

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, MAY 13, 1971.

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The meeting was called to order at 9:30 A. M. by the presiding officer, Mayor John Gatti, with the following members present: HABERMAN, HILL, BECKER, MENDOZA, GARZA, NAYLOR, TREVINO, GATTI; Absent: HILLIARD.

71-23 The invocation was given by Reverend W. B. Sandberg, Epworth United Methodist Church.

The minutes of the meetings of May 1, 1971, and May 6, 1971, were approved.

71-23 Mayor Gatti welcomed a class of 25 history and government students and their instructor, Mrs. Fay Dean, from Fox Tech High School.

71-23 SAFE DRIVING AWARDS

Mr. David Koch, Safety Director, introduced himself to the Council and described the safety program, which has been instrumental in saving thousands of dollars for the City.

Mayor Gatti joined Mr. Koch in presenting First Place Industrial Awards to the following departments: Aviation, Traffic and Transportation, Public Works, Automotive Repair, Police Department, Metropolitan Health District and the Engineering Division of the Public Works Department.

Special Awards for excellence in accident prevention were made to: Metropolitan Health District, Housing and Inspections, Public Library, Finance Department, Fire Department and Parks and Recreation Department.

Winners in Statewide individual safe-driving competition were: Green Fleming, David C. Garcia, Lazarro G. Gutierrez, Thomas J. Moryl, Charles B. Wiemers, Florence N. Cassidy and Ernest J. Gonzales.

Mayor Gatti congratulated Mr. Koch, as well as those receiving the Awards and expressed appreciation for the effort to reduce the incidence of accidents.

71-23 The following Ordinances were read by the Clerk and explained by Purchasing Agent, John Brooks, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Garza, Naylor, Trevino, Gatti; NAYS: None; ABSENT: Hilliard.

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AN ORDINANCE 39,476

AUTHORIZING THE PURCHASE OF 700 DIFFUSER TUBES FOR THE CITY WASTE WATER PLANT FROM NEWMAN ENGINEERED EQUIPMENT, INC. FOR A TOTAL PRICE OF \$12,299.00, SUCH FIRM BEING THE SOLE SOURCE OF THIS ITEM.

* * * *

AN ORDINANCE 39,477

ACCEPTING THE PROPOSAL OF EDWIN E. SMITH TO INSTALL AND OPERATE A MACHINE TO COLLECT SILVER FROM DRAINAGE LINES IN THE CITY HEALTH DEPARTMENT, RESULTING FROM PROCESSING X-RAY FILM, WITH THE CITY TO RECEIVE FORTY PERCENT (40%) OF THE VALUE OF SILVER RECOVERED.

* * * *

71-23 The Clerk read the following Ordinance:

AN ORDINANCE 39,478

ACCEPTING THE PROPOSAL OF AND MANIFESTING A CONTRACT WITH EACH OF THE BIDDERS SET FORTH HEREIN FOR THE BIDDER TO FURNISH AND FOR THE CITY OF SAN ANTONIO TO BUY ALL OF ITS REQUIREMENTS FOR THE PARTS AND SERVICES SET FORTH IN THE ACCEPTED PROPOSAL FOR A ONE-YEAR PERIOD COMMENCING AUGUST 1, 1971 AND TERMINATING JULY 31, 1972.

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| American/Center, Inc. | American Motors Vehicle Parts and Service |
| City Armored Service, Inc. | Armored Car Service |
| San Antonio Brake and Clutch Service, Inc. | Automotive Clutch Parts and Service |
| Champ Spring Company | Automotive Spring Parts and Service |
| Southwest Wheel & Mfg. Co. | Automotive Wheel Parts and Service |
| American Clay Forming Plant | Ceramic Pavement Marking Buttons |
| Alamo Welding & Boiler Works, Inc. | Caterpillar Tractor Parts and Service (Competitive) |
| Holt Machinery | Caterpillar Tractor Parts and Service (Captive) |

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| Cooper Equipment Company | Cleaver-Brooks, Etnyre & John Deere Parts and Service |
| Gulf Oil Company - U. S. | Diesel Fuel Oil |
| The Perry Shankle Co. | Dry-Fil Type Ballasts |
| Guess Towel & Uniform Supply, Inc. | Dust Control Service |
| Huston's Machine Shop | Engine Rebuilding - Machine Shop Service |
| Mobil Oil Corporation | Kerosene |
| General Electric Supply Co. | Lamps |
| John A. Albert Company | Maintenance of Heating and Air Conditioning Systems at Branch Libraries |
| Waukesha Pearce Industries | Michigan, Waukesha Parts and Service |
| S. X. Callahan, Inc. | Motorola Alternator Parts and Service |
| Ace Mud Sump Service | Mud Sump Cleaning Service |
| A-1 Litho Service | Offset Negatives and Halftones |
| A B C Service Company | Portable Chemical Toilets |
| Samuel Jackson Fusee Co. | Red Burning Fusees |
| S. X. Callahan, Inc. | Speedometer Calibration |
| Johnson Waste Material, Inc. | Wiping Cloths |

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This Ordinance was explained by John Brooks, Purchasing Agent, who told the Council that this is one of several ordinances presented each year, which manifest annual contract awards for various supplies and services. He said that prices of items are about the same as last year, although labor rates have risen about fifty cents per hour.

Mr. Hill and Mr. Becker both stated that they would like to receive the analysis of annual bids prior to considering them in open meeting. Mr. Becker said that he would like to see the master analysis, also, prior to considering the ordinances.

Mr. Brooks said that he will prepare the requested analysis for future annual contracts and arrange for their early delivery.

After discussion, on motion of Mrs. Haberman, seconded by Mr. Hill, the Ordinance was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Naylor, Trevino, Gatti; NAYS: Garza; ABSENT: Hilliard.

Mr. Garza stated that he simply felt that he had not had sufficient time to study the bids and therefore voted "nay."

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71-23 The Clerk read the following Ordinance:

AN ORDINANCE 39,479

AUTHORIZING AN AMENDMENT TO THE
EQUIPMENT LOAN AGREEMENT BETWEEN
THE CITY AND FEDERAL AVIATION
ADMINISTRATION PERTAINING TO
CERTAIN EMERGENCY GENERATOR ITEMS
AT THE INTERNATIONAL AIRPORT.

* * * *

This Ordinance was explained by Tom Raffety, Aviation Director, who said that in 1966, FAA loaned the International Airport two emergency generators to be used for lighting certain areas in the event of failure of commercial service. As facilities have been improved at the airport, one of the generators has been returned to FAA. The purpose of this Ordinance is to revise the list of material still on loan to the airport.

After consideration, on motion of Mr. Trevino, seconded by Mr. Becker, the Ordinance was passed and approved by the following vote:
AYES: Haberman, Hill, Becker, Mendoza, Garza, Naylor, Trevino, Gatti;
NAYS: None; ABSENT: Hilliard.

71-23 The Clerk read the following Resolution:

A RESOLUTION
NO. 71-23-94

AUTHORIZING APPLICATION TO THE
UNITED STATES DEPARTMENT OF LABOR
FOR A GRANT TO BE USED IN ESTABLISHING
A PUBLIC SERVICE CAREERS PROGRAM
IN THE CITY.

* * * *

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

- SECTION 1. The City Manager is hereby authorized to submit an application on behalf of the City of San Antonio to the United States Department of Labor for a grant to be used for the purpose of establishing a Public Service Careers Program within the City.
- SECTION 2. Subject application is not to exceed \$500,000.00 in federal funds and the program is to hire and train disadvantaged employees for existing unfilled positions and to train existing disadvantaged employees for upgrading to hold more responsible positions.
- SECTION 3. Further details of the Public Service Careers Program are attached hereto in a memorandum from the City Manager, dated May 5, 1971.

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This Resolution was explained by Leroy Harvey, Training Officer in the Personnel Department, who said that the grant request is for \$444,000 for a 24-month program to hire and train disadvantaged persons for currently existing positions. There is also a phase of the program for upgrading current employees.

After consideration, on motion of Mrs. Haberman, seconded by Mr. Mendoza, the Resolution was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Garza, Naylor, Trevino, Gatti; NAYS: None; ABSENT: Hilliard.

71-23 The following Ordinance was read by the Clerk and explained by Carl White, Assistant Director of Finance, and after consideration, on motion of Mrs. Haberman, seconded by Mr. Becker, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Garza, Naylor, Trevino, Gatti; NAYS: None; ABSENT: Hilliard.

AN ORDINANCE 39,480

APPROPRIATING \$83,365.00 CONSTITUTING THE AMOUNT OF FEDERAL FUNDS AWARDED THE CITY FOR OPERATION OF A NIGHT MAGISTRATE SYSTEM AND ESTABLISHING ACCOUNTING PROCEDURES.

* * * *

City Manager Henckel said that he has not yet received a legal opinion as to whether or not existing Justices of the Peace could serve as alternates for the Night Magistrates. In the event the opinion is expressed that it is illegal to pay City funds to a Justice of the Peace, it will be necessary that someone be appointed as Alternate Judge.

Mrs. Haberman said that she understands that the present Night Magistrate is working seven nights per week and she would like for the staff to follow up on this problem and report back to the Council.

71-23 The Clerk read the following Ordinance:

AN ORDINANCE 39,481

ACCEPTING THE PROVISIONS OF TEXAS HIGHWAY COMMISSION MINUTE ORDERS 64834 AND 64836 PERTAINING TO JOINT PARTICIPATION IN THE IMPROVEMENT OF 67 RAILROAD GRADE CROSSINGS AS A PART OF THE TOPICS PROGRAM.

* * * *

This Ordinance was explained by Stewart Fischer, Traffic and Transportation Director, who also explained, to the Council, the function of the TOPICS Program, which is administered by the Texas Highway Department.

Total cost of the project, to improve 67 railroad crossings in the City, is \$460,000; all of which is Federal and State Funds. Improvements will be to markings and signs at some crossings and upgrading of

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electrical devices at others. Included in this project are the crossings at Hoefgen Street, Eisenhower Road and Walzem Road.

Mr. Becker expressed the opinion that wig-wag signals and gates are inadequate in some instances. He also said that each crossing must be carefully analyzed to get the most effective safety devices installed. He called attention to the fact that, usually where trains are going the slowest is where gates are installed. At crossings where train speeds are 45 to 60 MPH, there are very few gates installed. He felt that this is in reverse.

After consideration, on motion of Mr. Naylor, seconded by Mr. Hill, the Ordinance was passed and approved by the following vote:
 AYES: Haberman, Hill, Becker, Mendoza, Garza, Naylor, Trevino, Gatti;
 NAYS: None; ABSENT: Hilliard.

71-23 The Clerk read the following Resolution:

A RESOLUTION
 NO. 71-23-95

AUTHORIZING APPLICATION TO THE TEXAS
 PARKS AND WILDLIFE DEPARTMENT FOR A
 PUBLIC OUTDOOR RECREATION FACILITY
 PROGRAM GRANT FOR McFARLIN TENNIS
 CENTER.

* * * *

WHEREAS, the Act of the 59th Texas Legislature, Regular Session, 1965, approved May 6, 1965, entitled Senate Bill (V.A.C.S. 6081 r), as amended, authorizes the Texas Parks and Wildlife Department to make grants to municipalities and counties to assist them in carrying out programs of outdoor recreation to preserve an adequate amount of rapidly disappearing land, and

WHEREAS, it has been found and determined by this body that there exists in this locality a need for a program of public outdoor recreation, NOW, THEREFORE,

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

SECTION 1. That an application be filed with the Texas Parks and Wildlife Department on behalf of the City of San Antonio for a public outdoor recreation facility grant under authority of the Act of the 59th Texas Legislature, Regular Session, 1965, approved May 6, 1965, entitled Senate Bill 165 (V.A.C.S. 6081 r), as amended, for one-half of the cost of undertaking and carrying out a public outdoor recreation facility program, for McFarlin Tennis Center, which cost is now estimated to be \$270,564.00, in an area or areas to be designated and specially described in such application, and that the City Manager, is hereby authorized and directed to execute and file such application and to sign any contracts or documents pertaining thereto, also the Director of Parks and Recreation is hereby authorized and directed to provide such additional information and furnish such documents as may be required by the Texas Parks and Wildlife Department and to act as the authorized representative of the City in the execution of the proposed public outdoor recreation program.

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SECTION 2. A copy of subject application is attached hereto and incorporated herein by reference.

SECTION 3. That the United States of America and the Texas Parks and Wildlife Department be, and they hereby are, assured of full compliance by the City with regulations of the Texas Parks and Wildlife Department effectuating Title VI of the Civil Rights Act of 1964 and applicable Executive Orders.

* * * *

This Resolution was explained by Bob Frazer, Parks and Recreation Director, and after consideration, on motion of Mr. Hill, seconded by Mr. Becker, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Garza, Naylor, Trevino, Gatti; NAYS: None; ABSENT: Hilliard.

71-23 The following Ordinances were read by the Clerk and explained by Land Division Chief, W. S. Clark, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Garza, Naylor, Trevino, Gatti; NAYS: None; ABSENT: Hilliard.

AN ORDINANCE 39,482

APPROPRIATING FROM CERTAIN FUNDS AMOUNTS IN THE TOTAL SUM OF \$667.00 IN PAYMENT FOR EXPENSES INCURRED IN CONNECTION WITH THE ACQUISITION OF PROPERTIES FOR U. S. 281 NORTH EXPRESSWAY PROJECT; SALADO CREEK OUTFALL SEWER LINE; GITTINGER AVENUE PAVING PROJECT; AND MILITARY DRIVE, SECTION C.

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AN ORDINANCE 39,483

APPROPRIATING \$1,075.00 OUT OF SEWER REVENUE FUNDS TO ACQUIRE EASEMENTS FOR THE SALADO CREEK SEWER PROJECT; APPROPRIATING \$400.00 OUT OF DRAINAGE BONDS TO OBTAIN AN EASEMENT IN CONNECTION WITH GITTINGER AVENUE PAVING; AUTHORIZING PAYMENT OF \$11,550.00 OUT OF FUND 708 TO PURCHASE PROPERTY FOR THE EDGEWOOD PARK PROJECT; ALSO ACCEPTING EASEMENTS AND DEDICATIONS PERTAINING TO LEON CREEK SEWER PROJECT, FORREST OAKS SUBDIVISION SEWER PROJECT, AND HERBERT STREET WIDENING.

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AN ORDINANCE 39,484

APPROPRIATING \$12,000.00 OUT OF LIBRARY
IMPROVEMENT BONDS TO ACQUIRE PROPERTY
IN CONNECTION WITH THE NEW CARVER
BRANCH LIBRARY SITE.

* * * *

71-23 The Clerk read the following Ordinance:

AN ORDINANCE 39,485

AUTHORIZING THE CITY MANAGER TO EXECUTE
A CONTRACT WITH THE ECONOMIC OPPORTUNITY
DEVELOPMENT CORPORATION FOR SERVICES IN
CONNECTION WITH THE MODEL CITIES
COORDINATED DAY CARE PROJECT, AND
PROVIDING FUNDING OF SUCH SERVICES
FROM MODEL CITIES SUPPLEMENTAL FUNDS.

* * * *

Mr. John Rinehart, Assistant Director of Model Cities, explained the proposed Ordinance. He said that this project would provide day care for approximately 500 children in the Model Neighborhood Area. The project would be in two phases: (1) renovation of five existing centers, purchase of necessary equipment and employment of necessary employees; (2) providing of the services after the centers have been renovated. He detailed the services to be rendered.

Mr. Rinehart related the problems he has encountered in trying to get this program started. E.O.D.C. would be ready to start on June 1, but would not be able to do so until the City can contract with the State Welfare Department. It appears that it will be about two months before this contract can be executed.

Mayor Gatti said that it is his understanding that if this program is not operable by June 1, the program will be in trouble.

Mr. Gene Rodriguez, Executive Director of E.O.D.C., suggested a resolution from the Council and a delegation from the Council to meet with Mr. Hackney and members of the Governor's staff, as well as the State delegation from Bexar County, to impress on them the urgency of this and the fact that there should be some way to cut through the red tape.

Mayor Gatti instructed Mr. Rinehart to prepare a resolution to be taken to Austin.

After consideration, on motion of Mr. Trevino, seconded by Mr. Mendoza, the Ordinance was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Garza, Naylor, Trevino, Gatti; NAYS: None; ABSENT: Hilliard.

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71-23 The following Ordinance was read by the Clerk and after consideration, on motion of Mrs. Haberman, seconded by Mr. Becker, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Garza, Naylor, Trevino, Gatti; NAYS: None; ABSENT: Hilliard.

AN ORDINANCE 39,486

APPOINTING DR. ROBERT RAST AND MR. VIRGIL ESPINO TO FILL VACANCIES ON THE BOARD SELECTION COMMITTEE TO PARTICIPATE IN THE STATE DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION PROGRAM AS AUTHORIZED BY STATUTE (FOR TERMS BEGINNING MAY 13, 1971, AND ENDING MAY 13, 1973; REPLACING MRS. S. E. COCKRELL, JR. AND DR. WILLIAM ROSS).

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71-23 The following Ordinance was read by the Clerk and discussed by City Manager Henckel, and after consideration, on motion of Mr. Naylor, seconded by Mr. Trevino, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Garza, Naylor, Trevino, Gatti; NAYS: None; ABSENT: Hilliard.

AN ORDINANCE 39,487

AMENDING THE SUBDIVISION ORDINANCE (CHAPTER 36 OF THE CITY CODE) BY PROVIDING ADDITIONAL METHODS OF AND REQUIREMENTS FOR THE FURNISHING OF SECURITY TO GUARANTEE CONSTRUCTION OF SITE IMPROVEMENTS.

* * * *

71-23 SMOKING ON BUSES

City Manager Henckel reported to the Council on his investigation of the request to prohibit smoking on buses. He said that the Transit System feels that such action would be detrimental to their business and also expressed the feeling that modern buses have an advanced ventilation system, which eliminates any problems. Mr. Henckel said that he could not recommend one way or another.

After discussion, Mayor Gatti called for a vote on the question - "Do you want to prohibit smoking on buses?" The roll call vote was, as follows: AYES: None; NAYS: Haberman, Hill, Becker, Garza, Naylor, Trevino, Gatti; ABSTAIN: Mendoza; ABSENT: Hilliard.

71-23 The Clerk read the following Resolution:

A RESOLUTION
NO. 71-23-96

ENDORSING AND SUPPORTING PROPOSED AMENDMENT NO. 3 TO THE CONSTITUTION OF TEXAS.

* * * *

WHEREAS, the State's aged, blind, handicapped and dependent children have, for too long, suffered from many indignities, including extremely low pensions, and

WHEREAS, there is no sign that true reform can be expected in the State's present welfare system, which would eliminate the indignities, and

WHEREAS, Texas ranks 44th in benefits paid our elderly, blind and handicapped, and

WHEREAS, unless Amendment 3 is passed, which would eliminate ceilings on State funds available for pensions for the elderly, blind and handicapped and raise the ceiling on funds for aid to dependent children to \$55 million, the already low pensions will have to be reduced even further, NOW, THEREFORE,

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

This City Council does hereby announce its endorsement for Amendment 3 and urges support of same at the special election to be held on Tuesday, May 18, 1971.

* * * *

Mrs. Robert Ayres, Jr. spoke to the Council urging the adoption of this Resolution. A copy of her prepared statement is included with the papers of this meeting.

Others speaking in support of the Resolution were Mr. R. E. Pugh and Canon Gerald McAllister.

After consideration, on motion of Mr. Trevino, seconded by Mr. Mendoza, the Resolution was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Garza, Naylor, Trevino, Gatti; NAYS: None; ABSENT: Hilliard.

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CITIZENS TO BE HEARD

Reverend R. A. Callies, Sr., Chairman of the Youth Leadership Conference, spoke to the Council about the possibility of Federal funds not being made available for the summer job program for young people. He discussed various possibilities of ways in which the City could assist in this program.

Mayor Gatti advised Rev. Callies that this subject is on the agenda for discussion at the "B" Session, which he would be welcome to attend.

Mr. Woody McGill, President of the North Loop 410 Association, Inc., appeared before the Council and read a resolution, which was adopted by his organization, asking that International Airport not be moved, but that development of the airport be continued. A copy of the resolution is included with the papers of this meeting.

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Anita Levine, Secretary for the American Foundation for Protection of Health and Life, Inc., spoke to the Council with reference to elimination of smoking on buses.

Mr. Louis Tomaino, Chairman of the Criminal Justice Planning Committee of the Alamo Area Council of Governments, spoke to the Council regarding the work being done by Father Brosnan and the Patrician Movement. He reviewed the work being done by the Patrician Movement and expressed his hope that the Council will reconsider its actions with regard to this matter.

Mr. Sam Snell spoke to the Council regarding the parking meters in San Antonio, which he considers to be unconstitutional.

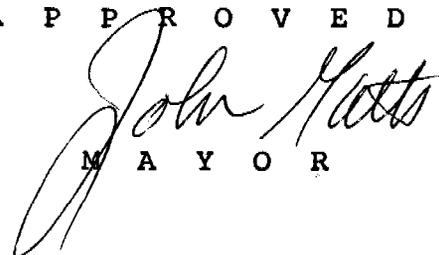
Mr. Thomas Garret, a member of the San Antonio Board of Realtors, stated that he had attended this meeting, so that the Council would know that the Realtors are interested in the City's government. He thanked the Council for their efforts.

Mr. Bob Roth, Chairman of the Bexar County Committee for Tourism, spoke to the Council urging the Council to support Proposition Number 5 - Liquor by the Drink - to be voted on May 18, 1971. He reviewed the advantages of having this proposition approved by the voters and asked the Council to express approval of it.

Mayor Gatti and other Councilmen expressed their personal approval of the proposition.

There being no further business to come before the Council, the meeting adjourned at 11:25 A. M.

A P P R O V E D



M A Y O R

ATTEST: 
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