

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, OCTOBER 22, 1970.

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The meeting was called to order by the presiding officer,
Mayor W. W. McAllister, with the following members present:
McALLISTER, CALDERON, BURKE, JAMES, HABERMAN, NIELSEN, TREVINO, HILL,
TORRES; Absent: NONE.

70-47 The invocation was given by Reverend Thomas P. Lovett, Pilgrim
Presbyterian Church.

The minutes of the meeting of October 15, 1970, were approved.

70-47 The following Ordinance was read by the Clerk and explained by
Purchasing Agent, John Brooks, and after consideration, on motion of Mr.
Hill, seconded by Mr. Trevino, was passed and approved by the following
vote: AYES: McAllister, Calderon, Burke, James, Haberman, Nielsen,
Trevino, Hill; NAYS: None; ABSENT: Torres.

AN ORDINANCE 38,993

ACCEPTING THE LOW BID OF HONEYWELL, INC.
FOR MAINTENANCE OF AUTOMATIC CONTROL
SYSTEMS AT THE INTERNATIONAL AIRPORT FOR
A PERIOD OF ONE YEAR AT A COST OF
\$2,124.00.

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70-47 The following Ordinances were read by the Clerk and explained
by Purchasing Agent, John Brooks, and after consideration, on motion
made and duly seconded, were each passed and approved by the following
vote: AYES: McAllister, Calderon, Burke, James, Haberman, Nielsen,
Trevino, Hill, Torres; NAYS: None; ABSENT: None.

AN ORDINANCE 38,994

ACCEPTING THE LOW BID OF JACK HULETT
SALES, INC. TO FURNISH THE CITY WITH
CERTAIN TRAFFIC CONTROL EQUIPMENT AT
A TOTAL PRICE OF \$24,353.20.

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AN ORDINANCE 38,995

ACCEPTING THE LOW BID OF ART SIMON'S
MODUS OPERANDI UNLIMITED TO FURNISH
THE CITY FIRE DEPARTMENT WITH 8
ELECTRONIC SIRENS AT A TOTAL COST OF
\$2,020.00.

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The Clerk read the following Ordinance:

AN ORDINANCE 38,996

ACCEPTING THE LOW BID OF CAN-TEX INDUSTRIES TO FURNISH THE DEPARTMENT OF PUBLIC WORKS WITH A PORTABLE SEWAGE TREATMENT PLANT AND APPROPRIATING THE SUM OF \$24,575.00 OUT OF SEWER REVENUE BONDS IN PAYMENT THEREOF.

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Mr. John Brooks, Purchasing Agent, stated that eight bids were received and the low bid was submitted by Can-Tex Industries. He pointed out, to the Council, that one of the specifications called for the plans to be submitted with the bid. At opening time, the low bidder did not have his plans submitted with the bid, but they were turned in after the opening. The Public Works Department recommends that the Council waive this formality and award the purchase to Can-Tex. The next low bidder does not protest this recommendation.

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

70-47 The following Ordinances were read by the Clerk and explained by members of the Administrative Staff and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: McAllister, Calderon, Burke, James, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: None.

AN ORDINANCE 38,997

ACCEPTING THE LOW BIDS OF BLAZE GUARD MANUFACTURING AND H. K. PORTER COMPANY TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH CERTAIN FIRE HOSE FOR A TOTAL AMOUNT OF \$15,150.00.

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AN ORDINANCE 38,998

AUTHORIZING PAYMENT OF \$8,278.20 TO GLENN ADVERTISING, INC. FOR ADVERTISING SERVICES FURNISHED IN CONNECTION WITH THE CITY CONVENTION BUREAU.

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AN ORDINANCE 38,999

MANIFESTING A CONTRACT WITH THE CITY OF OLMOS PARK FOR CITY OF SAN ANTONIO MAINTENANCE OF THE TRAFFIC LIGHT SYSTEM WITHIN OLMOS PARK AND PROVIDING FOR A 30 DAY CANCELLATION CLAUSE.

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70-47 The following Ordinances were read by the Clerk and explained by members of the Administrative Staff and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: McAllister, Calderon, Burke, James, Haberman, Trevino, Hill, Torres; NAYS: None; ABSENT: Nielsen.

AN ORDINANCE 39,000

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH LOFT GALLERY, INC., FOR A ONE YEAR LEASE OF BUILDING NO. 307 AT HEMISFAIR PLAZA, BEGINNING NOVEMBER 1, 1970, WITH A TWO YEAR RENEWAL OPTION, TO BE USED FOR THE EXHIBITION AND SALE OF ART WORK.

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AN ORDINANCE 39,001

GRANTING MR. ROY McCRACKEN PERMISSION TO CONSTRUCT A SEVEN FOOT HIGH SECURITY FENCE WITH BARBED WIRE AT THE TOP AT 651 ROLAND STREET AS RECOMMENDED BY THE DIRECTOR OF HOUSING AND INSPECTIONS.

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AN ORDINANCE 39,002

AUTHORIZING A ONE YEAR LEASE OF APPROXIMATELY 578+ ACRES OF CITY-OWNED LAND TO W. B. MARTIN, JR., FOR FARMING AND GRAZING PURPOSES FOR A CONSIDERATION OF \$2,250.00.

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AN ORDINANCE 39,003

APPROPRIATING \$650.00 OUT OF SEWER REVENUE BONDS FOR ACQUISITION OF EASEMENTS IN CONNECTION WITH THE SALADO CREEK OUTFALL PROJECT; APPROPRIATING \$57,705.00 OUT OF NORTH EXPRESSWAY BONDS FOR PURCHASE OF RIGHT-OF-WAY AND ACCEPTING A DEDICATION OF A SMALL TRACT OF LAND ADJACENT TO THE PAN AMERICAN BRANCH LIBRARY.

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70-47 The following Ordinances were read by the Clerk and explained by Parks and Recreation Director, Bob Frazer, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: McAllister, Calderon, Burke, James, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: None.

AN ORDINANCE 39,004

MANIFESTING AN AGREEMENT WITH GILBERT M. DENMAN, JR. FOR A ONE YEAR EXTENSION OF THE PRESENT LEASE OF SPACE ON THE BEAUTIFIED SECTION OF THE SAN ANTONIO RIVER TO BE USED IN CONJUNCTION WITH A RESTAURANT OPERATION.

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AN ORDINANCE 39,005

MANIFESTING AN AGREEMENT WITH ALFRED F. BEYER AND JOHNSON W. SMITH, A PARTNERSHIP, d/b/a CASA RIO MEXICAN FOODS TO EXTEND THE PRESENT CONTRACT FOR THE USE OF A PORTION OF THE BEAUTIFIED SECTION OF THE SAN ANTONIO RIVER IN CONJUNCTION WITH THE RESTAURANT OPERATION FOR AN ADDITIONAL ONE YEAR PERIOD ENDING DECEMBER 31, 1971.

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70-47 The following Ordinance was read by the Clerk and explained by Parks and Recreation Director, Bob Frazer, and after consideration, on motion of Mr. Hill, seconded by Mr. Trevino, was passed and approved by the following vote: AYES: McAllister, Calderon, James, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSTAIN: Burke; ABSENT: None.

AN ORDINANCE 39,006

MANIFESTING AN AGREEMENT WITH THE SAN ANTONIO GOLF ASSOCIATION TO EXTEND THE PRESENT CONTRACT FOR CERTAIN SPACE IN THE BRACKENRIDGE GOLF COURSE CLUB HOUSE FOR AN ADDITIONAL TWO YEAR PERIOD.

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Mr. Torres said he had been informed that several employees at the golf course are on a seven-day week schedule and asked if this were true.

Mr. Frazer said that actually there are two employees on a six-day, or 48-hour, schedule due mainly to the fact that the greens must be mowed daily. These people are released as early as possible on Saturday and Sunday and are given compensatory time off during the year. They were clearly informed of their work schedule before they were employed.

The Council discussed the matter of overtime and how it is handled in the various City Departments.

City Manager Henckel said that he would furnish information to the Council on the matter.

70-47 The following Ordinances were read by the Clerk and explained by members of the Administrative Staff and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: McAllister, Calderon, Burke, James, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: None.

AN ORDINANCE 39,007

MANIFESTING AN AGREEMENT WITH VARIOUS YOUTH BASEBALL ORGANIZATIONS TO EXTEND THE PRESENT CONTRACTS FOR THE USE OF CITY-OWNED REALTY AND FACILITIES FOR AN ADDITIONAL PERIOD OF TWO YEARS ENDING DECEMBER 31, 1972.

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1. Prospect Hill Yellow Jackets
2. Harlandale Little League
3. San Antonio Memorial Stadium Co.
4. Lincoln Park Recreation Association
5. Southeast San Antonio Baseball League
6. Pan American Optimist Club Little League
7. Loma Park Little League

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AN ORDINANCE 39,008

GRANTING THE TRINITY UNIVERSITY STUDENT COUNCIL PERMISSION TO HAVE A BONFIRE ON THE TRINITY CAMPUS ON SATURDAY, NOVEMBER 7, 1970, COMMEMORATING THE HOMECOMING GAME.

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AN ORDINANCE 39,009

AUTHORIZING PAYMENT OF \$2,168.29 TO THE URBAN RENEWAL AGENCY CONSTITUTING AN ADDITIONAL AMOUNT FOR THE RENTAL OF LAND IN THE HEMISFAIR PLAZA AREA AND APPROVING A TRANSFER OF FUNDS.

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AN ORDINANCE 39,010

MAKING AND MANIFESTING A CONTRACT WITH RUDD AND WISDOM, CONSULTING ACTUARIES, TO PERFORM ACTUARIAL SERVICES FOR THE SAN ANTONIO FIREMEN AND POLICEMEN PENSION FUND FOR A PERIOD OF ONE (1) YEAR BEGINNING AUGUST 1, 1970.

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70-47 Item No. 19. of the agenda, being a proposed agreement with Texas Employment Commission, was withdrawn from consideration by the City Manager.

70-47 Item No. 20. of the agenda, being consideration of a report of the Model Cities Housing Committee, was withdrawn by the City Manager.

70-47 The Clerk read the following Ordinance:

AN ORDINANCE 39,011

APPROVING THE BY-LAWS OF THE SAN ANTONIO MODEL CITIES PROGRAM, CITIZEN PARTICIPATION POLICY COMMISSION.

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Mr. Bob McDonald, Director of Inter-Governmental Relations, said that the copy of the by-laws to be acted on includes all of the changes, which have been previously discussed by the Council.

A lengthy discussion developed between members of the Council regarding various portions of the by-laws and it was finally agreed that the following changes should be made:

1. On page 8 - Article VI - District Advisory Commission

The first sentence should read:
The 14 appointees (7 per District Commission).....

2. On page 4 - Section D-1-c.

The word editing should be deleted.

Dr. Calderon spoke in opposition to the passage of the ordinance. He read excerpts from a HUD policy statement regarding citizen participation. His primary objection is that 112 persons would be involved in decision making, which would be too unwieldy. He made suggestions for alternate structures.

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

Dr. Calderon stated that with Council's permission, he would like to submit his proposal to the local HUD office for comment. There was no objection from the Council.

70-47 The following Ordinances were read by the Clerk and explained by members of the Administrative Staff and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: McAllister, Calderon, Burke, James, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: None.

AN ORDINANCE 39,012

AUTHORIZING A CONTRACT WITH LODAL & BAIN ENGINEERS, INC. FOR PROFESSIONAL SERVICES PERTAINING TO 1970 TAXIWAY AND STORM DRAINAGE IMPROVEMENTS AT INTERNATIONAL AIRPORT AND AUTHORIZING PAYMENT OF \$32,697.50 TO THE ABOVE FIRM FOR SAID SERVICES.

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AN ORDINANCE 39,013

AUTHORIZING A CONTRACT WITH D. R. FRAZOR & ASSOCIATES TO FURNISH ENGINEERING SERVICES PERTAINING TO THE CONSTRUCTION OF THE ROYAL RIDGE SUBDIVISION SANITARY SEWER MAIN; APPROPRIATING \$4,845.00 OUT OF SEWER REVENUE BONDS PAYABLE TO THE FOREGOING FIRM AND \$1,000.00 OUT OF THE SAME FUND TO BE USED AS A CONTINGENCY ACCOUNT.

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AN ORDINANCE 39,014

AUTHORIZING EXECUTION OF A STANDARD CITY CONTRACT WITH R. MARVIN SHIPMAN & COMPANY TO FURNISH ENGINEERING SERVICES PERTAINING TO THE CONSTRUCTION OF THE LOMAS DEL NORTE ESTATES SANITARY SEWER MAIN; APPROPRIATING \$5,225.00 OUT OF SEWER REVENUE BONDS PAYABLE TO THE FOREGOING CONCERN AND \$1,000.00 OUT OF THE SAME FUND TO BE USED AS A CONTINGENCY ACCOUNT.

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Mayor McAllister said that he felt that the City Manager should give very careful consideration to the formation of an Engineering Department in view of the recent bond election.

Mr. Sam Granata, Director of Public Works, said that bond assignments would be made to the City Engineering Staff. Presently there are only three engineers and they cannot handle the entire workload.

70-47 The following Ordinances were read by the Clerk and explained by members of the Administrative Staff and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: McAllister, Calderon, Burke, James, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: None.

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AN ORDINANCE 39,015

AUTHORIZING A FIVE (5) YEAR CONTRACT
WITH PAUL E. RUSHING FOR LEASE OF 120
ACRES OF CITY-OWNED LAND ADJACENT TO THE
SALADO CREEK SEWAGE PLANT AND THE PURCHASE
OF SEWAGE EFFLUENT.

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AN ORDINANCE 39,016

APPROPRIATING THE SUM OF \$2,106.00
PAYABLE TO THE CITY WATER BOARD AND
\$1,800.00 FOR MATERIAL OUT OF 1964
PARK IMPROVEMENT BOND FUND 489-03 IN
CONNECTION WITH THE "J" STREET PROJECT
(PARKS-IN-CITIES PROGRAM, OSC-98).

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70-47 The following Resolution was read by the Clerk and explained
by Dr. C. J. Roberts, Director of Human Resources, and after consideration,
on motion of Dr. Calderon, seconded by Mr. Trevino, was passed and
approved by the following vote: AYES: McAllister, Calderon, Burke,
James, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT:
None.

A RESOLUTION
NO. 70-47-55

EXPRESSING THE DESIRE OF THE CITY OF SAN ANTONIO
TO BE DESIGNATED AN AREA OF LOCAL CONTROL IN THE
DEVELOPMENT OF NEW METHODS AND APPROACHES IN THE
ADMINISTRATION OF MODEL CITIES AND OTHER URBAN
DEVELOPMENT PROJECTS AND REQUESTING THE DEPARTMENTS
OF HOUSING AND URBAN DEVELOPMENTS, HEALTH, EDUCATION
AND WELFARE, LABOR AND TRANSPORTATION AND THE OFFICE
OF ECONOMIC OPPORTUNITIES TO DESIGNATE THE CITY OF
SAN ANTONIO AS A PARTICIPANT IN SUCH DEVELOPMENTS.

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70-47 The following Resolution was read by the Clerk and after
consideration, on motion of Mr. Hill, seconded by Dr. Calderon, was
passed and approved by the following vote: AYES: McAllister,
Calderon, Burke, James, Nielsen, Trevino, Hill, Torres; NAYS: None;
ABSTAIN: Haberman; ABSENT: None.

A RESOLUTION
NO. 70-47-56

REAPPOINTING DR. WILLIAM R. ROSS AND APPOINTING
MRS. CAROL HABERMAN AS MEMBERS TO THE SELECTION
COMMITTEE FOR THE BEXAR COUNTY BOARD OF MENTAL
HEALTH AND MENTAL RETARDATION (DR. WILLIAM R.
ROSS FOR TERM ENDING OCTOBER 15, 1972; MRS.
CAROL HABERMAN, REPLACING MRS. LILA COCKRELL,
FOR TERM ENDING OCTOBER 15, 1971).

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DIPHTHERIA IMMUNIZATION PLAN

Councilman Torres discussed the diphtheria problem. He felt the situation has gotten worse and in view of the 127 cases that have been reported, felt that a declaration of an epidemic status would be in order, so the people would become aware of the seriousness of the matter. He suggested an advertising program and further consideration be given to the use of mobile units for immunization, which are to go into the neighborhoods.

The matter was discussed at length by the Council and the City Manager.

The Mayor stated that the City Manager was aware, from the discussion, of the Council's concern and feeling, that they should have a report from him on anything that can be done to implement the immunization program.

City Manager Henckel stated that he was requesting Dr. Ross to come up with a better plan, as well as asking for help from the entire community.

UTSA DEEDS

Councilman Torres said that on October 15 conveyance was made of the land for the UTSA site. He said that there is a reservation of all of the mineral rights, which includes water. He expressed concern that this would have an adverse effect on the City's furnishing of utilities to the area. He suggested that since the regents of the University of Texas have not formally accepted the deed, that this matter might be called to their attention.

After discussion, Mayor McAllister said that he would write a letter, with the assistance of the City Attorney, to the regents, calling attention to the reservations in the deeds and that we want to be sure that these reservations do not in any way affect the City in the providing of utilities - particularly water.

FIESTA COMMISSION

To an inquiry by Dr. Nielsen, City Manager Henckel stated that the Fiesta Commission Ordinance will be ready in the next week or two.

SWIFT & COMPANY PLANT CLOSING

Mr. Hill reported additional information he has obtained regarding the closing of the Swift & Company packing plant. He said that Mr. Kardas of that company has said that they do not propose any new facilities at this time and in Texas they are closing several other plants.

CITY PUBLIC SERVICE BOARD

Mr. Torres referred to material received by Council members from the City Public Service Board relating to the proposed bond issue.

He asked if this item would be on the Council agenda prior to November 5.

Mayor McAllister said that he felt it would be proper to discuss this matter at next week's meeting and instructed that it be put on the agenda.

70-47

CARVER LIBRARY AND AUDITORIUM

Rev. James referred to a report from Mr. Bob Frazer, Director of Parks and Recreation, regarding the refurbishing of Carver Hall. He said that the recommendation still is to phase out this auditorium due to cost for refurbishing and lack of parking. He asked that the matter be held open and pursued further.

Mayor McAllister asked the City Manager to prepare a full report on this subject, so that it can be discussed in full at a "B" session.

70-47

INDUSTRIAL SAFETY CONSULTANT

Councilman Torres reminded City Manager Henckel that an industrial safety consultant still has not been employed and asked for a status report.

City Manager Henckel said that he has only received one proposal, which was too high. He will seek other proposals.

70-47

CITIZENS TO BE HEARD

EAST SAN ANTONIO MODEL CITIES ORGANIZATION AND
THE CONGRESS OF CHRISTIAN ACTION

Reverend S. Clifton Byrd spoke to the Council concerning extension of the Model Cities Program to the East Side of the City and presented the following three appeals:

- Appeal #1. In view of the Urban Renewal Board's unanimous passage of a resolution favoring the East Side Model Cities and, on Monday night, the East San Antonio Citizens met and unanimously endorsed the same, we now come to ask the Council today, in this session, to unanimously approve of the same.
- Appeal #2. On October 9, the East San Antonio Model Cities Citizens met and elected a ten-member Election Committee, having as its chairman, Dr. Ruth A. Bellinger; Mr. O. C. Booker, co-chairman; and, Mrs. W. C. Franklin, secretary. This committee, with the endorsement of the East San Antonio Model Cities Organization and the Congress of Christian Action, now comes to ask the City Council to authorize the City Clerk to prepare the proper paraphernalia to hold the MNA (Model Neighborhood Area) election in accord with the By-Laws of East San Antonio Model Cities and that this authorization will be given to the City Clerk today in this Council session.

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Appeal #3. In the interest of harmony and equal participation in the total Model Cities Program, on the administrative level, and policy-making level, we humbly request the Council, in today's session, to appoint a committee that will meet with the East San Antonio Model Cities Organization and Congress of Christian Action representatives to formulate a feasible structure.

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After discussion of the matter, pro and con, Mr. Torres made a motion that the Council endorse the concept of Model Cities for the East Side and include the making of a feasibility study for that area.

Mr. Hill stated that he felt the study for the East Side should be on its own basis to find out the need on the East Side. He felt they should not start out with the idea of taking funds from the present program. Mr. Hill then seconded the motion.

Mr. Trevino said he would go along with the motion, if the South Side was included, as they plan to come in with a similar request.

Mayor McAllister called attention to the fact that this matter was not on the formal agenda and questioned whether action could be properly taken.

Mr. Torres then withdrew his motion and asked that this matter be placed on the Council agenda for the meeting of October 29.

Mayor McAllister invited Reverend Byrd to attend the informal session, as the matter is scheduled to be discussed at that meeting.

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PECAN VALLEY DRIVE

Mrs. Ernie Lentz, representing citizens who participate in Little League and Pop Warner Football at Keienburg Field, located at Dollarhide and Pecan Valley, appeared before the Council. She stated that the South Side Newspaper has reported that the City is to place poles and wires along the boundaries of the median on Pecan Valley to prevent vehicles from crossing the median. She asked that this not be done on a stretch 875 feet long between Dollarhide and the ball park. She added that the City has paved this area and it is used for parking by patrons of the ball park.

Public Works Director, Sam Granata, advised the City Council and Mrs. Lentz that the City does not intend to place the barricade along this particular stretch of Pecan Valley.

Mrs. Lentz thanked the Council for its favorable consideration.

Councilman Torres asked the City Manager to give the members of the Council a sketch showing where the railing will be placed on Pecan Valley Drive.

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PARKETTES

Mrs. Betty Cuevas, representing herself, Miss Sylvia Payne, Miss Charlene Pruneda, Mrs. Nora Ward, Mrs. Carmen Contreras, Mrs. Dora

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Valdez and Mrs. Lavern Nugent, all Parkettes, who were dismissed on Monday, October 19, 1970, reviewed the alleged violations for which they were dismissed; denied the charges, and asked the City Council to reinstate them retroactively to date of dismissal. She asked that a petition, signed by numerous merchants in the City, which she submitted, be considered in the Council's jurisdiction.

Mayor McAllister stated that this appeal to the dismissal should go before the Municipal Civil Service Commission.

City Attorney, Howard Walker, explained the procedure for determining the matter under the Civil Service rules. He added that the first step would be for them to appeal the dismissal and request a hearing before the Municipal Civil Service Commission in writing.

Mrs. Cuevas stated that she understood the procedure.

Mrs. Nell Herrin, representing the Chicano Times Newspaper, spoke to the Council concerning a citizen whose abandoned automobile was picked up, placed in the vehicle pound and eventually sold by the City. She felt that the City did not take necessary steps to notify the citizen, as during this period of time he was making payments to the finance company on the car and something should be done to compensate for the loss.

The City Manager explained the procedure that was followed and stated that the City had done everything possible to locate the owner of the vehicle and under the circumstances nothing more could be done.

POLICE DEPARTMENT - MR. RALPH LOPEZ

Mr. Ruben Sandoval, attorney representing the widow of Mr. Ralph Lopez, who was recently killed by a member of the Police Department when he threatened the policemen with a ceramic tray. He requested that they be allowed to meet with the City Manager, so that they can openly get to the truth of the incident. He submitted pictures reconstructing the scene of the accident and alleged that there are conflicting reports on the matter.

City Manager Henckel stated that he will ask the District Attorney what he intends to do. The Manager said that he understood the matter will be submitted to the Grand Jury and until that is done, he could not recommend any change in procedure.

After discussion, the Mayor asked the City Manager to inform the Council on the incident.

70-47

INTERNATIONAL CHARITY BALL

Councilman Torres stated that the International Charity Ball had rejected the representative of Incarnate Word College, who is a Negro. He understood the Charity Ball is to be held at the Convention Center. If the alleged discrimination is because of color, he felt that City facilities should not be available for the ball.

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70-47

The Clerk read the following letter:

October 16, 1970

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

Gentlemen and Madam:

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

10/12/70 Petition of William E. Schmidt requesting that a traffic signal light be installed at Pecan Valley Drive and Dollarhide.

10/16/70 Petition of San Antonio Insurance Holding Pool requesting a permit to operate an automobile insurance holding pool on Lot 21, NCB 11176, located at 1223 March Avenue.

10/13/70 Petition of Belle L. Smith requesting permission to have a bonfire at Trinity University pep rally.

/s/ J. H. INSELMANN
City Clerk

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

A P P R O V E D


M A Y O R

ATTEST:


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ADDENDUM TO THE MINUTES OF OCTOBER 22, 1970

DISCUSSION RE: DIPHTHERIA PROBLEM

MR. TORRES: Well, let me ask you something, since you brought up or we did discuss the subject of the diphtheria problem. That is, we discussed the use of the mobile units. Of course, the situation, Jerry, as we all know has gotten worse-has deteriorated. What conclusions did we come to on the use of the mobile units? In view of the fact this situation has deteriorated, would your thinking on the subject change in view of making a staff recommendation or what are we going to do? What do you propose to do to advertise the fact, to publicize the fact that we do have an epidemic in the community? I don't think we've touched on this enough.

CITY MANAGER HENCKEL: I'm not in a position to give you those answers, Mr. Torres. Because I have not received the recommendations of Dr. Ross. We are restudying the entire operation to see if there is some way we can get the people aware of the fact that they need this immunization, and that if we need to go with other means to get it to them we certainly would be prepared to do that. We're preparing that analysis now. Along with it, we have met with members of the local business community in reference to the publicity and the manner of reporting on the diphtheria epidemic so as to not to mislead our citizens as well as people outside the community. We're trying to get a more realistic method of reporting and Mr. Slayman's office along with Dr. Ross and my own office is working on a new formula for that along with the editors and publishers and people concerned in the local news media.

DR. NIELSEN: It just seems awful hard to get these reports from Dr. Ross. This brings up the item of almost 90 days ago the discussion here that we would have within 30 days a report on the possibilities of some health care facilities of the Public Health Department on the east side and we still have gotten no report, right?

CITY MANAGER HENCKEL: Dr. Ross was informed this week he had one week to get that report to me.

MRS. HABERMAN: Let me ask you, Jerry, is it true that there are ten cases? Tell me the way in which diphtheria is cured or arrested so that we can tell whether these ten cases as reported are the only cases which are truly diphtheria cases at the present time.

CITY MANAGER HENCKEL: Of course, I can't speak professionally on this at all. I just merely repeat what little knowledge I have and that is it's most difficult for anyone to say and, this includes medical authorities, how many actual active cases you have. People are treated and then in the opinion of the medical person attending that particular patient, they could be cured of diphtheria. However, there are aftermaths of diphtheria, such as heart trouble and you name it. The patient may be hospitalized weeks, days, or months. As a result of the aftermath of the diphtheria that he had originally, it's carried on the rolls as treatment because of diphtheria. They do not make a delineation at that point. The medical authorities will not.

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Even though we know we may have, hypothetically, ten cases being treated as active at the time that may be a carry over, again hypothetically, 20 people in the hospital that are there as a result of having diptheria and this is the way it's carried. Each physician probably reports it differently. Each hospital will not give you a breakdown if you call and ask the number of diptheria patients that they have in the hospital because of the fact that they were originally hospitalized for the particular disease. I hope this enlightens you some because.....

MR. TORRES: In view of the fact that the 5 C's organization has another mass immunization drive next week, are we contemplating any similar move, Jerry?

CITY MANAGER HENCKEL: I don't know at this point, Pete. Of course, we want to cooperate with every group that we can to get more people innoculated. I will review this with Dr. Ross immediately this afternoon or in the morning to find out.

MR. TORRES: Well, we have 127 cases as of yesterday's reports, the number of suspected cases. We have a situation that is considered the worse since 1935. I should think, Mr. Mayor, that a declaration from the Council of the epidemic status would be in order, so as to seek to have the public become aware of the gravamen of the situation. I want to review the plea I made several weeks ago that we initiate an advertising program financed by the City and by whatever private contributors contribute to it; that we again consider the use of the mobile units and that we emphasize the clinic locations and that we again go into a mass immunization program. Mr. Mayor, I should think that our hands aren't necessarily tied. There is something that we can do, and I should ask the Council that we go into a positive program to resolve the crisis that we have on our hands.

MRS. HABERMAN: Mr. Mayor, I think going into a positive program is one way of continuing our efforts in this regard. However, I feel that we also must protect our citizens, not only from reports that it is near an epidemic and the things that we are about to do to clear this epidemic. Also we must not lay fear to the entire nation of coming to visit San Antonio. We have conventions here of over 2,000 at the present time; many of whom, in the past, have cancelled conventions because of this fear. While we certainly do not want to let up on our treatment and on our fact and finding of cases, we do have to look at it from an entirely total City problem.

MR. TORRES: Are you saying, Carol, that the economic motives should take precedence to the health of the community?

MRS. HABERMAN: No, I knew that you would question this.

MR. TORRES: If you are saying that, I can see why, in view of the fact that your husband is in the hotel business. I do not think that should be a primary consideration.

MRS. HABERMAN: It is not a primary concern.

DR. NIELSEN: Well, Carol, fear had not come into the conversation until you brought it in. Is the use of the word "epidemic" as such; is that what you're concerned about? That it would be a fear word? All that I heard Mr. Torres asking is that we address ourselves more specifically than we have in the past. I think that you concurred in your initial statement. And the rest of this, the two suggestions that he in particular has made, and I've not heard many others from anyone else around here that we get an increased advertising campaign. I heard him address it to the west side which wouldn't cause any kind of fear in this community, or in the nation. Secondly, that we finally get some kind of report from Dr. Ross after three or four weeks of, I guess, waiting on whether or not a mobile van or two or certainly one could be of some specific help. We haven't got a definite answer on that.

MR. TORRES: At the shopping centers is where.....

MR. TREVINO: May I interject here, Mr. Mayor, I think I'm the only member who lives way deep in the west side, and I don't know whether I'm the only member or not that listens to the radio in Spanish, but I do. Let me tell you that they are and they have an extensive advertising or campaign whereby they remind the people very very often of this. We have a great number of clinics. Some by the Metropolitan Health District which are changed. They could always be called mobile because they are for two days in one corner and another two days of the week they are two, three blocks away in order to serve what they feel is the need. We have some of the non-profit organizations such as the Settlement houses, very dedicated and trying to do this. They are out calling the people. They're letting the people know in the churches, in the church services. I don't see what other type of a campaign that we would need, and I resent the fact that everytime something like this happens they always come out and say the west side needs more advertising. I think that.....

MR. TORRES: I don't think.....

MR. TREVINO: Wait a minute, Mr. Torres, I live over there and you don't, and I resent the fact that continuously when some of these things come up they always say the west side needs more advertising. Well let me tell you the west side is very well informed about this, Mr. Torres.

MR. TORRES: Since Mr. Trevino lives over there, I should think he ought to provide his neighbors better representation which I think has been lacking. In any event.....

MR. TREVINO: Well, that's your opinion.

MR. TORRES: In any event, Mr. Mayor, I was directing my remarks not to a matter of publicity on any one part of town. We recognize that the dilemma that we have is a community-wide dilemma and I think as a Council, as the elected representatives of the people of this community, we should be interested enough to want to proceed with some very positive and direct action towards the solution of this thing. Of course, I'm not a doctor. I made a proposal for a mobile unit because I felt that this would be a way to get to the shopping centers. I compared this with the fact that on the tuberculosis x-ray projects, you have these mobile units that go out to these

shopping centers and to the different schools. I realize too, Mr. Trevino, that the schools, and the churches, and the radio stations have been actively involved in trying to get the people to receive the second shot. I should think the worse thing that could happen to this would be that we would allow it to degenerate into a political issue. It is for this reason, Felix, that I would apologize to you if my statements were an affront to you, sir. I didn't mean for them to be. I would like to.....

DR. NIELSEN: You didn't mention the west side, I did, and the only reason I did was that's where the vast majority of cases have been located.

MAYOR McALLISTER: Mr. Henckel, I think you know from the conversation that the Council has had in the discussion of the very grave concern over the situation and our feeling that we should have a report from you. You, of course, using the expert information of Dr. Ross or others who are available on anything that can be done and come to the Council with the program of procedure or change of operation if you think such is advantageous. Certainly we're concerned about, because we are concerned about the health of our citizens and concerned about it because of the economic effect upon our community.

MR. TORRES: What when we had this mass immunization program going, Jerry, of course we had a lot of good doctors working on the project. Were they all local doctors?

CITY MANAGER HENCKEL: No sir, we had some help from the U.S. Public Health Department in Atlanta. We had help from the military bases. We had help from the State Health Department.

MR. TORRES: Well, they did a real fine job and I know that they worked real hard then, and I'd hate for us to call on them again. I should hope that we could talk about setting up our mass immunization clinics again in accord with the Mayor's suggestion. How soon will we get something implemented administratively?

CITY MANAGER HENCKEL: We could even have a report for you next week.

MR. TORRES: I'm not talking about a report.

CITY MANAGER HENCKEL: Here's the problem. When we start talking about a program, you have to have a program that you feel the people will participate in. You have to have the proper public relations with it. In reference to the mobile units, it's a question of whether we can find mobile units locally that can be put into operation because it takes six months to order and get delivery on a new unit. It will cost us \$70,000 plus a \$40,000 staffing item for supplies and staff, and we don't feel that this would be of too much benefit immediately. We would rather work with the existing health care organizations to see if their facilities could be used in the neighborhood because we feel that those facilities are known to the residents of the neighborhood and we intend to have a program utilizing their facilities. Then, of course, if the Council so desires that we purchase a mobile unit we will have the actual cost figures of which we have estimates on now. Of course, up until this point the local Health

Director has been of the opinion that the mass immunization that we've had at the auditorium now being conducted at the Health Department and at the various clinics is not getting the job done because the people after the first shot seem to be lulled into the belief that the first shot was all that was necessary. Of course, the facts speak for themselves on the number that took the second shot. I agree with you that something needs to be done to educate the people, and I certainly agree with Mrs. Haberman also that we don't want to unduly alarm not only our residents, but the rest of the nation. This is one of our concerns about the manner of reporting. Again people hear a news report and their interpretation is their own and when you say we've had a 127 cases or 135 or whatever it might be many people draw the conclusion that this is the number of cases that we have right now, and this is not true. We need to carry the reporting further so that these people are not misled. Another factor that Dr. Ross mentioned to me here last week was the fact that the severity of the cases since the first of the year have been mild. We've had two deaths which, of course, is bad because we don't want to have any. Normally, the death rate shows five (5) per cent. In the cases that have been tested, the severity, as far as the diptheria cases that have been classified, is mild. We don't want anyone to have it at all, don't misunderstand me, but these facts need to be reported accurately. We need, again, to emphasize to all the citizens some way that they need to get their second shot. We need to continue every bit of preventive medicine that is possible insofar as diptheria or any other disease, and I'm convinced that Dr. Ross is trying to formulate a plan that will do a better job than that that was done. I also believe that he did the best he could under the circumstances. We make mistakes and I want to make that very clear. I'm not saying that we did the best job if we had anticipated the problem and had proper time to analyze it and think it over. Unfortunately, we have benefited from our mistakes and people suffer as a result thereof. I am not totally satisfied with the way that this has been handled, but again because this is such of a technical nature I'm not in a position to criticize unless, I have some reason to have a better plan that I could substitute. I'm requiring Dr. Ross and the people involved to come up with a better plan because this is their responsibility.

MR. TORRES: You're saying that you're not completely satisfied with the way that it's been handled and your remedy is to have Dr. Ross merely come up with a better plan, is that it?

CITY MANAGER HENCKEL: No sir, Dr. Ross, who is directly responsible to me, and any other group, medical or otherwise in the community, that can come up with a better plan. We're asking for help from the entire community and unfortunately we have not had the help that I think we should have had. Rather than the various groups criticize the methods and manners in which it was handled, I think we should all try to work together and come up with a plan that would get at the problem, and again because I'm not an expertise on this matter I can't speak with too much intelligence on it. It may be appearing to you that I'm talking in circles.

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DR. NIELSEN: I don't think there has been any particular problem with the cooperation. We've had alot of cooperation, Mr. Henckel, in the midst of a plan or a non plan. I think the big problem has been that it doesn't seem to be any clear direction in which we're going. It just always seems to be after the fact. I'm delighted to hear that somebody's decided that we're going to have a plan. Let's get one real quick and make sure we're informed about it please and that it doesn't take three or four weeks to get a response back.

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