

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, FEBRUARY 2, 1978.

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The meeting was called to order at 1:00 P.M., by the presiding officer, Mayor Pro-Tem Steen in the temporary absence of the Mayor, with the following members present: CISNEROS, WEBB, DUTMER, WING, EURESTE, ORTIZ, ALDERETE, PYNDUS, HARTMAN, STEEN, COCKRELL; Absent: NONE.

78-5 The invocation was given by The Reverend James M. Reid, Northridge Park Baptist Church.

78-5 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

78-5 The minutes of the meeting of January 26, 1978 were approved.

78-5 PRESENTATION OF ALCALDE TO MISS TEXAS

Mayor Pro-Tem Steen presented Miss Texas of 1978, Barbara Jo Horan with an Alcalde making her an "Honorary Mayor of the City of San Antonio."

Mayor Pro-Tem Steen and other Council Members then greeted Miss Texas and welcomed her to the City.

78-5 The Clerk read the following Ordinance in its entirety:

AN ORDINANCE 49,003

EXTENDING THE PRESENT CITY-COUNTY APPRAISAL (CCA) PROGRAM CHARTER, APPROVING EXTENSION OF THE LEASE OF OFFICE SPACE FOR THE CCA PROGRAM, AMENDING THE CCA BUDGET SO AS TO ADD \$15,000.00 THERETO, AND AUTHORIZING EXECUTION OF AN EMPLOYMENT AGREEMENT FOR EMPLOYING AN EXECUTIVE DIRECTOR FOR THE CCA PROGRAM.

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Mrs. Dutmer moved to approve the Ordinance. Mr. Pyndus seconded the motion.

Mr. Hartman stated that this ordinance represents cooperation between the City and the County in the matter of having uniform appraisal for tax purposes. He spoke in favor of the motion.

Mr. Ortiz spoke against the motion. He expressed concern on the subject of property taxes and stated that the recommendations made to the Council by the Grand Jury have not been addressed.

Mr. Pyndus stated that they have addressed the recommendations made by the Grand Jury and have written up a new Charter. They have also made other changes based on these recommendations.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Alderete, Pyndus, Hartman, Steen; NAYS: Webb, Ortiz; ABSENT: Cockrell.

February 2, 1978

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78-5 The following Ordinances were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Hartman, Steen; NAYS: None; ABSENT: Cockrell.

AN ORDINANCE 49,004

ACCEPTING THE GIFT OF MR. TIMOTHY W. BELK OF WEBSTER, TEXAS OF A PORTRAIT BUST OF GEORGE WASHINGTON CARVER TO THE CITY OF SAN ANTONIO AND ITS CARVER COMMUNITY CULTURAL CENTER.

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AN ORDINANCE 49,005

MANIFESTING AN AGREEMENT AMENDING THE CONTRACT WITH CHAPARRAL TRAVEL FOR LIMOUSINE SERVICE AT INTERNATIONAL AIRPORT.

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AN ORDINANCE 49,006

MANIFESTING THE CONSENT OF THE CITY OF SAN ANTONIO TO THE PROPOSED SUBLEASE OF SPACE IN THE MAIN TERMINAL BUILDING TO TEJAS AIRLINES, INC., FROM AMERICAN AIRLINES.

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AN ORDINANCE 49,007

AUTHORIZING EXECUTION OF AN AGREEMENT WITH STINSON HELICOPTER S.A., INC. FOR LEASE OF BUILDING NO. 658 AND GROUND SPACE AT STINSON MUNICIPAL AIRPORT.

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AN ORDINANCE 49,008

ACCEPTING A .228 ACRE PARCEL OF LAND LOCATED NEAR THE ANTON-WULFF HOUSE FROM THE SAN ANTONIO CONSERVATION SOCIETY AND AUTHORIZING EXECUTION OF NECESSARY LEGAL INSTRUMENTS.

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AN ORDINANCE 49,009

AUTHORIZING PAYMENT OF \$14,117.00 IN ADDITIONAL ARCHITECT FEES TO JAMES E. KEETER AND GEORGE C. COOK, ARCHITECTS FOR PROFESSIONAL SERVICES IN THE SAN ANTONIO BOTANICAL CENTER DEVELOPMENT PROJECT AND APPROPRIATING FUNDS THEREFOR FROM THE 1970 PARK IMPROVEMENT BONDS FUND.

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AN ORDINANCE 49,010

AUTHORIZING A CONTRACT WITH BEXAR COUNTY FOR CARRYING OUT BY THE DEPARTMENT OF PARKS & RECREATION OF A RECREATION PROGRAM AT THE BEXAR COUNTY JUVENILE DETENTION CENTER FOR SEVEN MONTHS ENDING AUGUST 31, 1978; ESTABLISHING A FUND AND BUDGET AND AUTHORIZING A PERSONNEL POSITION.

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AN ORDINANCE 49,011

AMENDING THE FOOD AND BEVERAGE CONCESSION CONTRACT WITH ALAMO CONCESSIONS, INC., TO PERMIT CONTRACTOR TO MAKE CERTAIN PERMANENT IMPROVEMENTS TO A CONCESSION STAND IN BRACKENRIDGE PARK, PROVIDE AN OPTION TO RENEW SAID CONTRACT AND REQUIRE A REVIEW OF THE RATE OF COMMISSION PAYMENTS TO THE CITY.

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78-5 The Clerk read the following Ordinance:

AN ORDINANCE 49,012

AUTHORIZING EXECUTION OF AN AGREEMENT NOT TO EXCEED \$70,000 WITH GRUEN GRUEN & ASSOCIATES FOR PROFESSIONAL AND TECHNICAL SERVICES NECESSARY TO FURTHER THE CITY'S MASTER PLANNING EFFORT.

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Dr. Cisneros moved to approve the Ordinance. Mrs. Dutmer seconded the motion.

In response to a question by Mr. Alderete, Mr. Bob Hunter, Director of Planning explained the services to be performed by the consultant. Mr. Hunter explained that the consultant will provide an analysis of the fiscal impacts of alternative development patterns and specific development proposals in the City, its service requirements, distributional effects, and secondary effects. This will include the analysis of two or more of the Growth Sketches. In response to a question by Dr. Cisneros, Mr. Hunter stated that five proposals were received for this project, and three firms were then asked to make in-person presentations. As a result of presentation and subsequent meetings, the firm of Gruen Gruen and Associates was selected. The Planning Commission concurred on January 25, 1978 with the selection. In response to a question by Mr. Pyndus, Mr. Hunter stated that the City Council will have to approve any increase to this contract.

After consideration and on roll call, the motion, carrying with it the passage of the Ordinance prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Hartman, Steen; NAYS: None; ABSENT: Cockrell.

78-5 The Clerk read the following Ordinance:

AN ORDINANCE 49,013

AUTHORIZING AN AGREEMENT WITH R.E. HARRINGTON, INC., OF DALLAS, TEXAS FOR MANAGING ADMINISTRATION OF CLAIMS FOR UNEMPLOYMENT COMPENSATION FROM CLAIMANTS UNDER FORMER CITY EMPLOYMENT; AUTHORIZING PROVISION OF \$6,970.00 IN THE CURRENT BUDGET OF THE GENERAL FUND FOR PAYMENT OF FEES TO THE FIRM IN THE REMAINDER OF THE FISCAL YEAR; AND AUTHORIZING PAYMENT.

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Mrs. Dutmer moved to approve the Ordinance. Mr. Alderete seconded the motion.

In response to a question by Mr. Ortiz, Mr. Clyde McCollough, Director of Personnel, stated that the State Legislature has passed a law extending the coverage of unemployment compensation to city employees. Mr. McCollough further stated that if such a service were provided in-house, it is estimated that the annual cost would be \$34,000 including additional staff and data processing costs.

Mr. Ortiz expressed his concerns about the problems encountered by many city employees with regard to sick leave and working conditions and supervisors.

On roll call, the motion, carrying with it the passage of the above Ordinance, was passed and approved by the following vote: AYES: Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Hartman, Steen; NAYS: None ABSENT: Cisneros, Webb, Cockrell.

78-5 The Clerk read the following Ordinance:

AN ORDINANCE 49,014

AUTHORIZING CONTINUANCE OF THE DRUG ABUSE CENTRAL PROJECT THROUGH THE MONTH OF FEBRUARY; AND APPROVING TRANSFER OF FUNDS AS HEREIN PROVIDED.

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Mr. Alderete moved to approve the Ordinance. Mrs. Dutmer seconded the motion.

Mr. Ortiz expressed his concern about the length of time this program has been extended from month to month, and suggested that it either be funded for a longer period of time or that funding be discontinued.

Dr. Cisneros suggested that initial steps be taken for a comprehensive plan for social services. He stated that there is no real plan for social services in order to base a decision for funding.

City Manager Huebner stated that the Human Resources Department has done a comprehensive analysis on this subject.

Mr. Hartman stated that there is a need for an overall policy and agreed with Dr. Cisneros' comments. He suggested that a meeting be held between the Director of the City's Human Resources Department, the Executive Director of Drug Abuse Central, the Director of the Mental Health-Mental Retardation Board and two or three Council members to discuss common functions and possible alternatives.

Mrs. Marie Porter, Executive Director of Drug Abuse Central, stated that she will be glad to participate in any work discussion as suggested by Councilwoman Hartman.

After discussion by Council as to whether the present system is satisfactory, Mr. Hartman made an amendment to the motion that a joint meeting be held between the Director of Mental Health-Mental Retardation, Director of Drug Abuse Central and the Director of Human Resources plus two or three Council members to discuss areas of common functions and possible alternatives. Dr. Cisneros seconded the motion.

On roll call, the amendment failed to carry by the following vote: AYES: Cisneros, Alderete, Hartman, Steen; NAYS: Dutmer, Wing, Eureste, Ortiz; ABSENT: Webb, Pyndus, Cockrell.

After discussion and on roll call, the motion, carrying with it the passage of the Ordinance prevailed by the following vote: AYES: CISNEROS, Dutmer, Wing, Eureste, Ortiz, Alderete, Hartman, Steen; NAYS: None; ABSENT: Webb, Pyndus, Cockrell.

Dr. Cisneros stated that a need still exists to discuss and study social programs. After discussion, Mr. Ortiz suggested that the matter be referred to the Policies and Objectives Committee for scheduling of this item on a future "B" Session.

Council concurred with this suggestion.

78-5 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Alderete, seconded by Mr. Hartman, was passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Ortiz, Alderete, Hartman, Steen; NAYS: None; ABSENT: Webb, Pyndus, Cockrell.

AN ORDINANCE 49,015

AUTHORIZING WRITE-OFFS OF \$12,652.25 IN UNCOLLECTABLE ACCOUNTS RECEIVABLE IN ACCORDANCE WITH RECOMMENDATIONS OF THE AMBULANCE REVIEW COMMITTEE.

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78-5 The following Ordinances were read by the Clerk and after consideration, were each passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Ortiz, Alderete, Steen; NAYS: None; ABSENT: Webb, Pyndus, Hartman, Cockrell.

AN ORDINANCE 49,016

AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE FOR 432 SQUARE FEET OF SPACE IN THE MAIN PLAZA BUILDING TO BE OCCUPIED BY INTERNAL AUDIT DIVISION.

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AN ORDINANCE 49,017

AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE UNIVERSITY OF TEXAS AT SAN ANTONIO FOR LEASE OF BUILDING NO. 250 AT HEMISFAIR PLAZA AT A RENTAL OF \$1.00 PER YEAR, SAID BUILDING TO BE USED IN CONNECTION WITH THE UNIVERSITY'S CONTINUING EDUCATION PROGRAM.

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AN ORDINANCE 49,018

AUTHORIZING THE COMPROMISE AND SETTLEMENT OF ALL CLAIMS ASSERTED BY THE CITY OF SAN ANTONIO IN A LAWSUIT STYLED CITY OF SAN ANTONIO VS. HOWELL CORPORATION.

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AN ORDINANCE 49,019

ACCEPTING THE LOW QUALIFIED BID OF MERCHANTS TRANSFER AND STORAGE COMPANY TO FURNISH THE CITY OF SAN ANTONIO TRANSPORTATION OF VOTING MACHINES FOR THE CAPITAL IMPROVEMENTS BOND ELECTION AT A PRICE OF \$17.70 PER MACHINE FOR APPROXIMATELY 288 MACHINES.

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78-5 The Clerk read a proposed Ordinance accepting the bid of Handy Andy, Inc. for the concession contract at City Hall and other city facilities.

Mr. John Brooks, Director of Purchasing, stated that the bid of Awalt Concessions had prices increased on all food items. While the amount to be returned to the City would be more, at the same time City employees would be paying greatly increased prices. The bid of Handy Andy did not make

changes and is considered to be the responsive bid. He recommended approval of the Ordinance.

Council members discussed the possibility of rejecting all bids and advertising for bids again.

After discussion, Mr. Cisneros moved that the Ordinance be approved. The motion was seconded by Mr. Ortiz, but failed to carry on the following vote: AYES: Cisneros, Dutmer, Wing, Hartman, Steen; NAYS: Eureste, Ortiz, Alderete, ABSENT: Webb, Pyndus, Cockrell.

Following the vote Council members discussed the possibility of reconsidering the matter and after discussion, decided to raise the question later in the meeting.

See page 12 of these minutes.

78-5 The following Resolution was read by the Clerk and after consideration, on motion of Mr. Hartman, seconded by Dr. Cisneros, was passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Alderete, Hartman, Steen; NAYS: None; ABSENT: Webb, Ortiz, Pyndus, Cockrell.

A RESOLUTION
No. 78-5-20

MANIFESTING THE DETERMINATION OF THE CITY COUNCIL THAT LLOYD A. DENTON HAS VESTED RIGHTS UNDER THE PROVISIONS OF ARTICLE THREE OF ORDINANCE NO. 48484 OF SEPTEMBER 8, 1977, TO THE ISSUANCE OF TWENTY (20) BUILDING PERMITS AND THE INSTALLATION OF NECESSARY WATER FACILITIES.

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Mr. Ortiz said that there has been publicity recently concerning the fact that developers have failed to carry out plat requirements and asked if the City would be faced with that problem in granting vested rights.

City Attorney, Jane Macon, said that the two matters are entirely separate and have no relation to each other. Ordinance 48484 does require adherence to all platting requirements, however.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Alderete, Hartman, Steen; NAYS: None; ABSENT: Webb, Ortiz, Pyndus, Cockrell.

78-5 The following Resolutions were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Alderete, Hartman, Steen; NAYS: None; ABSENT: Webb, Ortiz, Pyndus, Cockrell.

A RESOLUTION
NO. 78-5-21

MANIFESTING THE DETERMINATION OF THE CITY COUNCIL THAT RAY ELLISON HOMES, INC., HAS VESTED RIGHTS UNDER THE PROVISIONS OF ARTICLE THREE OF ORDINANCE NO. 48484 OF SEPTEMBER 8, 1977, TO THE DEVELOPMENT OF FOURTEEN (14) LOTS IN BABCOCK PLACE UNIT 17.

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A RESOLUTION
NO. 78-5-22

MANIFESTING THE DETERMINATION OF THE CITY COUNCIL THAT CLINTON WEILBACHER BUILDER, INC. HAS VESTED RIGHTS UNDER THE PROVISIONS OF ARTICLE THREE OF ORDINANCE NO. 48484 OF SEPTEMBER 8, 1977, TO THE INSTALLATION OF NECESSARY WATER FACILITIES FOR TWO (2) LOTS IN UNIT 3 OF THE HIDDEN FORREST SUBDIVISION.

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78-5 The following Resolution was read by the Clerk and after consideration, on motion of Mrs. Dutmer, seconded by Mr. Webb, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Alderete, Steen; NAYS: None; ABSENT: Ortiz, Pyndus, Hartman, Cockrell.

A RESOLUTION
NO. 78-5-23

MANIFESTING THE DETERMINATION OF THE CITY COUNCIL THAT AQUARIUS HOMES INC., HAS VESTED RIGHTS UNDER THE PROVISIONS OF ARTICLE THREE OF ORDINANCE NO. 48484 OF SEPTEMBER 8, 1977, TO THE ISSUANCE OF ONE BUILDING PERMIT AND THE INSTALLATION OF NECESSARY WATER FACILITIES.

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78-5 The following Ordinance was read by the Clerk and after consideration, on motion of Mrs. Dutmer, seconded by Dr. Cisneros, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Alderete, Hartman, Steen; NAYS: Ortiz; ABSENT: Pyndus, Cockrell.

AN ORDINANCE 49,020

APPOINTING A REPLACEMENT TO FILL A VACANCY ON THE MANPOWER PLANNING COUNCIL.

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78-5 The meeting recessed at 2:45 P.M. to go into executive session and reconvened at 4:15 P.M.

78-5 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Pyndus, seconded by Mrs. Dutmer, was passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: Webb, Ortiz; ABSENT: None.

AN ORDINANCE 49,021

BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS, APPROVING AND AUTHORIZING THE GIVING OF NOTICE OF INTENTION TO ISSUE \$75,000,000 "CITY OF SAN ANTONIO, TEXAS, ELECTRIC AND GAS SYSTEMS REVENUE IMPROVEMENT BONDS, NEW SERIES 1978, AND DECLARING AN EMERGENCY.

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Mr. Leo Hahn spoke in opposition to the Ordinance. He said that he opposed anything that would increase utility bills. There is also no guarantee that uranium would be provided at reasonable cost. He also pointed

out that the Council had said that it would provide \$5 million in rate relief but that this amount had been greatly reduced.

Mayor Cockrell explained to Mr. Hahn the rate relief program as set up by the Council and the reason why it was reduced in scale.

Mr. Lanny Sinkin also spoke in opposition. He asked that action be delayed two or three weeks to allow time to have a full scale public hearing on the nuclear plant.

The following conversation took place:

MAYOR LILA COCKRELL: Thank you, sir. All right, I have three Councilmen who have signed up to speak, Mr. Hartman.

MR. GLEN HARTMAN: Thank you Madam Mayor. I think the question here is very simply one of a continued cash flow. I think that as far as I'm concerned, as far as the last Council is concerned, I think we've said time and again that the question is one of basic economics, or previously one of economics. I have asked once again this time that we ask the CPSB to give us a current update on the economics of the South Texas Project. I raised it originally about two years ago. But, even if we were to decide today to sell the South Texas Project tomorrow, we would still have to continue the cash flow that we are providing through the \$75 million bond issue or issuance of this \$75 million in bonds, simply because if we decided at any future time, which could conceivably come to pass that we sell our 28% share of the South Texas Project, we would still, nevertheless, have to have a viable share and so to use this as a basis for or to say that we will withhold passage of this pending, this briefing, in a decision, I think is mixing apples and oranges. We're talking here about a cash flow of bond money. I think the real issue is the economics of the South Texas Project, which, I think it is the time, once again, to view and perhaps involve an exposure to the public in the form of a public hearing. I don't think we should mix the two.

MAYOR COCKRELL: All right, the next is Mr. Alderete.

MR. JOE ALDERETE: Madam Mayor, I just want to reiterate your comments earlier that we would want a full disclosure on the financial impact of this South Texas Nuclear Project. And furthermore, I would want, at this briefing session with CPSB to have the public - the whole public notified so that we can have citizen participation at that briefing session, Mayor, and have a full impact from the community. And I also feel in discussing it with some of the members, with some members of CPSB, that we're in an economically advantageous position because we got in on the ground floor. That should we ever want to sell, we could probably recoup most of our monies. Now, this still has to be borne out - it's just some information that I have, and I think it puts us strategically in a very good position should the decision ever be made by this Council to step out of STP, we can do so and regain our monies that possibly could be lost by default of payment, if the bond issue wasn't passed.

MAYOR COCKRELL: All right, Mr. Ortiz.

MR. ORTIZ: Thank you, Madam Mayor. I'm going to be voting against this bond issue today, primarily for the following two reasons. City Public Service Board has consistently failed to address the ever present problem of escalating utility costs and bills of the City. More than anything else I feel that this problem is hurting every San Antonio citizen month after month after month. And until the CPSB does justice to our citizens, I will not vote in favor of any CPSB bond issue or any rate increase requested by CPSB.

In addition, I feel that the South Texas Nuclear Project poses some very real problems in ever-escalating costs for this project. There is a very real danger to our environment and to human life and there is a very real possibility that the cost of uranium will go up and cancel any real benefits that San Antonio would realize from the nuclear project. And I'm very surprised at hearing some of my colleagues here with all their sweet talk on this particular issue. I think that one of the basic problems in this particular Council is that we have a number of Council persons that have no compassion and no feeling for the people of this community.

DR. CISNEROS: Madam Mayor, I wanted to indicate that I intend to vote for, it is my opinion that we have two critical issues that demand that we vote in support of it. One is the issue that Councilman Hartman has already addressed which is the cash flow question. Even if we were to decide at some future point that it is not advantageous to remain in the project or remain at this level of participation we would not want to arrive at that decision by default of the payments.

Additionally, all the numbers that I've seen at this point still indicate that despite the escalation in the labor costs of the project, despite the escalation in uranium costs, the long term per kilowatt hour of electricity generated by nuclear power will remain favorable as against the escalation of natural gas prices and the escalation of coal prices and all that is attached thereto. The transportation costs of coal, market prices for natural gas, environmental costs with coal and other fuels, it appears that nuclear power still is favorable. If I can be shown some numbers, some hard analysis that shows differently, then obviously I'll be in a position to consider it, I would like to say with respect to the briefing that's been set up that another briefing by CPS would, in my opinion, be virtually useless. I think Mr. Sinkin makes a very good point in saying that we need to have a briefing that is broad. Now, I don't consider myself, I don't want to be considered an elitist in saying this, but I'm not sure that the answer is a public hearing. I'm not sure that that's the best forum for getting expert testimony. I certainly would be amenable to a public hearing as part of the process. But, I also think that we ought to have somebody - my wish would be the City Utility Supervisor set up the hearing or the expert material that's brought to us. CPS certainly would be one party that brings us information, but I think it's equally important to get an economist who can say something about the uranium market. I think it's equally important to get us somebody who can testify on the escalation in labor costs and what is out ahead of us. It's not clear to me that just having CPS and no alternative view as to what's likely to happen in uranium market, labor costs and other aspects of nuclear power would be a balanced briefing. So, though, I think a public hearing is part of it. I don't see the mechanism in place get for a fair, balanced, totally comprehensive, open and honest discussion of the issue, and would move that the initiative be taken away from CPS with respect to the briefing and to the Utility Supervisor, or the City Manager or other objective party, Mayor, that you might be able to designate but I'd have problems if this was just another trotting in of the same charts from CPS, because I think that we need a more balanced view on that, and I don't know how you want me to move on that. Do you want me to move it now or wait till later?

MAYOR COCKRELL: If you don't mind, let's hold it with the understanding that it will be moved following the bonds. Let's see, Mr. Webb is next.

MR. WEBB: Madam Mayor, and fellow Council members, I will be voting against the nuclear project. I voted against it the last time I pointed out to the Council a couple of things at that time and I will be pointing out a few things this time and one is that selling bonds by CPS, I don't see how that one entity of the City can sell bonds without going first to the public and asking them that if they want to sell these bonds, very similar to the way that we're going to the public to sell 98 million dollars worth of bonds, for the City. I think the Public Utility needs to belong to the people, at this rate, it will never belong to the people.

On the other hand, nuclear, to me, is dangerous, it's not safe, there are many problems that I think still exist. I think we ought to pull out now, while we can pull out maybe pull out even without losing a great deal of money, and I think it's safe now to pull out of the Nuclear Project.

MAYOR COCKRELL: Mr. Wing is next.

MR. WING: Aside from the economics that Mr. Hartman mentioned and the soaring gas and oil prices, I can't, you know, getting into what Mr. Ortiz said, the fact that the nuclear plant is the thing that will provide a

stability in utility prices is the very reason, I think that the majority of this Council is going to vote for this bond issue. I think that this is needed, we know that solar energy is still far off in the future, and we can't be at the mercy of the oil and gas producers forever. We need this as a buffer, and I think it's well worth it.

MAYOR COCKRELL: Mr. Pyndus.

MR. PYNDUS: Thank you Madam Mayor, I'm going to support the project. I've publicly taken that position and it hasn't changed. It's very nice to say, let's take the initiative away from the experts, and I consider the City Public Service Board, not the Board, but the staff, particularly as experts in their field, they're professionals, and they're not politicians, and they are not playing up to the public. We're sitting on two coal plants in a very beautiful position. We've moved away from expensive gas. We've moved into a partnership, on this nuclear project, and I think we'll be the envy of any city our size, in any part of the country to be a partner in such a large project, that we cannot possibly finance by ourselves and we talk about a pull-out, I would ask the Council that if we're going to discuss a pull-out, consider a pull-out, we do it other than at times when we have a bond issue to pass. If this is the choice of the Council, I also would like the Council to heed the advice of our consultants on the City Public Service Company who said come to the project, let us tell you our story. So, we're going to listen to some citizen or to some politician that is wiser, has more skill and misleads the public, and I think that we shouldn't use him as a whipping boy and if you have an alternate or an option, rather than a criticism, then I'd like to see it. I'm for it.

MAYOR COCKRELL: Our next speaker, Mrs. Dutmer.

MRS. DUTMER: Yes, I also am going to support the Bond Issue from the just purely simple, good business viewpoint, and that is that I am willing to invest 75 million dollars to save an already investment of 500 million dollars. Now, if we, down the line, decide to sell our portion, well then, good, but I am going to default on 500 million dollars for the sake of 75 million dollars, and I think it's just common sense, and I think that is working for the people, and having compassion for them.

MAYOR COCKRELL: Mr. Steen.

MR. STEEN: Madam Mayor, I'd like to move that we approve the Ordinance.

MR. HARTMAN: Second.

MAYOR COCKRELL: It's been moved and seconded. Mr. Eureste.

MR. EURESTE: I'm going to vote for the issue, and I think I made my remarks last night, I don't think we have an option. I don't think there is anything that this Council can do to have an impact on the rates. Lot of it is outside of our control. We don't run the Board. The Board is self-perpetuating. Everybody knows that. If the Board wants to present a certain picture to us, they do it. I would like just to caution the critics of a small segment of this Council, to be on their toes because this issue today, almost did not garner the vote that is needed. It changed in executive session and only out of compassion. But where I come from, the district that I come from, people are hurting, and if the Chamber is going to tell them they're going to hurt a little bit more, they have become immune to hurt, and they really don't care, one way or the other. I represent them here and personally, I don't care one way or the other. We go nuclear or if we do something else, here locally to bring up our energy requirements. So, I'm not in love with the nuclear project we're involved in. I'm doing it right now, I think you have the necessary votes, but I would want to deliver a message to the Greater Chamber of Commerce, to the Editorial Boards of this Community, that they came by one hair of having this thing go down the drain today, and it would have caused a delay of ten days but it would have been enough to hurt the credibility of that project. I, personally, don't like to be messed around with, and I don't think that those Councilmen have spoken here, have stated their concern, like to be messed around with. We have a vote on this Council and any time that we get good and ready, we're going to do something that is going to be hard to take.

MAYOR COCKRELL: Thank you sir, Mr. Webb.

MR. WEBB: Yes, whose idea of this nuclear plant was it, anyway, to start with? Can you answer that?

MAYOR COCKRELL: This was proposed three Councils ago, by the City Public Service and let me just say, having come back from a meeting in Washington that the talk there was all of energy problems, all across the country. The fact that communities that are developing communities and older communities too, are all expanding in their energy requirements, trying to diversify they were all quite impressed that San Antonio which is in the heart of gas country has, in fact, completed a second coal plant and participating in a nuclear plant because they felt that we're well on our way to solving our problem. Most people there, just to report, felt at least for a short term that these nuclear plants were still needed. We're all hopeful of new technologies, particularly in solar that will be an answer in the future, everybody is very interested in solar research, solar production of the technologies that are now available. But, to get back to whose idea it was, it was proposed by the City Public Service Board. I'm sure it originated with their technical staff, with the Department which is responsible for proposing new power plants, new generating plants, it was brought to the Board, and it was brought to the City Council when Mayor Becker was the Mayor. Mr. Webb.

MR. WEBB: Yes, Madam Mayor, Mr. Spruce, and the rest of the City Public Service Board, as you can tell that I am not happy not by a long shot, and I tried to persuade some of the Council members not to vote for the Bond Issue, and the reason that I'm not happy is because I've been telling all along the problems that I have, and I will continue to fight for those conditions that are irregular, and not in the general feelings of the constituents that I represent, and many, many other problems that exist. And I just want to put you on notice that I intend to see that we get our act cleaned up. That's not a threat, that's just a fact.

MAYOR COCKRELL: Thank you, let me state to Mr. Eureste and the others, I appreciate very much the fact that you are putting the financial concerns, the financial responsibilities of the citizens of the City at a priority at a time when perhaps you might have had reason to either withhold your vote or even vote no. I appreciate that very much. And to those of you who have some concerns, let me say that I certainly will work with you in attempting to have a complete and thorough briefing not only from the City Public Service Board staff, but working with the Council for any outside experts you might wish to have to bring in another point of view and certainly the opportunity for citizen participation.

MR. PYNDUS: May I ask for a roll call.

AYES: Cisneros, Dutmer, Wing, Eureste, Alderete, Pyndus, Hartman, Steen, Cockrell;

NAYS: Ortiz, Webb;

ABSENT: None.

MAYOR COCKRELL: The motion carried. Thank you, Dr. Cisneros.

DR. CISNEROS: I'd like to make the motion that we talked about earlier and that would be to direct the City Manager, particularly the City Utility Supervisor to take the lead in preparing the briefing that's been discussed. I think that that's important that it originate there so that the Council may give additional direction that we want a balanced briefing, certainly CPS would be the most important element of that briefing, but it seems to me that it would be important to have as balanced a perspective as possible.

MR. HARTMAN: Madam Mayor, I would second that with the statement that I do think to begin exercising more the function of Utility Supervisor as provided by the charter in this City.

MAYOR COCKRELL: All right, the motion and the second is that the Council ask that the City Manager and the City Utilities Supervisor under his direction prepare a briefing which I presume would also be an opportunity for a

public hearing, or would it not?

DR. CISNEROS: I would embody in the motion that a public hearing be held at the same time.

MAYOR COCKRELL: All right, on the subject of the aspects of the City's participation in the South Texas Nuclear Project and I might say that if this motion passed, I would invite Council members to list perhaps on paper for the City Manager items that you would particularly like to see covered in that presentation, so that in preparation of the briefing that any particular points that you want covered, aspects of it, or even testimonies from certain experts or individuals that you might know of we would be happy to include any discussion on the motion. All in favor say Aye, any opposed No.

AYES: Cisneros, Dutmer, Wing, Eureste, Alderete, Pyndus, Hartman, Steen, Cockrell.

NAYS: Webb, Ortiz.

ABSENT: None.

MAYOR COCKRELL: The motion is carried. We do need to consider Item 8.

78-5 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Hartman, seconded by Mr. Steen, was passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: Webb, Ortiz; ABSENT: None.

AN ORDINANCE 49,022

BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS, APPROVING THE OFFICIAL NOTICE OF "SALE" AND "OFFICIAL STATEMENT" PREPARED IN CONNECTION WITH THE ISSUANCE OF THE PROPOSED \$75,000,000 "CITY OF SAN ANTONIO, TEXAS, ELECTRIC AND GAS SYSTEMS REVENUE IMPROVEMENT BONDS, NEW SERIES 1978"; AUTHORIZING EXECUTION OF SAID DOCUMENTS AND THE PUBLICATION OF SAID "OFFICIAL NOTICE OF SALE"; AND DECLARING AN EMERGENCY.

* * * *

78-5 RECONSIDERATION OF ITEM 17

At this point in the meeting, Councilman Eureste moved for reconsideration of Item 17. Dr. Cisneros seconded the motion. On roll call, the motion to reconsider prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Hartman.

The Clerk then read the following Ordinance:

AN ORDINANCE 49,023

ACCEPTING THE QUALIFIED BID OF HANDY ANDY, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH A FOOD AND BEVERAGE CONCESSION CONTRACT AT 1½% OF THE ANNUAL GROSS RECEIPTS AND CANCELING ALL EXISTING CONTRACTS WITH SNACKS, INC.

* * * *

Mr. Alderete moved to approve the Ordinance. Mr. Steen seconded the motion. On roll call, the motion, carrying with it the passage of the Ordinance prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Steen, Cockrell; NAYS: None, ABSENT: Hartman.

CITIZENS TO BE HEARDMS. CATHY POWELL

Ms. Cathy Powell stated that Trinity University's Department of Urban Studies and the San Antonio Section of the Texas Chapter of the American Institute of Planners is jointly sponsoring a Workshop on Urban Games on Saturday, February 11, 1978 from 9:00 A.M. to 4:00 P.M. and invited Council members and City staff to attend.

MR. KARL WURZ

Mr. Karl Wurz read a prepared statement to the Council regarding across the board cost of living percent increases to City employees. He stated that this practice is inflationary and does not benefit the lower paid employee. He asked Council to review his prepared statement. (A copy of Mr. Wurz' statement is on file with the papers of this meeting.)

MRS. FRANCES LEVENSON

Mrs. Frances Levenson spoke to the Council regarding a proposed ordinance which is to be considered by Council regarding the setting of standards for future appointments to the City Water Board and the City Public Service Board. She stated that qualified persons should be considered to serve on these boards irregardless of ethnicity or quotas.

Mayor Cockrell responded that Council members do want qualified persons to serve on the City's Boards and Commissions, but are also concerned with affirmative action and with the membership of these boards to be reflective of the make-up of the City.

Councilmen Eureste, Webb, and Ortiz also spoke regarding the proposed ordinance.

MR. ERNEST JURICA

Mr. Ernest Jurica stated that he is representing a group of citizens who are concerned with the need for a traffic signal light at the corner of Broadway and Lorenz Street. He spoke of the proximity of Howard Elementary School and the many children who walk to and from school. He stated that traffic studies have indicated that a traffic light is warranted.

Mayor Cockrell stated that Councilman Hartman has asked for a report from the City Manager on this request.

In response to Mr. Jurica's question about the time it would take to have the traffic light installed, Assistant City Manager, Louis Fox stated that they have received the report and a traffic light is budgeted. The issue at hand at the present time is the priority of the request in relation to other requests.

Mayor Cockrell stated that the staff report will be forthcoming to the Council and Mr. Jurica will be advised of the outcome.

SISTER MAUREEN LARKIN
SISTER KATERI LARKIN

Sisters Maureen Larkin and Kateri Larkin spoke to the Council regarding a recent court ruling made a District Judge declaring the Texas Pornography Law to be unconstitutional. They spoke of the many cases of child pornography and child abuse. They further stated that Attorney General John Hill will appeal this decision and asked City Council to pass a resolution supporting the action of the Attorney General.

Several Council members stated that they would be in favor of passing such a resolution.

At this point, Mr. Eureste raised the point of establishing a precedent of involving the Council in cases of this nature. He then referred to the recent Baake case when Council did not take a stand as a body but rather acted individually. Mayor Cockrell agreed with Mr. Eureste's comments about establishing a precedent.

Several Council members then discussed this resolution and others which have been suggested by private individuals.

After further discussion, a majority of the Council concurred with placing on the agenda for consideration, a resolution in support of the Attorney General's action in appealing the decision of the District Judge.

AIRPORT HOTEL

Mayor Cockrell stated that she had been contacted by three of four different parties wanting to be heard regarding the proposal for a hotel at the airport. She understood that this matter was discussed by the Council at "B" Session and wanted to bring it to their attention. Mayor Cockrell asked if the Council would be agreeable to give them an opportunity to speak to the Council on the matter at "A" Session.

The Council concurred with Mayor Cockrell's suggestion.

MR. EDUARDO MORALES

Mr. Eduardo Morales asked that the City Council have the Police Department investigated. He also called for the F.B.I. to get involved in this investigation. He stated that an investigation needs to be made in the area of the stolen vehicles.

Mayor Cockrell referred the matter for report by the City Manager.

78-5 The Clerk read the following Letter:

January 30, 1978

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

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

January 26, 1978

Petition submitted by Mr. Edward C. Herron, requesting permission to raise a concrete wall that is located on City property.

/s/ G.V. JACKSON, JR.
City Clerk

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There being no business to come before the Council, the meeting was adjourned at 6:50 P.M.

A P P R O V E D

Lila Cockrell
M A Y O R

ATTEST: *G.V. Jackson, Jr.*
City Clerk

February 2, 1978
mm