

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, MAY 14, 1970.

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The meeting was called to order by the presiding officer,
Mayor W. W. McAllister, with the following members present:
McALLISTER, NIELSEN, TREVINO, HILL, CALDERON, TORRES, BURKE;
Absent: JAMES, COCKRELL.

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70-21 The invocation was given by Reverend Seaborn Kiker, Highland
Terrace Methodist Church.

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The minutes of April 23 and May 7 were approved as written.
There was no action on the minutes of April 30.

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70-21 There was a surprise appearance by members of the cast of
Disney on Parade, representing Alice in Wonderland, Mickey Mouse,
Pluto and Goofy. Mayor McAllister was presented with a Mickey Mouse
wall clock.

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70-21 The following Ordinance was read by the Clerk and explained by
Purchasing Agent, John Brooks. After consideration, on motion of
Mr. Hill, seconded by Mr. Trevino, the ordinance was passed and
approved by the following vote: AYES: McAllister, Calderon, Burke,
Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: James, Cockrell.

AN ORDINANCE 38,523

ACCEPTING THE ATTACHED LOW QUALIFIED
BID OF WILLIAMS-STACKHOUSE AND ASSOCIATES
CERTAIN FILM POSITIVE REPRODUCTION FOR
THE DEPARTMENT OF PUBLIC WORKS FOR A
TOTAL OF \$1,560.00.

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70-21 The following Ordinances were read by the Clerk and explained
by Mr. Mel Sueltenfuss, Assistant Director of Public Works, and after
consideration on motion of Dr. Calderon, seconded by Mr. Hill, the
ordinances were each passed and approved by the following vote:
AYES: McAllister, Calderon, Burke, Nielsen, Trevino, Hill, Torres;
NAYS: None; ABSENT: James, Cockrell.

AN ORDINANCE 38,524

AUTHORIZING A CONTRACT WITH D. R. FRAZOR
& ASSOCIATES, CONSULTING ENGINEERS, TO
FURNISH PROFESSIONAL SERVICES AND PREPARE
PLANS AND SPECIFICATIONS FOR CONSTRUCTION
OF A PORTION OF THE ROSILLO CREEK OUTFALL
SEWER MAIN, AND APPROPRIATING \$26,812.50
OUT OF SEWER REVENUE BOND FUND NO. 404
PAYABLE TO SAID ENGINEERS AND \$15,000.00
OUT OF THE SAME FUND TO BE USED AS A
MISCELLANEOUS CONTINGENCY ACCOUNT.

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AN ORDINANCE 38,525

AUTHORIZING A CONTRACT WITH W. H. MULLINS, INC., CONSULTING ENGINEER, TO FURNISH PROFESSIONAL SERVICES AND PREPARE PLANS AND SPECIFICATIONS FOR CONSTRUCTION OF A PORTION OF THE ROSILLO CREEK OUTFALL SEWER MAIN, AND APPROPRIATING \$26,812.50 OUT OF SEWER REVENUE BOND FUND NO. 404 PAYABLE TO SAID ENGINEER AND \$15,000.00 OUT OF THE SAME FUND TO BE USED AS A MISCELLANEOUS CONTINGENCY ACCOUNT.

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70-21 The Clerk read the following Ordinance:

AN ORDINANCE 38,526

GRANTING TAX EXEMPTION OF CERTAIN PROPERTY OWNED BY THE ARCHDIOCESE.

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Mr. Patrick J. Kennedy, an attorney, appeared before the Council, representing the Catholic Archdiocese. He explained that the request involved Lot 1, Block 6, NCB 10053, which is being used as a dormitory-convent occupied by Nuns who teach at the Blessed Sacrament Parochial School across the street. He further stated that the property in question is vitally necessary as a part of the school complex.

Mr. Kennedy compared this case to that of Cassiano versus Ursuline Academy in which the Texas Supreme Court ruled that the property in question did qualify for tax exemption. Mr. Kennedy's opinion was that the present circumstances are identical.

In answer to a question, Mr. Howard Walker, City Attorney, stated that it was his opinion that the Texas Courts have not ruled specifically on this type of use per se. He did say, however, that he felt that a tax exemption in this case was just as much justified as was the case of Trinity University, which was before the Council in recent months.

City Manager Henckel said that since the Council had established a policy in the Trinity case, that he would not recommend against the Council's policy.

Mr. Trevino moved that the Ordinance be adopted granting tax exemption to the property. The motion was seconded by Dr. Calderon and was passed and approved by the following vote:
AYES: McAllister, Calderon, Burke, Nielsen, Trevino, Hill;
NAYS: Torres; ABSENT: James, Cockrell.

Mr. Torres said that he was voting no for the same reasons for which he voted no in the Trinity University case. While he recognized that the purposes served by a religious organization are very well and good, he still felt that the Constitution was very clear in stating that property must be used exclusively for educational purposes, and he did not feel that such was the case in this instance.

70-21 The Clerk read the following Ordinance:

AN ORDINANCE 38,527

AMENDING THE EXISTING CONTRACT FOR
LIBRARY SERVICES TO BE FURNISHED
BEXAR COUNTY BY THE CITY OF SAN
ANTONIO BY INCREASING THE ANNUAL
FEE PAYABLE TO THE CITY FROM
\$101,160.00 TO \$110,000.00.

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Mr. Mike Sexton, Library Director, explained that the increase in fee was requested by the Board of Trustees of the San Antonio Library System and had been agreed to by the County Commissioners.

On motion of Mr. Hill, seconded by Dr. Nielsen, the ordinance was passed and approved by the following vote: AYES: McAllister, Calderon, Burke, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: James, Cockrell.

70-21 The Clerk read the following Ordinance and after consideration, on motion of Dr. Nielsen, seconded by Dr. Calderon, was passed and approved by the following vote: AYES: McAllister, Calderon, Burke, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: James, Cockrell.

AN ORDINANCE 38,528

APPROPRIATING \$7,500.00 OUT OF SEWER
REVENUE BOND FUND 987514, FUND NO. 404,
PAYABLE TO THE COUNTY CLERK OF BEXAR
COUNTY, TEXAS, SUBJECT TO ORDER OF RED
ARROW REALTY CO., INC., IN SATISFACTION
OF AWARD OF SPECIAL COMMISSIONERS IN
CONDEMNATION CASE NO. C-796 FOR THE
ACQUISITION OF A PERMANENT EASEMENT IN
CERTAIN PROPERTY LOCATED IN N.C.B. 10568
NEEDED FOR OUTFALL SEWER MAIN PURPOSES
AND ALSO IDENTIFIED AS PARCEL E-920 IN
THE SALADO CREEK OUTFALL SANITARY SEWER
MAIN PROJECT.

* * * *

70-21 Mr. Torres asked how the Salado Creek Project was progressing.

City Manager Henckel stated that work was well under way on the project and that the disposal plant is being worked on. A man has been appointed, from the Rilling Road Plant, to this project on a permanent basis, so that he will be entirely familiar with the project when it is completed.

Mr. Torres said that he had received complaints of violations of the specifications in the construction of the plant and asked if these complaints were true.

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The City Manager said that he knew of no violations having taken place.

Mr. Sueltenfuss stated that in the course of constructing such a complex plant, it is frequently necessary to make small changes in specifications and usually these are simply for the purpose of fitting equipment into the system, but that there is really no change in the basic specifications.

70-21 City Manager Henckel took exception with a statement in a local newspaper made by a member of the San Antonio River Authority criticizing the quality of effluent being discharged into the River. He denied that raw effluent is being dumped into the River - that the only time raw effluent leaves the Rilling Plant is during heavy rains and then it goes to Mitchell Lake instead of the River. He also said that the quality of effluent produced by San Antonio's plants is far above that of other plants and is meeting all State requirements.

70-21 The following Ordinance was read by the Clerk:

AN ORDINANCE 38,529

MANIFESTING AN AGREEMENT WITH CASA RIO
MEXICAN FOODS TO AMEND ITS BOAT AND
BARGE CONCESSION CONTRACT SO AS TO
ALLOW CONCESSIONAIRE AN INCREASE IN
THE RATES CHARGED FOR BOAT RIDES.

* * * *

Mr. Cliff Edgar, Assistant Director of Parks and Recreation, stated that Casa Rio Mexican Foods had originally requested a 40% increase in rates charged for boat rides. After examination of the books, it was decided that a 20% increase would provide for increased costs and still provide a 15% return on the concessionaire's investment. It was felt that this increase would be fair to all concerned.

After discussion, on motion of Dr. Calderon, seconded by Mr. Hill, the ordinance was passed and approved by the following vote:
AYES: McAllister, Calderon, Burke, Nielsen, Trevino, Hill, Torres;
NAYS: None; ABSENT: James, Cockrell.

70-21 The following Ordinance was read by the Clerk and explained by Mr. Bill Lindquist, Assistant Director of Municipal Facilities, and after discussion, on motion of Mr. Hill, seconded by Mr. Trevino, was passed and approved by the following vote: AYES: McAllister, Calderon, Burke, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: James, Cockrell.

AN ORDINANCE 38,530

AUTHORIZING PAYMENT OF \$3,146.89 TO
TOWER FOODS INCORPORATED CONSISTING
ONE HALF (½) OF ADVERTISING COSTS
PERTAINING TO THE TOWER OF THE
AMERICAS THROUGH MARCH 31, 1970.

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70-21 Item No. 9 on the agenda to consider an Ordinance closing and abandoning certain streets and alleys in an Urban Renewal Project, Rosa Verde Tex. R-78; authorizing the City Manager to execute a Quitclaim Deed to said streets and alleys to the Urban Renewal Agency of the City of San Antonio; retaining certain temporary easements for streets and utilities pending the completion of the project, was withdrawn from consideration.

70-21 The following Ordinances and Resolutions were read by the Clerk:

AN ORDINANCE 38,531

OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO APPROVING THE UNDERTAKING OF SURVEYS AND PLANS FOR URBAN RENEWAL KENWOOD NORTH PROJECT AND APPROVING THE SUBMISSION BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF AN APPLICATION FOR AN ADVANCE OF FEDERAL FUNDS FOR SAID PURPOSE.

* * * *

A RESOLUTION

OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO AUTHORIZING THE MAYOR TO EXECUTE A PROCLAIMER CERTIFICATE TO THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT CONCERNING THE ELIGIBILITY OF THE AREA KNOWN AS KENWOOD NORTH URBAN RENEWAL AREA WITHIN THE CITY OF SAN ANTONIO, TEXAS, FOR URBAN RENEWAL ACTIVITIES.

* * * *

AN ORDINANCE 38,532

OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO APPROVING THE UNDERTAKING OF SURVEYS AND PLANS FOR URBAN RENEWAL KENWOOD SOUTH PROJECT AND APPROVING THE SUBMISSION BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF AN APPLICATION FOR AN ADVANCE OF FEDERAL FUNDS FOR SAID PURPOSE.

* * * *

A RESOLUTION

OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO AUTHORIZING THE MAYOR TO EXECUTE A PROCLAIMER CERTIFICATE TO THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT CONCERNING THE ELIGIBILITY OF THE AREA KNOWN AS

KENWOOD SOUTH URBAN RENEWAL AREA
 WITHIN THE CITY OF SAN ANTONIO,
 TEXAS, FOR URBAN RENEWAL
 ACTIVITIES.

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Mr. Winston Martin, Executive Director of the Urban Renewal Agency, explained that these two Ordinances authorized a request for an advance of Federal Funds for the purpose of making surveys and preparing plans for Urban Renewal of the Kenwood Area. Since Federal regulations do not permit non-contiguous areas to be included in one Survey and Planning Application, a separate Ordinance was prepared for North Kenwood and South Kenwood. He presented a plat layout showing the areas to be studied.

After discussion, on motion of Mr. Hill, seconded by Dr. Calderon, the Ordinances and the Resolutions were each passed and approved by the following vote: AYES: McAllister, Calderon, Burke, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: James, Cockrell.

70-21 The Clerk read the following Resolution:

A RESOLUTION

AUTHORIZING THE CITY MANAGER TO
 SUBMIT APPLICATIONS TO THE TEXAS
 CRIMINAL JUSTICE COUNCIL FOR A
 JOB PLACEMENT PROGRAM FOR
 EX-CONVICTS AND A CITIZENS
 INTELLIGENCE PROGRAM.

* * * *

Chief of Police, George Bichsel, explained to the Council that the requests for grants would be authorized by this Resolution. He outlined the methods his department would use in attempting to locate jobs for ex-convicts and said that the total, for a three-year program, would amount to \$91,155.00 in Federal Funds and \$60,770.00 in local funds, although a good percentage of local funds would be in in-kind services.

Chief Bichsel also explained that the Citizens Intelligence Program would provide "around-the-clock" services similar to Crime Stop and, in addition, would involve various means of introducing crime-reducing ideas, such as an "Identification Project," the researching of crime ordinances and a concentrated public relations program.

After discussion, on motion of Mr. Hill, seconded by Dr. Nielsen, the Resolution was passed and approved by the following vote: AYES: McAllister, Burke, Nielsen, Trevino, Hill, Torres; NAYS: Calderon; ABSENT: James, Cockrell.

70-21 The following Ordinance was read by the Clerk and explained by Mr. Brooks Barker, Administrative Assistant to the City Manager, and after consideration, on motion of Mr. Hill, seconded by Mr. Trevino, was passed and approved by the following vote: AYES: Calderon, Burke, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, James, Cockrell.

AN ORDINANCE 38,533

AUTHORIZING EXECUTION OF A LEASE AND
SUBLEASE OF THE FIRST FLOOR OF A TWO
STORY BUILDING LOCATED AT 923 SOUTH
ALAMO STREET TOGETHER WITH A REAR
PARKING AREA FOR THE PURPOSE OF
PROVIDING A FOOD STAMP DISTRIBUTION
CENTER IN CONNECTION WITH THE CITY
WELFARE PROGRAM.

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70-21 Mayor McAllister was obliged to leave the meeting and Councilman
Dr. Herbert Calderon was designated to preside as Acting Mayor.
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70-21 The Clerk read the following Ordinance:

AN ORDINANCE 38,534

AMENDING THE CURRENT BUDGET BY
ESTABLISHING TWO ACCOUNTS WITHIN
TRUST FUND 708.01 AND APPROPRIATING
\$1,100,000.00 OUT OF ACCOUNT NO.
78-10-06 PAYABLE TO SAN ANTONIO
INDEPENDENT SCHOOL DISTRICT FOR
CONTRACTUAL SERVICES PERTAINING
TO THE MODEL CITIES SITES AND
BUILDING PROJECT AND APPROPRIATING
\$1,100,825.00 OUT OF ACCOUNT
78-10-07 PAYABLE TO EDGEWOOD
SCHOOL DISTRICT FOR CONTRACTUAL
SERVICES IN REGARD TO THE SAME
PROJECT, ALSO APPROVING A
TRANSFER OF FUNDS AND AUTHORIZING
EXECUTION OF CONTRACTS COVERING
THE ABOVE.

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This proposed Ordinance was explained by Mr. Roy Montez,
Model Cities Director, who said that this would authorize the City
Manager to enter into contracts to implement the Sites and Building
Project in Model Cities, which was authorized by the City Council
last November. Edgewood School District is scheduled to receive
funds to build a one-thousand-student junior high school, as well
as for extensive repairs and renovations to existing schools in
the Model Neighborhood area.

The San Antonio Independent School District is scheduled
to receive funds to build a new 900-pupil elementary school to
replace the old Margil Elementary School.

After discussion, on motion of Dr. Nielsen, seconded by
Mr. Trevino, the ordinance was passed and approved by the following
vote: AYES: Calderon, Burke, Nielsen, Trevino, Hill, Torres;
NAYS: None; ABSENT: McAllister, James, Cockrell.

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70-21 The Clerk read the following Ordinance:

AN ORDINANCE 38,535

AMENDING THE CURRENT BUDGET BY
ESTABLISHING THE ACCOUNT NUMBER
78-10-41 WITHIN TRUST FUND 708.01
AND APPROPRIATING \$135,999.00 OUT
OF THE SAME PAYABLE TO ECONOMIC
OPPORTUNITY DEVELOPMENT CORPORATION
FOR CONTRACTUAL SERVICES TO BE
RENDERED IN CONNECTION WITH THE
MODEL CITIES COORDINATED DAY CARE
PROJECT AND APPROVING A TRANSFER
OF FUNDS.

* * * *

Mr. Roy Montez, Model Cities Director, stated that Model Cities Day Care Project was approved by the Council in January of this year. It will provide day care facilities for 500 youngsters, under three types of programs - full day care, half day care and day home operations. The Economic Opportunity Development Corporation has been selected to sponsor the Day Care Program.

After consideration, on motion of Mr. Trevino, seconded by Mr. Hill, the ordinance was passed and approved by the following vote: AYES: Calderon, Burke, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, James, Cockrell.

70-21 The following Ordinance was read by the Clerk and explained by Assistant City Manager Douthit and after consideration, on motion of Mr. Torres, seconded by Dr. Nielsen, was passed and approved by the following vote: AYES: Calderon, Burke, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, James, Cockrell.

AN ORDINANCE 38,536

AUTHORIZING EXECUTION OF AN AGREEMENT
BETWEEN THE CITY AND THE FEDERATION
OF NEIGHBORHOOD CENTERS FOR IMPLEMENTING
THE NEW CAREERS PROGRAM UNDER THE
PROVISIONS OF "ECONOMIC OPPORTUNITY
ACT OF 1964."

* * * *

70-21 The Clerk read the following Ordinance:

AN ORDINANCE 38,537

APPROPRIATING THE SUM OF \$454,825.00
OUT OF MODEL CITIES FUNDS AND
AUTHORIZING TRANSFER OF THE SAME
TO THE URBAN BEAUTIFICATION AND
OPEN SPACES ACCOUNTS; ALSO
AUTHORIZING FIVE (5) ADDITIONAL
POSITIONS.

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The Ordinance was explained by Mr. Carl White, Assistant Director of Finance, who stated that this Ordinance takes care of the financial requirements for this Model Cities Project, which has already been approved by the Council. It will also provide additional employee positions to aid in implementing the beautification program, which will be under the direction of the Parks and Recreation Department.

After consideration, on motion of Mr. Trevino, seconded by Dr. Nielsen, the ordinance was passed and approved by the following vote: AYES: Calderon, Burke, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, James, Cockrell.

70-21 The following Ordinance was read by the Clerk and explained by Mr. Lee Ferguson, Assistant Director of Aviation:

AN ORDINANCE 38,538

AUTHORIZING EXECUTION OF A LEASE AT INTERNATIONAL AIRPORT TO DOBBS HOUSES, INC. AND SUPERSEDING A CURRENT LEASE WITH SAID LESSEE.

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Mr. Ferguson stated that this Ordinance would extend the lease of Dobbs Houses, Inc. for twelve years. Under the terms, Dobbs Houses will spend \$470,000.00 on expansion and renovation of its facilities at International Airport. The added time is necessary to allow time for amortization of the investment. The lessee will pay, to the City, 9% of gross sales on the first \$450,000.00 and 10% over that. The minimum guarantee will increase from \$24,000.00 per year, presently, to \$75,000.00 per year, for the first five years, and \$100,000.00 per year for the remainder of the period.

After consideration, on motion of Mr. Hill, seconded by Mr. Trevino, the ordinance was passed and approved by the following vote: AYES: Calderon, Burke, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, James, Cockrell, Nielsen.

70-21 The following Ordinances were read by the Clerk and explained by Mr. Lee Ferguson, Assistant Director of Aviation, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Calderon, Burke, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, James, Cockrell, Nielsen.

AN ORDINANCE 38,539

GRANTING PERMISSION TO SWEARINGEN AIRCRAFT COMPANY FOR ERECTION, OPERATION, AND MAINTENANCE AT NO EXPENSE TO CITY, OF A SECURITY GUARD SHACK AT INTERNATIONAL AIRPORT, UPON CERTAIN CONDITIONS.

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AN ORDINANCE 38,540

MANIFESTING AN AGREEMENT WITH
INTERNATIONAL DUTY FREE STORES
COMPANY TO AMEND SAN ANTONIO
INTERNATIONAL AIRPORT LEASE
CONTRACT NO. 30-40.

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70-21 The Clerk read the following Ordinance:

AN ORDINANCE 38,541

APPROPRIATING \$55,000.00 OUT OF SEWER
REVENUE BOND FUND NO. 404 TO BE USED
FOR MISCELLANEOUS EXPENSES AND
PURCHASE OF EQUIPMENT TO BE USED
IN THE WATER POLLUTION CONTROL
PROJECT.

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Mr. Carl Norris, Sewer Engineer, explained that this Ordinance will allow the City's staff to begin its part in the research and demonstration project for the elimination of virus from municipal sewage, which was approved by the Council two weeks ago. It also sets up the proper procedures for reimbursement of funds by the Federal Government.

After discussion, on motion of Mr. Trevino, seconded by Mr. Hill, the ordinance was passed and approved by the following vote: AYES: Calderon, Burke, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, James, Cockrell, Nielsen.

70-21 The following Ordinance was read by the Clerk and explained by Mr. Ancil Douthit, Assistant City Manager, and after consideration, on motion of Mr. Trevino, seconded by Mr. Hill, was passed and approved by the following vote: AYES: Calderon, Burke, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, James, Cockrell, Nielsen.

AN ORDINANCE 38,542

CANCELLING, BY MUTUAL CONSENT, THE
CURRENT AGREEMENT WITH SAN ANTONIO
INTERNATIONAL TRADE FAIR, INC. FOR
LEASE OF CERTAIN OFFICE SPACE IN
THE HEMISFAIR PLAZA ADMINISTRATIVE
BUILDING, EFFECTIVE JUNE 1, 1970.

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70-21 The following Resolution was read by the Clerk and after consideration on motion of Dr. Calderon, seconded by Mr. Hill, the Resolution was passed and approved by the following vote: AYES: McAllister, Calderon, Burke, Trevino, Hill, Torres; NAYS: None; ABSENT: James, Cockrell, Nielsen.

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A RESOLUTION

WHEREAS, Phillis T. Wheatley High School was named after an outstanding Negro educator and has become a forty-year tradition to the Black Community of this City, and

WHEREAS, the United States Department of Health, Education and Welfare has ordered Wheatley closed at the end of the spring semester of 1970, with the students to be transferred to other schools within the San Antonio Independent School District, and

WHEREAS, the students and instructors of Wheatley High School and the School Board desire that this school remain open until a new Phillis T. Wheatley High School is constructed, and

WHEREAS, to close the school prior to construction of a new one will create a burden, not only on the students being relocated, but also overcrowd the schools they will attend, NOW, THEREFORE,

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

SECTION 1. The City Council does hereby express its interest, sympathy and desire to have Phillis T. Wheatley High School continue in operation until the new Wheatley High School facilities are built.

SECTION 2. That a copy of this Resolution be sent to the Department of Health, Education and Welfare.

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70-21 Mayor McAllister returned, during discussion of the foregoing Resolution, and presided.
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70-21 City Manager Henckel introduced Mr. Al Rohde, Chairman of the HemisFair Plaza Advisory Committee.

Mr. Rohde addressed the Council concerning his committee's contest to develop a symbol. He brought with him ten entries and asked that the Council consider them and attempt to select one entry, which would be declared winner of the first prize.

Mr. Rohde explained that one of the rules of the contest was that the words "HemisFair Plaza" and the Tower of the Americas appear in the art work.

After consideration, a ballot was taken, after which, the first place winner was declared to be David M. Barrera, 330 Taft Boulevard, San Antonio, Texas. Mr. Barrera will receive a \$100.00 Savings Bond and a lifetime pass to HemisFair Plaza.

It was agreed by Members of the Council that none of the symbols submitted were acceptable as the official symbol, but that ideas would be taken from the art work submitted and used to design a proper symbol. Mr. Rohde showed several examples of ideas being worked on and said that he would return for further discussion after the committee has selected what they consider to be an appropriate symbol.

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Mayor McAllister congratulated Mr. Rohde and his committee and thanked him for the effort he has put into the HemisFair Plaza project.

70-21 The following Ordinance was read by the Clerk and explained by Assistant City Manager Douthit and after consideration, on motion of Dr. Calderon, seconded by Mr. Trevino, the ordinance was passed and approved by the following vote: AYES: McAllister, Calderon, Burke, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: James, Cockrell.

AN ORDINANCE 38,543

AUTHORIZING A CONTRACT WITH RICHARD M. ROSEN FOR TEMPORARY USE OF BUILDING 201 AT HEMISFAIR PLAZA WITH THE CITY TO RECEIVE FIFTEEN (15%) PERCENT OF GROSS RECEIPTS.

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70-21 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Trevino, seconded by Dr. Calderon, was passed and approved by the following vote: AYES: McAllister, Calderon, Burke, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: James, Cockrell.

AN ORDINANCE 38,544

APPOINTING MEMBERS OF THE BOARD OF EQUALIZATION FOR THE 1970 TAX YEAR.

* * * *

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

SECTION 1. The following persons are hereby appointed members of the Board of Equalization for the 1970 tax year:

George A. French
Seferino Hernandez
C. Ray Davis

SECTION 2. George A. French is hereby appointed Chairman of said Board.

SECTION 3. The Board of Equalization shall meet on September 7, 1970 and shall complete its work by December 11, 1970.

SECTION 4. The members of said Board shall be paid \$50.00 per day for each day devoted to their duties as board members, provided that no member shall be paid for more than 40 working days.

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70-21 The Mayor advised the other Members of the Council that there were persons in the audience who wished to be heard with reference to the proposed Ordinance requiring a child-proof fence around swimming pools. He suggested that these persons be heard, although Mrs. Cockrell, who is sponsor of the Ordinance, was not in attendance.

Whereupon, the following persons were heard:

Mr. Paul Green, representing the San Antonio Home Builders Association.

Mr. Robert H. Hamilton, representing the National Swimming Pool Institute.

Mr. Leif Zars, President of Gary Pools, Inc.

Mr. Dwight L. Lieb, President of San Antonio Apartment Association.

Each of the aforementioned gentlemen were opposed to adoption of the subject Ordinance. Statistics were read, which tend to show that fenced pools have a higher incidence of drownings than unfenced pools. The feeling was expressed that a fence seemed to create curiosity and also served to cause parents to pay less attention to small children. It was also pointed out that the Texas Legislature, in 1965, considered, but failed to pass, legislation of a similar nature.

After a brief discussion, the Council decided not to take any action on the Ordinance at this time.

70-21

CITIZENS TO BE HEARD

Mr. Joe Olivares spoke as a citizen and wished the Mayor a successful and pleasant trip to Monterrey, this week.

70-21 Next to be heard was the appeal of Mr. Louis Cardenas to the action of the Director of Housing and Inspections in refusing to grant him a Home Improvement Contractor's License.

Mr. George Vann, Director of Housing and Inspections, spoke with reference to the appeal, saying that, in the course of checking his application for a license, it was found that Mr. Cardenas had been convicted of a Building Code violation and had paid a fine. The violation was failure to obtain a building permit for a roofing job. The Home Improvement Advisory Board then recommended to the Director that a license not be issued. On the basis of their recommendation, no license was issued and Mr. Cardenas was now appealing that decision, as outlined in the Ordinance.

Mr. Vann further explained the steps that are taken by the Advisory Board when an application is made.

In answer to a question, Mr. Vann said that to his knowledge, this one violation is the only blemish on the record of Mr. Cardenas. There are no complaints on file pertaining to the quality of his work.

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Mr. Cardenas spoke in his own behalf. He said that he has been in business in San Antonio for 11 years and has not yet had any complaints. The one violation occurred a considerable time before the adoption of the Home Improvement Ordinance. He also detailed some of his discussions with Councilman Torres in helping to write the Ordinance.

After discussion, Mr. Hill made a motion that a Home Improvement Contractor's License be granted to Mr. Louis Cardenas. The motion was seconded by Dr. Calderon and was passed and approved by the following vote: AYES: McAllister, Calderon, Burke, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: James, Cockrell.

70-21 Dr. Calderon suggested that the Home Improvement Advisory Board be invited to submit suggestions to the Council, which might make the Ordinance more effective.

Mr. Vann stated that he had discussed, with Mr. Walker, the idea of providing a probationary period in the Ordinance and that this would be discussed with the Board.

Mr. Trevino requested that in the future, when an appeal is made, that the Council be provided with pertinent information, in written form, prior to hearing the appeal.

70-21

ZONING HEARING

The Council considered the fact that there are two appeal zoning cases to be heard at the May 21 meeting and only seven members of the Council will be present on that date. It was agreed by the Council that zoning cases numbers 3906 and 3911 will be heard at the May 28 meeting and be the first items to be acted on.

70-21 The Clerk read the following letter:

May 8, 1970

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

Gentlemen and Madam:

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

5/6/70

Petition of Highlands High School PTA requesting the City to widen Greer Street from Elgin Street to one block west of Anita Street, and also widen Anita Street from Villareal Street to Hiawatha Street.

/s/ J. H. INSELMANN,
City Clerk

* * * *

May 14, 1970
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There being no further business to come before the Council,
the meeting was adjourned.

A P P R O V E D



M A Y O R

ATTEST:


C i t y C l e r k

