS: None; ABSENT: Morton.

The request was denied.

74-48 Mayor Becker was obliged to leave the meeting and Mayor Pro-Tem Mendoza presided.

74-48 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: Cockrell, San Martin, Black, Lacy, O'Connell, Padilla, Mendoza; NAYS: None; ABSENT: Becker, Morton.

AN ORDINANCE 44,410

ACCEPTING THE LOW BID OF ACME LUMBER AND SUPPLY TO FURNISH THE CITY OF SAN ANTONIO WITH LUMBER FOR A NET TOTAL OF \$6,622.80.

* * * *

AN ORDINANCE 44,411

ACCEPTING THE LOW QUALIFIED BID OF ALAMO WELDING & BOILER WORKS, INC. TO FURNISH CERTAIN BOILER REPAIRS AND AUTHORIZING PAYMENT THEREFOR IN THE SUM OF \$2,400.00 OUT OF ACCOUNT NO. 09-62-01.

* * * *

AN ORDINANCE 44,412

ACCEPTING THE LOW QUALIFIED BID OF PATTERSON DENTAL COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH DENTAL EQUIPMENT FOR A NET TOTAL OF \$4,481.54.

* * * *

AN ORDINANCE 44,413

ACCEPTING THE LOW QUALIFIED BID OF COMMERCIAL BODY CORPORATION TO FURNISH THE CITY WITH A. C. ALTERNATORS FOR A NET TOTAL OF \$2,730.55.

* * * *

AN ORDINANCE 44,414

ACCEPTING THE LOW BID OF CRANE SUPPLY COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH THREE 3 x 3 PORTABLE SEWAGE LIFT STATIONS FOR A TOTAL OF \$15,444.00.

* * * *

AN ORDINANCE 44,415

ACCEPTING THE LOW QUALIFIED BID OF, AND MANIFESTING A CONTRACT WITH, HERTZBURG-NEW METHOD, INC., FOR REBINDING OF BOOKS AND MAGAZINES OF THE SAN ANTONIO PUBLIC LIBRARY SYSTEM, FOR A PERIOD ENDING JULY 31, 1976.

* * * *

AN ORDINANCE 44,416

ACCEPTING THE LOW QUALIFIED BIDS OF THE MONROE CO. AND WITTIG'S OFFICE FURNITURE TO FURNISH THE CITY WITH CERTAIN OFFICE FURNITURE AND AUTHORIZING PAYMENT THEREFOR IN THE SUM OF \$5,988.60 OUT OF CERTAIN PARKS AND RECREATION DEPARTMENT ACCOUNTS.

* * * *

AN ORDINANCE 44,417

ACCEPTING THE LOW BID OF BAUSCH & LOMB TO FURNISH THE CITY OF SAN ANTONIO WITH AUDIOMETERS FOR A TOTAL OF \$1,732.50.

* * * *

74-48SAN ANTONIO JUNIOR LEAGUE

Mrs. Cockrell said that, as a community service, the San Antonio Junior League has published a pamphlet entitled, "Give a piece of your heart". The pamphlet is a listing of all volunteer services in San Antonio and a listing of all agencies that use volunteers. Copies of the pamphlet were distributed to Council members.

Mrs. Cockrell asked that a resolution or citation be prepared for presentation to the Junior League at the Council meeting next week.

74-48INTERNATIONAL AIRPORT

Dr. San Martin raised a question about the recent reduction in personnel by the Immigration Service at International Airport. With the Mexican Trade Fair coming up in two weeks, he expressed concern that the incoming passengers from Mexico will be delayed at the airport. He suggested that phone calls be made to our representatives and senators in Washington to get some prompt action in this matter.

Mr. Joe Madison said that the staff is in contact with the Immigration Service and hopes to have the problem resolved soon.

74-48

The Clerk read the following letter:

September 27, 1974

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.

September 24, 1974

Petition submitted by Mr. Bradford R. Breuer, Vice President, Alamo National Bank, requesting a permit for the Alamo National Bank to span

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computer cables and telephone service lines across St. Mary's Street from the bank's southeast corner to the Household Building's southwest corner, elevation to be approximately 47 to 50 feet above grade.

September 25, 1974

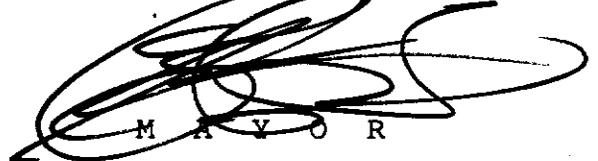
Petition of Mr. Robert A. Nelson, in behalf of Lloyd A. Denton, requesting consent of the City of San Antonio to the creation of Encino Park Municipal Utility District.

* * * *

/s/ J. H. INSELMANN
City Clerk

There being no further business to come before the Council, the meeting adjourned at 3:45 P. M.

A P P R O V E D



M A Y O R

Charles L. Becker

ATTEST 
City Clerk

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