

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, JUNE 29, 1978.

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The meeting was called to order at 1:00 P.M. by the presiding officer, Mayor Lila Cockrell, with the following members present: CISNEROS, WEBB, DUTMER, WING, EURESTE, ORTIZ, ALDERETE, PYNDUS, HARTMAN, STEEN, COCKRELL; Absent: NONE.

78-29 The invocation was given by The Reverend Fred Scheffel, Good Shepherd Lutheran Church.

78-29 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

78-29 MINUTES OF JUNE 22, 1978

Councilman Pyndus asked that his statement with regard to Ordinance 49,489, be included verbatim in the minutes of June 22, 1978. With this addition, the minutes of June 22, 1978 were approved.

78-29 CITATION TO ANTONIO "TORITO" AYALA, JR.

Mayor Cockrell read the following Citation:

THE CITY OF SAN ANTONIO
(State of Texas)

Hereby Presents This

CITATION

to

ANTONIO "TORITO" AYALA, JR.

IN RECOGNITION OF HIS ACHIEVEMENTS AS AN OUTSTANDING AMATEUR BOXER. ANTONIO, WHO IS 15 YEARS OLD, WAS SPONSORED BY THE PARKS AND RECREATION DEPARTMENT OF THE CITY OF SAN ANTONIO AND WON THE 1978 JUNIOR OLYMPIC NATIONAL BOXING CHAMPIONSHIP IN TUCSON, ARIZONA AND FOR THE SECOND YEAR IN A ROW WAS CHOSEN OUTSTANDING ATHLETE IN THE NATIONAL AMATEUR BOXING TOURNAMENT.

A STUDENT AT MEMORIAL HIGH SCHOOL, ANTONIO HAS WON THE RESPECT AND ADMIRATION OF THE BOXING COMMUNITY AND IS COMMENDED BY THE CITY COUNCIL FOR HIS MANY ACCOMPLISHMENTS WHICH HAVE BROUGHT MUCH PUBLICITY AND FAME TO OUR CITY.

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Mayor Cockrell and Councilman Wing presented the Citation to Antonio Ayala and congratulated him on his accomplishments.

June 29, 1978
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City Manager Huebner announced that Robert Peche, Administrative Intern in the City Manager's Office, was selected as a Presidential Management Intern for the Economic Development Administration in Washington D.C. and will be leaving his employment with the City on June 30, 1978.

Mayor Cockrell and Council members commended Robert for his performance and wished him well on his new assignment.

ROOSEVELT HIGH SCHOOL SUMMER GOVERNMENT CLASS

Mayor Cockrell recognized and welcomed to the meeting, a summer government class from Roosevelt High School accompanied by their instructors, Ms. Greenhill, Ms. Claire, and Mrs. Siller.

The Clerk read the following Ordinance for the second time:

AN ORDINANCE 49,433

GRANTING A FRANCHISE TO UA-COLUMBIA CABLEVISION, INC. TO CONSTRUCT AND OPERATE A CABLE TELEVISION SYSTEM WITHIN THE CITY OF SAN ANTONIO.

* * * *

Mr. Wing moved to approve the Ordinance. Mr. Eureste seconded the motion.

Mr. Cipriano Guerra stated that as a result of the public hearing held last week, he had met with several citizen groups and presented a list of amendments to the UA Columbia proposal. (A copy of these amendments are on file with the papers of this meeting.)

Mr. Robert Rosencrans, President of UA Columbia, also spoke of the meetings held with different organizations. He explained the stock ownership plan for company employees and said that at the present time, 85 percent of the employees are also stockholders of the Company. He further explained that they have executed a contract with Southwestern Bell Telephone Company and a contract should be negotiated with City Public Service in a few days. Mr. Rosencrans also stated that the deposit to the City of San Antonio in the proposal has been augmented to \$100,000.

Mr. Mario Salas, Black Coalition on Mass Media, agreed to the amendments proposed by UA-Columbia. However, they have had several concerns regarding the creation of a Cable Advisory Committee. He stated that they want the best possible system for the lowest possible price and feel that UA Columbia's price is still too high for the average citizen. He asked that the final reading be postponed until these concerns are addressed by the City Council. Mr. Salas stated he could agree to a 30 to 60 day time period after passage of Ordinance for the creation of an advisory committee.

Mr. Victor Soto, Bi-lingual Bi-Cultural Coalition on Mass Media, stated that the City Council should consider the interest of consumers as their main concern. He said that the proposal of UA-Columbia mainly benefits the Company.

The Council then discussed the negotiating procedure with UA-Columbia which the Council initiated at a "B" Session. Several Council members discussed the possibility of hearing the proposal of Storer Broadcasting before the final reading of the UA-Columbia Proposal.

Mr. Hershel Bernard, representing Storer Broadcasting Company, spoke regarding their proposal and asked that the City Council not close the negotiations on their proposal. He also asked that the third reading of the UA-Columbia proposal be postponed until their proposal is discussed by the Council.

Mr. Bob Warner, Vice President of Marketing for Storer Broadcasting Company, stated that their proposal is superior to others in technical and programming features. He said that they offer the lowest cost to the subscriber and yet offer more programming choices. He also mentioned that they have the exclusive rights to telecast San Antonio Spurs basketball games. Their basic rate is \$5.95 a month.

In response to Council, Assistant City Manager, Louis J. Fox, stated that the staff will be prepared with an analysis of the Storer Proposal at next week's "B" Session.

After discussion, Mr. Wing as maker of the motion to approve the second reading, concurred to include the amendments proposed by UA-Columbia as part of the ordinance. Mr. Eureste seconded the motion. On roll call, the motion, prevailed by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Webb, Ortiz, Alderete.

Mrs. Dutmer then moved to postpone the third reading of the UA-Proposal to July 13. Mr. Hartman seconded the motion.

After discussion and on roll call, the motion to postpone failed by the following vote: AYES: Dutmer, Alderete, Pyndus, Hartman; NAYS: Cisneros, Wing, Eureste, Ortiz, Steen, Cockrell; ABSENT: Webb.

78-29 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Pyndus, seconded by Mr. Steen, was passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Webb, Ortiz, Alderete.

AN ORDINANCE 49,526

APPROVING NEW ELECTRIC SERVICE STANDARDS
FOR THE CITY PUBLIC SERVICE BOARD.

* * * *

78-29 The following Resolution was read by the Clerk and after consideration, on motion of Mr. Steen, seconded by Mr. Pyndus, was passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Webb, Ortiz, Alderete.

A RESOLUTION
NO.78-29-102

ACCEPTING SERVICES VALUED AT \$7,280.00
CONTRIBUTED BY MARRIOTT MARINER INTERESTS,
IN CONNECTION WITH MOVING LARGE TREES FROM
THE CONSTRUCTION SITE OF THE MARRIOTT HOTEL
AND REPLANTING SAME AT THE SAN ANTONIO BOTANICAL CENTER.

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78-29 The Clerk read the following Ordinance:

AN ORDINANCE 49,527

AUTHORIZING EXECUTION OF A LEASE AGREEMENT
WITH SAN ANTONIO PARKS COUNCIL, INC., D/B/A
FRIENDS OF THE PARKS, FOR RESTORATION AND USE
OF THE OLD MILL HOUSE (BORGLUM STUDIO) IN
BRACKENRIDGE PARK AS A CENTER FOR LOCAL ARTISTS
TO PROMOTE AND ENCOURAGE THE ARTS AND ARTISTS
IN SAN ANTONIO.

* * * *

Mr. Pyndus moved to approve the Ordinance. Mr. Eureste seconded the motion.

Mr. Hartman stated that he had received a letter from AACOG stating that there is a possibility of a grant to take care of this restoration.

Mr. Dan Withers, Vice President of Friends of the Parks, also stated he had received a similar letter.

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

78-29 SEWAGE PROBLEMS IN VALLEY HI AREA

Mrs. Dutmer spoke about the problems with sewage backing up in the Valley Hi area and said that the City of San Antonio is not responsible. She said that many complaints have been made to the City and they should be addressed to Ray Ellison.

78-29 The Clerk read the following Ordinance for the first time:

AN ORDINANCE 49,528

GRANTING A FRANCHISE TO SAN ANTONIO SIGHTSEEING INC., TO OPERATE SIGHTSEEING SERVICES IN THE CITY OF SAN ANTONIO.

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After consideration, Mr. Wing 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, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Eureste, Ortiz, Alderete.

78-29 The following Ordinance was read by the Clerk and after consideration on motion of Mr. Pyndus, seconded by Mr. Wing, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Eureste, Ortiz, Alderete.

AN ORDINANCE 49,529

AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEASE AGREEMENT WITH THE RICHARD ALLEN VILLA, LTD., PROVIDING FOR THE LEASE OF SPACE IN THE SOUTH SIDE OF THE CITY, TO BE USED IN CONNECTION WITH THE YOUTH SERVICES PROJECT--SOUTH SIDE.

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78-29 The Clerk read the following Ordinance:

AN ORDINANCE 49,530

AUTHORIZING AN AGREEMENT WITH THE HEALY-MURPHY LEARNING CENTER FOR CONTINUING THE HEALY-MURPHY YOUTH TRAINING PROJECT FOR THREE MONTHS ENDING SEPTEMBER 30, 1978 AND AUTHORIZING AN OPERATING COST OF \$29,333.00 THEREFOR PAYABLE FROM FEDERAL REVENUE SHARING FUNDS.

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Mr. Pyndus moved to approve the Ordinance. Mr. Wing seconded the motion.

Mrs. Dutmer stated that she had personally visited this facility and would like a more in-depth study made by staff.

Mr. Kevin Moriarty, Senior Planner in the Human Resources Department, stated that they have completed evaluations with this program which have been satisfactory. He also stated that other entities involved such as San Antonio Independent School District, and United Way have made evaluations of this agency which have also been positive.

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

78-29 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Wing, seconded by Mr. Hartman, was passed and approved by the following vote; AYES: Cisneros, Webb, Dutmer, Wing, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Eureste, Ortiz.

AN ORDINANCE 49,531

CREATING THE POSITION OF MUNICIPAL COURT ADMINISTRATOR TO SERVE AS THE ADMINISTRATIVE HEAD OF THE COURT AND AS THE COMPUTER SYSTEMS EXPERT.

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78-29 The following Ordinance was read by the Clerk and after consideration on motion of Mrs. Dutmer, seconded by Mr. Wing, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Alderete, Hartman, Steen, Cockrell; NAYS: Pyndus; ABSENT: Eureste, Ortiz.

AN ORDINANCE 49,532

AUTHORIZING EXECUTION OF CONTRACT MODIFICATIONS WITH THE ECONOMIC OPPORTUNITIES DEVELOPMENT CORPORATION FOR OPERATING CETA PROGRAMS FOR THE PERIOD 7/1/78 TO 9/30/78.

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78-29 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, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Eureste, Ortiz.

AN ORDINANCE 49,533

AUTHORIZING THE CLOSING OF SAN SABA STREET BETWEEN DOLOROSA AND WEST COMMERCE STREET ON JUNE 30, JULY 1 AND JULY 2, 1978 DURING CERTAIN HOURS.

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AN ORDINANCE 49,534

ACCEPTING THE HIGH BIDS FOR SALE OF CERTAIN CITY-OWNED IMPROVEMENTS IN CONNECTION WITH THE 36TH STREET IMPROVEMENT PROJECT, MAKING AND MANIFESTING A BILL OF SALE TO THE HIGHEST BIDDER AND REJECTING ALL OTHER BIDS.

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AN ORDINANCE 49,535

AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEASE FOR ONE YEAR WITH SOUTHWESTERN BELL FOR PARKING PURPOSES ON CITY-OWNED PROPERTY, FOR A TOTAL CONSIDERATION OF \$3,600.00.

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AN ORDINANCE 49,536

AUTHORIZING EXECUTION OF STANDARD PROFESSIONAL SERVICES CONTRACTS WITH O'NEILL S. PEREZ & ASSOCIATES TO PREPARE PLANS AND SPECIFICATION FOR LAREDO HIGHWAY BRANCH LIBRARY AND WITH STEPHEN J. CANTY & ASSOCIATES TO PREPARE PLANS AND SPECIFICATIONS FOR PROBANDT STREET BRIDGE; AUTHORIZING PAYMENTS OUT OF FUND 66-001 TO O'NEILL S. PEREZ & ASSOCIATES OF \$18,000 FOR ARCHITECTURAL FEES AND \$2,000 FOR CONTINGENT ARCHITECTURAL EXPENSES; AND AUTHORIZING PAYMENTS OUT OF FUND 66-003 TO STEPHEN J. CANTY & ASSOCIATES OF \$18,000 FOR ENGINEERING FEES AND \$2,000 FOR CONTINGENT ENGINEERING EXPENSES.

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78-29 The Clerk read the following Ordinance:

AN ORDINANCE 49,537

ACCEPTING THE LOW QUALIFIED BID OF R.L. JONES CO., INC., IN THE SUM OF \$11,706.20 FOR CONSTRUCTION OF UNIVERSITY UNITED METHODIST CHURCH SEWER EXTENSION; AUTHORIZING EXECUTION OF A STANDARD PUBLIC WORKS CONTRACT THEREFOR; AND APPROPRIATING \$13,000 OUT OF FUND 52-003 AND AUTHORIZING PAYMENT OF \$11,706.20 TO THE CONTRACTOR AND \$1,298.80 FOR CONTINGENT CONSTRUCTION EXPENSES.

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Mr. Webb moved to approve the Ordinance. Mr. Alderete seconded the motion.

Mr. Hartman asked that an impact statement from the Aquifer Protection Officer, Mr. Frank Vega, be included as part of the back-up information whenever there is an ordinance dealing with any construction or sewer extension over the Edwards Aquifer.

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

78-29 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, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Eureste, Ortiz.

AN ORDINANCE 49,538

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH CHARLES K. CAMPBELL AND CROW HANDY ANDY SAN PEDRO, LTD., PERMITTING CONSTRUCTION OF DRIVES AND PARKING AREA OVER A PORTION OR PORTIONS OF A CITY-OWNED DRAINAGE EASEMENT.

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AN ORDINANCE 49,539

ACCEPTING THE LOW BID OF CLOSNER EQUIPMENT CO., INC., TO FURNISH THE CITY OF SAN ANTONIO WITH A TILT TRAILER FOR A NET TOTAL OF \$7,443.46.

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AN ORDINANCE 49,540

ACCEPTING THE LOW QUALIFIED BIDS OF PLAINS MACHINERY CO., TORGERSON COMPANY AND GIRARD MACHINERY & SUPPLY COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH MOTOR GRADER AND LOADERS FOR A NET TOTAL OF \$154,464.25.

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AN ORDINANCE 49,541

ACCEPTING THE LOW BID OF DAVIS TRUCK AND EQUIPMENT INC., TO FURNISH THE CITY OF SAN ANTONIO WITH REFUSE COLLECTION UNITS FOR A NET TOTAL OF \$45,825.00.

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78-29 The following Resolution was read by the Clerk and after consideration, on motion of Mr. Steen, seconded by Mr. Wing, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Eureste, Ortiz.

A RESOLUTION
NO.78-29-103

MANIFESTING THE DETERMINATION OF THE CITY COUNCIL THAT MR. ROBERT J. MARICHALAR HAS VESTED RIGHTS UNDER ARTICLE THREE OF ORDINANCE NO. 48484.

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78-29 The Clerk read the following Resolution:

A RESOLUTION
NO.78-29-104

MANIFESTING THE DETERMINATION OF THE CITY COUNCIL THAT MR. HERBERT C. HESSELTINE, JR., HAS VESTED RIGHTS UNDER ARTICLE THREE OF ORDINANCE NO. 48484.

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Mr. Webb moved to approve the Resolution. Mr. Steen seconded the motion.

Mr. Alderete asked that staff prepare a map graphically showing the location where vested rights have been granted, where building permits have been issued under vested rights, plats, and sewer extensions granted.

Staff was instructed to prepare such a map for Council's information.

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

78-29 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, Webb, Dutmer, Wing, Ortiz, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Eureste.

A RESOLUTION
NO.78-29-105

MANIFESTING THE DETERMINATION OF THE CITY
COUNCIL THAT MR. WILLIAM G. WEAVER HAS VESTED
RIGHTS UNDER ARTICLE THREE OF ORDINANCE NO.
48484.

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A RESOLUTION
NO.78-29-106

MANIFESTING THE DETERMINATION OF THE CITY
COUNCIL THAT MR. FRANK R. WHITAKER HAS VESTED
RIGHTS UNDER ARTICLE THREE OF ORDINANCE NO.
48484.

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78-29 The following Ordinance was read by the Clerk and after consideration on motion of Mr. Steen, seconded by Mr. Hartman, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Ortiz, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Eureste.

AN ORDINANCE 49,542

AUTHORIZING THE TRANSFER OF \$16,195.00
FROM THE GENERAL FUND CONTINGENCY ACCOUNT
TO FUND AN INCREASE OF TWENTY PERSONNEL
POSITIONS IN THE WASTE COLLECTION SECTION.

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78-29 The meeting was recessed at 3:45 P.M. and reconvened at 4:15 P.M.

78-29 CITIZENS TO BE HEARD

MR. KARL WURZ

Mr. Karl Wurz spoke to the Council regarding the current traffic ticket system. He said that at the present time, discounts are offered if the tickets are paid within 10 days. He stated that these discounts tend to invite violations. He also stated that the City should raise the fines and not offer any discounts. (A copy of Mr. Wurz' prepared statement is on file with the papers of this meeting.)

MR. E.L. RICHEY

Mr. E.L. Richey spoke to the Council regarding budget cutbacks. He advocated the discontinuance of issuing City automobiles for use by City personnel. (A copy of Mr. Richey's proposed statement is on file with the papers of this meeting.)

MR. DAN HENDERSON

Mr. Dan Henderson stated that the wide water drains on City streets are very hazardous to cyclists. He stated that he had personally had a bad accident because of this condition. Mr. Henderson also spoke to the Council regarding the problem of run-offs caused by gasoline stations.

Mayor Cockrell asked that the staff investigate the problem of the water drains and also the ordinance governing run-offs by gasoline stations.

DR. HOWARD FORSYTHE

Dr. H.F. Forsythe stated that he would be willing to do any type of research and reporting for the Council on a part-time basis in Washington, D.C.

There being no further business to come before the Council, the meeting was adjourned at 4:30 P.M.

A P P R O V E D

Lila Cockrell
M A Y O R

ATTEST:

G. V. Jackson
C i t y C l e r k