

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, MAY 8, 1975.

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The meeting was called to order at 9:30 A. M., by the presiding officer, Mayor Lila Cockrell, with the following members present: PYNDUS, BILLA, CISNEROS, BLACK, HARTMAN, ROHDE, TENIENTE, NIELSEN, COCKRELL; Absent: NONE.

75-25 The invocation was given by The Reverend David W. Edmunds, Little Church of La Villita.

75-25 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

75-25 CLASS FROM ST. MARGARET MARY'S SCHOOL

Mayor Cockrell recognized a class of fourth grade students from St. Margaret Mary's School and welcomed them to the meeting.

75-25 APPROVAL OF MINUTES

Councilman Nielsen asked that he be shown as voting Aye for the Resolution reappointing Mr. J. H. Inselmann as City Clerk even though he was not present at the moment.

With that addition the minutes of May 1, 1975 were approved.

75-25 The following Ordinance was read by the Clerk and explained by Chief of Police Emil Peters, and after consideration, on motion of Dr. Nielsen, seconded by Mr. Billa, was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 45,230

ACCEPTING A GRANT OF \$351,412.00 FROM THE CRIMINAL JUSTICE DIVISION OF THE OFFICE OF THE GOVERNOR IN SUPPORT OF ESTABLISHMENT OF A COMPUTER-ASSISTED DISPATCHING SYSTEM IN THE SAN ANTONIO POLICE DEPARTMENT, APPROPRIATING SAID AMOUNT FOR EXPENDITURE IN THE PROJECT, AND APPROVING A PERSONNEL COMPLEMENT.

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The Clerk read the following Ordinance:

AN ORDINANCE 45,231

ACCEPTING A GRANT OF \$479,306.00 FROM THE CRIMINAL JUSTICE DIVISION OF THE OFFICE OF THE GOVERNOR IN SUPPORT OF THE PURCHASE OF RADIO EQUIPMENT FOR THE POLICE CENTRALIZED COMMUNICATION SYSTEM, PROVIDING FOR A CONTRIBUTION OF \$164,334.00 FROM CITY FUNDS TO THE PROJECT, AND APPROVING A BUDGET IN THE AMOUNT OF \$645,674.00 FOR EXPENDITURE OF FUNDS AVAILABLE TO THE PROJECT, AND AUTHORIZING AN AGREEMENT WITH THE SAN ANTONIO INDEPENDENT SCHOOL DISTRICT FOR PURCHASE OF SIX RADIOS AND ACCESSORIES FROM THE PROJECT.

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The Ordinance was explained by Chief of Police Emil Peters who said that this is the last phase of the communications program that the Department has been working on for the last three years. He described briefly the work that has been done under previous grants. This grant provides for radios which can be removed from the vehicle when an officer leaves his car. This way he remains in contact with the dispatcher at all times. It also provides for the switch to UHF from VHF.

Chief Peters also explained that a part of the grant is for the purchase of radios for the San Antonio Independent School District. The City will be reimbursed for any difference in money spent.

Mr. Rohde asked if two speakers could be provided from this grant for the press room at police headquarters - one for the State network and one for the County network. This would be helpful in getting quicker news to citizens.

Chief Peters said he would look into the matter.

After consideration, on motion of Mr. Teniente, seconded by Mr. Hartman, the Ordinance was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

75-25 The following Ordinance was read by the Clerk and explained by Mr. William Donahue, Director of the Department of Human Resources and Services, and after consideration, on motion of Mr. Rohde, seconded by Mr. Billa, was passed and approved by the following vote: AYES: Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSTAIN: Pyndus; ABSENT: None.

AN ORDINANCE 45,232

AUTHORIZING TWO ADDITIONAL EMPLOYEE POSITIONS IN THE ALCOHOL SAFETY ACTION PROJECT, FUND NO. 748.

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The Clerk read the following Ordinance:

AN ORDINANCE 45,233

APPROVING CONTINUATION OF THE OPERATION OF THE YOUTH SERVICES PROJECT FOR THE PERIOD FROM MARCH 1, 1975, TO JUNE 30, 1976, APPROPRIATING THE AMOUNT OF \$303,480.00 FOR EXPENDITURE IN THE PROGRAM, AND ACCEPTING A GRANT OF \$227,610.00 FROM THE DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE TO SUPPORT OPERATION OF THE PROGRAM.

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The Ordinance was explained by Mr. William Donahue, Director of Human Resources and Services, who said that this project has been in operation since 1971 and has dealt with some 5,000 young people who have committed non-criminal juvenile offenses. There are six neighborhood centers. This Ordinance accepts a grant to be used for the continuation of the program.

In answer to Mr. Cisneros' question, Mr. Donahue said that they work with both the young person and their family as a unit to attempt to modify what appears to be anti-social behavior. In the year 1974 there were 2,134 young people handled. Only 2.8 percent of them required further action by the Bexar County Probation Department. He said that he felt that this described very well the degree and intensity of the job being done.

Rev. Black commended the Youth Services Project for its very good work and congratulated Mr. Donahue.

Mr. Donahue introduced Mr. Fernando Arellano, Director of the Youth Services Project, to the Council.

After consideration, on motion of Mr. Cisneros, seconded by Mr. Teniente, the Ordinance was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

The Clerk read the following Ordinance:

AN ORDINANCE 45,234

ACCEPTING A GRANT AWARD OF \$49,851 FROM THE TEXAS CRIMINAL JUSTICE DIVISION FOR FUNDING AND OPERATION OF THE RAPE CRISIS CENTER; ESTABLISHING A RAPE CRISIS CENTER; APPROVING A BUDGET AND PERSONNEL COMPLEMENT; AUTHORIZING THE EXECUTION OF CONTRACTS, AND APPROPRIATING FUNDS FOR THE PROJECT.

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The Ordinance was explained by Mr. William Donahue, Director of Human Resources and Services, who said that the development of a rape crisis center was seen as a way of providing assistance to individuals who suffer the traumatic experience of rape. Trained volunteers will be available to offer personal support and counseling about health services, law enforcement

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procedures and, when needed, psychological consultation. A twenty-four hour telephone service will be provided to respond to crisis situations when the office is not open. This Ordinance authorizes acceptance of a grant from the Criminal Justice Council to get this program started.

Mayor Cockrell said that last fall when this problem was very difficult she had called a Conference of Community Concern on this issue. Out of that a continuing steering committee met to evaluate what could be done. One of the things the Committee did was to apply for this grant.

Mr. Donahue said that the Human Resources Department will work very closely with the Police Department in this program.

Mr. Pyndus suggested that this program be monitored as it proceeds to determine whether or not it should be absorbed by the Police Department.

After consideration, on motion of Mr. Rohde, seconded by Mr. Cisneros, the Ordinance was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

75-25 The following Ordinance was read by the Clerk and explained by Mr. John Rinehart, Operations Manager for Monitoring and Evaluation, and after consideration, on motion of Rev. Black, seconded by Dr. Nielsen, was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 45,235

APPROVING THE REVISED BUDGET FOR THE FIRST, SECOND, THIRD, FOURTH, AND FIFTH ACTION YEARS OF THE MODEL CITIES PROGRAM, AUTHORIZING SUBMISSION TO THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR APPROVAL AND AUTHORIZING THE NECESSARY ACCOUNTING PROCEDURES TO BE PERFORMED IN ACCORDANCE WITH THE REVISION.

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75-25 The Clerk read the following Ordinance:

AN ORDINANCE 45,236

AUTHORIZING EXECUTION OF AN AGREEMENT WITH CENTENO SUPERMARKETS, INC., FOR LEASE OF CERTAIN PROPERTY TO BE USED FOR PARKS AND RECREATION PURPOSES.

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The Ordinance was explained by Mr. Ron Darner, Director of Parks and Recreation, who said that this is a five year, rent-free lease of 2.798 acres of property located at El Paso and S. W. 23rd Streets. This park will have tennis, volley ball, basketball, handball courts as well as playground equipment.

In answer to questions from Council members, Mr. Darner said that the improvements could be removed later if necessary. The lessee does not wish to sell this property as it may be required later for expansion of his business. If it became necessary to give up this tract the only loss to the City would be the asphalt areas and some of the irrigation equipment.

Mr. Rohde suggested that the Council express its appreciation to the Centeno family for allowing the City to have the use of the land and asked that a letter to this effect be prepared.

In answer to Mr. Rohde, Mr. Darner said that he will investigate the use of portable swimming pools in the various recreation areas.

After consideration, on motion of Mr. Billa, seconded by Mr. Teniente, the Ordinance was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

75-25 The Clerk read the following Ordinance:

AN ORDINANCE 45,237

ESTABLISHING THE PROJECT DESIGNATED  
THE SUMMER RECREATION SUPPORT PROGRAM  
1975; APPROVING A BUDGET FOR SAID  
PROGRAM; APPROPRIATING FUNDS, PROVIDING  
TEMPORARY FUNDING FOR SAID PROJECT,  
AND AUTHORIZING EXECUTION OF SUBCONTRACTS  
WITH TWENTY SUBCONTRACTING AGENCIES FOR  
CARRYING OUT PORTIONS OF THE PROGRAM.

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The Ordinance was explained by Mr. Ron Darner, Director of Parks and Recreation, who said that this project depends on federal funding. At the present time this matter is in a Senate committee and a House committee. Mr. Darner said that he is anticipating funding in the amount of \$324,000.

Mr. Darner also said that he is working with the various school districts in an effort to make greater use of recreational facilities in the schools. This would be a saving to the program and should cut down on vandalism in the schools.

After consideration, on motion of Dr. Nielsen, seconded by Rev. Black, the Ordinance was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

75-25 The following Ordinances were read by the Clerk and explained by Mr. Ron Darner, Director of Parks and Recreation, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 45,238

ESTABLISHING A SUMMER TRANSPORTATION PROJECT IN THE CITY'S 1975 SUMMER RECREATION SUPPORT PROGRAM AND APPROPRIATING FUNDS AND PROVIDING TEMPORARY FUNDING FOR SAID PROJECT.

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AN ORDINANCE 45,239

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH OUR LADY OF SORROWS CHURCH FOR CITY USE OF THE FACILITIES OF THAT ORGANIZATION AT 3107 N. ST. MARY'S STREET.

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75-25

RECREATION PROGRAM

Mr. Cisneros asked for a report on the summer program as to its activities. He expressed the thought that there may be an opportunity, utilizing what is already being done in other City departments, to really make this an experience for young people, a real learning experience.

75-25

PUBLIC HEARING

Mayor Cockrell declared open a public hearing on proposed amendments to Chapter 42 of the City Code.

The Clerk read the following Ordinance:

AN ORDINANCE 45,240

AMENDING SECTION 42-126 OF THE ZONING CODE OF THE CITY OF SAN ANTONIO AND ADDING CODE SECTIONS 42-125.1 AND 42-125.2.

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Mr. George Vann, Director of Building and Planning Administration, said that in April the Council approved an extension of the La Villita Historic District provided certain amendments were made to the Zoning Ordinance. This Ordinance covers those amendments which have been approved by the Planning Commission.

Mr. Vann also said that this provides an appeal from the Historic Review Board directly to the City Council instead of going to the District Court. It also provides that notice be given to an applicant to the Board of Review of a disapproval of a permit by the City Council. It also provides that an application cannot be resubmitted to the City Council for one year after it has been denied by the Council.

Mrs. Jerry Ursin, Land Use Chairman of the League of Women Voters, read a prepared statement supporting the recommendations of the Planning Commission. (A copy of Mrs. Ursin's statement is included with the papers of this meeting.)

Mrs. Beverly Blount, President of the San Antonio Conservation Society, also spoke in support of the proposed Ordinance.

Mrs. Blount distributed copies of a presentation with reference to the Historic Fund and asked the Council members to study it carefully. (A copy of the presentation is included with the papers of this meeting.) She also asked for a resolution from the Council endorsing the gift from the Conservation Society of the Jose Antonio Navarro property to the State of Texas Parks and Wildlife Department.

Mr. Billa said he would like to commend Mrs. Blount for her service to the San Antonio Conservation Society and to the City of San Antonio during her tenure of office.

Mr. Cisneros suggested that in a future "B" Session the Council address itself to a number of related historical preservation questions including the historic fund and the City's leasing policy in landmark buildings.

No one spoke in opposition.

Mayor Cockrell declared the hearing closed.

After consideration, on motion of Mr. Billa, seconded by Mr. Cisneros, the Ordinance was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

75-25 The following Ordinance was read by the Clerk and explained by Mr. W. S. Clark, Director of R.O.W. and Land Acquisition Department, and after consideration, on motion of Mr. Hartman, seconded by Mr. Cisneros, was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Cockrell; NAYS: None; ABSENT: Nielsen.

AN ORDINANCE 45,241

ACCEPTING HIGH BIDS FOR SALE OF CERTAIN  
CITY-OWNED IMPROVEMENTS IN CONNECTION  
WITH THE 24TH STREET IMPROVEMENT PROJECT,  
MAKING AND MANIFESTING BILLS OF SALE  
THERE TO AND REJECTING ALL OTHER BIDS.

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75-25 The following Ordinance was read by the Clerk and explained by Mr. Mel Sueltenfuss, Director of Public Works, and after consideration, on motion of Mr. Teniente, seconded by Mr. Cisneros, was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Teniente, Cockrell; NAYS: None; ABSENT: Rohde, Nielsen.

AN ORDINANCE 45,242

ACCEPTING THE LOW QUALIFIED BID OF  
RAY CARPENTER & COMPANY IN THE AMOUNT

896  
OF \$20,625.75 FOR CONSTRUCTION  
OF THE ENCINO BLANCO SANITARY  
SEWER EXTENSION PROJECT.

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75-25 The Clerk read the following Ordinance:

AN ORDINANCE 45,243

CONSIDERING BIDS FOR CONSTRUCTION  
OF RILLING ROAD TREATMENT PLANT,  
SECTION IX, PHASE D.

\* \* \* \*

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

SECTION 1. The low qualified bid of M. H. Braden Enterprises for construction of the Rilling Road Treatment Plant, Section IX, Phase D, is hereby accepted, subject to the condition precedent of approval by the Environmental Protection Agency (EPA), and therefore, the City Manager is authorized to execute a standard City Public Works Construction contract for said project subject to EPA approval.

SECTION 2. Payment is hereby authorized out of Fund 788-02, Account 78-80-02, as follows:

\$169,147.00 - Payable to M. H. Braden Enterprises.

8,457.00 - Miscellaneous Contingency Account

18,208.00 - Payable to Seligmann & Pyle, Consulting Engineers, Inc., as additional engineering fees.

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The Ordinance was explained by Mr. Mel Sueltenfuss, Director of Public Works, who said that it accepts the second low bid for warehouse facilities and crew quarter facilities. The apparent low bidder, Peco Construction Company, failed to submit a special notice as required in the bid specifications.

Mr. Pyndus said that he was distressed to know that because he did not fill out a government form, the low bidder was disqualified and asked if there is any method of giving them an opportunity to submit the form.

Mr. Sueltenfuss said that the practice in the past is to not recommend an award where all of the bid documents are not submitted with the bid. In this case there were very definite instructions. He said that a "two envelope" method is to be used in the future. When the proper documents are not provided in envelope No. 1 then envelope No. 2 containing the bid will not even be opened.

After consideration, on motion of Mr. Teniente, seconded by Mr. Cisneros, the Ordinance was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Teniente, Cockrell; NAYS: None; ABSENT: Rohde, Nielsen.

The Clerk read the following Ordinance:

AN ORDINANCE 45,244

APPROVING PREPARATION OF A FIFTH YEAR PLANNING AND MANAGEMENT PROGRAM FOR THE CITY OF SAN ANTONIO; AND AUTHORIZING APPLICATION TO THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR A GRANT IN THE SUM OF \$375,000 TO ASSIST IN PREPARATION OF SAID PROGRAM.

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The Ordinance was explained by Mr. Cipriano Guerra, Director of Planning and Community Development, who had prepared slides to provide the Council with an overview of all of the funding for his Department. He reviewed the sources of funds, the periods covered, and a list of tasks and programs now in process. He said that if some of the funding asked for is not made available then some of the tasks will have to be eliminated.

In answer to Rev. Black's question, Mr. Guerra said that there will be an intensification of planning activities. There are getting to be more and more requests for neighborhood planning.

Mr. Pyndus complimented Mr. Guerra on his presentation which was very clear and to the point. He asked if Mr. Guerra would report to the Council on a quarterly basis the results and forward thrusts of his efforts.

Mr. Rohde said that he felt the inner City is becoming more and more important, and he would like to see the direction of City planning turned back to the central City and things that mean a better quality of life for citizens who can't move. Senior citizens must have a downtown to go to.

Mr. Guerra said the housing plan soon to be presented to the Council does address some of the very things Mr. Rohde referred to. He said that there also will soon be a new downtown plan. He also pointed out the need for the full cooperation of the banks in the development of downtown. Discussions with downtown bankers are now underway.

After consideration, on motion of Rev. Black, seconded by Dr. Nielsen, the Ordinance was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

The Clerk read the following Ordinance:

AN ORDINANCE 45,245

DESIGNATING AN INDUSTRIAL DISTRICT PURSUANT TO THE MUNICIPAL ANNEXATION ACT, AND AUTHORIZING THE EXECUTION OF A CONTRACT GUARANTEEING THE CONTINUATION OF EXTRATERRITORIAL STATUS AND IMMUNITY FROM ANNEXATION BY THE CITY OF THE LAND WITHIN SUCH DISTRICT.

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The Ordinance was explained by Mr. Cipriano Guerra who said that the Comprehensive Planning Division is the primary element of his department that participates on an annexation task force created by the City Manager. This item was handled by the task force.

Mr. Guerra explained that this property, located near the intersection of Culebra and Ingram Roads, slightly extends into the City limits but the bulk of it is just outside of the City limits. This agreement guarantees that the area will not be annexed for a stated period of time and that it will be annexed on the completion of certain requirements mutually agreed on. This agreement is to lead to the development of a 1.1 million square foot shopping mall. This agreement will provide the developer with a needed tool to acquire his needed long term leases. He recommended adoption of the ordinance.

Mr. Cisneros commended Mr. Guerra for his imaginative use of this new annexation act.

After consideration, on motion of Dr. Nielsen, seconded by Mr. Cisneros, the Ordinance was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Rohde.

75-25 The Clerk read the following Ordinance:

AN ORDINANCE 45,246

AUTHORIZING THE CITY MANAGER IN CONCURRENCE WITH OTHER TAXING ENTITIES TO EXECUTE QUIT-CLAIM DEEDS TO CERTAIN PURCHASERS TO PROPERTIES ACQUIRED THROUGH TAX FORECLOSURES AND AUTHORIZING PAYMENT TO OTHER TAXING ENTITIES AND COSTS INCURRED THEREIN.

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The Ordinance was explained by Mr. Ted Wagner, Back Tax Attorney, said that it concerns resale of 8 parcels of property which have been acquired by the City or other taxing entities through tax-foreclosure. This is the first ordinance presented under the modified resale procedure directed by the Council.

As directed by Council, these parcels were advertised in both local newspapers on March 31st calling for bids to be opened on April 15th. Seven bids were received. He asked that the ordinance be approved.

Mr. Raul Rodriguez spoke in opposition to the ordinance. He said that the general public was unaware that these parcels were being sold as few people look at legal notices in the newspaper. He said that every parcel should have a sign posted on it saying that it is to be sold and giving all details. He asked that the ordinance not be approved.

Mr. Wagner again reviewed changes that had been made in the procedure trying to comply with an agreement reached with Mr. Rodriguez last year. He said that in the future, he would also publish a street address, if available, or other identifying descriptions.

After consideration, on motion of Mr. Rohde, seconded by Mr. Hartman, the Ordinance was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Cockrell; NAYS: None; ABSENT: Nielsen.

75-25 The following Ordinances were read by the Clerk and explained by Mr. John Brooks, Director of Purchasing, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Cockrell; NAYS: None; ABSENT: Nielsen.

AN ORDINANCE 45,247

ACCEPTING THE LOW QUALIFIED BID OF INTERNATIONAL HARVESTER SALES & SERVICE TO FURNISH THE CITY OF SAN ANTONIO WITH A TRACTOR-BACKHOE-LOADER FOR A NET TOTAL OF \$12,643.62.

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AN ORDINANCE 45,248

ACCEPTING THE LOW QUALIFIED BID OF PROFESSIONAL AMBULANCE SERVICE TO FURNISH THE CITY OF SAN ANTONIO WITH MORGUE TRANSFER SERVICE AT A COST OF \$12.50 PER TRANSFER.

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AN ORDINANCE 45,249

CHANGING THE OFFICIAL TIME OF CITY COUNCIL MEETINGS TO COMMENCE AT 9:30 A. M. EACH THURSDAY, EXCEPT FOR THE THIRD THURSDAY OF THE MONTH, WHICH WILL REMAIN 8:30 A. M.

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75-25 The Clerk read the following Resolution in full:

A RESOLUTION  
NO. 75-25-42

EXPRESSING THE SUPPORT OF THE CITY OF SAN ANTONIO OF H. B. 1231, WHICH WOULD REGULATE THE COST OF INTRA-STATE GAS AT THE WELLHEAD.

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WHEREAS, the City of San Antonio, like all other cities in the State, has for months experienced exorbitant costs of natural gas, which cost the City government has been compelled to "pass through" to its consumers, and

WHEREAS, the aforesaid exorbitant costs have resulted from the fact that San Antonio's gas supplier has in past years sold off gas in shortages of gas reserves on the part of the supplier with must be made up by spot purchases of wellhead gas at prices many times as high as San Antonio's contract calls for, and

WHEREAS, there is presently no control exercised by any State agency over the price for gas at the wellhead, thus leaving San Antonio and other cities largely at the mercy of gas producers, and

WHEREAS, San Antonio is powerless, legally or otherwise, to control or even influence the price of wellhead gas, the escalated price of which is the genesis of San Antonio's own "pass through" to its consumers, with its attendant hardships and frustrations upon the part of its citizens, and

WHEREAS, the City Council recognizes that the State Legislature is empowered to regulate the cost of wellhead gas sold intra-state and is convinced that such regulation would be in the public, statewide interest, and

WHEREAS, H. B. 1231, now pending in the State Legislature appears to be reasonably calculated to accomplish the aforesaid objective in a realistic and responsible manner, NOW,  
THEREFORE:

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

SECTION 1. The City Council of the City of San Antonio hereby endorses and urges the passage of H. B. 1231, which seeks to regulate the wellhead cost of gas to be sold intra-state.

SECTION 2. The City Council urges the citizens of San Antonio to contact our Legislators in support of H. B. 1231.

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Councilman Cisneros said that, as Mayor Pro-Tem Teniente had pointed out, this is a futile move in terms of legislative strategy but its main purpose is to identify to the citizens of San Antonio that so great a proportion of the increase in costs and in operating costs of the City Public Service Board is due to costs that are beyond the Council's control.

Dr. Nielsen suggested deletion of the words, "and which does so in a seemingly realistic and responsible manner." The suggestion by Dr. Nielsen met with the approval of the other members of the Council and it was so ordered.

After consideration, on motion of Mr. Teniente, seconded by Mr. Billa, the Resolution was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

Mr. John Pope, representing the Windcrest Optimist Club, said that his Club believes San Antonio is the most unique City in the nation. The Windcrest Optimist Club is supporting the Bicentennial effort and is promoting San Antonio as a Bicentennial City.

Mr. Pope then presented Mayor Cockrell with license plate frames to be used on the official City cars. The frames advertise San Antonio as a Bicentennial City.

75-25 The Clerk read a proposed resolution requesting the Environmental Protection Agency to designate the Edwards Aquifer as the sole or principal drinking water source for San Antonio.

The resolution was explained by Mr. Mel Sueltenfuss, Director of Public Works, who said that the Safe Drinking Water Act was passed by Congress in December, 1974. An amendment to the act stated that if the EPA Administrator made a determination that there is an aquifer that is the sole or principal drinkwater source for the City of San Antonio and if contaminated would create a significant hazard to the public health then certain federal funding could be withheld. Various groups had requested that the EPA Administrator make this determination.

Mr. Chesley Swann, 354 E. Terra Alta, spoke in opposition to the resolution. He said that the Council has not had time to study the resolution or to determine what the implications would be if it is passed. He asked the Council to delay action on it and look into it further.

Mrs. Liz Davies, President of the League of Women Voters, urged the Council to pass the resolution. (A copy of her prepared statement is included with the papers of this meeting.)

Mr. Rohde said that he felt the need for more information before acting on this resolution and said that he would prefer to have a recommendation from the City Water Board before making a decision.

Mr. Sueltenfuss said that in his opinion the resolution simply stated a fact and could not see any harm to be done by passing it. He also said that a public hearing is to be held on this matter by the EPA on June 4, 1975.

Mayor Cockrell expressed the feeling that it is to the best interest of all concerned to have this matter settled as expeditiously as possible. The passage of this resolution should put the City in a leadership role.

Mr. Cisneros also urged passage of the resolution.

Mr. George Vann, Director of Building and Planning Administration, said that zoning cases involving properties situated over the recharge zone are being postponed by the Planning Commission pending some guidelines by the Council.

After discussion of the matter at some length, action on the matter was postponed until 3:00 P. M., in order to have testimony by Mr. Robert Van Dyke, General Manager of the City Water Board.

At 3:30 P. M., the discussion was resumed and Mayor Cockrell invited comments from Mr. Van Dyke.

Mr. Van Dyke said that it was his opinion that an order had been worked out with the Texas Water Quality Board which provides adequate protection for the Edwards Aquifer. He also stated that in his opinion it is highly doubtful that pollution of the aquifer is possible. Mr. Van Dyke said that citizens would not be helped by passage of this resolution, and it would add another layer of federal controls. He recommended against passage of the resolution.

Mayor Cockrell stated that the position taken by the City Water Board is at variance with her position, and she felt that it would lead eventually to pollution of the aquifer. She asked if the Council was prepared to act on the resolution.

After discussion, certain modifications were suggested by several Council members which were agreed upon. The resolution as modified is as follows:

A RESOLUTION  
NO. 75-25-44

REQUESTING THE ENVIRONMENTAL  
PROTECTION AGENCY TO DESIGNATE  
THE EDWARDS AQUIFER AS THE SOLE  
OR PRINCIPAL DRINKING WATER SOURCE  
FOR SAN ANTONIO.

\* \* \* \*

WHEREAS, on December 16, 1974, the United States Congress passed an Act cited as the Safe Drinking Water Act, and

WHEREAS, an amendment to the Act provided that if the Administrator of the Environmental Protection Agency determines on his own initiative or upon petition that an area has an aquifer which is the sole or principal drinking water source for the area and which if contaminated would create a significant hazard to the public health, he may after proper notice withhold certain Federal assistance on any project which the Administrator determines may contaminate such aquifer through a recharge zone so as to create a significant hazard to public health, but a commitment for Federal financial assistance may, if authorized under another provision of law, be entered into to plan or design the project to assure that it will not so contaminate the aquifer, and

WHEREAS, various agencies have requested of the EPA Administrator that the Edwards Aquifer be designated as the sole or principal drinking water source for certain areas, and

WHEREAS, the City of San Antonio has been requested to join with the other agencies in urging the Administrator to make such a determination, NOW, THEREFORE:

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

SECTION 1. That the City Council of the City of San Antonio notifies the Administrator of the Environmental Protection Agency that the Edwards Aquifer is the sole or principal drinking water source for the City of San Antonio and other metropolitan and rural areas and which if contaminated would create a significant hazard to the public health.

SECTION 2. That the City of San Antonio also has taken positive steps to assure an adequate and safe water supply. It is a local responsibility to enforce such regulations as have been or may be adopted in providing safe and pure water.

\* \* \* \*

After consideration, on motion of Dr. Nielsen, seconded by Mr. Rohde, the Resolution was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Black.

75-25

The Clerk read the following Resolution:

A RESOLUTION  
NO. 75-25-43

APPROVING A SOLID WASTE DISPOSAL  
OPERATION IN THE 9800 BLOCK OF  
WEST COMMERCE.

\* \* \* \*

Mr. George Vann, Director of Building and Planning Administration, said that this is an application for a brush and demolition landfill. A public hearing was held by the State Health Department on this request on January 10, 1975 and approved the design for the landfill subject to other City requirements. The site is a partially abandoned gravel pit. The life span of the fill is expected to be about five years. The Council can withdraw permission at anytime it so desires.

In answer to Dr. Nielsen's question, Mr. Fred Bell of the Metropolitan Health District said that all adjacent property owners were notified of the public hearing held in January.

After consideration, on motion of Mr. Teniente, seconded by Mr. Pyndus, the Resolution was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

75-25

FIRE EXTINGUISHERS

Dr. Nielsen asked the City Manager if he would urge the Fire Chief to make certain that the citizens as well as all public buildings personnel are educated as to soda-acid fire extinguishers. He was making reference to a fatal accident during the week involving one of these extinguishers.

City Manager Granata said that the Chief is working on this matter and will be asked to include a report to Council members in next week's packet.

REQUEST FOR RATE INCREASE BY  
SOUTHWESTERN BELL TELEPHONE COMPANY

Mr. Pyndus requested that action on Items XI and XII on the Docket be postponed. These two items were proposed ordinances dealing with the rate schedules for Southwestern Bell Telephone Company. He said that both items will require in-depth discussion, and he was not prepared at the time.

Mr. Pyndus then moved to postpone the matters for two weeks. The motion was seconded by Mr. Cisneros.

Dr. Nielsen said that in two weeks some of the Council members will be out of the City and asked that the motion be amended to discuss the matter later this day.

Mr. Teniente said that the new Council has not heard from the City's rate consultants or from the Telephone Company. He urged that the Council hear these presentations very soon, at a special meeting if necessary. If two weeks are allowed to go by, he urged the Council members to study the material at hand and get informed so that a decision in the rate request can be made.

Mr. Pyndus said that he would be willing to postpone the discussion three weeks in order to accommodate those members expecting to be out of the City.

Mr. Rohde said that he would rather discuss this matter at this meeting as each week of delay is probably costing the company \$125,000. After hearing and discussing it today then appoint two Council members as a sub-committee to meet with City staff and come back with a recommendation.

After consideration, Mr. Pyndus amended his motion to postpone action for three weeks was passed and approved by the following roll call vote: AYES: Pyndus, Cisneros, Black, Hartman, Cockrell; NAYS: Teniente, Nielsen; ABSTAIN: Billa, Rohde; ABSENT: None.

Later in the meeting it was learned that all Council members could be present in two weeks. Mr. Pyndus moved that the telephone rate discussion be scheduled in two weeks instead of three weeks. The motion was seconded by Mr. Rohde and carried by the following roll call vote: AYES: Pyndus, Billa, Cisneros, Rohde, Hartman, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Black.

CITIZENS TO BE HEARD

NAMING OF NORTH EXPRESSWAY

Mr. Jerry Ratzlaff, President of the Bexar County Chapter of Texas Society of Professional Engineers, read a resolution which had been passed by his organization requesting that the North Expressway now under construction be named Walter W. McAllister, Sr. Expressway in honor of the man who fought so long and hard to have it built. (A copy of the resolution is included with the papers of this meeting.)

Mayor Cockrell referred the request to the staff for study.

SAN ANTONIO BUILDING TRADES COUNCIL

Mr. Bud Payne, President of the San Antonio Building Trades Council, said that several months have gone by since the Council had been requested to revise the prevailing wage rates used in City contracts. He said that the existing schedule is far out of date and requested that the Council take action on this matter promptly.

Mayor Cockrell asked that the City Manager furnish the Council with a report and recommendation at an early date.

MR. KARL WURZ

Mr. Karl Wurz, 820 Florida Street, said that the new Council should not overlook the menace of bureaucratic empires. Some agencies need to be weeded out in San Antonio. He said that no funds should be allocated to the Urban Renewal Agency. He urged the Council to read the Housing Act of 1949 and gave the Clerk a copy of it for the record.

MR. RAUL RODRIGUEZ

Mr. Raul Rodriguez, 719 Delgado, repeated his request that he be appointed to the Fire and Police Civil Service Commission. He said that it is time to change some of the policies of that Commission, and he would like the opportunity to make those changes.

MS. RUTH SCHULTZE

Ms. Ruth Schultze, representing Citizens Against Fuel Adjustment, again insisted that the City Council rescind the authority of the City Public Service Board to charge the fuel adjustment to consumers.

Mayor Cockrell said that the Council has been briefed on this matter. The charge is legal. Someone has to pay for the fuel either as an adjustment charge or in a revised rate structure. The Council has no proposal before it at the present time to change the rate structure.

MR. STEPHEN HARVESTY

Mr. Stephen Harvesty, 317 Pendleton, said that Involved Texans is dedicated to a program of returning the City Public Service Board back to the citizens of San Antonio. He asked also that alternative methods of financing bonds for the Board be found.

Mr. Harvesty said that the recent reappraisal program raises the valuation of most properties. Many senior citizens who are now exempt from payment of taxes because of their \$10,000 exemption will again be forced to pay taxes. He asked the Council to see that this does not happen.

Mayor Cockrell pointed out to Mr. Harvesty that a lower rate of assessment is being used. The reappraisal was to get properties more accurately appraised.

Dr. Nielsen took exception to Mr. Harvesty's statement that the reappraisal was for the purpose of increasing revenues to the City. He told Mr. Harvesty that it was never the City's intent to increase revenues.

MRS. CORINNE BANKS

Mrs. Corinne Banks, 1503 Gorman, spoke as a representative of ROBBED. She read a prepared statement stating the urgent need for drainage improvement in the Arroyo Largo area and the need for sidewalks, traffic signs, curbs, et cetera. She said the drainage project was in the 1970 bond issue but nothing has ever been done about it. She said that the Public Works Department had promised that construction on the drainage project would start by April 15.

Mayor Cockrell explained to Mrs. Banks the procedure of selling bonds in increments. She also reviewed the process of obtaining right of way, moving utilities and getting the engineering accomplished.

Mr. Mel Sueltenfuss said that this project will be advertised for bids in about 30 days. Construction should begin in about 90 days.

City Manager Granata explained to Mrs. Banks the procedure to follow in requesting the construction of sidewalks in the area,

MR. WILLIAM BOYD

Mr. William Boyd, 2122 Burnett, spoke regarding the same issue of the Arroyo Largo drainage problem. He also spoke of a similar problem on Jo Marie Street which runs off of W. W. White Road. The problem on this street could easily be resolved by channeling the run off into the Salado Creek.

Mr. Sueltenfuss said that a survey for sanitary sewers is being made on Jo Marie Street now. Engineering is also being done so that final plans and specifications can be prepared. The project is funded. The drainage problem is being engineered and can be handled with the City's forces.

Mayor Cockrell asked that a 30 day report be given to the citizens of the area.

WILLIE JAMES, SR.

Mr. Willie James, Sr., 310 Eros, distributed copies of a \$24 million budget which had been prepared by ROBBED. (A copy of the budget is included with the minutes of the meeting.) He said that in the election campaign the candidates had said that they would work to have the projects in the budget completed. He then asked when the work would start.

Mr. Pyndus said that the \$24 million budget has to be considered in the light of the entire budget. It will be considered at the proper time.

Mayor Cockrell said that the new Project and Goals Committee of the Council could review this and prepare an answer.

MR. GUS ANDERS

Mr. Gus Anders, 4231 Tarbet, asked if it is legal for his electricity to be cut off for non payment of the fuel adjustment charge.

Mayor Cockrell advised Mr. Anders that it is legal.

75-25 The meeting recessed for lunch at 1:15 P. M., and reconvened at 3:00 P. M.

75-25 CITIZENS TO BE HEARD - Continued

MR. HENRY RODRIGUEZ

Mr. Henry Rodriguez, 526 Durango, said that the San Antonio Independent School District has voted to close Navarro Elementary School located at 623 South Pecos Street. He said that if the school is closed it will make the neighborhood deteriorate further because people will have to move closer to a school. He said there is a great need to do all possible to save this old neighborhood and asked the Council to do what it can.

Mayor Cockrell advised Mr. Rodriguez that this matter is out of the Council's jurisdiction. She asked the City Manager for an overall report on this particular neighborhood particularly in terms of what City action has occurred and is impending so the Council can know what to expect in this area.

Mr. Teniente said that this school is being closed because of very low attendance. The building is not to be torn down.

MR. CONCEPCION ELIZONDO

Mr. Concepcion Elizondo, 943 San Angelo, spoke in opposition to the requested rate increase for the telephone company and asked that the Council call another public hearing to be held at night so more of the public could attend.

Mr. Pyndus assured Mr. Elizondo that the Council would ably and honestly and impartially defend his viewpoint in opposition to the rate increase. The Council today had postponed action on this matter in order to have time to study it more.

Mr. Cisneros said that he didn't know if a second public hearing could be justified. He did say that as a matter of principle the Council should establish a policy that anytime there is a public hearing it should be held in the evening if possible.

Mayor Cockrell expressed the view that anytime a hearing is set it will discriminate against someone. Many elderly persons or women would not like to get out at night.

MOVEMENT OF FEDERAL OFFICES

Mr. Cisneros said that he wished to schedule a resolution for consideration on May 22, having to do with the announced intention of moving some of the federal offices out of the downtown area.

Mayor Cockrell asked that any Council member having suggestions for this resolution pass their comments on to Mr. Cisneros.

75-25

RESOLUTION OF RESPECT

Dr. Nielsen read the following Resolution:

A RESOLUTION  
NO. 75-25-45

WHEREAS, life came to a close for Miss Lou Hamilton on May 3, 1975,  
and

WHEREAS, "Miss Lou", as she was affectionately known, served as Superintendent of Recreation for the City of San Antonio for more than three decades and was employed by the City for over forty-two years, and

WHEREAS, "Miss Lou" was admired for her successful manner in which she carried out the operation of a Department which included fourteen recreation centers and five special activity centers, six swimming pools, tennis courts, softball and baseball diamonds, and a gymnasium, and

WHEREAS, "Miss Lou" was known to several generations of San Antonians who visited the City's recreation areas and will be remembered by all, and

WHEREAS, "Miss Lou" was loved for her fairness and generosity and constant devotion to the interest of the City, NOW,  
THEREFORE:

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

SECTION 1. That this Council, on behalf of City officials and employees, as well as the citizens of this community, does hereby express profound regret on the occasion of the death of Miss Lou Hamilton and tenders to her family our heartfelt sympathy.

SECTION 2. That this Resolution be spread upon the minutes of this meeting and a copy thereof delivered to the bereaved family.

\* \* \* \*

After consideration, on motion of Dr. Nielsen, seconded by Mr. Cisneros, the Resolution was unanimously passed and approved.

75-25

The Clerk read the following letter:

May 2, 1975

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

Madam and Gentlemen:

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

April 28, 1975

Petition submitted by Ms. Pauline F. Kuntz, Secretary, Northside Independent School District, in behalf of the Northside Independent School District PTA Council, requesting the City Council to consider plans to build a swimming pool in the first City park to be located within the Northside Independent School District at the corner of Hemphill and Callaghan Streets.

April 28, 1975

Petition submitted by Ms. Ruth Schulze, President, Citizens Against Fuel Adjustment, requesting a hearing for the purpose of showing the fuel adjustment charge to be illegal.

April 30, 1975

Petition submitted by Mr. A. D. Callahan, 203 Lester Avenue, requesting the City Council to take proper action to close and abandon Mart Avenue and to convey all of the City's right, title and interest to Mr. Callahan.

/s/ J. H. INSELMANN  
City Clerk

\* \* \* \*

There being no further business to come before the Council, the meeting adjourned at 5:00 P. M.

A P P R O V E D

*Lila Cockell*  
M A Y O R

ATTEST: *J. H. Inselmann*  
City Clerk

