



70-28

SOUTHWESTERN BELL TELEPHONE COMPANY  
REQUEST FOR ADJUSTMENT IN  
SCHEDULE OF TELEPHONE RATES

Mr. W. A. Griep, Manager of the San Antonio Division, presented, to each member of the City Council, a request for an increase in the schedule of telephone rates, which he estimated would amount to \$3,926,000, but after taxes nets out to \$1,936,000, which will permit the telephone company a rate of return of 5.59% to the fair value of investment in San Antonio, as of December 31, 1969. He reviewed the operation of the telephone company under the metropolitan system.

(A copy of the request and presentation made is officially filed in the Office of the City Clerk.)

After discussion, the Mayor suggested that, at the informal session of July 9, the telephone company's request be discussed with representatives of the telephone company. This was agreeable to the Council.

Mr. Torres stated that in view of the application for an increase in rates, it will be a tremendous task to analyze the request, which is very complex. He felt the Council should undertake to hire a consultant to analyze the proposed increase in rates.

The Mayor asked City Manager Henckel to see if such an expert can be hired, what the fee will be and the time element involved in making a study of the proposed application for increase in telephone rates.

- - -

70-28

UNIVERSITY OF TEXAS AT SAN ANTONIO

Mr. John Peace, a member of the Board of Regents of the University of Texas, spoke to the Council of the benefits which will be derived by the City of San Antonio from the establishment of the UTSA. He expressed appreciation for the cooperation shown by the staff of the City and other agencies with the staff of the University of Texas during the last six months. He has expressed, to the Board of Regents, that San Antonio will demonstrate itself to be the epitome of cooperation in this project.

Dr. Arleigh Templeton, President of the University of Texas at San Antonio, also spoke on the advantages of having the university located in San Antonio and advised the Council that he must have laid out on paper by August 15, to present to the Legislative Budget Board, the total financial needs of the university through 1973.

Mayor McAllister thanked Mr. Peace and Dr. Templeton for their presentations and assured them that the City of San Antonio will cooperate in the UTSA project.

Dr. Calderon then introduced a six-point Resolution in which the Council states its intention to cooperate with the University of Texas System in development of the University of Texas at San Antonio.

He then discussed with the Council the third paragraph, which reads as follows:

June 25, 1970  
ky

It express its intention to assist in causing all City of San Antonio utilities, including gas, water, electricity, sanitary sewers, to be available to the perimeter of the site of the University of Texas at San Antonio in quantities, capacities and at locations meeting University of Texas requirements at no cost to the University of Texas System; accordingly, the City Council will appoint a Citizens Liaison Committee to work with the landowners adjacent to and around the university site to the end that the cost to be involved in delivering the utility services to the said site may be shared by the property owners and the City in an equitable manner.

He added that the Homebuilder's and Realtor's Associations had approved the Resolution, which he presented two weeks ago. They did not, however, approve paragraph 3., as written above.

Dr. Nielsen asked that action on the Resolution be postponed until the informal session next week, in view of the changes made in paragraph 3.

Mr. Torres agreed and stated that he felt there are some legal problems that must be settled first; one being the deeds to the land to the University of Texas be free and clear of debt.

Mr. Peace advised that the topographical survey is being made, after which field notes can be drawn.

He assured the Council that the Resolution is not phrased to be in the form of any type of commitment, it is only a statement of intention on the part of the Council, as he would construe it. He further assured the Council that the University of Texas System is not about to go out on the site and spend any amount without having acquired title to the property.

After discussion of paragraph 3., Dr. Calderon asked that there be deleted from the Resolution, the last part of paragraph 3., beginning with the word "accordingly." He then made a motion that the Resolution be adopted. The motion was seconded by Mr. Hill. On roll call, the Resolution was passed and approved by the following vote: AYES: Hill, McAllister, Calderon, Haberman, Nielsen, Trevino, Torres; NAYS: None; ABSENT: Burke, James.

The Resolution, as passed, is as follows:

A RESOLUTION  
NO. 70-28-36

WHEREAS, the 61st Legislature created the University of Texas at San Antonio to be operated as a part of the University of Texas System, and

WHEREAS, the Board of Regents of the University of Texas System has designated a 600-acre site for the location of said University, known as the Delavan site, and

WHEREAS, it is the policy of the University of Texas System throughout the State that all its sites for universities and schools be annexed to the cities adjacent to them and provided with necessary services to the perimeter of the site, and

WHEREAS, the University of Texas System thereupon will undertake the complete planning, construction and development of all on-site facilities necessary to the establishment, operation and maintenance of a complete university.

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

SECTION 1. That the City of San Antonio go on record to the following effects:

1. It offer its complete cooperation to the University of Texas System, its Board of Regents, and the President and staff of the new University in the development of the University of Texas at San Antonio.
2. It express a willingness to annex the site of the University of Texas at San Antonio and such other area as the City may deem necessary after the completion of the survey of the University of Texas at San Antonio site and its own studies.
3. It express its intention to assist in causing all City of San Antonio utilities, including gas, water, electricity, sanitary sewers, to be available to the perimeter of the site of the University of Texas at San Antonio in quantities, capacities and at locations meeting University of Texas requirements at no cost to the University of Texas System.
4. It express its intention of providing fire protection, police protection and garbage collection to the University of Texas at San Antonio at the appropriate time.
5. It express its intention to cause transportation to be provided to the University of Texas campus in keeping with the academic schedule and demand for such services and at such times as same shall be reasonably necessary.
6. It authorize the City Manager of the City of San Antonio and its agencies to proceed to cooperate with and plan toward the accomplishment of the purposes of this resolution, and such staff is authorized and empowered to negotiate with the appropriate officials of the University of Texas System to bring back studies and recommendations subject to the specific approval by the City Council of the City of San Antonio and/or the agencies of the City of San Antonio having appropriate jurisdiction.

\* \* \* \*

City Manager Henckel reported that he had toured HemisFair Plaza with Mr. Peace and Dr. Templeton. Dr. Templeton has requested use of the Maison Blanche Restaurant building for temporary offices. He said that rental would be \$1.00 per year and the University of Texas will pay for renovation, maintenance and utilities. He said if the Council concurred, an ordinance, making such a lease, will be prepared for action by the Council at the next meeting.

The City Manager was instructed to prepare the necessary ordinance and have it ready for next week's meeting.

70-28 The Clerk read the following Ordinance:

AN ORDINANCE 38,665

MANIFESTING AN AGREEMENT WITH SAN ANTONIO MUSEUM ASSOCIATION AMENDING THE PRESENT AGREEMENTS COVERING OPERATIONS OF WITTE MEMORIAL MUSEUM AND THE CONFLUENCE MUSEUM.

\* \* \* \*

The City Manager explained that this is a result of the Grand Jury's investigation of certain activities at the Witte Museum and an investigation on the part of the Finance Department. The Ordinance authorizes the City to audit the books of the Witte Museum and certain other specific items. The Museum Association has agreed to the changes and has signed the agreement.

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

70-28 The Clerk read the following Ordinance:

AN ORDINANCE 38,666

AUTHORIZING PAYMENT OF \$9,270.00 TO THE SAN ANTONIO MUSEUM ASSOCIATION, INC. FOR CURRENT EXPENSES AND APPROVING A TRANSFER OF FUNDS.

\* \* \* \*

City Manager Henckel stated that this total represents the cost of repairing the air conditioning system, remodeling the women's restroom, repairing the electrical system breakdown and also includes \$3,000.00 for normal operating expenses over and above the amount previously budgeted. This is mainly for salary increases for employees to meet the minimum wage laws. The total appropriation will carry them through the balance of this fiscal year and he recommended that the Ordinance be adopted.

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

70-28

SAN ANTONIO INDEPENDENT SCHOOL DISTRICT REQUEST  
RE: WHEATLEY HIGH SCHOOL

The Council then took up consideration of the request of the San Antonio Independent School District to authorize the Urban Renewal Agency to initiate a study of feasibility of acquisition, through a renewal program, of a parcel of land for a new high school.

Dr. Calderon advised the Council that he was asked by Mr. Richard Teniente, President of the School Board, to resubmit the request to the City Council. This authorization of this request would merely make it possible for the School District to deal directly with the Urban Renewal Agency to obtain the information they need. Some questions have been clarified by the fact that the School District has stated that it will bear the cost of any expense incurred by the study. By authorizing such a study, no commitment is being made on the part of the City.

Dr. Calderon then made a motion that the City Council request the Urban Renewal Agency to initiate a study of feasibility of acquisition, through a renewal program, of a parcel of land for a new high school, as requested by the San Antonio Independent School District. The motion was seconded by Mr. Trevino.

Mr. Torres spoke against the motion stating that before initiating a study, the Council should be convinced that the area is a slum and blighted area. The City has commitments on other Urban Renewal projects and they have not received information on Bell East, which was requested previously.

Mayor McAllister stated that the Urban Renewal Agency cannot clear any tract of land unless it meets the criteria. The only way to know whether the property in question meets the criteria is for Urban Renewal to make such a study.

City Manager Henckel stated that Mr. Winston Martin, Executive Director of the Urban Renewal Agency, has been out of town and has advised that he would like to appear before the Council, at an informal session, to present the information requested previously.

After further discussion, the question was called and Dr. Calderon's motion prevailed by the following vote: AYES: McAllister, Calderon, Haberman, Nielsen, Trevino, Hill; NAYS: Torres; ABSENT: Burke, James.

70-28 The Clerk read the following Ordinance, which was explained by Purchasing Agent, John Brooks, and after consideration, on motion of Mr. Hill, seconded by Mr. Trevino, was passed and approved by the following vote: AYES: McAllister, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: Calderon, Burke, James.

AN ORDINANCE 38,667

ACCEPTING THE ATTACHED LOW QUALIFIED  
BID OF AUTOMOTIVE TRUCK PARTS COMPANY  
TO FURNISH THE CITY OF SAN ANTONIO  
CENTRAL SHOPS WITH ONE TIRE SPREADER  
FOR A TOTAL OF \$1,323.93.

\* \* \* \*

70-28 The Clerk read the following Ordinance, which was explained by Purchasing Agent, John Brooks, and after consideration, on motion of Dr. Nielsen, seconded by Mr. Trevino, was passed and approved by the following vote: AYES: McAllister, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSTAIN: Calderon; ABSENT: Burke, James.

AN ORDINANCE 38,668

ACCEPTING THE PROPOSAL OF AND MANIFESTING  
A CONTRACT WITH NATIONWIDE PAPERS, DIVISION  
OF U. S. PLYWOOD-CHAMPION PAPERS, INC. TO  
FURNISH THE CITY OF SAN ANTONIO WITH ALL  
REQUIREMENTS OF PLASTIC DISPOSABLE TRASH  
CAN LINERS FOR A PERIOD BEGINNING ON DATE  
OF ACCEPTANCE BY CITY COUNCIL AND  
TERMINATING JULY 31, 1971.

\* \* \* \*

70-28 The following Ordinance was read by the Clerk and explained by Purchasing Agent, John Brooks, and after consideration, on motion of Mr. Hill, seconded by Mr. Torres, was passed and approved by the following vote: AYES: McAllister, Calderon, Haberman, Nielsen, Hill, Torres; NAYS: None; ABSENT: Burke, James, Trevino.

AN ORDINANCE 38,669

ACCEPTING THE ATTACHED LOW QUALIFIED  
BID OF HOBBS TRAILERS TO FURNISH THE  
CITY OF SAN ANTONIO DEPARTMENT OF  
PUBLIC WORKS WITH TELESCOPIC HOISTS  
FOR A TOTAL OF \$2,298.99.

\* \* \* \*

70-28 The following Ordinance was read by the Clerk and explained by Purchasing Agent, John Brooks, and after consideration, on motion of Mr. Hill, seconded by Dr. Nielsen, was passed and approved by the following vote: AYES: McAllister, Calderon, Haberman, Nielsen, Hill, Torres; NAYS: None; ABSENT: Burke, James, Trevino.

AN ORDINANCE 38,670

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF O J INDUSTRIES, INC. TO FURNISH THE CITY OF SAN ANTONIO CONVENTION FACILITIES CONVENTION CENTER WITH CERTAIN DIVIDER PANELS FOR A TOTAL OF \$4,256.00.

\* \* \* \*

70-28 Mayor McAllister was obliged to leave the meeting and Mayor Pro-Tem Calderon presided.

70-28 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: Calderon, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Burke, James.

AN ORDINANCE 38,671

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF THE MONROE COMPANY TO FURNISH THE CITY OF SAN ANTONIO CONVENTION CENTER WITH ONE HUNDRED FOLDING TABLES FOR A NET TOTAL OF \$2,415.00.

\* \* \* \*

AN ORDINANCE 38,672

AUTHORIZING THE FINANCE DIRECTOR TO PURCHASE CERTAIN 16mm FILM (COLOR) FOR THE CITY OF SAN ANTONIO PUBLIC LIBRARY FROM WESTON WOODS FOR THE NET TOTAL OF \$1,020.00.

\* \* \* \*

70-28 The Clerk read the following Ordinance:

AN ORDINANCE 38,673

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 SERVICE SET FORTH IN THE ACCEPTED PROPOSAL FOR A ONE-YEAR PERIOD COMMENCING AUGUST 1, 1970 AND TERMINATING JULY 31, 1971.

\* \* \* \*

|                                                        |                                                                                                                                                                         |
|--------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| T. E. Poppe Supply                                     | Automotive Oil Filters, Fuel Filter & Air Cleaner Elements                                                                                                              |
| Getz Exterminators, Inc.                               | Pest Control Services                                                                                                                                                   |
| John A. Albert Co.                                     | Maintenance of Heating & Air Conditioning Systems at Branch Libraries                                                                                                   |
| Automotive Truck Parts                                 | Auto-Lite Spark Plugs                                                                                                                                                   |
| Reliable Battery Co.                                   | Prescolite Spark Plugs                                                                                                                                                  |
| H. H. Roper Auto Parts & Machine Shop, Inc.            | A. C. Spark Plugs                                                                                                                                                       |
| The Wadell-Connally Co.                                | Champion Spark Plugs                                                                                                                                                    |
| Bohls Bearing & Power Trans. Service                   | Automotive Chains, Bearings, Oil and Grease Seals, Sprockets, Pillow Blocks & "V" Belts                                                                                 |
| Elliott Paint Co. of Texas                             | Yellow Traffic Paint                                                                                                                                                    |
| Longhorn Paint Co.                                     | White Traffic Paint                                                                                                                                                     |
| Mobil Oil Corporation                                  | Petroleum Lubricants                                                                                                                                                    |
| A. B. Dick Co.                                         | Duplicating Papers                                                                                                                                                      |
| ABC Service Co.                                        | Portable Chemical Toilets                                                                                                                                               |
| Mission Concrete Pipe Co.                              | Concrete Storm & Sanitary Sewer Pipe                                                                                                                                    |
| C. M. C. Concrete Pipe Co., Inc.                       | Concrete Storm & Sanitary Sewer Pipe                                                                                                                                    |
| Alamo Iron Works                                       | Sewer Joint Compound                                                                                                                                                    |
| Capitol Sand & Gravel, A Div. Capitol Aggregates, Inc. | Concrete Aggregate (Coarse Gravel) Loaded at Plantsite                                                                                                                  |
| McDonough Brothers, Inc.                               | Concrete Aggregate (Fine - washed sand) at plantsite                                                                                                                    |
| Osbourn Sand Company                                   | Concrete Aggregate (washed sand) delivered to jobsite north of Commerce St.<br><br>Concrete Aggregate (washed sand) delivered to jobsite Commerce and south of Commerce |

\* \* \* \*

Purchasing Agent, John Brooks, explained this Ordinance covers 19 annual contracts for the next fiscal year for the purchase of parts and services estimated to cost \$156,000.00. He recommended that the low bid be accepted in each case. He added that the successful bidder must be determined for the first two items listed in the Ordinance, as identical or tie bids were submitted by vendors.

June 25, 1970  
ky

-9-

183

In accordance with State Law, lots were cast to determine the successful bidder for automotive oil filters, fuel filter and air cleaner elements, T. E. Poppe Supply, and for pest control services, Getz Exterminators, Inc. The Ordinance was corrected to reflect this.

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

70-28 The following Ordinances were read by the Clerk and explained by Aviation Director, Tom Raffety, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Calderon, Haberman, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Burke, James, Nielsen.

AN ORDINANCE 38,674

AUTHORIZING AN AMENDMENT TO A LEASE AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION FOR SPACE IN THE TERMINAL BUILDING AT INTERNATIONAL AIRPORT BY ADDING THERETO AN ADDITIONAL 65 SQUARE FEET AT A RENTAL OF \$171.60 PER YEAR.

\* \* \* \*

AN ORDINANCE 38,675

MANIFESTING AN AGREEMENT WITH GULF OIL CORPORATION TO EXTEND THE PRESENT LEASE AGREEMENT AT INTERNATIONAL AIRPORT, LEASE NO. 84.

\* \* \* \*

AN ORDINANCE 38,676

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONCESSION AGREEMENT WITH MIDWEST INTERNATIONAL COMPANY PROVIDING FOR INSTALLATION OF TV LOUNGE CHAIRS AT THE INTERNATIONAL AIRPORT TERMINAL BUILDING WITH CITY TO RECEIVE 35% OF GROSS RECEIPTS.

\* \* \* \*

AN ORDINANCE 38,677

MANIFESTING AN AGREEMENT FOR A ONE YEAR EXTENSION OF A LEASE OF SPACE AT INTERNATIONAL AIRPORT TO DELTA AIRLINES.

\* \* \* \*

70-28 Mayor McAllister returned to the meeting and presided.

70-28 The Clerk read the following Ordinance:

AN ORDINANCE 38,678

AUTHORIZING THE CITY MANAGER TO EXECUTE  
A CONTRACT WITH PLANNING RESEARCH  
CORPORATION FOR THE PREPARATION OF AN  
AIR TRANSPORTATION STUDY FOR THE SAN  
ANTONIO REGION; AUTHORIZING THE CITY  
MANAGER TO EXECUTE A CONTRACT WITH THE  
RESEARCH AND PLANNING COUNCIL IN  
CONNECTION WITH THE AFORESAID STUDY.

\* \* \* \*

Mr. Tom Raffety, Director of Aviation, advised that the contract calls for a study to determine the maximum potential of the San Antonio area, as an air transportation center, and calls for total payment of \$52,700.00. The contract calls for completion of the study and submission of final reports within six months of the date of approval by the City Council. An interim report to be delivered in four months will consist primarily of establishment of geographic limits of the San Antonio air transportation region and its probable economic character through the year 1990; analysis of historical data and development of projections through the same period on passengers, cargo and other aviation activities; and, analysis of regional, agricultural and industrial potentials.

The final report will refine the initial data and produce projections based on the socio-economic characteristics of the region; determine the growth of all phases of civilian aviation in the region, as related to these factors; and, analyze San Antonio's comparative advantages. The final conclusions of the report will determine under what circumstances, if any, San Antonio can develop to be a major air transportation hub.

Mr. Raffety added that the Ordinance authorizes a second agreement, which commits the Research and Planning Council to contribute \$12,700.00 to the City to offset a portion of the total cost of the studies. The net cost to the City is \$40,000.00.

Mr. Torres spoke against the proposal and submitted the following comments for the record:

1. There seems to be no essential difference between such a study and our own airport master plan for airport development.
2. It appears to me that our paid staff and planners could "delineate the maximum potential of the San Antonio Region relative to all future air transportation requirements."  
(Research and Planning Council letter, July 11, 1969.)
3. Again, seems more than just a coincidence that William Ellis, an officer with Lockheed, should be sitting on a committee requesting this study to be done by a Lockheed or former Lockheed affiliate. (Other committee members: John Gatti, Hudnell and Solcher.)

4. The PRC proposal is going to do nothing more than borrow from existing economic reports and analyses, which are equally available to anyone in the City's Planning Department. (Example: Study of airport expansion plans in the Houston and Dallas/Fort Worth areas.)

5. The 15 studies in attachment D. are nothing more than bookkeeping chores, which have been handled by PRC. They do not show any particular expertise on PRC's part to come up with any detailed analyses, which we could not do ourselves. The PRC representative in Council lent no light, since he appeared by his statements to be less than forthright ("Oh, we have done many studies of a similar nature," he said, but when questioned, failed to respond in specifics).

Mr. Hill spoke in favor of the proposal, stating that a compilation and analysis of the information needed to reach a conclusion has not been made and the City Staff is unable to do this, because of its workload. He then made a motion that the Ordinance be adopted. The motion was seconded by Dr. Calderon. On roll call, the Ordinance was passed and approved by the following vote: AYES: McAllister, Calderon, Haberman, Nielsen, Trevino, Hill; NAYS: Torres; ABSENT: Burke, James.

70-28 The following Ordinances were read by the Clerk and explained by members of the Administrative Staff, and on motion made and duly seconded, were each passed and approved by the following vote: AYES: McAllister, Calderon, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: Burke, James.

AN ORDINANCE 38,679

APPROPRIATING FROM CERTAIN FUNDS AMOUNTS IN THE TOTAL SUM OF \$915.15 IN PAYMENT FOR EXPENSES INCURRED IN CONNECTION WITH THE ACQUISITION OF PROPERTIES FOR U. S. 87 NORTHWEST EXPRESSWAY, U. S. 81 SOUTH EXPRESSWAY, U. S. 81 SOUTH STORM DRAINAGE, SALADO CREEK OUTFALL SEWER LINE, HIGHWAY 90 WEST, SOUTH LAREDO STREET WIDENING, HILLCREST PAVING PROJECT, OVERPASS - COMMERCE AND BUENA VISTA STREETS AND STORM DRAINAGE PROJECT #68.

\* \* \* \*

AN ORDINANCE 38,680

CLOSING AND ABANDONING PORTIONS OF STEVES AVENUE, BRANGAN STREET AND TWO 15.00 FOOT ALLEYS IN NEW CITY BLOCKS 8503, 8504, 8505 AND 8506 AND AUTHORIZING A QUITCLAIM DEED TO KINMAC CONSTRUCTION COMPANY FOR A CONSIDERATION OF \$1.00 AND OTHER VALUABLE CONSIDERATION.

\* \* \* \*

AN ORDINANCE 38,681

APPROPRIATING \$18,430.00 OUT OF NORTH EXPRESSWAY BONDS FOR PURCHASE OF RIGHT-OF-WAY; APPROPRIATING \$692.00 OUT OF 1964 PARK BONDS IN CONNECTION WITH THE MISSION PARKWAY PROJECT AND ACCEPTING AN EASEMENT PERTAINING TO THE S. W. MILITARY DRIVE IH 35 SANITARY SEWER PROJECT.

\* \* \* \*

AN ORDINANCE 38,682

AMENDING ORDINANCE NO. 38629 THAT ACCEPTED THE BIDS OF CREAM CREST MILK PRODUCTS AND RICHTER'S BAKERY TO FURNISH CITY OF SAN ANTONIO WITH SANDWICH CAKES AND MILK IN CONNECTION WITH THE SUMMER NUTRITIONAL PROGRAM BY CORRECTING THE FUND FROM WHICH PAYMENTS ARE TO BE MADE.

\* \* \* \*

70-28 The Clerk read the following Ordinance:

AN ORDINANCE 38,683

ACCEPTING THE BID OF LESLIE S. HUTTON CONSTRUCTION COMPANY FOR CONSTRUCTION OF THE GEORGE W. BRACKENRIDGE MEMORIAL; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR SAID WORK; AUTHORIZING PAYMENT OF \$8,173.00 OUT OF THE GENERAL FUND TO SAID CONTRACTOR AND \$400.00 TO BE USED AS A CONSTRUCTION CONTINGENCY ACCOUNT, ALSO AUTHORIZING A TRANSFER OF FUNDS.

\* \* \* \*

Mr. Bob Frazer, Director of Parks and Recreation, showed a model of the base, which is to be of native limestone. He said that the design was developed by Fine Arts Commission architects in conjunction with the Parks Department. He recommended acceptance of the bid.

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

70-28 The Clerk read the following Ordinance:

## AN ORDINANCE 38,684

AUTHORIZING EXECUTION OF AN AGREEMENT  
WITH THE CITY OF OLMOS PARK PROVIDING  
FOR TRANSPORTATION AND TREATMENT OF  
SEWAGE FROM THE CITY OF OLMOS PARK.

\* \* \* \*

Mr. Clayton Fowler, Utilities Supervisor, explained that this is an 11-year contract, beginning January 1, 1971. It represents an increase of 6½% in the rate for the service, to which the City of Olmos Park has agreed. The first year, the City will receive \$19,589.88, less \$948.00 for connections located in the City of San Antonio and outside of the City of Olmos Park, for transportation of sewage to that City's sewer main.

Mr. Torres stated if there was no rush on the contract, that he would like for action to be postponed. He was appointed a Committee-of-One to confer with the Olmos Park Council concerning the North Expressway. He has not received a reply and would like action postponed until it is received.

After discussion, the Mayor suggested that it will show the good intentions of the San Antonio Council to pass the Ordinance.

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

70-28 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. Trevino, seconded by Dr. Calderon, was passed and approved by the following vote: AYES: McAllister, Calderon, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: Burke, James.

## AN ORDINANCE 38,685

AUTHORIZING THE CITY MANAGER TO EXECUTE  
AN AGREEMENT WITH THE CITY WATER BOARD  
WHEREIN THE CITY IS GRANTED PERMISSION  
TO ERECT A RADIO TOWER, CONTROL HOUSE,  
AND UNDERGROUND FUEL TANK ON CITY WATER  
BOARD PROPERTY, WITH ALL EXPENSE OF  
CONSTRUCTION AND MAINTENANCE OF THE  
FACILITY TO BE BORNE BY THE CITY.

\* \* \* \*

70-28

DISTINGUISHED VISITORS

Mrs. Haberman introduced her daughter-in-law, Pat Haberman, and her three grandchildren, Christian, Danny and Jeannie Haberman, who reside in Austin, Texas.

June 25, 1970  
ky

-14-

70-28 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: McAllister, Calderon, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: Burke, James.

AN ORDINANCE 38,686

MANIFESTING AN AGREEMENT WITH THE SYMPHONY SOCIETY OF SAN ANTONIO TO AMEND THE PRESENT LEASE AGREEMENT FOR LEASE OF OFFICE SPACE IN THE HEMISFAIR PLAZA PRESS CENTER SO AS TO REDUCE THE LEASED SPACE BY 304 SQUARE FEET, AND REDUCE RENTAL BY \$100.00 PER MONTH; ALSO MANIFESTING AN AGREEMENT TO CANCEL AND TERMINATE THE PRESENT LEASE AGREEMENT FOR DEAD STORAGE AREA IN BUILDING 248 AT HEMISFAIR PLAZA.

\* \* \* \*

AN ORDINANCE 38,687

ACCEPTING THE PROPOSAL OF GLENN ADVERTISING, INC. TO FURNISH CERTAIN ADVERTISING AND PROMOTIONAL SERVICES PERTAINING TO HEMISFAIR PLAZA FOR THE PERIOD ENDING JULY 31, 1970 AND AUTHORIZING PAYMENT OF \$3,600.00 TO SAID AGENCY.

\* \* \* \*

AN ORDINANCE 38,688

MANIFESTING AN AGREEMENT WITH CENTURY SOUVENIR COMPANY, INC., TO AMEND THE PRESENT LEASE AGREEMENT FOR STORAGE SPACE AT HEMISFAIR PLAZA SO AS TO REDUCE THE SPACE OCCUPIED FROM 4,000 TO 3,000 SQUARE FEET, REDUCE RENTAL FROM \$200.00 TO \$150.00 PER MONTH, AND CHANGE THE DESIGNATION OF THE BUILDINGS OCCUPIED.

\* \* \* \*

AN ORDINANCE 38,689

EVIDENCING AN AGREEMENT BETWEEN THE CITY AS LESSOR AND RAUL CORTEZ DBA VILLA FONTANA AS LESSEE PROVIDING FOR SECURITY FOR THE RETURN IN GOOD CONDITION OF PERSONAL PROPERTY LOCATED IN BUILDING 401 AT HEMISFAIR PLAZA, SAID PROPERTY TO BE USED IN CONNECTION WITH THE LESSEE'S OPERATIONS IN THE SUBJECT BUILDING.

\* \* \* \*

## AN ORDINANCE 38,690

AUTHORIZING THE CITY MANAGER TO EXECUTE "REALTY OWNER'S WAIVERS" TO ALLOW CERTAIN ITEMS OF PERSONAL PROPERTY BEING PURCHASED UNDER CONDITIONAL SALE CONTRACTS TO BE INSTALLED IN CLUB ABRAZO, FREE FROM A LANDLORD'S LIEN OR ANY OTHER CLAIM BY THE CITY OF SAN ANTONIO.

\* \* \* \*

70-28 The following Ordinance was read by the Clerk and explained by Mr. Stewart Fischer, Director of Traffic and Transportation, and after consideration, on motion of Mr. Hill, seconded by Mr. Trevino, was passed and approved by the following vote: AYES: McAllister, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: Calderon, Burke, James.

## AN ORDINANCE 38,691

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH MINNESOTA MINING AND MANUFACTURING COMPANY TO PERMIT THE COMPANY TO CONDUCT TESTS OF PAVEMENT MARKING MATERIALS ON CERTAIN STREETS.

\* \* \* \*

70-28 The following Ordinance was read by the Clerk and explained by City Manager Henckel, and after consideration, on motion of Mr. Hill, seconded by Dr. Calderon, was passed and approved by the following vote: AYES: McAllister, Calderon, Haberman, Nielsen, Trevino, Hill; NAYS: Torres; ABSENT: Burke, James.

## AN ORDINANCE 38,692

REAPPOINTING W. R. ROSS, DIRECTOR OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR AN ADDITIONAL TERM OF FOUR YEARS EFFECTIVE JULY 1, 1970.

\* \* \* \*

70-28 The following Ordinance was read by the Clerk and explained by Mr. Jim Gaines, Director of HemisFair, and after consideration, on motion of Mr. Hill, seconded by Mr. Trevino, was passed and approved by the following vote: AYES: McAllister, Calderon, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: Burke, James.

## AN ORDINANCE 38,693

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH TONY ROZANCE, D/B/A BLUE HORIZONS ENTERTAINMENT, SAID CONTRACT PROVIDING THAT TONY ROZANCE WILL ACT ON BEHALF OF THE CITY

IN PROCURING ENTERTAINMENT FOR  
HEMISFAIR PLAZA DURING THE 4TH  
OF JULY WEEKEND.

\* \* \* \*

70-28

CAPITAL IMPROVEMENTS BOND ELECTION

Dr. Calderon stated that the Bond Steering Committee last week had presented its report and recommendations for a bond election. While the material presented by the Steering Committee will require a lot of study on the part of the Council, certain items required immediate action.

After outlining the many needs of the City, Dr. Calderon made a motion that the City Manager be directed to prepare a Resolution establishing, for the record, the intention of the City Council to hold a bond election on Tuesday, September 22, 1970. The motion was seconded by Mr. Trevino.

Discussion was then had concerning the possibility that the election be held on a Saturday, after which, Dr. Nielsen made a substitute motion that the bond election be held Saturday, September 26, 1970. The motion was seconded by Mr. Torres. On roll call, the motion prevailed by the following vote: AYES: McAllister, Calderon, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: Burke, James.

Dr. Calderon then asked that a special meeting of the City Council be called to finalize the categories and amounts to be included in the bond issue.

City Manager Henckel stated that the Department Heads have been asked to study the proposal sent to the Council and submit to the City Manager an analysis of how it will affect the operating costs of each department in the budget. They are also to suggest any item, which they think may have been left out in the recommendations by the Steering Committee.

After discussion, the Council agreed that after the regular meeting on July 2nd, it will consider the City Manager's budget and after a recess for lunch, the meeting will reconvene, at which time it will take up consideration of the propositions to be included in the bond issue election.

Dr. Calderon then recommended that a Citizens Bond Election Information Committee be appointed by the Mayor. The committee is to accept the responsibility of preparing and implementing a publicity campaign, as well as solicit funds from the community at large.

Dr. Nielsen suggested that the committee be appointed by the Mayor and City Council, as the election will need as much broad-based economic support as possible.

After discussion, the Council agreed that each member of the City Council should come up with names for consideration for appointment to this committee.

June 25, 1970  
ky

-17-

Dr. Calderon then recommended that the Council get together and prepare a proper pledge, which would, in essence, give assurance to the community that neither the taxes nor the service charges will be increased, as a result of the issuance and sale of bonds, and execution of the projects therein.

70-28

APPOINTMENTS TO EODC BOARD OF TRUSTEES

City Manager Henckel advised the City Council that appointments to the EODC Board will expire before the next meeting. He recommended that the Council make appointments at the next meeting of the City Council.

70-28

HEARING ON APPEAL OF EUGENIO BUSTAMANTE AND DEL GENE CORPORATION, D/B/A BORDER FENCE COMPANY, TO ACTION OF DIRECTOR OF HOUSING AND INSPECTIONS IN REFUSING A HOME IMPROVEMENT CONTRACTOR'S LICENSE

Mr. George D. Vann, Jr., Director of Housing and Inspections, read a Resolution adopted by the Home Improvement Advisory Board in which they recommend denial of the application, because of a conviction in Corporation Court for building an 18' x 24' structure and was fined. Also, he had made a misrepresentation on the application in that he stated that he had not been convicted for any violation of the Building Code. The Board also noted that Mr. Bustamante had been convicted in five other cases and found guilty and fined \$50.00 on each case. Since 1963, 91 complaints have been filed with the Better Business Bureau, 11 of which have not been answered.

Mr. Vann also advised that the Better Business Bureau, on June 15, had expelled Mr. Bustamante from that organization, because of over 100 complaints that have been filed, some of which have not been answered. He said that it was on this basis that the Advisory Board recommended denial of the license and in which the Director of Housing and Inspections concurred.

Mr. Moses Goldberg, representing Mr. Bustamante, stated that the reason given, in the letter sent to his client, for denial of the license was because of the conviction for violation of the Building Code. This conviction, he said, was the result of hiring a subcontractor to do this particular job and he did not obtain the required building permit. Mr. Bustamante was guilty because he was the general or prime contractor. As to misrepresentation, on the application, he assured the Council this was not intentional, but inadvertently done. Mr. Bustamante has only a first or second grade education, as far as a formal education goes. The application was prepared by Mr. Bustamante's Notary Public and he signed it. There was no intention to defraud or misrepresent. As to the other convictions, he stated that these were appealed to County Court. Judge Garcia was out of town and they were transferred to another Court. They did not know this and as a result, no one appeared to represent Mr. Bustamante. Later, Judge Garcia tried to have Corporation Court appeal the cases, so they may be tried on their merits. However, Corporation Court, due to a procedural technicality, refused to do so. Mr. Bustamante then paid the fines to avoid any further prosecution under these cases. Mr. Goldberg then reviewed the business operation of Border Fence Company and its contributions to the economy of the community. He added that he has taken steps to eliminate the possibility of work being done without having first obtained the proper building permits.

June 25, 1970

-18-

ky

After discussion, Mr. Torres stated that the Home Improvement Advisory Board had made a recommendation, on May 19, that the Council amend the Ordinance to give the Board authority to grant a probationary license.

Mr. Torres then made a motion that the Home Improvement Ordinance be amended to provide for a probationary license and after adoption of the amendment, that the Border Fence Company case be referred back to the Home Improvement Advisory Board with the recommendation that it be granted a probationary license for a period of 90 days and further, that Border Fence Company take action to clear up the complaints that have been filed with the Better Business Bureau.

Mr. Elvin Dean, Co-chairman of the Home Improvement Advisory Board, recommended that the Ordinance be amended to provide for a probationary license. He said under the present Ordinance, the Board can recommend against issuing of a license only in the case of a person having been convicted of a felony and for violation of the Building Code in not having obtained a building permit. He also stated that the Advisory Board, could not, in good conscience, recommend approval of a license where there are many complaints, in which there has been no attempt made to reconcile them.

After discussion of Mr. Torres' motion, it was seconded by Dr. Calderon, and on roll call prevailed by the following vote: AYES: Calderon, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Burke, James.

-  
-  
-  
70-28

EMERGENCY OPERATIONS CONTROL CENTER

Councilman Hill introduced, for consideration of the Council, a plan for the establishment of an Emergency Operations Control Center to be established in the immediate area of the Police Dispatch Office. The purpose of the Control Center is to have a place where City officials and other organizations could contact or go to in order to cope with a disaster, such as which occurred in Lubbock. To do this will not require a large amount of time, material or money.

(A copy of Mr. Hill's memo is filed with papers of this meeting.)

Assistant City Manager, Ancil Douthit, advised the Council that a member of the staff has already started to work on the project and will have a report for the Council in the very near future.

-  
-  
-  
70-28

CITIZENS TO BE HEARD

PETITION - RE: PRIORITY OF  
BABCOCK ROAD PROJECT IN BOND ELECTION

Mr. Jack Morse presented a petition signed by the Southwest Texas Methodist Hospital, Bexar County Hospital District and other organizations in the Medical Center, as well as citizens who reside on Babcock Road, in which it is requested that the City Council request that a traffic survey study be made of Babcock Road and that it be given top priority in the forthcoming bond issue.

June 25, 1970  
ky

-19-

The Mayor asked Assistant City Manager Douthit to have a report on the request ready for next week when the Council will consider the items in the bond issue.

PETITION OF DANIEL RODRIGUEZ  
RE: BRUSH PICKUP - PRECINCT 221

Mr. Rodriguez stated that the City has informed the people in this area how they should pack their trash and brush for pickup. They have done this, but the brush has not been picked up and asked that it be done. The petition also lists 18 streets, which Mr. Rodriguez stated are in need of repairs.

The petition was referred to the City Manager for attention.

E.O.D.C.

Mr. Olin W. LeBaron, 266 Northhill Drive, spoke to the Council concerning the appointment of City-County appointees to the E.O.D.C. Board. He urged that those selected be committed to the establishment and maintenance of good faith in the discharge of their responsibilities.

CITIZENS FOR A BETTER ENVIRONMENT

Mrs. Char White, Chairman of the organization, presented each member of the Council with proposed ambient air quality standards, which they will present to the Texas Air Control Board at a hearing to be held on June 29 at 1:00 P. M. at the University of Texas Medical School Auditorium. She asked that the City Council be represented at the hearing and that testimony from the City Council be recorded in the transcript of the hearing.

After discussion, Dr. Calderon made a motion that a Resolution be drawn up expressing the interest and concern of the City Council with the problems of air pollution and that Dr. William R. Ross or some other member of the Council introduce it into the minutes of the Board hearing on June 29. The motion was seconded by Dr. Nielsen and was approved by the following vote: AYES: McAllister, Calderon, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: Burke, James.

The Resolution is as follows:

A RESOLUTION  
NO. 70-28-37

WHEREAS, Bexar, Comal, and Guadalupe Counties were designated an Air Quality Control Region by the Department of Health, Education and Welfare, and

WHEREAS, the Texas Air Control Board has now proposed air quality standards as required by the Federal Clean Air Act of 1967, and

WHEREAS, on Monday, June 29, 1970, the Texas Air Control Board will conduct a public hearing at 1:00 P. M. at the

June 25, 1970  
ky

University of Texas Medical School Auditorium so that citizens in our region may have an opportunity to let the State and Federal Government know what kind of air quality standards are wanted, and

WHEREAS, all citizens should be concerned with eliminating environmental pollution and improving the quality of human life, NOW THEREFORE,

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

SECTION 1. The City Council hereby expresses its concern with the problems of air pollution and requests that air quality standards be set at a level significantly below the point at which detrimental health effects occur.

SECTION 2. That the Texas Air Control Board actively pursue the adoption of adequate air quality standards.

\* \* \* \*

SALVATION ARMY REQUEST FOR TAX EXEMPTION

Mr. Mayo Galindo, attorney and member of the Board of the Salvation Army in San Antonio, stated that this is a resumption of a prior request for tax exemption on which the Council has not made a decision. Their request is for tax exemption on Lots 12, 13 and 14, Block 10, New City Block 8906, being the Southcross Street Thrift Store; New City Block 814, being the Rehabilitation Center at South Flores and Alamo Streets; and, Lots 17 and 18, Block 12, New City Block 608, located on Wyoming Street. He felt that by law and under the Constitution of the State of Texas, the property qualifies for tax exemption. The Tax Assessor has taken the position that part of the property is being used for income property and therefore does not recommend exemption.

Major Lanier, Division Secretary of the Salvation Army, who is from Dallas, read a definitive statement of the Salvation Army and their operation in support of their request for tax exemption.

The Mayor asked Major Lanier that copies of the information presented in support of tax exemption be provided to the City Attorney. The City Attorney will advise Mr. Galindo in the event it is necessary to discuss the matter with him further.

MRS. CORDELLA BARE, 706 WEST BAYLOR STREET

Mrs. Bare complained of lots between 607 and 627 Baylor Street. She stated this property was grown up with trees and people could not see through the property. She said that one of her dogs was hung in this area and that people come out of it and steal gasoline from cars parked next to it. She asked the Council to take action to have the property cleaned up.

The Mayor asked Assistant City Manager Douthit to check on this complaint and give the Council a report.

YOUTH LEADERSHIP CONFERENCE FOR COMMUNITY PROGRESS  
RE: WHEATLEY HIGH SCHOOL

Reverend R. A. Callies, Sr., President, spoke to the Council concerning location of the Wheatley High School. He requested that the Urban Renewal Agency also make a feasibility study on the matter of locating the new Wheatley School at Pittman Sullivan Park and offered to pay for it, if arrangements can be made. He then presented each member of the Council a statement reaffirming facts about Wheatley High School. (A copy of his statement is on file with papers of this meeting.)

Mayor McAllister stated he was sure the Council has a sympathetic point of view, but has no responsibility for making the school site selection. That responsibility rests with the School Board.

Assistant City Manager Douthit stated that if Pittman Sullivan Park is dedicated as such, there is a question as to whether it can be used for a school. The Supreme Court decision in the Zachry case states that dedicated park property cannot be diverted to another use without consent of the people.

Mr. James Smith, a teacher at Wheatley School, stated that the Council, in considering the Pittman Sullivan Park, should refer the matter to the School Board, where the responsibility lies.

Mrs. Jessie Mae Johnson, 2503 East Houston Street, mother of children attending Wheatley High School, complained that the present policy of the School Board does not give them freedom of choice in attending schools.

FEDERAL WAGE BOARD EMPLOYEES

Mr. R. C. Rodriguez, 631 Marbauch Avenue, read a prepared statement on behalf of 15,000 local Federal Wage Board employees, in which he complained of the pay inequities which exist in the pay system by which they are paid. He asked that the Council take a stand on the problem, as what affects local Federal employees also affects the local economy. He asked the City Council to urge the proper authorities to reconsider the merits of extending the survey area, as recommended by the local Wage Survey Committee.

(A copy of the presentation is on file with the papers of this meeting.)

70-28 The Clerk read the following letter:

June 19, 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.

June 25, 1970

-22-

ky

6/15/70

Petition of Mrs. Carlos V. Fragoso,  
2113 Rivas Street, requesting that  
Rivas Street be repaved.

/s/ J. H. INSELMANN,  
City Clerk

\* \* \* \*

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

A P P R O V E D

*J. H. Inselmann*  
M A Y O R

ATTEST: *J. H. Inselmann*  
C i t y C l e r k

