

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, JANUARY 27, 1977.

* * * *

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, BLACK, HARTMAN, ROHDE, TENIENTE, NIELSEN, COCKRELL; Absent: NONE.

77-6 The invocation was given by The Reverend Claude W. Black.

77-6 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

77-6 The minutes of the Special Meeting of January 17, 1977 and the Regular Meeting of January 20, 1977, were approved.

77-6 CITATION IN COMMEMORATION OF
"CELEBRATION OF LIFE MEMORIAL SERVICE"

Councilman Pyndus stated that last Saturday, January 22, 1977 a group of young people had led a parade celebrating the "Right to Life". He said that the dedication of these young people to the project is commendable and proceeded to read the following Citation.

CITY OF SAN ANTONIO
(State of Texas)

Hereby Presents This

CITATION

to

SAN ANTONIO L.I.F.E.

IN RECOGNITION OF THE EFFORTS OF THIS DEDICATED GROUP OF YOUNG PEOPLE IN PROVIDING INFORMATION TO THE PUBLIC ON THE PROBLEMS OF ABORTION, CHILD ABUSE, AND CARE FOR THE ELDERLY AND HANDICAPPED.

THE CITY COUNCIL EXPRESSES ITS APPRECIATION FOR THE CONCERN THIS ORGANIZATION HAS SHOWN FOR THEIR FELLOWMAN.

* * * *

Councilman Pyndus then presented the Citation to Ms. Diane Dickman, a representative of the San Antonio L.I.F.E. organization. Ms. Dickman accepted the Citation and thanked the Council for recognizing their efforts.

77-6 DISCUSSION REGARDING PROPOSED
RESOLUTION ON GAS SHORTAGES

The following discussion took place:

MAYOR PRO-TEM HENRY CISNEROS: Madam Mayor, before proceeding to regular business at hand and going to the next item, I'd like to raise simply one item which I think the Council will agree would warrant treatment as an emergency item. It's just something that I've consulted with members of the gas committee in recent days, and it seems to warrant Council attention.

Because of the severe weather and the combination of gas supply inadequacies in the northeast and in the midwest states, there are a number of actions now being considered in the Congress and being proposed by the administration, literally, on a day by day basis, which could have the effect of lifting price controls on the present prices that are imposed for gas and interstate markets, the effect of which might have some very severe effects for intrastate markets, unless we - that is to say, the representatives from Texas and other producing states, are wary of clauses and contracts and such which might trigger possibilities that would raise prices in intrastate markets.

I'd simply like to suggest a resolution of some general statement but expression of concern to be forwarded to the White House and to our congressional delegation, to the Governor, the Railroad Commission and the members of the legislature, simply indicating that whatever emergency actions might be forthcoming because of shortages in other parts of the country that we have to be very, very cautious that they don't trigger unnecessary price increases in our region. I speak most specifically, but not only of those clauses and gas contracts that are known as re-determination clauses, which could have the effect and various experts that we've talked to in the last several days have indicated that they could possibly have an effect. Congressman Gonzalez has added his warnings in recent days about the problem, that those re-determination clauses could be triggered by de-control activities that would then raise the contract prices for San Antonio gas at unprecedented high levels. Ninety percent of Lo-Vaca's contracts with producers have re-determination clauses in them. This is a very, very serious situation and I simply would like to have the Council on record on the position of cautioning our congressional delegation and other representatives of this area to be watchful, without stating specifically what we're asking them to do, just to be watchful of these kind of possible costs in escalation prices.

MAYOR LILA COCKRELL: Let me just state. I think it's a very appropriate suggestion.

DR. D. FORD NIELSEN: We'll just leave it and discuss it briefly with Dr. Cisneros, and in kind of in the area of what interstate changes could affect intrastate, that's what we've got to.....

DR. CISNEROS: What I'm proposing is that a resolution be drafted during the course of the day. I got some initial language which I can consult with the City Attorney about but we would post notice that perhaps in conjunction with the 3 P. M. public hearing or some other time we will be formally meeting during the course of the day that we can handle this. Literally, I wouldn't bring it up in this manner because I do respect the Council procedures except that this is the matter that is evolving on a daily basis in Washington and I think merits our caution.

MAYOR COCKRELL: All right, let me ask the City Attorney about our ability to add an item like this something later in the day.

CITY ATTORNEY JIM PARKER: We couldn't add it to this particular meeting because you have to have the item posted two hours before the meeting begins. Now, if you're going to have another meeting of the Council scheduled for later than you begin, then you could add it to that agenda on an emergency basis for two hours. If you did not do that then you would have to schedule a special meeting of the City Council for some period more than two hours from the time you post the notice you could then act on it at that point in time.

DR. NIELSEN: Then we can after the public hearing or anything else declare that meeting adjourned, then declare a special meeting by posting a certain amount of hours ahead, could we do that?

MAYOR COCKRELL: All right, yes, the suggestion is very well taken, and if we may then post the notice of a resolution. Yes, Mr. Rohde.

MR. AL ROHDE: I'd like to add that the Texas Railroad Commission get a copy of this who has mandatory duty in the state of Texas as to control those prices, and they have not yet accepted this responsibility. This might be a good time to make them aware to do that, to do their duty for a change for the people of San Antonio.

MAYOR COCKRELL: Fine. That's a very, very important consideration and certainly we are sympathetic to the problems of the persons in the north and east who've had these severe problems but at the same time, we have also had to pay very dearly for the gas we have received under these contracts, and it certainly needs to be a matter of concern that we have no further escalation due to any rearrangement.

DR. CISNEROS: Madam Mayor, the most serious aspects of it if I may just take a few seconds, we'll probably discuss this later but our clauses and contracts which stipulate that at given intervals those contracts are renegotiated or re-determined up to whatever the prevailing market price is at that time because of the severe need in the northeast and because of their ability to afford it because they're paying lower prices for the bulk of their gas-controlled prices for the bulk of their gas, some experts suggest that these northeastern areas may be able to bid on contracts that incorporate prices as high as \$3.00, \$3.50 and \$4.00 per thousand cubic feet as long as re-determination contracts are in effect, it suggests a possibility at least unless there are protections placed on the intrastate market in the congressional legislation, that in effect, de-controls that at the next re-determination period, our own local contract will be re-determined up to those levels. That would be a very severe action which would then jack the whole contour of prices up to that level.

MAYOR COCKRELL: Mr. Pyndus.

MR. PHIL PYNDUS: I was wondering, Henry, whether just the general resolution would do the job and whether or not we should take it up more in detail, cover additional aspects of it, send it to some of our Congressmen in Washington, rather than just a general note of alarm, perhaps we could draft something next week if that's not - for next week, if that's not too late. What do you think?

MAYOR COCKRELL: If I may say, just in the reading that I have made of the issue in the newspapers and television and the media, it certainly appears that decisions are being made daily, and I'm just a little bit concerned that whether it would have that much effect if we.....

DR. CISNEROS: I would wait until next week, Mayor, if the committee is discussing this whole issue and plans to make recommendations within a course of a week or two, if there were that kind of time. But, with respect to this particular emergency situation, it does appear that we have left a little time.

MAYOR COCKRELL: Yes, Mr. Pyndus.

MR. PYNDUS: May I suggest that you wire our Congress people and tell them of our plans.

MAYOR COCKRELL: Thank you. Is there any objection to our scheduling this for a meeting later in the day then? We'll ask that it be posted. Yes, Mr. Billa.

MR. BOB BILLA: No, but I think that what the Doctor talks about is well and good, but I think we need to address another important aspect to this. Now, the price of intrastate gas is high, the price of interstate gas is low, and it would seem to me that if there is some ceiling that can be placed on gas, then if gas escalates through collusion of the gas companies or gas producers and that's the thing that really needs to be addressed. But by removing the ceiling on interstate gas and that's in effect, what they're trying to do to make this gas available to other areas, it would lessen, in my view as a business person, if the average cost of gas would have to go down for everyone. The average price would go up, of course, see, but at least it should lower the price of gas for us but the aspect we really have to address is possible collusion.

MAYOR COCKRELL: All right. At any rate, we certainly wish to express our concern on the issue and any effect it may have in re-determining contracts affecting our consumers. We'll then proceed to the matters submitted by the City Manager for Council consideration.

77-6 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: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 47,604

PERMITTING MR. GEORGE MONTGOMERY OF 8954 CARRIAGE DRIVE TO ERECT APPROXIMATELY 360 LINEAL FEET OF 10' CHAIN LINK FENCE AROUND THE PERIMETER OF A TENNIS COURT ON HIS PROPERTY.

* * * *

AN ORDINANCE 47,605

APPROPRIATING FUNDS FROM THE 1970 PARKS CAPITAL IMPROVEMENT BOND PROGRAM FOR CERTAIN PARK PROJECTS AND AUTHORIZING EXPENDITURE OF SUCH FUNDS, AND AMENDING CERTAIN PARK PROJECT BUDGETS.

* * * *

AN ORDINANCE 47,606

APPROPRIATING \$241,225.00 RECEIVED AS A GRANT FROM THE ECONOMIC DEVELOPMENT ADMINISTRATION IN ANTI-RECESSION AID FUNDS FOR DEVELOPMENT OF THE I.C.C. PARK, ESTABLISHING A FUND AND ADOPTING A BUDGET FOR THE PROJECT.

* * * *

77-6 The following Ordinance was read by the Clerk and after consideration, on motion made and duly seconded, was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: Rohde.

AN ORDINANCE 47,607

APPROPRIATING THE GRANT OF \$1,155,778.00 RECEIVED FROM THE ECONOMIC DEVELOPMENT ADMINISTRATION IN ANTI-RECESSION AID FUNDS FOR DEVELOPMENT OF THE SAN ANTONIO BOTANICAL CENTER DEVELOPMENT PROJECT; ADOPTING A BUDGET; AND ESTABLISHING A FUND AND ACCOUNTS FOR THE PROJECT.

* * * *

77-6 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Teniente, seconded by Mr. Billa, was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 47,608

ADOPTING NAMES FOR CERTAIN CITY PARKS.

* * * *

<u>UNOFFICIAL IDENTIFIER</u>	<u>OFFICIAL NAME</u>
Edgewood Park	Juan Vidaurri Park
Apache Packing Area	Amistad Park
Trinity #1 Park	Mario Farias Park
I.C.C. Park	Patrolman Guadalupe Martinez Park
West Pyron Park	Al Forge Park
Trinity #2 Park	Willie Ojeda Park
Westwood Village Pool	Westwood Village Pool
San Juan/Brady Gardens Park	San Juan/Brady Gardens Community Par
Meadowcliff Gym	Meadowcliff Recreation Center
Brooks Playfield	Brooks Playfield
Acequia Recreation Area	Acequia Recreation Area

* * * *

77-6

WILLIE OJEDA PARK

Councilman Teniente introduced the members of the Willie Ojeda family, a firefighter who lost his life in a fire, who were present in connection with the previous Ordinance.

Mayor Cockrell recognized the family and extended the Council's appreciation on behalf of the entire community for Mr. Ojeda's devotion to duty.

77-6 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: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Cockrell; NAYS: None; ABSENT: Nielsen.

AN ORDINANCE 47,609

AUTHORIZING THE CITY MANAGER TO EXECUTE MODIFICATIONS TO CERTAIN CONTRACTS WITH THE OFFICE OF TRAFFIC SAFETY, STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION, INCREASING THE AMOUNT OF FEDERAL FUNDS AUTHORIZED TO BE PAID FOR SAID PROJECTS IN ORDER THAT NEW SPEED RADAR UNITS MAY BE PURCHASED FOR USE IN SAID PROJECTS AND APPROVING REVISIONS TO THE BUDGETS OF SAID PROJECTS THEREFORE, EFFECTIVE UPON FINAL APPROVAL OF THE MODIFICATIONS.

* * * *

AN ORDINANCE 47,610

ABOLISHING CERTAIN POSITIONS, CREATING CERTAIN POSITIONS, AND INCREASING THE PERSONNEL COMPLEMENTS OF THE SAN ANTONIO CONVENTION AND VISITORS BUREAU.

* * * *

AN ORDINANCE 47,611

AUTHORIZING PAYMENT OF \$22,835.19 TO THE ALAMO AREA COUNCIL OF GOVERNMENTS, CONSTITUTING THE CITY'S MEMBERSHIP DUES FOR THE CALENDAR YEAR 1977.

* * * *

AN ORDINANCE 47,612

AUTHORIZING WRITE-OFF OF ACCOUNTS RECEIVABLE TOTALING \$6,057.00 FOR SERVICES RENDERED BY THE CITY EMERGENCY MEDICAL SERVICES DIVISION, FIRE DEPARTMENT, IN ACCORDANCE WITH RECOMMENDATIONS OF THE AMBULANCE REVIEW COMMITTEE.

* * * *

77-6 Mayor Cockrell recognized and welcomed to the meeting a group of students from Booker T. Washington Elementary School who were visiting the Council meeting.

77-6 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: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Cockrell; NAYS: None; ABSENT: Nielsen.

AN ORDINANCE 47,613

APPROPRIATING \$21,218.75 OUT OF THE INTERNATIONAL AIRPORT REVENUE BOND FUND TO REIMBURSE THE GENERAL FUND FOR EXPENSES INCURRED IN THE SALE OF 1976 SERIES INTERNATIONAL AIRPORT REVENUE BONDS DATED DECEMBER 2, 1976.

* * * *

AN ORDINANCE 47,614

AUTHORIZING THE CITY MANAGER TO EXECUTE A RESIDENCY AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE RAYMOND JOHNSON DANCE CO. THROUGH THE DIRECTIONAL CONCEPTS DANCE FOUNDATION, INC., SUCH RESIDENCY TO BE HELD AT THE CARVER COMMUNITY CULTURAL CENTER FROM FEBRUARY 15 THROUGH FEBRUARY 20, 1977, FOR A COST OF \$6,450.00; ACCEPTING A GRANT OF \$2,150.00 FROM THE NATIONAL ENDOWMENT FOR THE ARTS IN SUPPORT OF SAID COST; ESTABLISHING A FUND AND ACCOUNTS AND AUTHORIZING PAYMENT FOR SUCH AGREEMENT.

* * * *

77-6 The Clerk read the following Ordinance:

AN ORDINANCE 47,615

AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HUMAN RESOURCES AND SERVICES AND/OR THE DIRECTOR OF THE CARVER COMMUNITY CULTURAL CENTER TO EXECUTE LOAN AGREEMENTS FOR THE EXHIBITION OF VARIOUS WORKS OF ART.

* * * *

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

In response to Mr. Pyndus' question as to the contract being reviewed by the City Attorney, Mr. Tom Raffety, Acting City Manager, stated that this Ordinance authorizes agreements to be entered between the Carver Community Cultural Center and people who are loaning for the purpose of display art items. It does not constitute a contract as such on the part of the City other than a simple agreement providing for responsibility of these art items.

Mr. Pyndus stated that he had no objection to the passage of the Ordinance, but would like for it to be reviewed by the City Attorney's office.

On roll call, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Cockrell; NAYS: None; ABSENT: Nielsen.

Mayor Cockrell stated that she was very happy to see all the activities planned for the Carver Community Cultural Center.

Reverend Black mentioned that the dedication of this facility will be on Sunday, January 30, 1977, and this facility will serve the entire community as well as the east side.

77-6 The Clerk read the following Ordinance:

AN ORDINANCE 47,616

ACCEPTING A GRANT OF \$40,142.00 FROM THE PUBLIC HEALTH SERVICE OF THE U.S. DEPARTMENT OF HEALTH, EDUCATION AND WELFARE IN SUPPORT OF THE CONTINUATION OF THE IMMUNIZATION MAINTENANCE PROGRAM FOR ONE YEAR BEGINNING JANUARY 1, 1977, APPROVING A BUDGET AND PERSONNEL COMPLEMENT THEREFOR, AND APPROPRIATING SAID SUM FOR EXPENDITURES IN THE PROJECT.

* * * *

Mr. Pyndus stated that the salaries provided for in this Ordinance totaled \$34,000 and asked if the salaries were comparable to the same job categories at the present time.

Dr. C. N. Rothe, Director of the Metropolitan Health District, stated that this Ordinance is part of an on-going program that has been in existence since 1969, and he did not know how they were arrived at.

Acting City Manager Raffety explained that the Ordinance provides for two Public Health Nurses to be paid \$13,400 a year each.

Mr. Pyndus stated that other costs such as car allowance, group and life insurance, retirement benefits should also be taken into account when salaries are discussed.

Dr. Nielsen stated that these salaries are very competitive and standardized.

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, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

77-6

TRANSPORTATION PLANNING COSTS

Dr. Nielsen asked for a report on the amount of \$100,000 owed by the Alamo Area Council of Governments which has not been paid to the City of San Antonio for transportation planning which the City has assumed responsibilities for.

Acting City Manager Raffety stated that a report will be forthcoming.

77-6 The following Ordinance was read by the Clerk and after consideration, on motion of Dr. Nielsen, seconded by Mr. Pyndus, was passed and approved by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 47,617

00332

SETTING A DATE, TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED ANNEXATION OF 90.454 ACRES OF LAND BY THE CITY OF SAN ANTONIO AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO PUBLISH NOTICE OF SUCH PUBLIC HEARING.

* * * *

77-6 The Clerk read a proposed ordinance authorizing submission of a modification to the 1976-77 CETA Manpower Plan to the Department of Labor on behalf of the Alamo Manpower Consortium for award of an additional \$767,970 under the CETA Title I Manpower Program, reprogramming previous CETA allocations, authorizing amendments to contracts with third party participants in the consortium, and authorizing acceptance of the additional grant.

Mr. Billa moved to approve. Mr. Teniente seconded the motion.

Mr. Pyndus asked that this ordinance be postponed.

Mayor Cockrell stated that there were several citizens to be heard on this ordinance.

Mr. Frank Alvarez, Executive Director of the Barrio Betterment Development Corporation, spoke of the dire need which exists for training programs designed for women. He asked Council to give Barrio Betterment the support and the funds needed to implement such a project.

Mr. Manuel Escobar, Barrio Betterment Corporation Resource and Development Component, described the program which they propose be implemented.

In response to Mayor Cockrell, Mr. Sam Dominguez, Manpower Planning Officer, stated that the staff had recommended that the funds for this project be allocated to E.O.D.C.

Mr. Edmundo Zaragoza, Executive Director of the E.O.D.C., stated that their proposal has been trimmed down to suit the allocation which has been set aside for the women's proposal. He then described their proposed project and said that he felt it was the best proposal.

Dr. Cisneros suggested that this ordinance be postponed to see if an arrangement can be worked out by the Barrio Betterment Development Corporation and E.O.D.C.

Mayor Cockrell stated that both the Manpower Committee and the staff have clearly recommended that E.O.D.C. be given the funds, and she felt that Council should not postpone action on this ordinance.

Dr. Nielsen and Mr. Teniente both spoke in favor of postponement so that a compromise can be arrived at.

In response to Mr. Pyndus, Mr. Carl White, Director of Finance, explained the procedure used in auditing outside agencies.

Mr. John Small, Operations Manager of Fiscal Planning and Control, in response to Mr. Pyndus' question on the audit of SANYO, stated that SANYO's findings have been cleared and staff has reviewed their accounting and bookkeeping and corrective action has been taken. The staff is recommending that the \$100,000 be allocated to SANYO.

Mr. Billa stated that he was withdrawing his motion to approve so that this ordinance can be studied further.

Dr. Cisneros then moved to postpone this ordinance for one week and that the Chair appoint a committee to review the situation and make a recommendation back to Council. Dr. Nielsen seconded the motion.

Mr. Teniente asked that the committee also review the request of the San Antonio Trade School which had come to the Council about six months ago.

Reverend Black spoke against the motion to postpone because of recommendations made by staff and the Manpower Consortium.

In response to Mr. Pyndus' question, Mr. Ed Naborhause, Manpower Planner, Bexar County, stated that both Commissioner Bustamante and Judge Blair Reeves have both reviewed the ordinance as presented by staff and have approved it.

On roll call, the motion to postpone prevailed by the following vote: AYES: Pyndus, Billa, Cisneros, Teniente, Nielsen; NAYS: Black, Hartman, Cockrell; ABSTAIN: Rohde; ABSENT: None.

Item 15 was postponed for one week.

77-6 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: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 47,618

GRANTING A LICENSE TO BAPTIST MEMORIAL HOSPITAL FOR CONSTRUCTION OF A PASSAGEWAY OVER A PORTION OF DALLAS STREET WHICH IS PUBLIC PROPERTY AND IS MORE SPECIFICALLY DESCRIBED BELOW AND MANIFESTING AN AGREEMENT IN CONNECTION THEREWITH.

* * * *

AN ORDINANCE 47,619

AUTHORIZING THE TRANSFER OF CERTAIN FUNDS BETWEEN PROJECTS OF THE COMMUNITY DEVELOPMENT HOUSING REHABILITATION PROGRAM.

* * * *

77-6 The Clerk read the following Ordinance:

AN ORDINANCE 47,620

AMENDING THE AGREEMENT WITH THE YOUNG WOMEN'S CHRISTIAN ASSOCIATION ENTERED INTO PURSUANT TO ORDINANCE NO. 44237, FOR OCCUPANCY AND OPERATION OF THE RECREATION CENTER LOCATED IN THE 500 BLOCK OF CASTROVILLE ROAD.

* * * *

Mrs. Jo Ann A. Dittmer, Executive Director of the Y.W.C.A., read a letter from Mrs. Olga H. Madrid, President of the Board of Directors, a copy of which is filed with the papers of this meeting. They requested that the Y.W.C.A. be given the same consideration in their contract as the Y.M.C.A.

Mr. Bob Fisher, Administrative Assistant, stated that one of the factors in the Y.M.C.A. contract is the fact that the building is a joint use building used by the City and the Y.M.C.A. and felt that it was proper for the City to pay some of the expenses.

In response to Mayor Cockrell, Bob Fisher stated that the Boys Club contract is almost exactly like the Y.W.C.A.

00334

After consideration, Mr. Teniente moved to approve the Ordinance as presented. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

Mayor Cockrell stated that she had voted for the Ordinance but felt that there is a need to further review the matter.

Reverend Black stated that programs such as these save the City money because the City normally would have recreational responsibility in areas where these non-profit organizations are serving.

77-6 The Clerk read the following Ordinance:

AN ORDINANCE 47,621

ACCEPTING THE LOW QUALIFIED BID OF G. P. GALBO, INC., IN THE AMOUNT OF \$235,742.90 FOR CONSTRUCTION OF THE BRIGGS AND SOMERSET SANITARY SEWER RELIEF MAINS, PHASE A, PART I, AUTHORIZING EXECUTION OF A STANDARD CITY PUBLIC WORKS CONSTRUCTION CONTRACT, APPROPRIATING THE SUM OF \$268,345.00 AND AUTHORIZING PAYMENT TO THE CONTRACTOR, PROVIDING FOR CONTINGENT CONSTRUCTION EXPENSES AND PROVIDE FOR ADDITIONAL ENGINEERING FEES.

* * * *

Mr. Hartman suggested that any contract in the future for the expansion of the sewer system have more detailed information as to how it fits into the overall sewer master plan and the City's Master Plan.

Acting City Manager Raffety stated that a report to the City Council will be forthcoming on the recommendation for procedures on this matter next week.

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

77-6 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: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 47,622

ACCEPTING THE LOW BID OF MISSION CONTRACTORS, INC. IN THE AMOUNT OF \$158,305.55 FOR CONSTRUCTION OF THE UNSEWERED AREA 85 - SKYLINE ESTATES SANITARY SEWER SYSTEM, AUTHORIZING EXECUTION OF A STANDARD CITY PUBLIC WORKS CONSTRUCTION CONTRACT, APPROPRIATING THE SUM OF \$166,225.00 AND PROVIDING FOR PAYMENT TO THE CONTRACTOR AND FOR CONTINGENT CONSTRUCTION EXPENSES.

* * * *

AN ORDINANCE 47,623

MAKING AND MANIFESTING AN AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF SAN ANTONIO, THEREBY AUTHORIZING CONSTRUCTION OF A BUILDING THAT WILL REST UPON A PORTION OF THE DRAINAGE EASEMENT DEDICATED TO PUBLIC USE WHICH CROSSES LOT 10, NCB 11868.

* * * *

AN ORDINANCE 47,624

ACCEPTING THE LOW BID OF TEXAS GULF UTILITY CONTRACTORS, INC., IN THE AMOUNT OF \$29,871.25 FOR CONSTRUCTION OF THE RANGLAND HILLS SANITARY SEWER OUTFALL; AUTHORIZING THE CITY MANAGER TO EXECUTE A STANDARD CITY PUBLIC WORKS CONSTRUCTION CONTRACT COVERING SAID WORK; APPROPRIATING THE AMOUNT OF \$31,365.00 IN FUND 52-006, PROJECT NO. 006020; AND AUTHORIZING PAYMENT AS HEREIN PROVIDED.

* * * *

January 27, 1977
el

-11-

00335

The Clerk read the following Ordinance:

AN ORDINANCE 47,625

ESTABLISHING THE PREVAILING WAGE RATES FOR
BUILDING CONSTRUCTION TRADES AND HEAVY
CONSTRUCTION TRADES.

* * * *

The following discussion took place:

MR. RICHARD TENIENTE: So move.

DR. D. FORD NIELSEN: Second.

MAYOR LILA COCKRELL: The motion is seconded. We do have a citizen registered to speak, do you have a question, Mr. Pyndus?

MR. PHIL PYNDUS: Yes, madam. I don't have adequate information on this ordinance, Mayor Cockrell. We're updating some wage rates, I don't know where we're started and where we're ending, I've had some citizens to ask to speak to this, and they've asked to speak at a "B" session, and I think due to the lack of information the Council has to act on this as far as actual figures are concerned, that I would like to postpone this item until next week and have a "B" session on this so citizens may be heard.

MAYOR COCKRELL: Well, of course, citizens may be heard now, in fact one is registered, but I would like to ask if we might call the city manager to have staff give us the background on the item, first.

ACTING CITY MANAGER MR. TOM RAFFETY: Yes, we will. To begin with this item is presented in January in response to an ordinance adopted by the City Council the 22 of January, 1976. Mr. Sueltenfuss is here for further information.

MR. MEL SUELTFENFUSS: Very briefly Council will recall last year, we had a rather lengthy discussion on this subject, and it was agreed at that time that the ordinance said the 2nd week of January, we're actually a week late or two weeks late in presenting the ordinance, that within the first two weeks of January we would adopt the prevailing wage rate and change it. The agreement was to adopt the prevailing wage rate that was, in effect, at the time that matched federal prevailing wage rates, and this is what we have done.

MAYOR COCKRELL: So what is presented, is simply the, tell us where you get the figures.

MR. SUELTFENFUSS: Yes, all right the adoption-the figures that you see today, if you will look at your backup material, actually, there, the first three columns were for comparison purposes, the details are on the back, but the first one is the existing hourly rate that we're presently paying, the proposed revised rate which was explained in the back up material, is the existing federal wage rate and then we did list the existing union rates in another column just for comparison purposes.

MR. PYNDUS: Can I see those figures please, and when did we receive those figures?

DR. NIELSEN: Tuesday.

MAYOR COCKRELL: Yes, Dr. Cisneros.

DR. HENRY CISNEROS: Mayor, last year as Mr. Sueltenfuss, has indicated we did go through a great lengthy discussion, now only on the substance of what was being proposed on the procedures, I thought we'd made some real progress in cleaning it up by defining very specifically what the procedures were going to be. We established the time in which this would be reconsidered annually; we established how it was going to be considered, and what it was going to be compared against. Mr. Sueltenfuss, has brought us back information that completely in every respect conforms with the procedures that we set up before and what we're doing now is just a matter of ratification.

If every time that this kind of procedural matter comes before the Council, we're going to get into a lengthy debate about redefining the procedures, or redefining the substance, or redefining what it is compared against, I think we have undone whatever progress we made last year. I move the adoption.

MAYOR COCKRELL: We have a citizen first to be heard, and we would like to hear from that person.

MR. PYNDUS: I would like to speak to that after the citizen to be heard.

MAYOR COCKRELL: All right. Mr. Bob Boubel.

MR. BOB BOUBEL: Madam Mayor and Council, I come here just to thank the Council for the consideration given last year, as far as the adoption because certainly if you look at your comparative analysis of the wage rate, the ones that are being adopted today are not truly correct or union rates altogether. They're the ones that are established by the federal government, by their survey, and we do appreciate your consideration. We have tried to stick to our side of the bargain and whether they are low or not we figure that's our problem, and if we are lower than the federal register then we are negotiating locally that's our problem. I do thank you for your consideration, and I didn't want to take up too much of your time, but I do appreciate it.

MAYOR COCKRELL: Mr. Pyndus.

MR. PYNDUS: I certainly have no quarrel with that. The problem I have is that there are individuals who pay the scale and have an effect upon the prevailing wage in this area, and they wish to be heard and if we give a blanket of approval just based on federal skills alone that may not be applicable to the circumstances in San Antonio. I think their voice should be heard, and I think for them not to have the opportunity, and I have received calls that they would like to be heard because this notice was put out Tuesday by Mr. Sueltenfuss, and I would like to ask him how many groups of business people in town and who they were that he contacted so that they were aware of that we would pass this ordinance today. Could you answer that Mr. Sueltenfuss?

MR. SUELTFENFUSS: The two primary groups that were contacted, of course, the union groups were in touch with us prior to the time of it and the other group that I contacted was the ABC, Associated Building Contractors, that I think pretty well represents the non-union type of contractors. Those were the two organizations.

MR. PYNDUS: Mr. Wally Boldt called me this morning before I came into the Chamber, and I understand he is with ABC, and he said he would like to speak to the Council on this item, is he here now? Did you contact the associated sub-contractors?

MR. SUELTFENFUSS: No, sir, I contacted.....

MAYOR COCKRELL: Is this Mr. Boldt?

MR. SUELTFENFUSS: No, that's Mr. Mahoney.

MR. PYNDUS: How about the associated sub-contractors, Mel?

MR. SUELTFENFUSS: No, I did not contact them.

MR. PYNDUS: Okay, because these sub-contractors have an effect upon these wages.

DR. NIELSEN: You mean this effects their wages, sure I understand that.

MR. PYNDUS: I think they should be heard.

CONNIE TRUSS: Mayor, if I may verify the situation. What brought this all about before, Mr. Pyndus, ABC did run a survey and they did come before the Council and it lowered the wage rates that were adopted at the time, and we agreed to this and then the Council agreed to do what the federal register printed, and I would like to make another item clear that, and I tell you we're going to pursue it because it is a violation of the anti-trust laws to try to set prices or wages and especially the latter if you do not have a bona fide labor agreement with an organization under the Wagner Act.

MR. PYNDUS: Well, as I recall from the City Attorney, the fact that we do not have to adhere to the federal wage in this area. We can set our own as I understand, and I understand further that the prevailing wage that exists in this package affects our negotiations with other City employees, the Fire and Police, and that if this wage is accelerating to such point then their will be based on the acceleration, too. This has an impact, and I think that, because of this impact, I think it should be carefully and deliberately reviewed. Certainly, I can't, I am not an expert on the hourly wage for these different specialities but I do think there are people in town who should have a voice.

CONNIE TRUSS: I agree with that. I think the price of steel should have been reviewed too before it went up.

MR. PYNDUS: I agree with you.

MAYOR COCKRELL: All right, let me ask Mr. Sueltenfuss to come back if I may. Thank you. Let me just make sure we all understand exactly what the procedure was, and as I understand it when we took this up before we all everyone, all the parties agreed to a particular procedure and will you please just give just once again?

MR. SUELTFENFUSS: Allright, the procedure was the ordinance says that within the first two weeks in January, like I said we are two weeks late on that though that we would adopt a new prevailing wage rate. Now, the ordinance does not specifically specify the method but the discussion as everybody recalls it, and I do very positively we decided to adopt at the time of the second week in January the prevailing wage rate of the federal government that was in existence at the time, and one of the other reasons was that most of our work is federal now, and we have to include those wage scales and we're trying not to have two confusing wage scales.

MAYOR COCKRELL: All right, in terms of the prevailing wage scale of the federal government, now is that a national or a region or local or what.

MR. SUEL [REDACTED] USS: That's regional [REDACTED] at published for the S [REDACTED] Antonio area. It covers, and it's changed periodically they change theirs very, very often.

MAYOR COCKRELL: So in other words the prevailing wage scale in this area, in this region is one that determined based on economic conditions in this particular region and not just a national survey.

MR. SUEL TENFUSS: Well, it's custom printed for this region. I'm not exactly familiar with method of determination.

MR. RAFFETY: Mel, isn't it also true that this does not apply to City employees, it is to contractual work within the City?

MAYOR COCKRELL: All right, Mr. Hartman.

MR. HARTMAN: And again, I think this is the key point that we seem to always get away from. We're talking here about a survey about prevailing, and prevailing is the key word, and prevailing wage as identified in this area. So, we're saying in effect, that we're basing it on what is there, what is now being done, isn't that right?

(INAUDIBLE EVERYONE TALKING AT SAME TIME)

MAYOR COCKRELL: All right, thank you, Mr. Sueltenfuss, Mr. Pyndus.

MR. PYNDUS: Did you wish to speak up for the ABC?

MAYOR COCKRELL: I'm sorry I don't have your name, you're most welcome to speak and please come forward.

MR. HUGH MAHONEY: Mayor and gentlemen, my name is Hugh Mahoney I represent the Associated Builders and Contractors. I was before you about this time or a year ago. We would request that you delay action on this ordinance today and give us a chance to look at this, we would like to present our views, in fact, we would like to hang on to the prevailing wage since our contractors do the majority of the work in this area. Our wage scale should be the prevailing wage. We'd like for you to consider that. We would certainly like to appear at a "B" Session to present additional details. We really think that a new wage survey should be attempted. There has not been one in this area since 1975. Nothing was done in 1976.

MAYOR COCKRELL: All right, Dr. Nielsen.

DR. NIELSEN: Mr. Mahoney, that's the first point, in fact that anybody's really discussed yet for some time, I think we're all time frame time table, and the same ground rules, right? I think everybody was clear about how we procedurably move into this. Do you have any questions about what we agreed to a year ago?

MR. MAHONEY: No, we didn't like it, but...

DR. NIELSEN: But, I think you understand. Then the only point that I think we need to clarify, Madam Mayor, a point of fact may be argumentative but a point of fact is this, because I feel assured from the way this staff report reads that a survey has been done or some DOL reports have been followed. Now what is the situation, Mel, as far as you're saying that this requires an annual update of the prevailing wage. You've got to have something to base that on.

MR. SUEL TENFUSS: All right, and, of course, the basis for information is the Federal Register, where the Department of Labor publishes what they have determined as the prevailing wage rate for this area. And it's published on, not on any specific schedule, whenever they have a reason to change it, they go ahead and change it. So we get addendums out all the time. But the point I'm making is that I do not know what basis the federal government is using for their wage determination, we don't question that.

They've made the survey and that's what we're using and I think that's factor, that's something that was decided on.

MAYOR COCKRELL: All right, and yes, Dr. Cisneros.

DR. CISNEROS: I'd like to call the question, Mayor Cockrell. This is a basically procedural matter that we established last year.

MAYOR COCKRELL: All right. Dr. Nielsen.

DR. NIELSEN: If, in fact, what they're asking for is another, whatever you call, the survey where you send out all those questionnaires, then that's a different kind of a policy matter that we could take up before or after or otherwise. But, I think that's the only particular question that anybody's raised to deviate from what we've got here. And I might point out too, Madam Mayor, but we also, from the Associated General Contractors got the schedule on the heavy construction trade, which I assume there is some factual basis, data published or something on which you base that, is that correct, Mel?

MR. SUELTFUSS: They, fortunately, on that one there is an annual survey, every six months survey made, where they actually go through the survey process and if you'll recall, we said that there was no such thing done by anybody on the building trades. Remember last year we discussed the ABC and heavy construction does have this procedure, of course, this is what the federal government looks to.

DR. NIELSEN: But last year we did go through this whole survey thing.

MR. SUELTFUSS: Yeah, that's right, yes.

MAYOR COCKRELL: Yes, Mr. Hartman.

MR. HARTMAN: Yes, again, Mel, don't go away. We are talking about prevailing wage rates. The word prevailing means that which prevails. As you state that in the federal register, that the DOL identifies those wage rates as they prevail and changes are made as changes occur, that's what you said earlier.

MR. SUELTFUSS: That's basically correct, sir.

MR. HARTMAN: Okay, we're saying that there is a running survey if you will through the federal - isn't this true, there is a continuing survey of those wage rates that prevail. You said that they only change if there is a change in the rate. So isn't it true to say that or accurate to state that there is a running survey?

MR. SUELTFUSS: Well, I guess the question is the extent of the survey, if you recall last year a very detailed survey was made, where questionnaires were sent out. Now, what they do in the interim on these adjustments, I'm not familiar with it, but I'm saying that there is some method.

MR. HARTMAN: But you have regular flow of information that reveals to the Department of Labor as to what rates are being paid for labor, that's done monthly. So we have a running survey.

MAYOR COCKRELL: May I ask, I see that the City Attorney apparently has some information he would like to share.

CITY ATTORNEY PARKER: It is not a running survey. What they do, they continue to get different reports from different people, but they do not conduct what they call a wage determination survey.

MR. HARTMAN: It's a running flow of information.

CITY ATTORNEY PARKER: There is a flow of some information that comes from one end but it is not actually a wage survey determination as was conducted before. There's two different things, I think.

MAYOR COCKRELL: All right. We have had, I think, a motion and a second for approval. Yes, Dr. Nielsen.

DR. NIELSEN: I have only one thing. Are you suggesting, sir, that if we went through another survey like we did a little over a year ago or whenever the last one was, that the proposed rate would show some change one way or the other.

MR. MAHONEY: Yes, sir, I certainly am.

DR. NIELSEN: Well, you know what happened last time that was done. They went up.

MR. MAHONEY: Well, if you'll recall the last survey that was conducted by the Department of Labor, it ran for an extended period of time and wages were reduced considerably. In less than a month's time, the organized people ran other survey, got their data approved by the Department of Labor and that is when the wages went up. Yes, sir, that's true.

DR. NIELSEN: But that wasn't an official survey.

MR. MAHONEY: Yes, sir. An official survey can be conducted at any time that you request it from the Department of Labor. And our normal channel is to go to Dallas to the regional office when requesting a survey.

DR. NIELSEN: The first five items, Madam Mayor, where existing proposed revised and union rates, only one of those first five shows the same rate as the existing union, the rest of them, the proposed rate is even less. Just looking down at those first five on this. So, well,

MAYOR COCKRELL: Mr. Teniente.

MR. TENIENTE: Madam Mayor, I made the motion. I recall that last year in January, we had delayed that this particular type of ordinance for a good year at least and having been on the previous Council, I know that we have had this brought up and was delayed until we finally solved the problem to some point of agreement, and I call for the question at this time.

DR. CISNEROS: I second the motion.

MAYOR COCKRELL: All right, we have a motion and a second to call the previous question. Those in favor of the motion to close debate and call the previous question, say aye. Any opposed, no.

AYES: Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell;
NAY: Pyndus.
ABSENT: None

MAYOR COCKRELL: The motion now pending is the motion to approve the ordinance on the establishment of the prevailing wage rate.

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

MAYOR COCKRELL: The motion has carried.

77-6 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: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 47,626

APPROPRIATING \$50,000.00 OUT OF FUND 52-006 AND AUTHORIZING EXPENDITURES AS NEEDED FOR MACHINERY AND EQUIPMENT FOR AN IRRIGATION SYSTEM AT MITCHELL LAKE.

* * * *

AN ORDINANCE 47,627

AUTHORIZING TRANSFERS OF FUNDS AND APPROPRIATING THE SUM OF \$26,703.80 OUT OF FUND 41-008 FOR EXPENDITURES AS NEEDED FOR EQUIPMENT FOR THE NORTHWEST SERVICE CENTER AND POLICE SUBSTATION.

* * * *

AN ORDINANCE 47,628

APPROPRIATING THE SUM OF \$16,000.00 OUT OF FUND 64-003, EASTSIDE BRANCH YMCA DEVELOPMENT PROJECT, AND AUTHORIZING PAYMENT TO MARON AND MOK ASSOCIATES FOR ADDITIONAL ARCHITECTURAL FEES.

* * * *

77-6

REVIEW OF SCATTERED OAKS SUBDIVISION PLAT

Acting City Manager Raffety stated that this plat meets all the requirements of the Texas Water Quality Board.

The Council reviewed the Scattered Oaks Subdivision Plat which is located over the Edwards Recharge Zone and referred it to the Planning Commission.

77-6 Item 28 being a proposed ordinance creating a Rapid Transit Authority; establishing the boundaries thereof; and appointing members of the Board of said authority was withdrawn from consideration at the request of Councilman Hartman.

77-6 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: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 47,629

AMENDING ORDINANCE NO. 47512 TO CHANGE THE MEMBERSHIP OF THE EMERGENCY MEDICAL SERVICE ADVISORY COMMITTEE BY ADDING AN ADDITIONAL REPRESENTATIVE FROM THE BEXAR COUNTY COUNCIL OF MAYORS.

* * * *

AN ORDINANCE 47,630

AUTHORIZING PAYMENT TO THE RALPH B. CARTER COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH REPAIR PARTS, FOR A PUMP, FOR A NET TOTAL OF \$3,463.00.

* * * *

AN ORDINANCE 47,631

AUTHORIZING PAYMENT TO FISCHER AND PORTER FOR AN ANNUAL MAINTENANCE CONTRACT FOR FLOW METERS AND CHLORINATORS, A SINGLE SOURCE OF SUPPLY ITEM AT THE RILLING ROAD, LEON CREEK AND SALADO CREEK WASTEWATER TREATMENT PLANTS, INCLUDING MILITARY BASE METERS FOR \$2,116.00 PER QUARTER.

* * * *

AN ORDINANCE 47,632

ACCEPTING THE LOW QUALIFIED BID OF ACME LUMBER AND SUPPLY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH LUMBER FOR A TOTAL OF \$8,981.80, LESS 1% - 10 DAYS.

* * * *

AN ORDINANCE 47,633

ACCEPTING THE HIGH QUALIFIED BID OF SNACKS, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH A FOOD AND BEVERAGE CONCESSION CONTRACT FOR CITY HALL, THE CITY HALL ANNEX, THE POLICE DEPARTMENT AND THE MUNICIPAL COURT BUILDING AT AN AMOUNT OF 16% OF THE ANNUAL GROSS RECEIPTS.

* * * *

77-6

REPORT ON ABSENTEE VOTING

City Clerk G. V. Jackson, Jr. made a report to the Council on the cost figures of absentee voting, a copy of which is filed with the papers of this meeting.

After a general discussion, it was the Council's concurrence to have four absentee voting substations in each Bexar County Commissioner's Precinct and one at City Hall.

77-6

AWALT CONCESSIONS

Mr. Rohde stated that Velma Awalt has done a wonderful job in serving City Hall and her services will be missed. He expressed appreciation to her and members of her staff.

77-6

LETTER FROM THE JUSTICE DEPARTMENT

Mayor Cockrell read a letter from the U. S. Attorney General addressed to the City Attorney stating that he was withdrawing his objections to the annexations made by the City of San Antonio because of the adoption of single member districts by the citizens of San Antonio. (A copy of the letter is filed with the papers of this meeting).

77-6

RICHARD MORALES CASE

Councilman Teniente asked that a letter be sent to the new Attorney General regarding the status of the Richard Morales Case. The Council concurred that a letter be sent to the Attorney General together with previous correspondence.

77-6

PREVAILING WAGE RATE ORDINANCE

Dr. Cisneros asked that Section 3 of the ordinance approving the prevailing wage rates which was approved in January of 1976 be amended, stipulating the procedure used by Council.

Mayor Cockrell asked that Councilman Cisneros and Councilman Pyndus review this matter with the City Manager and City Attorney and report to the Council.

OC343

BOND ELECTION

Mayor Cockrell stated that the letter from the U. S. Attorney General has cleared the way for a future bond election and asked the City Manager to review the overall projected time table so that a date can be discussed. She urged the current bond committee be re-activated.

77-6

GEORGE LANE CONTRACT

Mr. Teniente asked about the status of the George Lane contract which was scheduled to be acted upon by Council at this week's meeting.

Dr. Cisneros stated that there has been discussion of this matter by the HemisFair subcommittee and the matter is scheduled to be heard at "B" Session next week.

77-6

The Council recessed for lunch at 11:45 A. M. and reconvened at 1:35 P. M.

77-6

CITIZENS TO BE HEARDMR. SAM JORRIE

Mr. Sam Jorrie, representing the Boys Club, read a prepared statement, a copy of which is filed with the papers of this meeting. They requested that the City allocate revenue sharing funds in the amount of \$270,586.00 in order that they can remain in operation. He also asked for interim funding pending receipt of revenue sharing funds to avoid closing down the Northside and Southside Branches. He also submitted a copy of their 1977 operating budget.

Mayor Cockrell explained that the YWCA was denied additional funding just this morning, and further stated that there isn't enough City monies to assume operating expenses of community agencies, nor is there any money available for interim funding.

Mr. Jorrie described alternate methods of operation used by Boys Club when one of their branches was forced to close, and it did not prove to be satisfactory.

Dr. Nielsen suggested that an organized fund raising campaign involving the private sector be initiated.

Mr. Raymond Appollon, also representing Boys Club, asked that the money be made available so that these two branches won't have to be shut down.

Mayor Cockrell stated that the City must be fair to all agencies and there is no money available to fund operating budgets of different community agencies.

MR. KARL WURZ

Mr. Karl Wurz stated that taxpayers living inside and outside of the community development area who do not get projects funded should receive some consideration. He stated they should get greater relief from future bond issues which are double the cost of pay-as-you-go projects. As an example, he cited the poor policy and management of S.A.R.A.'s recent two-million dollar bond issue which will cost the taxpayers six million dollars. (A copy of his written statement is included with the papers of this meeting.)

SISTER KATERI LARKIN AND
SISTER MAUREEN LARKIN

Sister Kateri Larkin stated that they have appeared before the Council on previous occasions regarding the material which they consider

pornographic that is sold at the International Airport. She asked what the status of their request was.

Acting City Manager Raffety stated that the lease contract does not specify the types of magazines that can be sold and read a report from Mr. Mike Kutchins, Assistant Director of Aviation. He also stated that there are legal problems involved with this issue.

City Attorney Parker stated that he has examined about two-thirds of the material presented by the Sisters and has not found anything in them that would be within statutory prohibition or constitutional prohibition. He said he will have a report for Council next week.

Mayor Cockrell stated that since there are legal issues involved she suggested that the Sisters meet with City Attorney Parker and discuss the matter further.

MRS. MARIA DOMINGUEZ

Mrs. Maria Dominguez stated that the City has indicated that there isn't enough money to fund the Boys Club, but that the City can afford to spend a lot of money to fund the Mexican Trade Fair. She said that the Chamber of Commerce should take this over. She urged the City to fund Boys Club because it is a very worthy project.

Mayor Cockrell stated that the City is permitting the Mexican Trade Fair to hold the fair without paying rent. The funds from the hotel and motel tax are helping to pay for the Fair. She also mentioned that the City will cut out some expenses that had been spent in the past in connection with the coming Fair.

MR. ALBERT CHACON

Mr. Albert Chacon stated that he had received a letter from the Building Inspector and is concerned about the possible demolition of his home.

Mayor Cockrell asked that Mr. Chacon speak to a member of the City Manager's staff and discuss this matter further.

I.C.C. PARK PROJECT

Mayor Cockrell stated that in connection with the ordinance approved this morning, the I.C.C. Park Project, she had meant to bring up the fact that every effort be made to see that local people have full opportunity to participate in public work contracts.

City Attorney Parker stated there are state statutes regarding competitive bidding. There are certain type of provisions that can be put in contracts.

Mayor Cockrell stated that since these public works grants are designed to improve the economy in certain areas, that the City Attorney review any provisions that could be written into the contract that would have the effect of moving in that direction.

77-6 The meeting was recessed at 2:55 P. M. and reconvened at 3:00 P.M.

77-6 PUBLIC HEARING ON CDA GRANT APPLICATION

Mayor Cockrell declared open a public hearing on the grant application for Community Development funds. She stated that the Council members are in accord with the budget as prepared by staff.

Mr. Cipriano Guerra, Director of Community Development, stated that this is the public hearing for the third year Community Development and Housing Assistance Plan in the third year Community Development Proposed Budget. He recommended the approval of the ordinance as presented. Mr. Guerra then detailed the budget items for the Council.

The following persons appeared to speak:

Mr. Rick Green, representing the Black Student Coalition, spoke in favor of the amphitheatre and yielded his time to members of ROBBED

* * * *

Mr. Oliver Armstead, representing ROBBED, stated that they were unhappy that St. Paul's Square funding was cut.

Mayor Cockrell stated that she has met twice with this group and she will keep them in mind when reprogrammed funds become available.

* * * *

Mrs. Dolores Ratliff thanked the Council for making CDA monies available to the Ella Austin Community Center last year. In reviewing this year's list, she sees some valuable projects being funded, although they are not included. She asked for favorable consideration for next year's funding.

Mayor Cockrell stated that the new Director of H.U.D. has indicated the approval of the continuation of Community Development funding.

* * * *

Mr. Justin Arrechi spoke in favor of the allocation for historic preservation. He asked that the boundaries for the historic preservation funds surrounding the central business district be extended. He plans to restore a building in the King William area and could use these funds for a loan.

Dr. Nielsen stated that the Housing Committee has met and there will be some adjustments made.

* * * *

Mr. Burke Edwards, Administrator of St. Paul's Square, read a letter from Mr. Robert Washington of the St. Paul's Square Advisory Committee, regarding the proposed funds allocated for St. Paul's Square. He stated that the objectives and goals of the committee will be hampered due to the loss of funds. He detailed the benefits that could be derived if full funding would be approved.

* * * *

Mrs. Beatrice Gallegos, President of the COPS organization, stated that the City Council has made a commitment that CDA funds be used primarily for drainage and has a responsibility to the citizens to keep this commitment.

Mr. Tom Hughes, also of COPS, spoke of the importance of funds being made available for drainage projects.

Mr. Wallace West, COPS, also spoke of the need for funding through CDA of parks and recreation projects.

* * * *

Mr. Kirkpatrick presented a petition with 400 signatures in support of the Gateway Project and spoke on behalf of this project.

Mr. Carlos Resendez spoke of the need for housing in the Government Hill area. They are asking for funds from Urban Renewal also to restore the housing and wants funds earmarked for housing rehabilitation.

Mr. Cipriano Guerra stated that there are monies set aside for this purpose and dollars can be reserved for the area to be defined which can be taken care of later when the Council revises the Housing Program Guide.

Dr. Nielsen stated that the Housing Committee had been discussing this matter and could possibly define Government Hill as a target area and utilize these housing rehab monies.

Mr. Hartman explained the funding procedures which have been discussed by the Housing Committee, and rather than committing the total funding for that neighborhood development from a single source that it would be more appropriate to identify sources of funding relating to the types of redevelopment that is contemplated for that area.

Colonel Adams of Fort Sam Houston expressed appreciation for funding made available through CDA for the Gateway Project and mentioned the improvements to be initiated by Fort Sam Houston.

* * * *

Reverend J. C. Bailey, representing Kenwood North, thanked the Council for their past actions but stated that there are still several needed projects in the Kenwood North area.

* * * *

The Chair declared the hearing closed.

The Clerk read the following Ordinance:

AN ORDINANCE 47,634

APPROVING A \$17,534,000 COMMUNITY DEVELOPMENT APPLICATION INCLUDING THE HOUSING ASSISTANCE PLAN UNDER TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974; AND AUTHORIZING SUBMISSION OF SAME TO THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

* * * *

Mr. Billa moved to approve the adoption of the budget as presented with the stipulation that if should there be any reprogramming as a result of ineligibility of projects, that the Gateway Project be given first priority. Dr. Nielsen seconded the motion.

Mayor Cockrell stated that definite stipulations as to definite allocations should not be a part of the motion, and that the Ordinance be passed without stipulation.

City Attorney Parker stated that any future commitments cannot be committed at this point in time.

After consideration, Mr. Billa withdrew his motion, and moved for adoption of the Ordinance without stipulation. Dr. Nielsen seconded the motion.

On roll call, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Pyndus, Billa, Cisneros, Black, Hartman, Rohde, Teniente, Nielsen, Cockrell; NAYS: None; ABSENT: None.

* * * *

Dr. Nielsen then moved that first consideration of any amount of funds that would be considered ineligible be given first consideration to the Gateway Project. Mr. Billa seconded the motion.

Mayor Cockrell stated that she would be hesitant to obligate future funds for one project.

Mr. Guerra stated that there are already two projects in this budget which are running short.

Mr. Pyndus stated that he would speak against the motion because in his opinion it is not good policy to obligate funds and it would set a bad precedent.

On roll call, the motion failed to carry by the following vote: AYES: Billa, Nielsen, Teniente; NAYS: Pyndus, Cisneros, Black, Hartman, Rohde, Cockrell; ABSENT: None.

77-6 The Clerk read the following letter:

January 21, 1977

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

Madam and Gentlemen:

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

January 21, 1977

Petition submitted by Mr. John P. Matyear, 4426 Blanco Road, San Antonio, Texas, 78212, requesting permission to construct a security fence six feet in height with two or three strands of barbed wire at the top between his Exxon Service Station and the adjacent building for security purposes.

/s/ G. V. JACKSON, Jr.
City Clerk

* * * *

There being no further business to come before the Council, the meeting was adjourned at 4:40 P. M.

A P P R O V E D

Lila Cockrell

M A Y O R

ATTEST:

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