

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, SEPTEMBER 17, 1970.

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The meeting was called to order by the presiding officer, Mayor Pro-Tem Herbert Calderon, with the following members present: CALDERON, BURKE, JAMES, HABERMAN, NIELSEN, TREVINO, HILL, TORRES; Absent: McALLISTER.

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70-41 The invocation was given by Dr. Roald Braulick, St. John's Lutheran Church.

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The minutes of the meetings of September 3, 1970, and September 10, 1970, were approved, with the exception that Dr. Nielsen corrected the spelling of the name of Mr. Louis Mumford on page 16 of the minutes of September 3.

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70-41 ZONING HEARINGS

a. CASE 2867 - to rezone Lot 20, NCB 7657, save and except the east irregular 180.0' (said 180.0' being further described by Field Notes), from "B" Two Family Residential District to "B-3" Business District, located on the north side of S. E. Military Drive, 180.0' west of the San Antonio River R.O.W.; having 271.3' on S. E. Military Drive and a maximum depth of 321.19'.

Planning Director, Steve Taylor, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

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

AN ORDINANCE 38,913

AMENDING CHAPTER 42 OF THE CITY CODE
THAT CONSTITUTES THE COMPREHENSIVE
ZONING ORDINANCE OF THE CITY OF SAN
ANTONIO BY CHANGING THE CLASSIFICATION
AND REZONING OF CERTAIN PROPERTY
DESCRIBED HEREIN AS LOT 20, NCB 7657,
SAVE AND EXCEPT THE EAST IRREGULAR
180.0' (SAID 180.0' BEING FURTHER
DESCRIBED BY FIELD NOTES), FROM "B"
TWO FAMILY RESIDENTIAL DISTRICT TO
"B-3" BUSINESS DISTRICT.

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b. CASE 4015 - to rezone Lot 22, Blk. 7, NCB 707, from "D" Apartment District to "B-2" Business District, located on the southwest side of Durango Street, 111.0' northwest of Indianola Street; having 97.93' on Durango Street and a depth of 151.9'.

Planning Director, Steve Taylor, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

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

AN ORDINANCE 38,914

AMENDING CHAPTER 42 OF THE CITY CODE
THAT CONSTITUTES THE COMPREHENSIVE
ZONING ORDINANCE OF THE CITY OF SAN
ANTONIO BY CHANGING THE CLASSIFICATION
AND REZONING OF CERTAIN PROPERTY
DESCRIBED HEREIN AS LOT 22, BLK. 7,
NCB 707, FROM "D" APARTMENT DISTRICT
TO "B-2" BUSINESS DISTRICT.

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c. CASE 4005 - to rezone Lot 41, Blk. 2, NCB 2086, from "F" Local Retail District to "B-3" Business District, located between Culebra Avenue and McLeod Street, 133.32' west of North Hamilton Avenue; having 67.2' on both Culebra Avenue and McLeod Street and a distance of 136.7' between these two streets.

Planning Director, Steve Taylor, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

Mr. Trevino made a motion that the recommendation of the Planning Commission be approved, provided that a solid 6' screen fence is erected on the south property line of existing Lots 35 and 36, NCB 2086, and that the plan for remodeling the residence is submitted to Model Cities agency for approval. The motion was seconded by Rev. James. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Calderon, Burke, James, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister.

AN ORDINANCE 38,915

AMENDING CHAPTER 42 OF THE CITY CODE
THAT CONSTITUTES THE COMPREHENSIVE
ZONING ORDINANCE OF THE CITY OF SAN
ANTONIO BY CHANGING THE CLASSIFICATION
AND REZONING OF CERTAIN PROPERTY

DESCRIBED HEREIN AS LOT 41, BLK. 2,
NCB 2086, FROM "F" LOCAL RETAIL
DISTRICT TO "B-3" BUSINESS DISTRICT,
PROVIDED THAT A SOLID 6' SCREEN FENCE
IS ERECTED ON THE SOUTH PROPERTY LINE
OF EXISTING LOTS 35 AND 36, NCB 2086,
AND THAT THE PLAN FOR REMODELING THE
RESIDENCE IS SUBMITTED TO MODEL CITIES
AGENCY FOR APPROVAL.

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d. CASE 4019 - to rezone Lot 2, Blk. 1, NCB 9792, from "F" Local Retail District to "B-3" Business District, located between Blanco Road and Milo Drive, 75.0' south of Haby Drive; having 125.0' on Blanco Road and Milo Drive and a distance of 125.0' between these two streets.

Planning Director, Steve Taylor, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

Mrs. Haberman made a motion that the recommendation of the Planning Commission be approved, provided that a curb cut on Milo Drive is made, so as to permit access. The motion was seconded by Mr. Hill. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Calderon, Burke, James, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister.

AN ORDINANCE 38,916

AMENDING CHAPTER 42 OF THE CITY CODE
THAT CONSTITUTES THE COMPREHENSIVE
ZONING ORDINANCE OF THE CITY OF SAN
ANTONIO BY CHANGING THE CLASSIFICATION
AND REZONING OF CERTAIN PROPERTY
DESCRIBED HEREIN AS LOT 2, BLK. 1,
NCB 9792, FROM "F" LOCAL RETAIL
DISTRICT TO "B-3" BUSINESS DISTRICT,
PROVIDED THAT A CURB CUT ON MILO
DRIVE IS MADE, SO AS TO PERMIT ACCESS.

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e. CASE 4024 - to rezone Lot 25, Blk. 53, NCB 8026, from "B" Two Family Residential District to "B-2" Business District, being a square piece of property bounded on the north by Gerald Avenue, on the east by Zarzamora Street, on the south by Wagner and on the west by Clinton; having 270.0' on Gerald and Wagner Avenue and 240.0' on Zarzamora and Clinton Street.

Planning Director, Steve Taylor, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

Dr. Nielsen made a motion that the recommendation of the Planning Commission be approved, provided that a 6' solid screen fence is erected along the west property line. The motion was seconded by Mr. Hill. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Calderon, Burke, James, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister.

AN ORDINANCE 38,917

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 25, BLK. 53, NCB 8026, FROM "B" TWO FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT A 6' SOLID SCREEN FENCE IS ERECTED ALONG THE WEST PROPERTY LINE.

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f. CASE 4037 - to rezone Lot 31, NCB 12051, from "A" Single Family Residential District to "I-1" Light Industry District, located on the southwest side of Sandau Road, 737.0' northwest of the intersection of Isom Road with Sandau Road and Jones-Maltsberger Road; having 90.57' on Sandau Road and a depth of 481.39'.

Planning Director, Steve Taylor, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

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

AN ORDINANCE 38,918

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 31, NCB 12051, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT.

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g. CASE 3977 - to rezone Lot 36, Blk. 4, NCB 13409, from "A" Single Family Residential District and Temporary "R-A" Residential-Agriculture District to "I-1" Light Industry District and Lot 37, Blk. 4, NCB 13409, from "A" Single Family Residential District and Temporary "R-A" Residential-Agriculture District to "I-2" Heavy Industry District.

The "I-1" being located on the south side of Commerce Street, 2,059.88' east of Callaghan Road; having 291.62' on Commerce Street and a maximum depth of 791.70'.

The "I-2" being located on the south side of Commerce Street, 1,102.20' east of Callaghan Road; having 957.68' on Commerce Street and a maximum depth of 941.80'.

Planning Director, Steve Taylor, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

Mr. Hill made a motion that the recommendation of the Planning Commission be approved, provided that a solid 6' screen fence is erected along the east property line. The motion was seconded by Mr. Trevino. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Calderon, Burke, James, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister.

AN ORDINANCE 38,919

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 36, BLK. 4, NCB 13409, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT AND TEMPORARY "R-A" RESIDENTIAL-AGRICULTURE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT AND LOT 37, BLK. 4, NCB 13409, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT AND TEMPORARY "R-A" RESIDENTIAL-AGRICULTURE DISTRICT TO "I-2" HEAVY INDUSTRY DISTRICT, PROVIDED THAT A SOLID 6' SCREEN FENCE IS ERECTED ALONG THE EAST PROPERTY LINE.

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h. CASE 3986 - to rezone Lot 26, Blk. 7, NCB 2045, from "B" Two Family Residential District to "B-2" Business District, located northwest of the intersection of Princeton Avenue and Colorado Street; having 53.4' on Princeton Avenue and 153.4' on Colorado Street.

Planning Director, Steve Taylor, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

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

AN ORDINANCE 38,920

AMENDING CHAPTER 42 OF THE CITY CODE
 THAT CONSTITUTES THE COMPREHENSIVE
 ZONING ORDINANCE OF THE CITY OF SAN
 ANTONIO BY CHANGING THE CLASSIFICATION
 AND REZONING OF CERTAIN PROPERTY
 DESCRIBED HEREIN AS LOT 26, BLK. 7,
 NCB 2045, FROM "B" TWO FAMILY
 RESIDENTIAL DISTRICT TO "B-2"
 BUSINESS DISTRICT.

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i. CASE 3984 - to rezone Lot 27, NCB 7912, from "B" Two Family Residential District to "B-2" Business District, located on the north side of Division Avenue, 409.7' east of Commercial Avenue; having 95.25' on Division Avenue and a depth of 206.0'.

Planning Director, Steve Taylor, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

Mr. Don C. Perez appeared before the Council representing his father, Leopoldo C. Perez, the applicant in this case, and stated that this business had been in this location since 1965 and that he is modernizing the business by adding a 20' x 20' concrete block room, which would provide them with additional sanitary facilities for the production of tortillas and tamales. The business has been as a non-conforming use in a "B" Two Family Residential District and just to clear things up, he wished to have it officially zoned for business. The Planning Commission, he said, had approved the rezoning, provided that his parking area is improved.

Mr. Robert Sims, an attorney, representing two property owners in the area, stated that when this business began in 1965, they had promised not to expand the business. He also stated that roaches and rats had been a serious problem and also that there was insufficient off-street parking. For these reasons, his clients opposed this rezoning.

Mr. Perez spoke in rebuttal saying that the business has not expanded, but is only doing what it was authorized to do in the very beginning. He said that he had room for possibly 50 automobiles to park off-street, which should certainly be ample.

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

AN ORDINANCE 38,921

AMENDING CHAPTER 42 OF THE CITY CODE
THAT CONSTITUTES THE COMPREHENSIVE
ZONING ORDINANCE OF THE CITY OF SAN
ANTONIO BY CHANGING THE CLASSIFICATION
AND REZONING OF CERTAIN PROPERTY
DESCRIBED HEREIN AS LOT 27, NCB 7912,
FROM "B" TWO FAMILY RESIDENTIAL
DISTRICT TO "B-2" BUSINESS DISTRICT.

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j. CASE 4030 - to rezone Lot 265A, Blk. 23, NCB 11122, from "B" Two Family Residential District to "B-2" Business District, located southeast of the intersection of Mally Boulevard and Commercial Avenue; having 154.8' on Mally Boulevard and 200.0' on Commercial Avenue.

Planning Director, Steve Taylor, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

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

AN ORDINANCE 38,922

AMENDING CHAPTER 42 OF THE CITY CODE
THAT CONSTITUTES THE COMPREHENSIVE
ZONING ORDINANCE OF THE CITY OF SAN
ANTONIO BY CHANGING THE CLASSIFICATION
AND REZONING OF CERTAIN PROPERTY
DESCRIBED HEREIN AS LOT 265A, BLK. 23,
NCB 11122, FROM "B" TWO FAMILY
RESIDENTIAL DISTRICT TO "B-2"
BUSINESS DISTRICT.

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k. CASE 3991 - to rezone Arb. Tract 4, NCB 11620, from Temporary "A" Single Family Residential District and "A" Single Family Residential District to "R-3" Multiple Family Residential District, located on the northwest side of Callaghan Road, 176.92' southwest of Greensboro Drive; having 566' on Callaghan Road and a depth of 600.0'.

Planning Director, Steve Taylor, explained the proposed change, which the Planning Commission recommended be denied by the City Council.

Mr. Paul Green, an attorney with the firm of Lang, Cross, Oppenheimer and Rosenberg, representing Oak Hills Properties, the applicant in this case, appeared before the Council. He had a large

map of the area under consideration, on which were indicated commercially zoned areas, as well as areas for apartments. He also indicated the tract under consideration, which was surrounded by these properties, in addition to numerous single family residences.

Mr. Green pointed out that due to the close proximity of I. H. 10 and Loop 410, that Callaghan Road had become an arterial street at this point. He also described the overhead utilities, being a high transmission line within the right-of-way of Callaghan Road.

Mr. Ellis Wilson, Jr., a partner in Oak Hills Properties, was introduced by Mr. Green. Mr. Wilson described the proposed development, saying that 146 units were planned and would have ample parking facilities for all of the tenants. He passed around architects' drawings of the layout and buildings to members of the Council. He also said that his company was perfectly willing and eager to cooperate with Oak Hills Country Club for the screening and development, so that the area would not become objectionable to members of the Country Club.

Mr. Green spoke again and referred to the various objections that had been raised by Oak Hills Country Club, as well as the nearby residents of the area. He referred to their fear that their property values would be decreased, spot zoning and traffic hazards.

Mr. Benton Davies, Jr., an attorney, who resides at 7118 Westboro Drive, said that he was representing numerous residents of the area, in addition to the fact that he also lived in the area and personally objected to this rezoning. He displayed a map, on which the property of persons, who had expressed objections to the rezoning, were indicated and also indicated vacant land. He said that a petition containing 83 names, in opposition to the rezoning, had been submitted to the Planning Commission. He further said that the Planning Commission had been told, at the hearing, that provision would be made for 300 automobiles and that he could not see how that many automobiles could do anything but create a traffic problem.

In addition to Mr. Davies, the following persons appeared in opposition to the rezoning:

Mr. Harvey Harris, 6843 Rock Road
 Mr. Arnie Clenshaw, 6819 Rock Road
 Mrs. Reagan Tucker, 7139 Callaghan Road
 Mr. H. G. Pawlosky, 6927 Callaghan Road
 Mr. Frank Washburn, 6925 Callaghan Road
 Mr. Raymond Stone, 6907 Callaghan Road
 Mrs. Dan Tragott

Mr. Ralph Langley, President of Oak Hills Country Club, stated that he had not intended to speak, but since the question of the opposition of the members of the Oak Hills Country Club had been raised, he did wish to speak for the Club. He said that the membership was not polled, although a letter was sent out to the members suggesting that those interested might wish to reply. He said less than 100 replies were received. He also said that about 7/8ths of the replies which were received in favor of the rezoning were from persons who were either members of the law firm representing Oak Hills Properties or were otherwise directly interested.

Mr. Langley said that the Oak Hills Country Club wished to officially go on record as being opposed to the rezoning.

After consideration, Mr. Torres made a motion that the recommendation of the Planning Commission be upheld and the rezoning denied. The motion was seconded by Mr. Trevino and passed by the following vote: AYES: Calderon, James, Haberman, Nielsen, Trevino, Hill, Torres; NAYS: Burke; ABSENT: McAllister.

70-41

OFFICER GUADALUPE MARTINEZ

Dr. Nielsen referred to the recent death of one of San Antonio's fine police officers, Guadalupe Martinez, who was killed in the line of duty on September 4, 1970.

The following Resolution of Respect was passed and approved by a unanimous vote:

A RESOLUTION OF RESPECT
NO. 70-41-47

WHEREAS, Police Officer Guadalupe Joe Martinez, on September 4, 1970, gave his life in the line of duty, and

WHEREAS, during the time that he served, he brought honor to the uniform he loved and exemplified the highest qualities of an officer of the San Antonio Police Department, NOW, THEREFORE,

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

SECTION 1. That the people of San Antonio do hereby pay humble tribute to the courage and devotion of Police Officer Guadalupe Joe Martinez and share with his family and friends their sorrow in their loss, which is a loss to all of us.

SECTION 2. That in evidence of the respect and sympathy of the City Council, representing the people of this City, the City Clerk is hereby instructed to spread this Resolution upon the minutes of this meeting and to deliver a copy thereof to the bereaved family.

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70-41

DISCUSSION REGARDING SASA BOYCOTT

DR. NIELSEN: As a point of personal privilege and to set the record straight, I'd like, just a moment, to point out that Mayor Pro-Tem, last Thursday, and I'm not completely surprised at all, chose to make some unfounded and irresponsible charges, particularly regarding some so-called plot or conspiracy. I think its due time we remind the Mayor Pro-Tem and citizens of this community, that the only plot that's been underway in this country, for about 250 years, is the so-called democratic process, a government of the people, by the people and for the people. That, I think, has been dramatized by the fact that we're going to be celebrating a 250th anniversary in this country and that King George and his elite failed to understand that, and we just finished celebrating Diez y Seis Week, where several hundred years ago, well, less than that, the Spanish and their malinches failed to understand that very fact, Mr. Mayor Pro-Tem. I would also submit that the community is much more aware of the fact that, whenever there

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is a time to make a decision, that the guise of quote, you know "plots" and "conspiracies" and all, doesn't hold water. That there are very serious issues that are being avoided by using this kind of rhetoric, which is, at best, all that it was. I'm disappointed that you would have used, in this manner, the issues, which we have to deal with, as a Council. I'm delighted that we'll spend hours of time dealing with values, as property and certainly human values, but we've got to address ourselves to policies in terms of economic development across this city. Policies and issues that relate to housing, to just a whole host of things, for instance, health care. We've a very, very, shaky policy in my humble opinion, in terms of health care. We have a less than adequate policy, when it comes to law enforcement, which I'm very much in favor of. We must maintain reason and order and I just ask the question, can we afford the kind of negativism and cynicism expressed by the Mayor Pro-Tem last Thursday? I think we cannot.

DR. CALDERON: Ford, let me say, and let me repeat, that those who might not have been present or may not have viewed Channel 4 Evening Report of last Thursday. The statement, which I made at that time, and which I will now repeat, is the fact of the incidents relating to the SASA Boycott. In my opinion, it is a well organized plan, master-minded by Commissioner Pena, Councilman Pete Torres and Dr. Ford Nielsen. Let me say that, insofar as Commissioner Pena and Councilman Torres, I know for a fact that both of them are very intimately involved with the activities of the Boycott Committee. Insofar as you're concerned, Dr. Nielsen, I'm accusing you, by association, on the basis that you are Mr. Torres' shadow. You go to his meetings and you do what he says. So, insofar as your particular part in this, it is by association. Now then, elaborating on the points with regards to Commissioner Pena and Councilman Pete Torres. Commissioner Pena has been very much publicly associated and involved with the picketing. He was arrested twice. So, he's very much in the public eye and identified very clearly by the person, who, perhaps, lacks proper intelligence to assess a situation. In the case of Mr. Torres, though, it is a more difficult situation here, because here we are dealing with a cagey individual. Here we are dealing with a Dr. Jekyll and Mr. Hyde. We're dealing with an arsonist and a fire chief combination. We're dealing with a wolf in sheep's clothing. We have a man who gives orders behind the scenes to Mr. Ruben Sandoval, who is the attorney for the Boycott Committee, and then, in the public eye, he becomes a peacemaker. The one who wants reason. So, this is the type of man that Mr. Pete Torres is and so, therefore, I mentioned last week, as well, that, in my opinion, Mr. Torres is the single most dangerous politician in this community for the reasons that I have stated. Let me say in substantiation of my charges, that, insofar as Mr. Torres is concerned, that he is very much involved in this, and the fact that, on the day that the picketing started, Mr. Ruben Sandoval, who was then officing in the SASA building, moved out that evening and Mr. Torres assisted him in moving out. Likewise, since the picketing started, Mr. Sandoval has been officing with Mr. Pete Torres. Last Thursday, during the Council session, it was most apparent to me that Mr. Torres and Mr. Sandoval were checking their signals. I recall one particular point of the meeting, that Mr. Torres left, going out this door, and Mr. Sandoval left, going out the other door. Obviously, they met in the main corridor and checked their signals. Mr. Torres then came in. Then Mr. Sandoval came in. The Boycott Committee met last Tuesday night at the home of Senator Bernal. Although I do not know for a fact, I would presume, at this time, that it was at that meeting that the five demands were drafted. Mr. Torres was present at that meeting. So, Dr. Nielsen, therefore, even though I took a long time to answer you, I felt that I did need to give a little background.

DR. NIELSEN: Well, you're still missing the point, just missing it entirely. Listen again to what I'm saying. Anytime, and I'll give you some examples, it seems like anytime, in this community, that there has come an issue of time, of people making decisions, time, if you will of some kind of crisis, a time of a discussion or confrontation within these chambers and sometimes, outside these chambers, the immediate response, in the last several years, of the Council majority, has been one of conspiracy, plot, the old black hand sort of thing. The community just doesn't buy that anymore and the point you've missed is that there's some very serious issues in this town that have got to be dealt with and that kind of rhetoric is a good example of what you just went through. It does nothing to get at these issues. Another example, when the people from the northeast side of town came with a very legitimate concern about the runway, was that a conspiracy? When people on the east side make appearances and requests and vigorously, logically, lay out propositions, in terms of health, is that a conspiracy? When people from the south side of town, when people from anywhere in this community, come and have legitimate demands, requests, problems, whatever, I think it behooves this whole Council, all elected representatives, to deal with those and not to prejudge, as you have done. You've assumed guilt. Anytime you say guilt by association, you've assumed some kind of guilt that, I say, you're in no position to do.

DR. CALDERON: Well, while we're on the same subject, I might cover, for the Council, the meeting of yesterday afternoon.

MR. TORRES: Is this on the same subject, Dr. Calderon?

DR. CALDERON: Yes, on the same subject.

MR. TORRES: Okay.

DR. CALDERON: The meeting was arranged by Mr. Mendel Kaliff and Canon Gerald McAllister. The two individuals, who were presiding at that meeting, were Bishop Flores and Bishop Slater. Representatives of the Council, at that particular meeting, were Mayor McAllister, Mr. Alfredo Vasquez and I. Representing the SASA Boycott Committee were nine individuals, namely they were, Mr. Josue Cruz, who is the Chairman of the SASA Boycott Committee; Mr. Ruben Sandoval, who is the attorney; Mrs. McCumber; Senator Joe Bernal; Mario Robledo from the Mexican-American Legal Defense and Educational Fund; Mrs. Cabrera; Commissioner Pena; Mario Compeon and Councilman Pete Torres. This was the group that was representing the Boycott Committee. There were five demands that the committee presented to us. I have had the City Manager make Xerox copies for your benefit and you can, at your pleasure, study them and arrive at your own conclusion. I'm sure that these articles are fairly accurate, as to what transpired at that particular gathering. So, Pete, I'm sure you would like to make some brief comments.

MR. TORRES: Yes, Dr. Calderon. You know, I, as Dr. Nielsen well knows, attached no credit to your comments of last Thursday, although I have been asked by the press to comment on them. The only brief comment I made was last Friday evening, when I received a call from a reporter for the, I believe its Mr. Graham, Bill Graham, is that correct? Yes. The only thing I wanted Jeff (Duffield) to verify, is if a Bill Graham, works for the Express, who called me last Friday evening and asked me if I had some prepared comments and I told him then that I hadn't prepared any comments. I didn't know

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that I was, I'd been working with various people over the previous 24 to 48 hours in trying to ameliorate the situation that had developed in the community.

Herb, I, of course, have to express disappointment over the wild charges that you have made. I just didn't think that you would go this far. Let me try to take them one by one, on what you have said here today.

Number one - whether there exists a master plan and the boycott is part of a master plan. Certainly I have to express regret that the boycott did come about. I've made those statements public. I've made them here. I've made them to members of the Boycott Committee. I have to recognize that, as public officials, that we cannot lose contact, we cannot lose communication with people who are disenchanted in the community, because always, Herb, and my colleagues on the Council, when there is disenchantment in a community, there is a root to that disenchantment and one that concerned citizens and concerned individuals, elected officials, should seek to find what is at the root of the problem. What can we do, as officials, to correct the problem? The situation on the east side of two years ago - the Bobby Joe Phillips situation - what was at the root of that particular problem? Anytime that a group of citizens, whether they be rich, whether they be poor, whether they be Protestant, Jew, Catholic, Black, Brown, White, regardless of what their background, their color, their race, this is not important. I think that we, as public officials, have to be responsive to the needs of the community. Of the matter of the picketing or the boycott being part of a master plan, of course, is completely erroneous. The only plan that exists, Dr. Calderon, is the plan, which I have made public, in public forums, at John Kennedy High School, when I challenged the Mayor and I told the Mayor that I felt that in a democratic society, that where there are apparently two sides to a problem and to the views and to the philosophies in a community, that he, as representative and the symbol of the group, which he represents, the symbol of the GGL, of which you are a member, I challenged him to a race then, because I felt that it would bring the many issues that are vital to this community to the proper forum, the democratic forum, the forum of which the electorate goes to the polls and has an opportunity to exercise their vote. If there is any kind of a plan, this is the only plan, to go to the voters in April, 1971, and to seek their vote, as I have sought in 1967 and again in 1969, Herb. And certainly, certainly, I have to recognize, as I have mentioned so many times to my friends, to the members of the press, to the members of the Boycott Committee, that if anything, if something like this boycott, is certainly not doing the electoral process of next April any good, because its like stati on a radio, it drowns out everything else. So, certainly, Herb, for that one reason, certainly I can't, surely I'm not going to have any kind of plan of that sort or near that sort. Yet, I've mentioned in the Council Meetings here and publicly, I mentioned that although I may not agree with what is being done and although I have to recognize that to me, personally, it would be damaging to the old political efforts, which I would seek to exercise, the efforts of an official have got to transcend what he desires personally. It's got to go beyond that. I mean, if we are going to be true to our convictions, that we want to serve the community and hear the community, so that one's own personal desires, we've got to transcend that in seeking to defend the right of people to express themselves.

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Now, on Channel 41, Herb, it seems like you know so much of what I say and do, on Channel 41, the regular Tuesday night program which I have on Channel 41, I mentioned these same feelings and I mentioned that I didn't think that direct confrontations in San Antonio were going to do any good; that I felt that there was going to result in a loss of property and possibly a loss of life and I did not want to see a Kent State in San Antonio; that I thought that we could do and accomplish the things to correct the social ills in this community; that I thought that we could do it through a political forum, and that I thought that the best way to accomplish the change, that is so vital in our community, not for one side of town, but for the community as a whole, the change that is sought by those people, who are opposing Proposition 4 on the bond issue on the north side of San Antonio, as well as the members of the SASA Boycott, as well as the change that is desired by the people in Columbia Heights, who have protested for so long for change in their particular area and the changes desired by many of our good east side residents. So, the desire for change, the cry of anguish in this community, does not come from one part of town. The cry for responsiveness, on the part of this Council, comes from all over. So, if I have any conspiracy, I'm going to plead guilty to being a part of a conspiracy, because I'm part of a conspiracy with the voters in this community and the electorates in this community to whom I will go in April, 1971, and ask that we make a change. This is why I didn't want to bring this up here this morning, because I did not want to make a political forum of it.

But let me go through and answer each of the things that you said. Is there, then, a plot to take over City Hall? I have mentioned, I have mentioned publicly, as I've said, that I think that there is a need for a change. But certainly it's not a surreptitious or a sinister plot, it is one on which I certainly have let my feeling be known. Contrary to that, what has transpired on the part of the Council majority here, we have meetings by this private Good Government League for replacements on this Council and this Council rubber-stamps what transpires in a private meeting. This happened just in the last three or four months.

Now, the involvement in the activities of the Boycott Committee. I can relate that to the activities of last week in meeting with Mr. Mendel Kaliff, who asked me to meet with him last Saturday in his office, because he was concerned, as a businessman in this community. He was concerned, as a businessman who wanted to see or wanted to avoid recognizing the intractability on both sides, wanted to avoid a direct confrontation, as has happened in other cities. Now, in other cities, of course, this confrontation comes about when there is a loss of communication between the business community or between the powers that be, whether there is the elected officialdom or the business community elected or not elected. Mr. Kaliff felt, as I understand, what he was trying to do in seeing his hard work of the past few days, Mr. Kaliff felt, and I respect him for this, that he had to meet with both sides and he was on the one hand conversing with Gerald McAllister in trying to get Canon McAllister, in talking to his father, to arrange a meeting and laying the groundwork for this meeting. He called me to discuss this matter with me, as he called several other people in this community. So, I met with him last Saturday and prior to that, I had been meeting with many other people in this city, to try to see what could be done. As a matter of fact, last Thursday, I spent most of last Thursday here

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at City Hall trying to maintain open the channels of communication, Dr. Calderon, and when we run away from a problem, we are not going to settle it. Now, in terms of men running away from a problem, I can remember when, during the Turnkey III controversy, that our good Mayor was away from the City. After, in November of 1968, it was reported that HemisFair had lost nearly a million dollars, which possibly would result in a direct loss to the City, the Mayor was away from the City for two weeks, when inquiries were made as to the trust fund that was supposed to have been retained by the Corporation to pay off the Tower bonds. Now, after his shoot-to-kill statement of a year ago, the Mayor was gone from the City. During the transit strike, the Mayor was gone from the City. Those are four situations and last week, during another crisis in our community, the Mayor was gone from the City. Mr. Mayor Pro-Tem, if the Mayor of this City refuses to assume the leadership, somebody has got to assume the leadership role and so, I, particularly, I, personally, went right down to what the problem was, to what I thought the problem was, the way I did during the fiasco of the beginning of the Fiesta activities of two years ago, when, then, too, I tried to work with factions in the community that were beginning to protest and where it looked like there was going to be a problem in the community. I worked with our Community Relations Department in the City at that time. I worked with different groups in trying to talk with them, not as a part of a program of protest, but certainly in an effort to try to resolve the differences, to try to hear their complaints. I have been called, this morning, an arsonist, and I don't quite understand, Dr. Calderon, where this would come in, unless it's another wild charge on your part, sir. I just don't quite understand where my efforts have been, with the idea of quelling the tension to prevent a spark that can lead to flames in this community. Certainly I don't think that this is a mark of an arsonist. I have assumed the role of a peacemaker, because I think that we need peacemakers in our community and I should think that if we were not so busy with political rhetoric, that perhaps all of us could assume the role of the peacemaker, as Dr. Nielsen, I think, has ably done in the last few days, also working with Mr. Kaliff. Yes, I met last Tuesday evening with Mr. Kaliff at Senator Bernal's house, at the request of Mr. Kaliff. At that time, the members of the Boycott Committee were invited to appear again, so that we could maintain the channels of communication and so that we could discuss their problem and they had demands then. They had demands, which they said they were going to present and we tried to understand what these demands were and yes, the Boycott Committee did ask that we appear and that I appear at yesterday's meeting, not as a representative of the Boycott Committee and I want to correct something right now. The confrontation and the problem here is one between the Mayor of this City, who has offended a large part of the community, and the members of the SASA Boycott Committee. Now, in the discussions between Mr. Kaliff and Gerald McAllister, I believe the decision was made that each group invite leaders of the community, as impartial observers, so that the statement that Mr. Vasquez represented the Council is certainly not accurate, it certainly is not in order. Mr. Vasquez was there to represent the Mayor of this City, as he so ably did in these discussions, but to sit again, as a community leader, and as an impartial observer, and you recall, Dr. Calderon, that I made it very clear yesterday, in addressing Bishop Flores, that I was speaking as an impartial observer, who was there to hear the discussion and in that regard I have to agree that the demands, or at least some of them, are part of the change that is needed in this community. We have to go beyond that. Yes, we do need a community relations commission with subpoena powers and with punitive enforcement authority, but this does not originate with the SASA Boycott Committee, it does not originate with Pete Torres; this originated with

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a former commission and members of a commission, who were frustrated in their efforts, and whose director, Sterling Wheeler, worked so hard to try to obtain punitive powers and enforcement authority to hear citizens' grievances and to give citizens a meaningful forum to express their grievances. On the matter of the Police Chief, all you have to do is see the problem of crime and increasing crime in this community to recognize that there is something wrong with the manner or the administration of our Police Department.

Senator Bernal yesterday, on this item Number 4, expressed himself on the San Antonio Savings Association accounts that are conducted at the schools of the San Antonio Independent School District, indicated that there is a lack of competition, that is, other firms are not able to participate in this same program. I can see where this is a reasonable request and these demands, as I understand them, again sitting as an impartial observer at yesterday's meeting, I should think that they should at least be considered and with the idea of seeing some of these things adopted. Going back to the Community Relations Commission, it also includes a provision to give the commission authority guaranteeing equal employment opportunities. I, in particular, as a member of this Council, run into people every day, who come into my office, and who have complaints pertaining to employment problems, and there is no forum in this community or no commission in this community, to which they can take their complaints. I understand that the way that these are handled today, that the complaint is forwarded, by a member of our City Staff, is forwarded to Austin to see that action is taken on these complaints and so often, without a local office, we cannot properly handle them. I mentioned this to the Council, when I sought the adoption of an ordinance guaranteeing equal employment opportunities.

Mr. Sandoval was renting space from the San Antonio Savings Association and today Mr. Sandoval is renting space from me. I understand that it's a temporary situation. I certainly will not acquiesce that there is anything, in the fact that Mr. Sandoval rents space from me, in his participation, as the lawyer for the SASA Boycott Committee, to my having a part in the boycott activities. I want to say, in conclusion, that I hope that we can continue to listen to this cry of anguish in the community, Dr. Calderon, and I hope that we can surely work together, as elected officials, not to tear down our community, but to build our community. There has to be disagreement on the directions that we take, on the approaches that we use - this is all part of the democratic process. I respect, Dr. Calderon, I respect the approach that you use without besmirching you, as part of a conspiracy. I respect your right and I will defend you and your efforts to join and to participate or to defend organizations that you feel should be heard before this Council. On my part, I will continue to try to seek or to hear the complaints of any citizen, who appears before this Council, and this is not limited to a citizen, who comes here from the west side or the east side, as where you will want to place me, but a citizen from any part of this community. This has always been my philosophy. It has always been my philosophy and my intention that we could grow together, as a community of people, in peace and in seeking brotherhood. But, for the same manner, in which I respect you and your approach, I should hope, Dr. Calderon, that you could respect me and the approach that I would use in my desire for a better community. I am certain that we can build a better community, and yet, I merely ask that we continue to hear and act with reason on requests and complaints that are brought

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before us and that when one of us goes out and tries to extend a helping hand, by hearing these demands and these complaints, that we are not then charged. Certainly, I wouldn't charge you, as being part of a conspiracy and you not charge me with being part of a plot to a conspiracy, Dr. Calderon. I certainly think, Dr. Calderon, that you are wrong in the charges that you have made this morning and that you made last Thursday evening, sir.

MR. TREVINO: Doctor, I'd like to say that I like the ending statement asking everyone to work for the betterment of the community. Unfortunately, it is very hard, in fact, or in the light of some of the previous action taken by both Mr. Torres and Dr. Nielsen, to really feel whether they are sincere or not. He is saying about being impartial, of being unbiased, an uninterested party, at this gathering yesterday. Well, maybe he was, but not by his previous action, you can't judge that he is, because he has been with them and he just said that he had some involvement with Mr. Sandoval, so it's kind of hard to put it across, Pete, and really make everybody believe that you actually don't have any partial or biased feelings. Now, in actions like I want to refer, before, on many occasions, you have repeatedly reminded the Council that both you and Dr. Nielsen have been pushing for the bonds. This is for some time. Yet, and also, the good doctor even held a meeting, where he supposedly had a lot of people or asked a lot of people to attend, to work toward the bond, and even to try to get funds for the bond campaign and yet they both voted against it. Regardless of whether it was conditional or not, they both voted against it and as a vote against the bond, as much as they know that the bond is so needed and vital and especially, for that section of the City that is in need of so much of the improvements and yet they voted against it. So, here again, where is their sincerity? Another act and this is a matter of public record. When Mr. Anderson from the Police Department, Police Association, appeared and he reminded the Council that no one but Mr. Torres had answered his letter favorably and yet, in actions, such as the police have to take at times, Mr. Torres is one of the first ones that criticizes them, who comes out and says that either the overreaction of the police or we have to investigate the police or the police chief is not doing his job. So, therefore, where is this sincerity? Was he right the first time? Or is he right the last time? This is what creates this feeling, Mr. Torres, and both you and Dr. Nielsen, this is what creates this feeling of whether you're actually working towards a good relationship between every member of the Council, in order to do good for all of us, the City, or is it just an act, just a play or in waiting for something else to happen? I don't know what. I'm not going to say a plot, but it certainly looks like it.

MR. HILL: I'd like to suggest that we bring to a close this discussion and close the Council Session and let's go on with the "B" Session business.

MR. TORRES: We have some business, but there are some statements that have been made by Mr. Trevino that have to be answered, I should think.

DR. NIELSEN: Felix, it's an old, old situation. The feelings of individual members of this community, of this Council, one way or another, are not the major issues. What are the major issues, and let me repeat, are the policy decisions that have to be made. They have not been made. There has been a leadership lack in this

community. One of the problems in this country is that, right at the moment, in the midst of changing communities, in the midst of great rate of change, suggestions are made, alternatives offered, political organizations, and what have you, are too often viewed one side or the other, as insincere and as conspiracy or what have you. I'm sorry that you're questioning anyone's sincerity. I hope the time doesn't come that I question yours. I would only remind us again, that we do live in a pluralistic society. We are attempting to live fully in a democratic process and to work within the system of the structure; to improve them where they need to be; not to be afraid to dissent, not just for the sake of dissent, but for the hope of improving. As far as the whole question of the law enforcement, I've said before, we're in bad need of updated and improved - we've been long overdue in sending law officers to qualified schools. We've got many, many fine officers, who are doing an excellent job, but they lack severely, I would offer, a good sound policy that they all know where they stand. They're too often out there as individuals and they don't know who is going to back them up or not going to back them up. That's not just, not fair to the officers, not fair to the community. I would offer, at this time, Mr. Henckel, that we can get, you've talked about consultants, I think there are two consultants, who would be crucial for this community, to get very quickly. One of them is Mr. Quinn Tom, who is the Ex-Director of the National Police Officers Association, who has had years of experience and is very sensitive to what's going on in this country at this time and, I think, would be an excellent resource person for this Council to call upon. Another person, who would be the Vice President of the Chicago Real Estate Research Corporation, Dr. Downs, to assist us in this whole area of housing and all those social implications that are so critical right now, in terms of housing. I would hope there would be some opportunity that you or this Council would get these kind of people in to advise us. We've got lots of knowledge here also, but that kind of objectivity from outside is very, very helpful. I would also think, Dr. Calderon, if we can really begin to get at the issues that, if you will, divide us.

One thing that would be very, very essential would be a task force of leaders, this just not become a political forum. I shouldn't say that, because we've got a strange phenomenon in this country, where politics has been put down, as some sort of a sub-category that makes it onerous and, you know, and less than legitimate. That's got to be changed, too. You do have to have organizations in any kind of structures, you're going to have order, you've got to have leadership. You clearly have to have that. You've got to develop that leadership. So, there's nothing wrong with politics, but the whole question of housing and all these other issues, not just become political weapons, let me put it that way, or political tools. That this community-wide task force of educators, of working people, of contractors, a cross section of representation in this community, get at work and one case in point, we have at the moment, is this question of housing. It might be a good time to do it. You've got so-called technical experts, who are working at it, but, you know, there are other considerations also.

MR. TORRES: I would just want to add how Mr. Trevino's comments that, of course, I should think that if we're going to discuss issues rationally, that we ought to discuss all sides of an issue on the bond vote. It's true that for many, many months I was pushing for the bond vote. I made my own position very, very clear on the matter,

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when it came time to vote on the various propositions. At that time, there were two, in particular, that I pointed out that if Proposition 4 was going to remain and, because Proposition 4 was remaining in the ordinance, and we voted on the ordinance as a package, now, as the Council recalls, if Proposition 4 was going to remain, and if Proposition 10 was going to remain, then, of course, this was the reason that I, in particular, was voting no. I voted no, because this was in the whole package and because I did not feel that we should spend our general obligation bond money to develop the airport. I made this comment last February, that it is a regional airport and it should be financed with regional money. Secondly, on Proposition 10, I expressed a position against it, the same position that our own agency, that our own board, CPPC, has expressed a hostility. Not only opposition, but a hostility to, because, number one, we are not being told the route to the Northwest Expressway, and we related, I related the interchange, not knowing where that interchange is going to be to the Northwest Expressway. Or the West Expressway route. On the matter of Mr. Anderson being before the Council, again I have always felt that the only way that we are going to have, or better way, to have a better Police Department, a competent Police Department, with qualified police officers, is to increase their salaries. We're going to attract the high caliber of officers, which we need on our Police Department. I have complained, in individual cases, to Mr. Henckel, on a number of occasions where I have felt that an officer has overstepped his bounds. The morning that we had this Council Chamber full of police officers, I said then, that there were individual problems, within the Police Department, and that I felt that those individual problems had to be settled. I do not think that we can close our eyes to these things. I do not think that we can close our eyes to the fact that there are five or six or a handful of officers on a police department, who are bad. The majority of them, I have got to admit, are good people, because many of them are my friends. When you have a handful of officers, who are besmirching the department, it is not that one officer who gets besmirched, it's the entire Police Department who gets besmirched. So, that, I certainly don't think that there has been a duplicity, on the one hand, of seeking police - an increase for the Police Department and, on the other hand, complaining of individual cases, where I felt that an officer had overstepped his bounds. Now, I would point out, to the Council, that the Kerner Commission Report indicates clearly that one of the principal complaints of minorities throughout the country is in the area of police practices. The Council, of course, is aware of this, because when Sterling Wheeler was our Community Relations Director, he sent us a summary of the Kerner Commission Report and on the first page of that summary, he indicated that these police practices were a complaint, a principal complaint, raised by minorities, according to the current Commission Report. I do not see where San Antonio is different from any other city in this respect. So, if there is authority beyond San Antonio and by presidential commissions, Mr. Trevino, for these very complaints, that I have raised in our city, sir.

DR. CALDERON: Okay. If there's no further discussion.....

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70-41 Dr. Nielsen inquired of the City Manager regarding more services in the field of Health Care on the East Side.

City Manager Henckel said that Dr. Ross and his entire staff have been extremely busy with the diphtheria epidemic and had not completed a report, as promised. He said that additional services will be included on the East Side, funded out of the budget. As soon as the report is received from Dr. Ross, he will forward it to the Council.

70-41 Councilman Torres referred to a petition from Gonzales Printers requesting permission to maintain a rock wall, which is encroaching on City property.

Mr. Trevino said that he had been in touch with them and that the matter is settled.

70-41 Mayor Pro-Tem Calderon presented a Resolution to members of the Council, which he had asked Mr. Ralph Langley to prepare, which constitutes a pledge on the part of the members of the Council to maintain 56 cents as the tax rate for the Interest and Redemption Fund. Dr. Calderon asked the Council to study it and asked the City Clerk to place it on the agenda for September 24, 1970.

* * * *

70-41 The Clerk read the following letter:

September 11, 1970

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

Gentlemen and Madam:

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

9/9/70 Petition of Kennedy Associates and Gonzales Printers requesting permission to maintain a rock veneer wall on a building at 926 South Laredo Street, which is encroaching on City property.

/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

Mr. Mueller
M A Y O R

ATTEST: *J. H. Inselmann*
C i t y C l e r k

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