

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, OCTOBER 9, 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, HARTMAN, TENIENTE, NIELSEN, COCKRELL; Absent: BLACK, ROHDE.

75-61 The invocation was given by The Reverend Loren White, Baptist Temple.

75-61 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States of America.

75-61 MINUTES OF OCTOBER 2, 1975

Dr. Nielsen called attention to an error at the bottom of page 3 of the minutes of October 2, 1975, where Mr. Cisneros was shown as being absent when in fact he did vote.

With that correction, the minutes of October 2 were approved.

75-61 SAFETY AWARD

Mr. George Bichsel, representing the American Automobile Association, said that the Association wished to present a plaque to the City of San Antonio citing them for an outstanding reduction in pedestrian traffic accidents in 1974. He said that San Antonio's record continues to improve into 1975. For this record, the AAA commends Police Chief Emil Peters, Mr. Stewart Fischer, Director of Traffic and Transportation, Judge Machado, Municipal Court, Judge and Inspector John W. Fitch, Commander of the Traffic Division of the Police Department.

Mr. Bichsel presented the plaque to Mayor Cockrell who expressed her appreciation to those persons on the City staff who made this record possible.

Mr. Luke Duffy, Manager of the Regional Office of the American Automobile Association, invited Council members to a birthday party for the United States of America to be held at Municipal Auditorium on November 7, 1975 at 7:30 P. M.

75-61 CLASS FROM PROVIDENCE HIGH SCHOOL

Mayor Cockrell recognized a class of government students from Providence High School accompanied by their teacher, Mr. George Noe, and welcomed them to the meeting.

75-61 The Clerk read the following Ordinance:

AN ORDINANCE 45,804

AUTHORIZING THE CITY MANAGER TO EXECUTE
AN AGREEMENT WITH THE SAN ANTONIO

DEVELOPMENT AGENCY FOR OPERATING THE KENWOOD URBAN RENEWAL PROJECT IN THE SAN ANTONIO COMMUNITY DEVELOPMENT PROGRAM FROM DATE OF THIS ORDINANCE THROUGH JUNE 8, 1976, APPROVING THE SUM OF \$800,000.00 FOR REPLACEMENT OF DEFICIENT HOUSING AND EXTENSION OF LOANS FOR REHABILITATION OF HOUSING IN SAID TARGET AREA, AND APPROVING A REVISION IN THE BUDGET OF THE PROGRAM TO PROVIDE FUNDS FOR THE KENWOOD URBAN RENEWAL PROJECT.

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The Ordinance was explained by Mr. Cipriano F. Guerra, Jr., Director of Planning and Community Development, who said that it authorizes an \$800,000.00 contract with the San Antonio Development Agency to carry out the continuation of the previously approved Kenwood Urban Renewal Project. The funds will be used for structural only acquisition of 28 properties, provide about 40 rehabilitation loans and provide 28 cash grants for new housing construction in the Kenwood area. There will also be a commitment to do work on streets, traffic signals and signs, curbs, sidewalks, storm drainage, and park development. Funds for this work were provided in the 1970 bond issue but that will have to be supplemented. He recommended approval of the Ordinance.

Mrs. Jesse Lee Martin, President of the Kenwood Community Council accompanied by a group of citizens from Kenwood, thanked the Council for providing funds to help their neighborhood.

Rev. J. C. Bailey also expressed his appreciation for the neighborhood.

Mr. Winston Martin explained the work to be done on streets, drainage, etc. He said that the completed drainage work will be a part of the Martinez Creek Project. This would begin in 1977, but the Kenwood part of it could move ahead now.

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

75-61 The following Ordinance was read by the Clerk and explained by Mr. Sam C. Dominguez, Director of the Manpower Program, and after consideration, on motion of Mr. Pyndus, seconded by Mr. Billa, was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Hartman, Nielsen, Cockrell; NAYS: None; ABSENT: Black, Rohde, Teniente.

AN ORDINANCE 45,805

ESTABLISHING A JOINT CITY-12 COUNTY ALAMO MANPOWER PLANNING COUNCIL AND APPOINTING ITS MEMBERS SO AS TO PROVIDE THE CITY OF SAN ANTONIO, AS PRIME SPONSOR, WITH A SOURCE OF ADVISE AND COUNSEL AS TO THE SCOPE AND CONTENT OF LOCAL MANPOWER POLICY AND THE DESIGN AND OPERATION OF LOCAL MANPOWER TRAINING PROGRAMS.

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AN ORDINANCE 45,806

APPROPRIATING \$6,405 FOR THE PURPOSE OF CONDUCTING A YOUTH OUTREACH RECREATION PROGRAM IN COOPERATION WITH AMISTAD-LULAC/602, ESTABLISHING A PROJECT BUDGET AND AUTHORIZING PURCHASE AND PAYMENT OF EQUIPMENT AND SERVICES ASSOCIATED THEREWITH.

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The Ordinance was explained by Mr. Ron Darner, Director of Parks and Recreation, who said that this \$6,405 would come from Revenue Sharing Funds. It will provide equipment and basketball jerseys for youth who participate in the program. The program is for both boys and girls.

Mr. Pyndus questioned the funds allocated for attendants and asked if it was at time and one-half.

Mr. Darner said that this part of the program is for payment for the custodians at the three schools where this program will be carried out. They will be on duty from 7:00 A. M. to 6:00 P. M., five days per week.

Mr. Teniente said that this program has been carried out by citizens with very little help except for their fund-raising activities. There are over 1,000 young people in the program now.

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

75-61 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, Hartman, Teniente, Cockrell; NAYS: None; ABSENT: Black, Rohde, Cisneros, Nielsen.

AN ORDINANCE 45,807

AUTHORIZING A ONE-YEAR EXTENSION OF THE CONTRACT WITH ARTHUR VELTMAN, JR., FOR USE OF A PORTION OF THE BEAUTIFIED SECTION OF THE SAN ANTONIO RIVER FOR AN OUTDOOR DINING AREA IN CONJUNCTION WITH A RESTAURANT OPERATION.

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AN ORDINANCE 45,808

AUTHORIZING A CONTRACT WITH THE SAN ANTONIO DEVELOPMENT AGENCY WHEREBY SUCH AGENCY AGREES TO PROVIDE THE CITY OF SAN ANTONIO WITH ALL LAND ACQUISITION, DEMOLITION AND RELOCATION SERVICES WHICH MAY BE REQUIRED IN CONNECTION WITH PARKS AND RECREATION PROJECTS APPROVED AND FUNDED BY THE COMMUNITY DEVELOPMENT ACT PROGRAM.

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AN ORDINANCE 45,809

854

ACCEPTING A GRANT FROM THE U. S. BUREAU OF OUTDOOR RECREATION FOR DEVELOPMENT OF THE ACEQUIA RECREATION AREA, AUTHORIZING EXECUTION OF THE PROJECT AGREEMENTS THEREFOR, ACCEPTING TITLE TO A 25 ACRE TRACT OF LAND, MORE OR LESS, FROM THE SAN ANTONIO CONSERVATION SOCIETY, AUTHORIZING EXECUTION OF A STANDARD PROFESSIONAL SERVICES CONTRACT WITH ERNEST R. BREIG AND ASSOCIATES FOR ARCHITECTURAL SERVICES RELATED TO THE PROJECT AND APPROPRIATING THE SUM OF \$11,840.00 PAYABLE TO ERNEST R. BREIG AND ASSOCIATES AND THE SUM OF \$1,000.00 TO BE USED FOR MISCELLANEOUS CONTINGENT EXPENSES.

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The Ordinance was explained by Mr. Ron Darner, Director of Parks and Recreation, who said that it accepts an \$85,000 grant from the Bureau of Outdoor Recreation, establishes a budget of \$135,000. The Bexar County Commissioners Court has contributed \$50,000 to the project. The land is being contributed by the San Antonio Conservation Society.

Mayor Cockrell asked that resolutions of appreciation be prepared for the San Antonio Conservation Society and to the County Commissioners for their participation, and to the Bureau of Outdoor Recreation for approving the grant.

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

AN ORDINANCE 45,810

ACCEPTING A \$1,000.00 CONTRIBUTION FOR PURCHASE OF TENNIS EQUIPMENT FOR USE BY UNDERPRIVILEGED CHILDREN AND YOUTHS, ESTABLISHING A TRUST FUND FOR THIS PROJECT AND AUTHORIZING EXPENDITURE OF SUCH FUNDS FOR TENNIS EQUIPMENT.

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Mr. Ron Darner, Director of Parks and Recreation, said that the \$1,000 gift from Mr. John R. McFarlin will be used to purchase shoes, rackets and balls which can be checked out for use at McFarline Tennis Center only. The ordinance also accepts future gifts of a similar nature. A letter of appreciation will be sent to Mr. McFarlin.

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

TENNIS FACILITIES

Mr. Teniente said that several months back he had written a memorandum to the staff pointing out the need for tennis courts in several areas of town. He said that interest in tennis is very high and he would like to have the subject reopened. He said that there is a need in the Northwest, Northeast and Southeast quadrants of San Antonio.

Mr. Pyndus concurred with Mr. Teniente's remarks and suggested that HemisFair Plaza would be a good location for additional facilities.

75-61 The following Ordinance was read by the Clerk and explained by Mr. Ron Darner, Director of Parks and Recreation, and after consideration, on motion of Mr. Teniente, seconded by Mr. Pyndus, was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Hartman, Teniente, Cockrell; NAYS: None; ABSENT: Black, Rohde, Nielsen.

AN ORDINANCE 45,811

APPROVING THE ASSIGNMENT OF THE CONTRACT FOR USE OF A PORTION OF THE BEAUTIFIED SECTION OF THE RIVER FOR RESTAURANT OPERATIONS FROM CHARLES E. SCHNEIDER TO PERRY SALINAS.

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PASEO DEL RIO ACTIVITIES

Mr. Teniente brought up the matter of nude dancers being advertised in the River area. He said that such activity is opposite the type of atmosphere that is desired in this area and would like for the staff to see what can be done about it.

In answer to Mayor Cockrell's question, City Attorney James Parker said that the legal staff is working on this matter, and he would brief the Council on it in an executive session.

The seriousness of this matter was discussed by members of the Council who agreed that such activity in the area must be stopped.

Mr. Pyndus concurred in the thoughts expressed regarding the nude dancers and also brought up the matter of the pornographic stores which are in business in San Antonio and also present a problem.

MR. RICK PONDER

Mr. Billa introduced Mr. Rick Ponder who was visiting the Council meeting as his guest.

PUBLIC HEARING ON PROPOSED AMENDMENTS TO CHAPTER 42 OF THE CITY CODE

Mayor Cockrell announced that a Public Hearing was open to discuss a proposed amendment to Chapter 42 (Zoning) of the City Code which would permit the operation of barber and beauty shops in residential area.

Mr. Gene Camargo said that this amendment had been considered by the Planning Commission on July 2, 1975 and the Commission recommended

that the change be denied. The Ordinance would allow barber and beauty shops in the home through an exception granted by the Board of Adjustment and would have to be renewed every two years.

Mr. Billa spoke in opposition to the Ordinance. He said that he is sympathetic with persons who wish to have a business in their home, but it can have a bad impact on a neighborhood. He said that he felt that the Planning Commission acted wisely in denying it.

Mrs. Helen Dutmer, 239 McKinley, spoke in opposition. It is not fair to put a shop in a residential area as it would have a tax advantage over a shop in a community center. It would increase traffic and create parking problems and would bring down the neighborhood.

Dr. Nielsen spoke in favor of the change. He recalled that the Council has had several pleas for rezoning so that a beauty shop can be started and the Council has in some cases granted the request. He said that he felt that it would be all right and that the Board of Adjustment would give the necessary control.

Mr. Teniente spoke in opposition. He said that he felt that each case should be considered by the Council on its merits. He moved that the recommendation of the Planning Commission be approved and the amendment to the City Code rejected. The motion was seconded by Mr. Billa.

Mr. Pyndus offered a substitute motion to approve the change provided however that barber shops be deleted from the Ordinance. The motion was seconded by Dr. Nielsen and on the following roll call vote the substitute motion was defeated: AYES: Pyndus, Nielsen; NAYS: Billa, Cisneros, Hartman, Teniente, Cockrell; ABSENT: Black, Rohde.

After consideration, the original motion by Mr. Teniente was passed and approved by the following roll call vote: AYES: Pyndus, Billa, Cisneros, Hartman, Teniente, Cockrell; NAYS: Nielsen; ABSENT: Black, Rohde.

The amendment to Chapter 42 failed to carry.

75-61

ZONING VIOLATIONS

Mr. Cisneros recalled a zoning case heard by the Council in August when zoning was denied for an automobile repair shop. At that time specific instructions were issued that the violation was to cease by the owner of the shop. He said that the violation still exists and the City is unable to do anything about it.

Mr. Camargo said that a violation was filed in Municipal Court in this violation and the owner of the repair shop was fined \$25.00. He has continued to violate the zoning ordinance and another case has been filed against him.

Mr. Teniente said a similar situation exists where owners of vacant lots are given notice to have a lot cleaned off. Instead, they just pay a ten dollar fine and not clean the lot up. He said that the prosecutors in these cases should recommend the maximum \$200 fine.

The Council asked that the judges in Municipal Court be advised that the City Council would look favorably on higher fines in these cases.

Mr. Hartman suggested that the names of repeat offenders be publicized.

October 9, 1975

75-61 The following Ordinance was read by the Clerk and explained by Mr. Ron Darner, Director of Parks and Recreation, and after consideration, on motion of Mr. Pyndus, seconded by Dr. Nielsen, was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Hartman, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Black, Rohde.

AN ORDINANCE 45,812

AUTHORIZING PAYMENT OF \$226,530 OUT OF FUND NUMBER 63, TITLED "NORTHEAST PRESERVE PROJECT NUMBER 052001" AND ORGANIZATION NUMBER 26-04-01 FOR THE PURPOSE OF ACQUIRING TITLE TO CERTAIN PROPERTIES IN CONNECTION WITH AFOREMENTIONED PROJECT.

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75-61 The Clerk read the following Ordinance.

AN ORDINANCE 45,813

DETERMINING TO GRANT, PROVIDING FOR AND ALLOWING UNDER THE ACT GOVERNING THE TEXAS MUNICIPAL RETIREMENT SYSTEM, "UPDATED SERVICE CREDIT" IN SAID SYSTEM FOR SERVICE PERFORMED BY QUALIFYING MEMBERS OF SUCH SYSTEM IN THE EMPLOYMENT OF THE CITY OF SAN ANTONIO; ELECTING AND PRESCRIBING THE EFFECTIVE DATE OF SUCH UPDATED SERVICE CREDITS; AUTHORIZING AND PROVIDING FOR ALLOWANCE OF INCREASES, AS HEREIN PROVIDED, IN MONTHLY BENEFITS PAYABLE BY TEXAS MUNICIPAL RETIREMENT SYSTEM, AFTER THE EFFECTIVE DATE HEREIN SPECIFIED, TO RETIRED EMPLOYEES AND TO BENEFICIARIES OF DECEASED EMPLOYEES, UNDER CURRENT SERVICE ANNUITIES ARISING FROM SERVICE OF SUCH EMPLOYEES TO THIS CITY.

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The Ordinance was explained by Mr. Clyde C. McCollough, Director of Personnel, who said that a detailed explanation had been made last week in "B" Session. It improves the retirement system for all classified employees with the exception of the firemen and policemen. Under this change in the retirement plan, an employee's benefits will be figured on the last three years instead of averaging his entire period of employment. It will also increase the annuities of already retired employees by about 50 per cent. The changes will be effective January 1, 1976. It will add about \$26,000 per month to the cost of the system for the City.

Mr. Pyndus asked that this item be pulled and considered at a later time. He said that he had requested additional information from the Personnel Director and had it, but needed more time to study it.

Mr. Hartman said that he felt that this is simply a matter of correcting an inequity and should be approved.

Mr. Rohde, who was absent from the meeting, had left a statement with Mayor Cockrell to be read into the record. It follows:

"After careful review and study I favor the Ordinance to provide updated service credit under the T.M.R.S. Act for better productivity and better quality of life for our 6,900 workers."

/s/ Al Rohde

After consideration, on motion of Mr. Cisneros, seconded by Mr. Hartman, the Ordinance was passed and approved by the following vote: AYES: Billa, Cisneros, Hartman, Teniente, Nielsen, Cockrell; NAYS: Pyndus; ABSENT: Black, Rohde.

Mr. Pyndus said, "This action that we have initiated, to me I didn't put in the urgent category because I feel from a fiscally responsible position that we should look at our incoming funds before we approve this. I think that the same reasoning should apply to the City Public Service rates. If we can get ahead of ourselves with regard to our incoming funds, we certainly should take expedient action in that regard as well."

75-61 The Clerk read the following Ordinance:

AN ORDINANCE 45,814

AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION FOR OPERATION OF A PUBLIC PARKING FACILITY ON INTERSTATE HIGHWAY 37 RIGHT OF WAY FROM NOLAN STREET TO EAST HOUSTON STREET.

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The Ordinance was explained by Mr. Stewart Fischer, Director of Traffic and Transportation, who said that this will put into operation the parking area on the east side of town under IH 37. There are about 300 parking spaces.

Mr. Hartman commended the effort to fully utilize the space under the expressway system. He said that three months ago he had proposed a peripheral park and ride scheme. It had been discussed with Mr. Fischer and with the General Manager of the Transit System. The purpose of the system would be to combat the high cost of parking in the downtown area. It would also result in a decrease in downtown traffic and a conservation of energy. There has been a lot of discussion on the subject, but no action. The response from the City staff has been energetic but there has not been response from the Transit System.

Mr. Hartman added that he is writing to the Transit System today asking for an expeditious reply.

Mayor Cockrell said that a consultant had made a study of this matter for AACOG and had not made a very favorable report. The City Manager and AACOG had asked that the consultant review the study and report back. This should be received soon. She invited Mr. Hartman to attend the next meeting of the Transit System Trustees with her to discuss the matter.

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

75-61 The following Ordinances were read by the Clerk and explained by Mr. Stewart Fischer, Director of Traffic and Transportation, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Pyndus, Cisneros, Hartman, Nielsen, Cockrell; NAYS: None; ABSENT: Billa, Black, Rohde, Teniente.

AN ORDINANCE 45,815

AMENDING SECTION 38-95.1 OF THE CITY
CODE TO ADD THE LOT ON THE NORTH SIDE
OF CITY HALL TO LIST OF CITY-OWNED
PARKING LOTS WHERE UNAUTHORIZED PARKING
IS PROHIBITED.

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AN ORDINANCE 45,816

AUTHORIZING EXECUTION OF AN AGREEMENT
FOR PUBLIC PARKING RIGHTS-OF-WAY FOR
CONSTRUCTION, MAINTENANCE AND OPERATION
OF PUBLIC PARKING FACILITY IN INTERSTATE
HIGHWAY 35 RIGHT-OF-WAY BETWEEN WEST
COMMERCE AND BUENA VISTA STREETS WITH
THE STATE DEPARTMENT OF HIGHWAYS AND
PUBLIC TRANSPORTATION.

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75-61 The Clerk read the following Ordinance:

AN ORDINANCE 45,817

AMENDING THE PAY PLAN SO AS TO INCREASE
THE PAY RANGES OF CERTAIN PUBLIC HEALTH
PERSONNEL POSITIONS.

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The Ordinance was explained by Mr. Clyde McCullough, Personnel Director, who said that nurses are very hard to recruit because of the local hospital competition. This change in wage scale would be helpful to the Health Department.

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

75-61 The following Ordinance was read by the Clerk and explained by Mr. Tom Raffety, Director of Aviation, and after consideration, on motion of Mr. Cisneros, seconded by Mr. Hartman, was passed and approved by the following vote: AYES: Pyndus, Cisneros, Hartman, Nielsen, Cockrell; NAYS: None; ABSENT: Billa, Black, Rohde, Teniente.

AN ORDINANCE 45,818

MANIFESTING AN AGREEMENT WITH THE HERTZ
CORPORATION TO AMEND THAT LEASE ENTERED
INTO PURSUANT TO ORDINANCE NUMBER 34847
OF SEPTEMBER 29, 1966, TO INCLUDE AN
OPTION TO LEASE AN ADDITIONAL 30,000
SQUARE FEET AT INTERNATIONAL AIRPORT.

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75-61 SALE OF \$50,000,000 "CITY OF SAN ANTONIO,
TEXAS, ELECTRIC AND GAS SYSTEMS REVENUE
IMPROVEMENT BONDS, NEW SERIES 1975"

At 11:00 A. M., bids received for the sale of \$50,000,000 City of San Antonio, Texas, Electric and Gas Systems Revenue Bonds, New Series 1975, were opened and read as follows:

HALSEY, STUART & CO., INC. AFFILIATE
OF BACHE & CO., INC.
RAUSCHER PIERCE SECURITIES CORPORATION
AND ASSOCIATES

Total interest from August 1, 1975 to final maturity:	\$59,195,262.50
Less: Premium	2,500.00
Net Interest Cost:	<u>\$59,192,762.50</u>

Effective Interest Rate: 7.3905%

MERRILL LYNCH, PIERCE, FENNER & SMITH
INCORPORATED AND ASSOCIATES

Total interest from August 1, 1975 to final maturity:	\$59,562,275.00
Less: Premium	12,098.50
Net Interest Cost:	<u>\$59,550,176.50</u>

Effective Interest Rate: 7.4351%

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After verification of the bids, Mr. Tom Berg, Chairman of the City Public Service Board, reported that he was very pleased to have received a very favorable bid in the light of the present bond market. He recommended that the award be made to Halsey, Stuart and Company, Inc. affiliate of Bache and Company, Inc. and Rauscher Pierce Securities Corporation and Associates.

Mr. Sam Maclin, consultant for CPSB, said that there has been three recent sales of electric utility bonds. The interest rate today is better than any of the other three issues. He thanked Mayor Cockrell for her assistance in obtaining a good bond rating from Standard and Poors and Moodys.

Mr. Pyndus also thanked Mayor Cockrell for her leadership and asked that a resolution be prepared commending her for her actions taken in regard to this bond issue.

A RESOLUTION
NO. 75-61-90

BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO,
TEXAS, AWARDING THE SALE OF \$50,000,000, "CITY
OF SAN ANTONIO, TEXAS, ELECTRIC AND GAS SYSTEMS
REVENUE IMPROVEMENT BONDS, NEW SERIES 1975";
AND DECLARING AN EMERGENCY (SOLD TO HALSEY,
STUART & CO., INC., AND RAUSCHER PIERCE SECURITIES
CORPORATION AND ASSOCIATES).

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75-61 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Billa, seconded by Mr. Hartman, was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Hartman, Nielsen, Cockrell; NAYS: None; ABSENT: Black, Rohde, Teniente.

AN ORDINANCE 45,819

BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO,
TEXAS, AUTHORIZING THE ISSUANCE OF \$50,000,000
"CITY OF SAN ANTONIO, TEXAS, ELECTRIC AND GAS
SYSTEMS REVENUE IMPROVEMENT BONDS, NEW SERIES
1975," FOR THE PURPOSE OF EXTENDING AND IMPROVING
THE CITY'S ELECTRIC AND GAS SYSTEMS; PROVIDING
THE TERMS, CONDITIONS AND SPECIFICATIONS FOR
SUCH BONDS; MAKING PROVISIONS FOR THE PAYMENT
AND SECURITY THEREOF; STIPULATING TERMS AND
CONDITIONS FOR THE ISSUANCE OF ADDITIONAL
REVENUE BONDS ON A PARITY THEREWITH; ENACTING
OTHER PROVISIONS INCIDENT AND RELATED TO THE
SUBJECT AND PURPOSE OF THIS ORDINANCE; AND
DECLARING AN EMERGENCY.

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75-61 CITY PUBLIC SERVICE BOND ISSUE

Mayor Cockrell made the following statement to the citizens of San Antonio:

"At this time I would like to make another statement to the citizens of San Antonio and that is to assure them that their best hope for the future in terms of getting a hold on the rising cost of utilities - the fuel costs - lie in getting these coal plants completed. There are some of our citizens who are choosing to exercise their right under the law to circulate petitions which would delay the completion of this sale.

I urge every citizen as strongly as I know how not to sign the petition. I think that this City needs those coal plants completed as quickly as possible. It is in the public interest that this sale be completed on time, on schedule, the bonds be sold and that we not be subjected to a lengthy delay. I simply want to add my strong voice to all that has been said before of the urgency of this sale being completed on schedule. If you are concerned about the cost of fuel, if you are concerned about the future of your city, I feel that your best interest lies in getting these bonds sold. We are very fortunate to have had a very favorable interest rate bid on these bonds particularly in the light of the unsettled bond market today. This was an extremely favorable bid and we do not want to jeopardize completing these coal plants. I think this represents the sentiment of everybody on this Council. Thank you."

75-61 The following Ordinances were read by the Clerk and explained by Chief of Police, Emil Peters, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Nielsen, Cockrell; NAYS: None; ABSENT: Black, Hartman, Rohde, Teniente.

AN ORDINANCE 45,820

AUTHORIZING APPLICATION TO THE TEXAS CRIMINAL JUSTICE DIVISION FOR A GRANT FOR AN UPGRADE OF SAN ANTONIO POLICE DEPARTMENT CADET TRAINING PROJECT IN THE AMOUNT OF \$14,000.00.

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AN ORDINANCE 45,821

AUTHORIZING APPLICATION TO THE TEXAS CRIMINAL JUSTICE DIVISION FOR A GRANT IN THE SUM OF \$27,277.00 FOR CONTINUATION OF THE SAN ANTONIO POLICE DEPARTMENT ACCELERATED REPORTS PROJECT.

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AN ORDINANCE 45,822

AUTHORIZING APPLICATION TO THE TEXAS CRIMINAL JUSTICE DIVISION FOR A GRANT IN THE AMOUNT OF \$13,141.00 FOR A SAN ANTONIO POLICE DEPARTMENT SPECIALIZED TRAINING PROJECT.

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75-61 Mayor Cockrell was obliged to leave the meeting and Mayor Pro-Tem Teniente presided.

75-61 HAND GUNS

Dr. Nielsen said that he had seen a newspaper report of Chief Peters' comments to a senate committee this week.

Chief Peters said that he and four other Police Chiefs had been invited to appear before the senate committee. He said that he had stated that he felt total abolition was unrealistic. He said that he didn't think it could be accomplished. The bill to be introduced by Senator Javitts would call for registration at the federal level. This would provide good files and records to trace hand guns.

There was a general discussion of the subject but no action was taken.

75-61 Mayor Cockrell returned to the meeting and presided.

75-61 The Clerk read the following Ordinance:

AN ORDINANCE 45,823

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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The Ordinance was explained by Mr. John Rinehart, Operations Manager, Fiscal Planning and Control, who said that periodically ordinances are brought to the Council to close out Model Cities projects and to balance accounts. This ordinance would authorize the closing of 26 additional accounts. As a result of these adjustments, there is a net surplus of \$237,189.24 has accrued to the program. It is staff's recommendation that \$44,545.24 be utilized to satisfy the State Department of Public Welfare audit findings. The balance of \$192,644.00 is recommended to be used to supplement the City's share for the construction of General McMullen Drive. He recommended that the ordinance be approved.

Mr. Rinehart and Mr. Fischer explained to Dr. Nielsen reasons why additional funds are needed for the General McMullen Drive work.

Mr. Hartman said that there is a need for a master programming system where projects are laid out over a longer period of time. Some system must be devised so that expenditures of funds can be anticipated beforehand.

Mr. Teniente agreed with suggestions made concerning a master program and asked that something be started.

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

75-61 The following Ordinance was read by the Clerk and explained by Mr. John Rinehart, Operations Manager, Fiscal Planning and Control, and after consideration, on motion of Dr. Nielsen, seconded by Mr. Hartman, was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Hartman, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Black, Rohde.

AN ORDINANCE 45,824

AUTHORIZING PAYMENT OF \$44,545.24 TO THE STATE DEPARTMENT OF PUBLIC WELFARE FROM MODEL CITIES PROGRAM FUNDS IN SATISFACTION OF THE AGENCY'S SHARE OF CERTAIN PROJECT COSTS OF THE HOMEMAKER SERVICES FOR THE ELDERLY PROJECT IN 1972/73 FOUND INELIGIBLE FOR PAYMENT IN THE DEPARTMENT'S AUDIT OF THE PROJECT.

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75-61 The meeting recessed for lunch at 12:10 P. M. and reconvened at 1:45 P. M.

October 9, 1975
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HENRY MUNOZ

Mr. Henry Munoz, Business Manager for Local 2399, said that several members of his union who work for the City Water Board will file complaints against the Board for discriminatory practices in hiring and promotions. The complaints are to be filed with the Equal Employment Opportunity representative. Mr. Munoz said that the Manager of the Water Board had threatened to fire anyone filing such complaints and asked that members of the City Council appear at the meeting to witness.

It was brought out that the City Council and its individual members have been named in a pending lawsuit charging discrimination. In answer to a question, City Attorney James Parker said that this matter should not be discussed openly because of the suit, however, if a Council member wished to attend the meeting just to hear the proceedings, it would be all right.

Mr. Cisneros and Mr. Hartman suggested that an executive session be held with the Trustees and management of the City Water Board to discuss the matter.

After discussion, Mayor Cockrell stated that it was the Council's strong policy to oppose discrimination in any form and want to have a similar policy in the utilities. In view of the pending litigation, these matters should not be discussed now.

Mr. Hartman said that he would attend the meeting at which the complaints are to be filed.

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75-61

RAUL RODRIGUEZ

Mr. Raul Rodriguez complained that the Urban Renewal Agency posts a notice of its meetings but does not post an agenda along with the notice. He said that he had complained about this before and wondered how long it takes to get this changed.

Mr. Rodriguez also spoke of a 9 acre tract of land the Urban Renewal Agency proposed to purchase for park purposes. It is on the tax rolls valued at \$26,000 and the purchase price is \$339,000. He had protested this purchase. He read from the Council minutes which said "Mayor Cockrell asked that City staff investigate claims made by Karl Wurz and Raul Rodriguez to find out the facts in this proposed transaction and report back to the Council." He asked if the staff report had been received.

Mayor Cockrell said the report had not been received and asked that it be made by next week if possible.

Mr. Rodriguez said that he would like to have the names of the appraisers who made the high and low appraisals for Urban Renewal Agency.

City Attorney James Parker said that he is in the process of reviewing the posting of meeting notices and will soon have suggestions to make regarding the City Council notice as well as other agencies.

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KARL WURZ

Mr. Karl Wurz said that he had personally visited the Pickwell Drive area to view the land erosion problem. He agreed that this is a dangerous and serious problem but it is up to the property owners to rectify it. He said the area could be filled with heavy rubble and then smoothed over. He hoped that the City staff does not recommend a retaining wall as a solution. In any event, he opposed the spending of public funds on this problem.

Mayor Cockrell said that the staff is seeking out all possible solutions to this problem.

Councilman Billa, who lives in the area, said that he had been accused of being disinterested in this problem. He said he wished to go on record that he is not against the solution of this problem but he does have to watch out for all citizens.

JUAN M. MORIEGO

Mr. Juan M. Moriego, President of Union de Trabajadores, a union to which many City Public Service workers belong, urged the Council to do everything it can to assure the sale of the bonds which were authorized today.

JAMES C. YARDELL

Mr. James C. Yardell, 4438 Bloomdale, said that he lives in East Terrell Hills and is concerned about the City's school sidewalk program. He said that many young children are forced to walk in the street going to school in his area. He has attempted to get someone to do something about it but each person he contacts shifts the responsibility to someone else.

Mr. Mel Sueltenfuss explained the procedure followed by the City in determining where sidewalks would be given priority.

After discussion, Mr. Yardell was referred to the City Manager's staff who would work with him on this matter.

75-61 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. Pyndus, seconded by Dr. Nielsen, was passed and approved by the following vote: AYES: Pyndus, Billa, Hartman, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Cisneros, Black, Rohde.

AN ORDINANCE 45,825

ACCEPTING THE LOW QUALIFIED BID OF HEATH & STICH, INC. IN THE AMOUNT OF \$1,556,677.88 FOR CONSTRUCTION OF BRUNSWICK STORM DRAINAGE PROJECT 69-C; AUTHORIZING EXECUTION OF STANDARD CITY PUBLIC WORKS CONSTRUCTION CONTRACT FOR SAID PROJECT; APPROPRIATING THE SUM OF \$1,675,812.35 FROM FUND 41-001, PROJECT NO. 001015, AND AUTHORIZING PAYMENT OF \$1,556,677.88 TO HEATH & STICH, INC., \$77,833.89 FOR MISCELLANEOUS CONTINGENCIES AND \$41,300.55 TO W. H. MULLINS, INC. FOR ADDITIONAL ENGINEERING FEES.

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75-61

TIERRA DEL SOL PUD SUBDIVISION
THOUSAND OAKS UNIT 4 SUBDIVISION

In accordance with Council's request, Mr. Mel Sueltenfuss reviewed the plats of Tierra Del Sol PUD Subdivision and Thousand Oaks Unit 4 Subdivision. Both of these subdivisions were approved prior to the Edwards Aquifer order and are re-subdivisions. The Texas Water Quality Board has approved them.

After discussion, the plats were referred to the Planning Commission for consideration.

75-61 The following Ordinances were read by the Clerk and explained by Mr. W. S. Clark, Director of Land Acquisition and Right-of-Way, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Hartman, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Black, Rohde.

AN ORDINANCE 45,826

AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEASE AGREEMENT WITH THE FROST NATIONAL BANK OF SAN ANTONIO FOR SPACE IN THE MAIN PLAZA BUILDING FOR THE CITY APPLICANT MEDICAL EXAMINER'S OFFICE OF THE PERSONNEL DEPARTMENT FOR A PERIOD OF ONE YEAR BEGINNING SEPTEMBER 26, 1975 AND AUTHORIZING PAYMENT THEREFOR.

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AN ORDINANCE 45,827

ABANDONING A PORTION OF SUNGLO DRIVE, A PORTION OF ASCOT AVENUE, AND HILTON AVENUE.

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AN ORDINANCE 45,828

APPROPRIATING THE SUM OF \$60,033.00 OUT OF VARIOUS FUNDS, FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS, AND ACCEPTING THE DEDICATION OF EASEMENTS OVER CERTAIN LANDS; ALL TO BE USED IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

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75-61

MAYBERRY DRAINAGE PROJECT

Mr. Hartman inquired of Mr. Clark the status of right-of-way acquisition for the Mayberry Drainage Project.

Mr. Clark said that acquisition will be completed this month so that construction could be scheduled.

75-61

The Clerk read the following Ordinance:

AN ORDINANCE 45,829

AUTHORIZING PURCHASE OF THE PROPERTY KNOWN AS 122 WEST NUEVA STREET FROM THE JOHN DEERE PLOW COMPANY FOR THE AMOUNT OF \$210,000.00 AND AUTHORIZING PAYMENT THEREFOR AND \$1,000.00 FOR TITLE INSURANCE AND OTHER FEES AND AUTHORIZING A REVISION IN THE FEDERAL REVENUE SHARING 4TH ENTITLEMENT PERIOD FUND TO PROVIDE NECESSARY FUNDS FOR PURCHASE OF THE PROPERTY.

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The Ordinance was explained by Mr. W. S. Clark, Director of Land Acquisition and Right-of-Way, who said that the purchase of this building was discussed with the Council last week in executive session. The sale must be contracted by October 15th.

Councilmen Pyndus and Billa both said that they had visited this building and they recommended that it be purchased.

Councilman Cisneros said that he opposed the purchase because he felt it was poor land use. He said that he felt that the City could make better use of historic structures in the area much more wisely.

City Manager Granata said that there is a great need for this space and the location is ideal. The Welfare Agency would be moved into it so that that building could be converted to a police maintenance shop. The Personnel Office, some of the Health Department, and others would be moved in to alleviate the present overcrowded conditions.

After consideration, on motion of Mr. Pyndus, seconded by Mr. Billa, the Ordinance was passed and approved by the following vote: AYES: Pyndus, Billa, Hartman, Teniente, Nielsen, Cockrell; NAYS: Cisneros; ABSENT: Black, Rohde.

75-61 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: Pyndus, Billa, Cisneros, Hartman, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Black, Rohde.

AN ORDINANCE 45,830

ACCEPTING THE LOW BID OF T. J. McCULLOCH CONSTRUCTION CO. TO CONSTRUCT THE SOUTHSIDE NEIGHBORHOOD PUBLIC HEALTH CLINIC FOR A TOTAL OF \$232,498.00, AUTHORIZING EXECUTION OF A STANDARD PUBLIC WORKS CONTRACT COVERING SUCH WORK, APPROPRIATING FUNDS, AUTHORIZING PAYMENT, APPROVING A BUDGET, AND ACCEPTING A GRANT IN THE AMOUNT OF \$108,116.00 FROM THE DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE IN SUPPORT OF THIS PROJECT.

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AN ORDINANCE 45,831

APPROVING THE PRICE AND CONDITIONS OF THE SALE BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF DISPOSITION PARCEL 7309-R-6, LOCATED WITHIN THE KENWOOD NORTH PROJECT, TEX. R-136, TO CONCEPCION C. CASTORENO AND WIFE TOMASA CASTORENO FOR THE SUM OF \$800.00, BEING \$.32 PER SQUARE FOOT.

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AN ORDINANCE 45,832

ACCEPTING THE LOW QUALIFIED BID OF PUBLIC HEALTH EQUIPMENT AND SUPPLY CO., INC. TO FURNISH THE CITY WITH PESTICIDES FOR A TOTAL OF \$6,930.00, LESS 2% - 10 DAYS.

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AN ORDINANCE 45,833

ACCEPTING THE LOW BIDS OF KAUFMAN'S, INC. AND SUGARMAN'S UNIFORMS, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH CROSSING GUARD UNIFORMS FOR A TOTAL OF \$10,440.32.

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AUTHORIZING THE PURCHASE OF FIFTY-ONE 1976 CITY DIRECTORIES FROM R. L. POLK & COMPANY FOR A NET TOTAL OF \$5,355.00.

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75-61 The Clerk read the following Ordinance:

AN ORDINANCE 45,835

AUTHORIZING EXECUTION OF THE LEASE OF A TRACT OF LAND AT DURANGO AND SOUTH FLORES STREETS FROM SAN ANTONIO BELT AND TERMINAL RAILWAY COMPANY.

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The Ordinance was explained by Mr. John Brooks, Director of Purchasing, who said that this would effect a lease of the parking area owned by the MKT Railroad at the corner of Durango and South Flores Street. It would be used for employee parking. The parking rate would be \$4.00 per month. It is a one year contract with a 60 day cancellation clause. He recommended adoption of the ordinance. He said that a management contract for the lot will be presented for approval in two weeks.

Mr. Hartman said that he felt the City should take a look at managing the parking lot without contracting an outside manager and asked to see some comparative figures.

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

75-61 Item No. 33 on the agenda being a proposed ordinance accepting bids on the Arciniega Property was not considered as this matter was acted on at the Special City Council meeting of October 6, 1975.

75-61 The following Resolution was read by the Clerk and after consideration, on motion of Mr. Cisneros, seconded by Mr. Hartman, was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Hartman, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Black, Rohde.

A RESOLUTION
NO. 75-61-91

REAFFIRMING THE RESOLUTION OF THE CITY COUNCIL PASSED ON DECEMBER 12, 1974 URGING THE TEXAS LEGISLATURE TO AMEND THE "LOCAL SALES AND USE TAX ACT" BY ELIMINATING THE SALES TAX ON UTILITY BILLS.

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75-61 Mayor Pro-Tem Teniente introduced the following Resolution which he read:

A RESOLUTION
NO. 75-61-92

COMMENDING MAYOR LILA COCKRELL

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

SECTION 1. Commending Mayor Lila Cockrell for exhibiting outstanding leadership and initiative in assuring that the \$50 million "City of San Antonio, Texas, Electric and Gas Systems Revenue Improvement Bonds, New Series, 1975", were properly and adequately reviewed by the financial community resulting in a Double A Bond Rating; and presenting to the public the need to complete the coal fired plants which will help stabilize energy costs and insure that ample energy will be available for our citizens and continued growth of our City.

* * * *

Mayor Pro-Tem Teniente presented Mayor Cockrell with a copy of the Resolution.

Mayor Cockrell thanked the other Council members for this expression and thanked them for their support.

75-61

REPORT OF MAYOR PRO-TEM TENIENTE

Mayor Pro-Tem Teniente said that he had attended the Cultural Week ceremonies in Monterrey, Mexico as the Council's representative. He was accompanied by Mr. Jack Skipper. Mr. Teniente reported that he had visited with a number of businessmen in Monterrey and they are interested in a permanent trade center in San Antonio.

Mr. Teniente said that he sees a need for a person to be working on this trade center on a daily basis. He asked the City Manager to consider a temporary consultant to work on this.

Mayor Cockrell thanked Mr. Teniente for his efforts and agreed that the Manager should take a look at this matter.

Mr. Eartman concurred with Mr. Teniente's thoughts on the matter.

City Manager Granata said that he would get together with Mr. Hartman and Mr. Legan, Chairman of Centro 21, to work out the details.

75-61 Dr. Nielsen said that later this month a delegation is to make a sister city visit to Guadalajara, Mexico. In view of the Trade Fair and other relations with Mexico, it would add strength to have a strong delegation go on the visit.

There being no further business to come before the Council, the meeting adjourned at 3:20 P. M.

A P P R O V E D

Lila Cockrell
M A Y O R

ATTEST:

G. I. Johnson
C i t y C l e r k

869

