

REGULAR MEETING OF THE CITY COUNCIL OF
THE CITY OF SAN ANTONIO HELD IN THE CITY
COUNCIL CHAMBER, CITY HALL, ON WEDNESDAY,
DECEMBER 27, 1961, AT 8:30 A.M.

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The regular meeting of the City Council was called to order by the Presiding Officer
Mayor Walter W. McAllister with the following members present:

McALLISTER

DE LA GRAZA

ROHLFS

KAUFMAN

GUNSTREAM

PADILLA

PARKER and

BREMER;

ABSENT: GATTI.

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The invocation was given by the Reverend Thomas Bower, Pastor of the Los Angeles
Heights Presbyterian Church.

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The minutes of the previous meeting were approved.

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The following ordinances were passed and approved by the following vote: AYES:
McAllister, de la Garza, Rohlfs, Kaufman, Gunstream, Padilla, Parker and Bremer; NAYS: None;
ABSENT: Gatti.

AN ORDINANCE 30,022

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF JIM DULANEY MACHINERY
COMPANY, INC. TO FURNISH THE CITY OF SAN ANTONIO, DEPARTMENT OF
PUBLIC WORKS WITH TWO STREET SWEEPERS FOR A TOTAL OF \$17,728.00

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Full text in Ordinance Book L L, Page 405

AN ORDINANCE 30,023

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF MIKE PERSIA CHEVROLET,
INC. TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH
TWENTY FIVE MOTOR VEHICLES FOR A TOTAL OF \$49,829.50

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Full text in Ordinance Book L L, Page 405

AN ORDINANCE 30,024

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF WEATHER-MATIC IRRIGATION
DIVISION TO FURNISH THE CITY OF SAN ANTONIO DEPARTMENT OF AVIATION
WITH IRRIGATION MATERIALS FOR A TOTAL OF \$3,607.75

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Full text in Ordinance Book L L, Page 405

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AN ORDINANCE 30,025

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF CITY BLUE PRINT COMPANY TO FURNISH THE CITY OF SAN ANTONIO, DEPARTMENT OF PUBLIC WORKS WITH ONE WHITEPRINT COPYING MACHINE FOR A TOTAL OF \$7,230.00

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Full text in Ordinance Book L L, Page 406

AN ORDINANCE 30,026

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF THRIFT LUMBER COMPANY TO FURNISH THE CITY OF SAN ANTONIO DEPARTMENT OF PUBLIC WORKS WITH LUMBER FOR A TOTAL OF \$3,473.32

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Full text in Ordinance Book L L, Page 406

AN ORDINANCE 30,027

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF ALAMO WELDING & BOILER WORKS TO FURNISH THE CITY OF SAN ANTONIO, DEPARTMENT OF PUBLIC WORKS, WITH INTERNATIONAL TRACTOR REPAIR IN THE AMOUNT OF \$1238.00

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Full text in Ordinance Book L L, Page 406

AN ORDINANCE 30,028

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF N. PACHECANO & SONS, INC. FOR THE CONSTRUCTION OF CERTAIN CURBS AND SIDEWALKS FOR WILLOW SPRINGS GOLF COURSE FOR A NET OF \$2,223.90

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Full text in Ordinance Book L L, Page 407

The Clerk read an ordinance accepting the high qualified bid of George Evers for the privilege to operate a pedal boat concession on the San Antonio River in Brackenridge Park in the amount of 32½ percent of annual gross receipts.

The Purchasing Agent explained the bids received and recommended that the high bid be accepted.

Mr. Frank Baskin, representing the present concessionaire Mr. Guy Parrish, objected to awarding the bid because the contract did not call for a minimum guarantee or safety features. He asked that the bids be thrown out and be readvertised.

Mr. George Evers, the high bidder, gave his qualifications as a concessionaire and asked his bid be accepted.

After discussion with reference to safety requirements, performance bond and minimum guarantee, on motion of Mr. Padilla, seconded by Mr. Kaufman, action was postponed for further study and the contract with the present concessionaire was extended for 30 days. The motion carried by the following vote: AYES: McAllister, de la Garza, Rohlf, Kaufman, Gunstream, Padilla, Parker and Bremer; NAYS: None; ABSENT: Gatti.

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The following ordinances were passed and approved by the following vote: AYES: McAllister, de la Garza, Rohlf, Kaufman, Gunstream, Padilla, Parker and Bremer; NAYS: None; ABSENT: Gatti.

AN ORDINANCE 30,029

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF L. G. BALFOUR COMPANY TO FURNISH THE CITY OF SAN ANTONIO PERSONNEL DEPARTMENT WITH CERTAIN EMPLOYEE SERVICE AWARD PINS FOR A TOTAL OF \$1,121.00

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Full text in Ordinance Book L L, Page 407

AN ORDINANCE 30,030

ACCEPTING THE LOW BID OF FRED ^{Bell} CONTRACTING COMPANY FOR THE INSTALLATION OF HEATING AND AIR CONDITIONING AT WITTE MUSEUM; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT; AND AUTHORIZING PAYMENT OF THE SUMS OF \$63,847.00 AND \$1,000.00 OUT OF GENERAL FUND ACCOUNT NO. 16-05-01 TO FRED BELL CONTRACTING COMPANY FOR THE WORK OF SAID CONTRACT AND AS A CONSTRUCTION CONTINGENCY ACCOUNT.

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Full text in Ordinance Book L L, Page 407

AN ORDINANCE 30,031

ACCEPTING THE LOW BID OF MITCHELL DARBY, INC., FOR THE AERATION TANK WALL REBUILDING AT SAN ANTONIO SEWAGE TREATMENT PLANT; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT; APPROPRIATING THE SUMS OF \$30,700.00 AND \$2,000.00 PAYABLE TO MITCHELL DARBY, INC., AND \$500.00 AS A MISCELLANEOUS EXPENSES CONTINGENCY ACCOUNT, ALL OUT OF SEWER RENTAL PLEDGE FUND NO. 204 IN CONNECTION WITH SAID PROJECT.

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Full text in Ordinance Book L L, Page 408

Mayor McAllister informed the audience that the Council would be glad to hear from citizens on the question of sale of dogs from the dog pound to recognized medical institutions for experimental purposes. He explained that dogs at the City pound may now be redeemed by the owner or those who wish to buy them, which leaves about 15,000 dogs that are put away each year. These dogs are available now to these institutions except that the City requires a \$6.00 fee for the dogs which is more than it is worth, and the City has been asked to amend the ordinance so that it will allow recognized research institutions to buy the dogs scheduled for extermination at standard recovery fee, less the City license and vaccination, or a price of \$3.00.

Mr. Leroy Smith, a proponent of the plan to make dogs available for medical research, made the following prepared statement:

- I. Many months ago, a citizens group requested that the city amend its ordinances to allow bon fide medical research facilities to purchase dogs scheduled for extermination from the City pound at the standard recovery fee, less the requirement of a city license and ~~v~~ vaccination. Present ordinance is:
 - \$3.00 Pound fee, plus requirement of
 - 1.00 City license
 - 2.00 Vaccination (handled by members of the Veterinary Medical Assn. of Bexar County)
 - \$6.00

Several interested citizens are here today.

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II. We do not propose to engage in arguments with those citizens who oppose use of animals for bona fide medical research. We have urged the city to handle this request by allowing any citizen to have his say.

b) Previous experience has shown that it does not pay to handle this situation in a semi-secret fashion.

c) It is apparent that some citizens protesting have misconceptions as to how dogs are used in medical research. They are provided with the best of medical care and always in a humane manner. All bona fide medical research institutions are bound by standards prescribed by the National Association for Medical Research for care and handling of animals.

III. The city's role - a public health matter.

a) Less than ten years ago, San Antonio had the distinction of being the rabies capitol of the United States. Today, thanks to an effective vaccination and control plan, we have rabies under control.

b) Operation of the City Animal Shelter is essential to proper enforcement of rabies control.

Humane treatment in our Pound includes: 1) A chance for owners to recover dogs impounded; 2) An adoption service, and 3) Final extermination of several hundred dogs each month that are neither claimed or sought for adoption.

IV. Bona fide medical research institute needs dogs for research purposes. We believe they should be secured at the City Pound from dogs scheduled for extermination because: 1) The dogs are treated humanely, 2) It is essential to public health and national defense, 3) San Antonio has a growing medical industry, 4) The City should cooperate with the medical research industry including the military and 5) By dealing direct with the Pound, they eliminate the possibility of dealing with mercenaries who might pick up dogs from the streets and sell them for a profit.

V. Under present ordinances, anyone can get a dog from the Pound by paying \$6.00

We urge you to amend the ordinance to authorize the City Manager to contract with bona fide medical research installations; to forego the need of the vaccination and license charge. There is no danger to our citizens from these dogs, therefore, the license and vaccination are unnecessary.

Mr. Jim Gaines, President of the Chamber of Commerce, stated the proposal has the whole hearted support of the Chamber of Commerce.

Maj. Gen. Albert De Coursey, M.D., favored the proposal and stated that animals are treated humanely in experiments because if the animals suffered the experiment would suffer.

Mr. John Bradley, representing the Santa Rosa Medical Center, favored utilization of dogs in medical research projects. He stated plans are now completed for a medical research center at Santa Rosa Hospital and plans would be worthless if it did not have dogs. He stated that Most Reverend Robert E. Lucey, Archibishop of San Antonio, had informed him that the Archdiocese Chancery goes on record that it favors the use of dogs in medical research.

Mr. Eric Pohl, General Manager of the Animal Defense League, read a long statement against the sale of dogs to research institutions claiming the City did not have the legal or moral right to do so as the animals at the dog pound are the property of the taxpayers and the taxpayers should be given an opportunity to vote on the matter in a referendum. He asked that Councilman Parker disqualify himself on the question because he was an interested party.

Mr. Mario Obledo, a local pharmacist, stated he was a friend of the Humane Society and asked the Council not to consider the ordinance at all but if it is considered that the Humane Society be given time to make statements on the matter and if the ordinance is con-

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sidered that a clause be provided for inspection of laboratories by the Humane Society to insure that animals will be taken care of humanely.

Also speaking against the proposal was Mrs. Grace Mattson.

Col. Robert L. Hummer, representing the Aerospace Medical School at Brooks Air Force Base, favored the proposal and informed the Council that experiments are conducted under the most humane principles known and they had never received a complaint regarding the manner in which they handle research experiments.

Mayor McAllister announced that the Council will study the matter further and take action at a later date.

The following ordinances were passed and approved by the following vote: AYES: McAllister, de la Garza, Rohlf, Kaufman, Gunstream, Padilla, Parker and Bremer; NAYS: None; ABSENT: Gatti.

AN ORDINANCE 30,032

APPROPRIATING THE SUM OF \$39,369.00 OUT OF STORM DRAINAGE IMPROVEMENT BOND FUND NO. 479-13 (1957 SERIES), FOR EXPENSES INCURRED IN CONNECTION WITH ENGINEERING SERVICES ON STORM DRAINAGE PROJECT 55-55A, PAYABLE TO GULLAT, LODAL & SUELTFUSS, INC.; AND APPROPRIATING THE SUM OF \$5,000.00 OUT OF STORM DRAINAGE IMPROVEMENT BOND FUND NO. 479-13 (1957 SERIES) FOR THE ESTABLISHMENT OF A MISCELLANEOUS EXPENSES CONTINGENCY ACCOUNT FOR STORM DRAINAGE PROJECT 55-55A.

Full text in Ordinance Book L L, Page 408

The following resolution and ordinance were passed and approved by the following vote: AYES: -----, de la Garza, Rohlf, Kaufman, Gunstream, Padilla, Parker and Bremer; NAYS: None; ABSENT: McAllister and Gatti.

A RESOLUTION

AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS ON PROPERTY OWNER PARTICIPATION PAVING PROJECT NO. 39, CONSISTING OF THE RECONSTRUCTION OF SEGUIN ROAD FROM NORTH NEW BRAUNFELS AVENUE TO EDGAR STREET.

AN ORDINANCE 30,033

APPROPRIATING \$50,127.00 OUT OF CERTAIN FUNDS FOR U.S. HIGHWAY 90 WEST EXPRESSWAY, AND MILITARY DRIVE SOUTH (LOOP 13) AND ACCEPTING DEDICATIONS OF CERTAIN EASEMENTS.

Full text in Ordinance Book L L, Page 409

The following ordinances were passed and approved by the following vote: AYES: McAllister, de la Garza, Rohlf, Kaufman, Gunstream, Padilla, Parker and Bremer; NAYS: None; ABSENT: Gatti.

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AN ORDINANCE 30,034

ACCEPTING CERTAIN PERMANENT AND TEMPORARY SANITARY SEWER EASEMENTS FROM PROPERTY OWNERS FOR SCIENCE PARK SUBDIVISION, UNIT 1.

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Full text in Ordinance Book L L, Page 410

AN ORDINANCE 30,035

GRANTING A LICENSE TO THE BOATING TRADES ASSOCIATION OF SAN ANTONIO TO ERECT A TENT ON AUDITORIUM CIRCLE FROM MARCH 12 THROUGH MARCH 19, 1962.

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Full text in Ordinance Book L L, Page 410

AN ORDINANCE 30,036

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE STATE OF TEXAS TO PROVIDE LIGHTING ON INTERSTATE HIGHWAY 10 FROM OLMOS DRIVE TO THE CITY LIMITS AND APPROPRIATING \$37,900.00 FROM ACCOUNT NO. 50-15-01, PAYABLE TO THE STATE TREASURER, ACCOUNT OF TRUST FUND NO. 927.

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Full text in Ordinance Book L L, Page 411

AN ORDINANCE 30,037

AMENDING SECTION 114 OF THE REVISED PERSONNEL RULES OF THE CITY OF SAN ANTONIO DATED JANUARY 1, 1955.

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Full text in Ordinance Book L L, Page 412

AN ORDINANCE 30,038

EXTENDING THE INJURY LEAVE OF FRANK TRAWALTER FROM DECEMBER 28, 1961 TO JUNE 29, 1962.

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Full text in Ordinance Book L L, Page 412

AN ORDINANCE 30,039

AUTHORIZING EXECUTION OF CONTRACTS BETWEEN THE CITY OF SAN Antonio AND MURRAY BROOKS, WILLIAM BOUBLE AND JACK CARNEY FOR MANAGEMENT OF THE BRACKENRIDGE PARK, WILLOW SPRINGS AND RIVERSIDE GOLF COURSES.

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Full text in Ordinance Book L L, Page 413

The Clerk read an ordinance extending the term of a lease with Charles B. Klein for a 6 month period from June 30, 1962 to December 31, 1962, the request having been made by Mr. Klein as present termination date is during the peak business season and memberships are sold on a calendar year basis. After discussion, on motion of Mr. Rohlf, seconded by Dr. Parker, the ordinance was tabled. The motion carried by the following vote: AYES: McAllister, de la Garza, Rohlf, Kaufman, Gunstream, Padilla, Parker and Bremer; NAYS: None; ABSENT: Gatti.

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The City Manager was instructed to prepare a report on concession contracts.

The following ordinances were passed and approved by the following vote: AYES: McAllister, de la Garza, Rohlfis, Kaufman, Gunstream, Padilla, Parker and Bremer; NAYS: None; ABSENT: Gatti.

AN ORDINANCE 30,040

EXTENDING THE TERM OF A LEASE BETWEEN THE CITY OF SAN ANTONIO AND THE RAILWAY EXPRESS AGENCY, INC., GRANTED BY ORDINANCE NO. 29241, FOR A ONE-YEAR PERIOD SO AS TO TERMINATE OCTOBER 31, 1962

Full text in Ordinance Book L L, Page 414

AN ORDINANCE 30,041

APPOINTING LYNN H. SPEARS AS A MEMBER OF THE TRANSIT BOARD OF TRUSTEES AND ELMER R. CRUMRINE AS A MEMBER OF THE WATER WORKS BOARD OF TRUSTEES.

Full text in Ordinance Book L L, Page 414

AN ORDINANCE 30,042

APPROPRIATING THE SUM OF \$65,013 OUT OF STORM DRAINAGE BOND FUND NO. 479-13, PAYABLE TO THE SAN ANTONIO RIVER AUTHORITY.

Full text in Ordinance Book L L, Page 414

Mr. Ernest Groos, Jr., Vice President of the Groos National Bank, requested passage of whatever ordinance was necessary to allow the bank to go ahead with its building plans for a new bank. He asked that in the matter of rental or franchise fee, that the Groos Bank be treated the same as others have been treated in the past.

The City Manager informed the Council that the City did not have anything on record on Alamo National Bank or National Bank of Commerce regarding rental for ground under the surface.

After consideration, the Mayor stated it was the feeling of the Council that the franchise, when prepared, will be passed and the City Manager was authorized to issue the necessary permits.

There being no further business, the meeting adjourned.

APPROVED:

M. McAllister
MAYOR

ATTEST:

Frank Gallagher
City Clerk