

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, SEPTEMBER 14, 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.

78-42 The invocation was given by Mayor Lila Cockrell.

78-42 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

78-42 The minutes of the meeting of September 7, 1978, were approved.

78-42 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: Webb, Dutmer, Wing, Eureste, Cisneros, Alderete, Pyndus, Hartman, Cockrell; NAYS: None; ABSENT: Ortiz, Steen.

AN ORDINANCE 49797

MANIFESTING AN AGREEMENT WITH C. E. BREHM LEASING AND AIRCRAFT SALES, INC., AMENDING A CERTAIN GROUND LEASE AT STINSON MUNICIPAL AIRPORT AND EXTENDING THE TERM THEREOF UNTIL FEBRUARY 28, 1992.

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AN ORDINANCE 49798

AUTHORIZING EXECUTION OF AN AGREEMENT WITH MR. GAYLORD STEVENS FOR LEASE OF 624 SQUARE FEET OF CITY-OWNED PROPERTY ON THE RIVER WALK FOR AN ART SALES OPERATION.

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AN ORDINANCE 49799

AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE TEXAS DEPARTMENT OF HUMAN RESOURCES FOR LEASE OF BUILDING NO. 250 IN HEMISFAIR PLAZA FOR USE AS A CHILD DEVELOPMENT CENTER, FOR A ONE YEAR TERM, AT \$1.00 RENTAL.

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78-42 The Clerk read the following Ordinance:

AN ORDINANCE 49800

WAIVING CERTAIN FEES AT LA VILLITA DURING FERIA DEL RIO.

\* \* \* \*

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Dr. Cisneros moved to approve the Ordinance. Mr. Hartman seconded the motion.

Ms. Veronica Salazar, President of the Mexican-American Business and Professional Women's Club, spoke to the Council regarding their Annual Feria del Rio to be held at La Villita this coming weekend. She stated that their organization has been contracted by the firm of J. Walter Thompson wishing to do a series of National television commercials and will film the Feria del Rio as part of these commercials. She asked that the rental fees for La Villita be waived due to the National publicity which will be given to San Antonio as a result of the commercials.

In response to Mrs. Dutmer's question, Ms. Salazar explained the fee of \$125.00 charged to each organization for booths.

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

78-42

MR. & MRS. ED DAY

Dr. Cisneros introduced Mr. & Mrs. Ed Day who were present in the audience. Mrs. Luz Elena Day is Past President of the Mexican-American Business and Professional Women's Club. Dr. Cisneros commended them for all their efforts and service in the community.

78-42

The Clerk read the following Ordinance:

AN ORDINANCE 49801

ACCEPTING A SUPPLEMENTAL GRANT AWARD FROM  
THE GOVERNOR'S COMMITTEE ON AGING TO BE  
USED IN THE COMPREHENSIVE NUTRITION PROJECT.

\* \* \* \*

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

Mr. Pyndus expressed concern about the project providing shopping assistance and recreational activity and asked if, perhaps, the grant would include more people in the nutrition part of the project if these services weren't included.

Mr. Bill Donahue, Director of Human Resources and Services, explained the project as a comprehensive package program and stated that the major share of the funding does go for nutrition purposes.

Mayor Cockrell stated that this program is one of the most outstanding services provided by the City and stressed the importance of the entire package.

Mr. Hartman and Mr. Webb reiterated Mayor Cockrell's statements.

Mrs. Dutmer expressed concern about the nutrition project at St. John's Lutheran Church and stated that it has grown so much that the Church can no longer keep it up.

Mr. Donahue stated that he will contact them to see if the City can offer any assistance or some type of support to their senior citizens nutrition project and will make a report to Council on this matter.

Mr. Alderete expressed his pleasure at the opening of the 30th Nutrition Center at Holy Family Parish located in District 7.

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

78-42 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Hartman, seconded by Mr. Alderete, was passed and approved by the following vote: AYES: Alderete, Pyndus, Hartman, Steen, Cockrell, Webb, Dutmer, Wing, Eureste; NAYS: None; ABSENT: Cisneros, Ortiz.

AN ORDINANCE 49802

AUTHORIZING EXECUTION OF AGREEMENTS WITH OTHER INCORPORATED CITIES AND WITH BEXAR COUNTY PROVIDING FOR THE INSTALLATION AND OPERATION OF A 911 EMERGENCY UNIVERSAL NUMBER SYSTEM.

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78-42 The Clerk read the following Ordinance:

AN ORDINANCE 49803

AUTHORIZING EXECUTION OF A CONTRACT WITH THE OFFICE OF TRAFFIC SAFETY, STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION FOR THE CITY TO PROVIDE CERTAIN TRAFFIC SAFETY MANAGEMENT SERVICES.

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

Mrs. Dutmer stated that the lights on the expressway on IH37 south of Market have been out and asked that the staff check on this matter.

The matter was referred to staff for their investigation.

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

78-42 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: Steen, Cockrell, Webb, Dutmer, Wing, Eureste, Alderete, Pyndus, Hartman; NAYS: None; ABSENT: Cisneros, Ortiz.

AN ORDINANCE 49804

AUTHORIZING THE CITY MANAGER TO MODIFY THE CURRENT GRANT AGREEMENT WITH THE U. S. DEPARTMENT OF LABOR UNDER THE PROVISIONS OF TITLE I OF THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973; APPROVING A REVISED BUDGET; AND AUTHORIZING THE MODIFICATION OF THE CURRENT SUBGRANT AGREEMENTS WITH THIRD PARTY AGENCIES.

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AN ORDINANCE 49805

AUTHORIZING THE REFUND OF DOUBLE TAX  
PAYMENTS ON FOUR ACCOUNTS TOTALING  
\$15,206.01.

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78-42 The following Ordinance was read by the Clerk and explained by Mr. Carl White, Director of Finance, and after consideration, on motion of Mr. Pyndus, seconded by Mr. Hartman, was passed and approved by the following vote: AYES: Cockrell, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Hartman; NAYS: None; ABSENT: Cisneros, Steen.

AN ORDINANCE 49806

AUTHORIZING RENEWAL OF THE CITY'S PUBLIC  
EMPLOYEES HONESTY BLANKET POSITION BOND.

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78-42 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Eureste, seconded by Mr. Alderete, was passed and approved by the following vote: AYES: Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Hartman, Cockrell; NAYS: None; ABSENT: Cisneros, Steen.

AN ORDINANCE 49807

AUTHORIZING EXECUTION OF A STANDARD  
PROFESSIONAL SERVICES CONTRACT WITH  
MACINA, BASE, COPELAND & ASSOCIATES,  
INC. FOR PROFESSIONAL SERVICES AND  
PREPARATION OF PLANS AND SPECIFICATIONS  
FOR THE SPRING CREEK FOREST OFF-SITE  
SANITARY SEWER MAIN.

\* \* \* \*

78-42 Item 12 being a proposed ordinance accepting the proposal of South-west Research Institute to prepare a comprehensive resource management program was withdrawn from consideration at the request of the City Manager.

78-42 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: Dutmer, Wing, Eureste, Ortiz, Webb, Alderete, Pyndus, Hartman, Cockrell; NAYS: None; ABSENT: Cisneros, Steen.

AN ORDINANCE 49808

ACCEPTING THE PROPOSAL FROM NATIONAL FIRE  
PROTECTION ASSOC. TO FURNISH THE CITY OF  
SAN ANTONIO FIRE DEPARTMENT WITH A UNIFORM  
FIRE INCIDENT REPORTING SYSTEM-C FOR A NET  
TOTAL OF \$3,250.00.

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AN ORDINANCE 49809

ACCEPTING THE LOW QUALIFIED BIDS OF CHEMICAL AND TURF SPEC. CO., INC. AND TURF WORLD, INC. TO FURNISH THE CITY OF SAN ANTONIO PARKS AND RECREATION DEPARTMENT WITH HERBICIDES AND FUNGICIDES FOR A TOTAL OF \$5,533.50.

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AN ORDINANCE 49810

ACCEPTING THE LOW BID OF KROSCHER PUMP AND SUPPLY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH PARTS FOR MARLOW PUMPS FOR A NET TOTAL OF \$6,207.69.

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AN ORDINANCE 49811

ACCEPTING THE LOW BID OF AMERICAN PRINTERS TO FURNISH THE CITY OF SAN ANTONIO CONVENTION AND VISITORS BUREAU WITH PRINTING OF VISITORS GUIDES FOR A NET TOTAL OF \$12,562.00

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AN ORDINANCE 49812

ACCEPTING THE PROPOSAL FROM TRINCO, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH PRINTED CATALOG CARDS.

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AN ORDINANCE 49813

AMENDING ORDINANCE NO. 47976 DATED MAY 5, 1977, BY CHANGING THE TIME PERIOD ESTABLISHED FOR SERVING AS MAYOR PRO-TEM FOR TWO COUNCIL MEMBERS.

September 24, 1978 through December 5, 1978-Glen Hartman  
February 17, 1979 through April 30, 1979-Frank Wing

\* \* \* \*

78-42 The Clerk read an Ordinance authorizing the City Manager to execute quitclaim deeds to certain purchasers for properties acquired through tax foreclosures and authorizing payments to other taxing entities and costs incurred therein.

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

Mr. Wolf Furman stated that he had bid on one of the parcels under consideration in this Ordinance, but was unsuccessful. He is the owner of the adjacent property and the children in the neighborhood have been using this lot to play on. He asked Council to reconsider the ordinance and allow him to purchase the lot in question.

Mr. Thaddeus Iglehart, Delinquent Tax Attorney, stated that it has been standard procedure to award the bid to the highest bidder, however, it is the City Council's prerogative to do otherwise. Mr. Iglehart also explained that the other adjacent property owner, Mrs. Carmela Morgan, is also interested in purchasing the subject property.

The Council then discussed the lot and the fact that it is a sub-standard lot.

Mr. Furman advised the Council that he would be willing to purchase half of the lot and have Mrs. Morgan purchase the other half.

Mr. Hartman then made a substitute motion to approve the Ordinance but to delete this particular parcel from consideration. Mr. Cisneros seconded the motion. Mr. Hartman also asked that the staff negotiate the purchase of the parcel with the two adjacent property owners.

Mayor Cockrell stated that the lot in question is a substandard lot and a building permit would not be allowed. She asked that the Legal Department review for Council's consideration a policy of giving right of first refusal to adjacent property owners on sale of property held for taxes.

Council concurred with this recommendation.

City Attorney Macon stated that they will investigate this matter.

Mr. Ortiz who is also the Chairman of the Housing Task Force spoke to the Council regarding substandard lots and spoke in favor of the motion to give adjacent property owners the first opportunity.

Dr. Cisneros also spoke in favor of the motion and said that the policy to be addressed by Council should include any size lot in a residential neighborhood.

Mr. Pyndus spoke against the motion and stated that the high bidder had not been notified.

Mrs. Dutmer stated that she was in favor of the future policy of conferring with the adjacent property owners, however, in this case she would not be in favor of rejecting all bids.

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

AN ORDINANCE 49814

AUTHORIZING THE CITY MANAGER TO EXECUTE QUITCLAIM DEEDS TO CERTAIN PURCHASERS FOR PROPERTIES ACQUIRED THROUGH TAX FORECLOSURES AND AUTHORIZING PAYMENTS TO OTHER TAXING ENTITIES AND COSTS INCURRED THEREIN.

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<u>CAUSE NO.</u>	<u>LEGAL DESCRIPTION</u>	<u>PURCHASER</u>	<u>AMOUNT</u>
C-15597	Lot 7, Block 6, New City Block 9266, Account No. 554-461	Ruben C. Estrada	\$850.00
C-16816	Lot 2, East half of Block C, New City Block 1159, Account No. 18-1219	Alejandro M. Medina	\$750.00
C-15214	East 16 feet of North 89.35 feet of Lot 1 and West 14.03 feet of North 89.35 feet of Lot 2, Block 4, New City Block 1035, Account No. 18-700-22	Phillip L. Ramos	\$750.00
C-14257	Lot 11, Block 4, New City Block 1196, Account No. 18-1617	John W. Lemons	\$403.00
C-15302	Lots 54 and 55, Block 5, New City Block 8995, Account No. 548-4499	Joe T. & Diamantina Jew	\$500.00

<u>CAUSE NO.</u>	<u>LEGAL DESCRIPTION</u>	<u>PURCHASER</u>	<u>AMOUNT</u>
C-16455	Lots 1 and 2, Block 6, New City Block 6155, Account No. 63-2623; Lot 3, Block 6, New City Block 6155, Account No. 63-2624	Andy Maldonado	\$1,150.00
C-18359	Lots 1 and 2, Block 10, New City Block 3129, Account No. 48-2597	Jesse Garcia	\$3,000.00
C-15730	Lots 3 & 4, Block 93, New City Block 8022, Account No. 530-293	Maria Alatorree	\$1,873.10
A-71947	Lots 23 & 24, Block 32, New City Block 8521, Account No. 539-241	Jose & Alice Martinez	\$1,550.00
76-TA1-54	Lots 23 & 24, Block 1, New City Block 3158, Account No. 48-3209	Sam's Construction Company	\$1,139.00

78-42 The following Ordinances were read by the Clerk and after consideration on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Alderete.

AN ORDINANCE 49815

AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO INSTITUTE LEGAL ACTION AGAINST COASTAL STATES FOR VIOLATION OF THE TEXAS CLEAN AIR ACT.

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AN ORDINANCE 49816

APPROVING AND ADOPTING MAJOR AMENDMENT NUMBER ONE (AS AMENDED) TO THE ALAMO PLAZA URBAN RENEWAL PLAN.

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78-42 The meeting was recessed at 2:00 P.M., and reconvened at 4:10 P.M.

78-42 CITIZENS TO BE HEARD

OLMOS CREEK DRAINAGE

A large group of residents from the Green Meadows area appeared before the Council to question the progress being made on the Olmos Creek Drainage Project which was funded by a bond issue in 1974. The appearance was prompted by very heavy rainfall on September 12, 1978, which lead to extensive flooding in the area.

Mr. Ron Bruner, representing the Green Meadows Owner's Association and Mrs. Pat Kelly described the flooding and problems it had caused. They demanded to know when construction would start on the Olmos Creek Project and asked for an explanation of the delay.

Also speaking from the area were Mr. Bill Evans, Principal of Robert E. Lee High School; Mr. John Campbell, North San Antonio Chamber of Commerce; and Mr. Robert Barrett.

City Manager Tom Huebner reviewed the history of the project. He said that because of problems on another drainage project he had directed that this project be cleared through the Fine Arts Commission, and this had caused some delay. (A copy of the project history is included with the papers of this meeting.)

Mr. Frank Kiolbassa, Director of Public Works, said that engineering on the project is complete. At the present time land agents are attempting to obtain right of way dedications, but it appears that a great number of right of way parcels will have to be obtained through condemnation proceedings. This will delay the project, and it could be a year before all the right of way is obtained.

The matter was discussed at length by members of the Council.

Mr. Pyndus moved that the City Manager be directed to provide,

- (1) A complete detailed report on the project as to its present status and whether existing funding will be adequate.
- (2) A detailed timetable on the project.
- (3) A staff investigation to determine whether homeowners in the area would be eligible for grants or low interest loans.
- (4) Should an Ordinance be passed to stop construction in the area?
- (5) Can drainage and maintenance of the present creek channel be a priority project for City/Ceta forces?

The motion was seconded by Mr. Eureste and carried by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Webb, Ortiz.

The City Manager said that he would have a report prepared as quickly as possible.

Mr. Jack Charles, representing one of the larger landowners in the area offered to dedicate right of way at no charge provided that construction would begin at Jackson-Keller Road.

Mr. Charles was asked to contact the Public Works Department.

MR. IGNACIO PEREZ

Mr. Ignacio Perez read a prepared statement to the Council regarding the Inner City Health Initiative application. (A copy of Mr. Perez' statement is on file with the papers of this meeting.) Mr. Perez asked that this matter be discussed at a "B" Session as soon as possible.

Dr. Cisneros further explained the proposal made by Mr. Perez with regard to primary outpatient health services.

The Council discussed the need for a "B" Session discussion on the grant application.

After discussion, Mr. Wing moved that this matter be taken up at "B" Session on September 20, and have staff prepare a report on the Inner City Health grant application. Mr. Eureste seconded the motion. The motion carried and staff was directed to set this item up for next week's "B" Session.

78-42 Mayor Cockrell was obliged to leave the meeting and Mayor Pro-tem Dutmer presided.

RICE ROAD BRIDGE

Mr. Leon Greene, Sr. presented a petition signed by many East side residents requesting that the new Rice Road Bridge be named Nance Memorial Bridge in memory of Larry Eugene Nance who drowned at this location. (The petition is on file with the papers of this meeting.)

After discussion Councilman Pyndus moved that an ordinance be prepared for Council consideration taking the action requested. The motion was seconded by Mr. Wing and carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Pyndus, Steen; NAYS: None; ABSENT: Ortiz, Alderete, Hartman, Cockrell.

CABLE TV ADVISORY COMMITTEE

Mr. Mario Salas submitted a written paper making suggestions for guidelines for an Advisory Committee for Cable TV. He requested that Council take action promptly in the formation of the committee.

After discussion Mr. Cisneros moved that staff prepare a preliminary ordinance for the forming of the Cable TV Committee to have guidelines and duties and to report back to the Council for further consideration. The motion was seconded by Mr. Eureste and carried on the following roll call vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Pyndus, Steen; NAYS: None; ABSENT: Ortiz, Alderete, Hartman, Cockrell.

TEXAS BY-PRODUCTS COMPANY

Mr. Jack A. Efron, Attorney for Texas By-Products Company, read a prepared statement concerning charges made in previous Council meetings against the company. The charges pertained to odors allegedly coming from the plant. (A copy of Mr. Efron's remarks are included with the papers of this meeting).

Mr. Efron said that the company would be pleased to cooperate with the City in resolving the problem and would prepare a proposal for the Council to consider.

Mr. Nelson Clare, Assistant City Attorney, again reviewed the problem involved and made recommendations for the Council to consider. Mr. Clare recommended that the Council formally recommend to the company that a flow meter device be installed to demonstrate whether or not they are in compliance with the existing court order requiring the administering of a hypochloride solution to treat the air coming out of the plant. If the company does not comply with the request there would be a remedy of petitioning the Texas Air Control Board to amend the business' permit to require this step. This step would make it easier for the City to prove where odors are coming from. He said also that the Industrial Waste Ordinance could be amended as to the discharge requirements for businesses in the stock yard area. A odor nuisance ordinance could also be passed.

After consideration Mr. Pyndus moved to accept the recommendation of the staff and instruct that steps be taken. The motion was seconded by Mr. Webb and passed by the following vote: AYES: Cisneros, Webb, Dutmer, Ortiz, Pyndus, Steen; NAYS: None; ABSENT: Wing, Eureste, Alderete, Hartman, Cockrell.

A report on the problem is to be submitted to the Council within one month.

MRS. ARMANDINA SALDIVAR

Mrs. Armandina Saldivar criticized the City Council for the appointments it intends to make to the Board of Directors of E.O.D.C. She made reference to sexual advances made by some of the members.

Mrs. Saldivar was advised to take any criminal accusations directly to the District Attorney's Office.

She then questioned why an airport maintenance worker was fired from his job after the City took over the parking lot at the airport.

The matter was referred to the City Manager's staff.

MR. JESUS CASTILLO

Mr. Jesus Castillo complained about the length of time he had waited to speak to the Council and asked that the "Citizens to be Heard" section be placed at the beginning of the Council meeting.

Mr. Castillo was advised that the time was set for 4:00 P.M. at the request of citizens so they would not have to take off from work during the day.

Mr. Castillo then asked to be rented space over the week end at El Mercado so he could set up a booth to obtain signatures on recall petitions.

He was advised by the Manager of the Mercado that all of the space had been rented to LULAC and he would have to rent space from that organization if it is available.

COLONIAL HILLS SEWAGE BACKUP

Persons living in the 500 block of Inspiration spoke to the Council about a sewage back up during the rainstorm on September 12th. They described the damage done and urgently requested that the problem be taken care of by the City.

Those who spoke were:

Mr. Thomas Miller - 515 Inspiration  
Mrs. C. W. Hudson - 511 Inspiration  
Dr. Martin Meltz - 5200 Colebrook

The City Manager said that the problem would be investigated immediately.

Mrs. Ethel Kern Hughes, 2731 Hopeton complained that because of the heavy rain she had been unable to leave her home. She said there are too many low water crossings and asked that something be done about it.

Staff was asked to report on low water crossings and bridges.

DRAINAGE BOND ISSUE

Councilman Henry Cisneros read a proposed statement urging that the Council begin planning now for an election in January on bonds for drainage improvements in the City. (A copy of his report is included with the papers of this meeting.)

Members of the Council discussed Mr. Cisneros' request but came to no firm decision. It was agreed that the matter would be discussed in an informal work session.

There being no further business to come before the Council, the meeting was adjourned at 7:50 P.M.

A P P R O V E D

*Lila Cockrell*

M A Y O R

ATTEST:

*G. I. Jackson Jr.*  
C i t y C l e r k