

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, JUNE 24, 1971.

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The meeting was called to order at 9:30 A. M. by Mayor Pro-Tem Trevino, in the temporary absence of Mayor Gatti, with the following members present: HABERMAN, HILL, BECKER, HILLIARD, MENDOZA, GARZA, NAYLOR, TREVINO, GATTI; Absent: NONE.

71-29 The invocation was given by Reverend C. Don Baugh, Executive Director, Council of Churches.

71-29 Consideration of the minutes of the meeting of June 17, 1971, was postponed for one week.

71-29 The following Ordinances were read by the Clerk and explained by Purchasing Agent, John Brooks, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Trevino; NAYS: None; ABSENT: Gatti.

AN ORDINANCE 39,594

ACCEPTING THE LOW BID OF MOORE BUSINESS FORMS, INC. TO FURNISH THE CITY WITH MOVING VIOLATION TICKETS FOR A NET TOTAL OF \$1,458.00.

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AN ORDINANCE 39,595

ACCEPTING THE BID OF THE MONROE COMPANY, INC. TO FURNISH THE CITY WITH ASPHALT CRACK FILLER FOR A NET TOTAL OF \$1,425.60.

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AN ORDINANCE 39,596

ACCEPTING THE LOW BIDS OF GENERAL SERVICES ADMINISTRATION AND DON WITTIG OFFICE FURNITURE TO FURNISH THE CITY WITH CERTAIN OFFICE FURNITURE AT A TOTAL PRICE OF \$1,651.80.

\* \* \* \*

AN ORDINANCE 39,597

ACCEPTING THE PROPOSAL OF ECODYNE CORPORATION TO REPAIR AND RENOVATE A SEWAGE LIFT STATION AT THE INTERNATIONAL AIRPORT FOR A NET TOTAL OF \$2,466.00.

\* \* \* \*

71-29 Mayor Gatti entered the meeting and presided.

71-29 The Clerk read the following Ordinances:

AN ORDINANCE 39,598

ACCEPTING BIDS AND CREATING CONTRACTS  
WITH VARIOUS FIRMS TO FURNISH THE CITY  
WITH CERTAIN PARTS AND SERVICES FOR THE  
1971-72 FISCAL YEAR.

\* \* \* \*

Industrial Lubricants Co., Inc.	Anti-Freeze
Reliable Battery Company	Spark Plugs
Reliable Battery Company	Automotive Storage Batteries
Upholstery by Jon	Seat Covers & Upholstery
T. E. Poppe Supply	Automotive Mufflers, Tail Pipes, Exhaust Pipes & Related Item
Morris Glass Company	Replacement of Automotive Glass at Various City Agencies
Samuels Glass Company	Replacement of Broken Glass at Various City Agencies
Diamond Shamrock Chemical Co.	Liquid Chlorine
National Linen Service	Employee Uniforms
Universal Bookbindery, Inc.	Rebinding of Books and Magazines
Bacon Pamphlet Service, Inc.	Pamphlet Service
National Record Plan	Phonograph Records
Nationwide Papers, Division of U. S. Plywood-Champion Papers, Inc.	Construction and Crepe Paper
Al S. Garza DBA - Rite Circular Distributing Company	Circular Distributing Service
Bugsperts Service Company	Pest Control Services Items 1, 3, 4, 6 and 7
Harris System Pest Control, Inc.	Pest Control Services Item 5
Getz Exterminators, Inc.	Pest Control Services Item 2
Industrial Disposal Service, Inc.	Garbage Disposal Service for the City of San Antonio
Alamo Frozen Foods	Plastic Disposable Trash Can Liners

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Fred Luderus Tire Service, Inc.	Passenger Tires
Universal Joint Service, Inc.	Automotive Universal Joints & Service
Kelly-Moore Paint Co., Inc.	Street Marking Paint Yellow Traffic Paint
The Southland Corporation	Street Marking Paint White Traffic Paint
Graham Paper Company	Duplicating Papers
Lone Star Ice & Food Stores	Ice A, B & C
Mission Ice & Fuel Co., Inc.	Ice B
Texas Ice Market	Ice A

\* \* \* \*

AN ORDINANCE 39,599

ACCEPTING THE LOW QUALIFIED BID OF THE BAKER & TAYLOR COMPANY TO FURNISH THE CITY WITH CERTAIN LIBRARY BOOKS FOR A FIVE (5) YEAR PERIOD.

\* \* \* \*

Mr. John Brooks, Purchasing Agent, explained these Ordinances and said that they were for one-year contracts for all 28 items, with the exception of the Baker & Taylor Company, which is for a five-year contract. These two Ordinances cover approximately \$442,000 in annual contracts.

Mr. Hill questioned several items in the bid analysis, which appeared not to be for the lowest bid.

Mr. Brooks explained peculiarities in pricing of the questioned items and how a decision was made, as to the lowest price to the City.

After consideration, on motion of Mrs. Haberman, seconded by Mr. Hill, the Ordinances were passed and approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Trevino, Gatti; NAYS: None; ABSENT: None.

71-29 The following Ordinance was read by the Clerk and explained by Assistant Director of Public Works, Mel Sueltenfuss, and after consideration, on motion of Mr. Garza, seconded by Mr. Becker, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Trevino, Gatti; NAYS: None; ABSENT: None.

AN ORDINANCE 39,600

AUTHORIZING A CONTRACT WITH R. MARVIN SHIPMAN & COMPANY TO FURNISH ENGINEERING SERVICES PERTAINING TO CONSTRUCTION OF RANGLAND HILLS SUBDIVISION SANITARY

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SEWER MAIN; APPROPRIATING \$5,839.50  
OUT OF SEWER REVENUE FUNDS PAYABLE  
TO SAID ENGINEERS AND \$2,000.00 OUT  
OF THE SAME FUND TO BE USED AS A  
CONTINGENCY ACCOUNT.

\* \* \* \*

71-29 The Clerk read the following Ordinance:

AN ORDINANCE 39,601

ACCEPTING THE <sup>QUALIFIED</sup> LOW/BIDS OF LOYD ELECTRIC  
COMPANY, INC. FOR CONSTRUCTION OF A  
LIGHTING SYSTEM AND MODEL SERVICE COMPANY  
FOR CONSTRUCTION OF A SPRINKLER SYSTEM  
BOTH IN CONNECTION WITH DEVELOPMENT OF  
"J" STREET PARK; AUTHORIZING CONTRACTS  
COVERING SAID WORK; APPROPRIATING  
\$23,180.00 PAYABLE TO LOYD ELECTRIC  
COMPANY, INC. AND \$700 AS A CONTINGENCY  
ACCOUNT; APPROPRIATING \$19,478.00 PAYABLE  
TO MODEL SERVICE COMPANY AND \$700 AS A  
CONTINGENCY ACCOUNT; ALL FUNDS TO BE PAID  
OUT OF PARK BONDS.

\* \* \* \*

Mr. Bob Frazer, Parks and Recreation Director, explained this Ordinance and said that the apparent low bidder, Maples Electric Co., for construction of the lighting system, did not qualify and the next low bidder was recommended. After the bids were opened and read, additional costs were submitted, which is not permitted under the bidding procedures.

Discussion revealed that, after submission of additional costs, the low bidder remained low.

Mr. Garza said that he felt that, since the bid of Maples Electric Co. had a qualifying statement in it, that it should be accepted.

City Manager Henckel expressed opposition to relaxing any of the rules governing competitive bidding procedures. He felt that by making one exception in procedures, the system would break down. He strongly recommended that the bid be awarded to the low qualified bidder.

After consideration, on motion of Mr. Hill, seconded by Mr. Becker, the Ordinance was passed and approved by the following vote:  
AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Naylor, Trevino, Gatti;  
NAYS: Garza; ABSENT: None.

71-29 STATEMENT CONCERNING COMPETITIVE BIDDING

City Manager Henckel said that he wished to point out that the staff certainly does not like to recommend acceptance of bids, which cost the City additional money. However, the principle of competitive

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bidding is such, that if we once open the door and make an exception, that in nearly all bids, there is some reason for some firm to claim some type of exception. The City must be consistent and, therefore, everyone bidding on City projects knows that they have to comply with specifications, in order to be awarded a contract. This is why, in some cases, that, even though it does cost additional money, the person who meets the qualifications is recommended for award of the bid.

In reply to a question from Mayor Gatti, Mr. Henckel said that all bidders comply with the prevailing wage scale, which is on file in the Clerk's office. All contracts are audited in this regard.

71-29 The following Ordinances were read by the Clerk and explained by members of the Administrative Staff and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Trevino, Gatti; NAYS: None; ABSENT: None.

AN ORDINANCE 39,602

AUTHORIZING FREE USE OF THE MUNICIPAL AUDITORIUM BASEMENT BY THE CENTRAL INDEX OF SAN ANTONIO FOR THE PERIOD OF NOVEMBER 15 THROUGH DECEMBER 23, 1971.

\* \* \* \*

AN ORDINANCE 39,603

AMENDING AND EXTENDING FOR A TWO-YEAR PERIOD THE CURRENT CONTRACT HELD BY MELVIN WILLIAM O'BRYANT FOR OPERATION OF JOHN R. McFARLIN TENNIS CENTER.

\* \* \* \*

AN ORDINANCE 39,604

APPROPRIATING \$10,000.00 OUT OF PARK BONDS TO PURCHASE MISCELLANEOUS MATERIALS AND SUPPLIES TO BE USED IN THE RENOVATION AND ENLARGEMENT OF RIVERSIDE GOLF COURSE.

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AN ORDINANCE 39,605

AUTHORIZING PLAYLAND PARK CORPORATION TO CONDUCT A FIREWORKS DISPLAY ON JULY 4, 1971.

\* \* \* \*

## AN ORDINANCE 39,606

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH MISSOURI PACIFIC RAILROAD FOR THE INTERCONNECTION OF THE RAILROAD'S SIGNAL EQUIPMENT WITH A NEW TRAFFIC CONTROL SIGNAL, AND AUTHORIZING THE PAYMENT OUT OF ACCOUNT NO. 07-54-02 NOT TO EXCEED \$400.00.

\* \* \* \*

## AN ORDINANCE 39,607

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE SECRETARY OF THE ARMY PROVIDING FOR A FIVE YEAR LEASE TO THE CITY OF SAN ANTONIO OF BUILDING T-4035 AT FORT SAM HOUSTON, BEGINNING JUNE 1, 1971, FOR STORAGE OF CIVIL DEFENSE SUPPLIES.

\* \* \* \*

71-29 The Clerk read the following Ordinance:

## AN ORDINANCE 39,608

ACCEPTING AN INDEMNITY AGREEMENT BY ROYAL CREST HOMES, INC. IN CONNECTION WITH PROPOSED SUBDIVISION, ONE NORTH PLACE, UNIT 3.

\* \* \* \*

Mr. Howard Walker, City Attorney, explained that this is an arrangement, whereby the subdivider, should his subdivision divert water onto adjacent territory, thereby causing water damage, agrees to indemnify the City for damages, in case of litigation, which might be returned against us.

Mr. Walker said that the City has recently been party to a lawsuit, because a subdivision had been approved and, after construction, water was diverted onto adjacent property and, because the City had approved the subdivision plans, the City was made a defendant in a lawsuit. He said that if this method proves to be successful, he will recommend that all subdividers be required to furnish indemnity agreements.

After consideration, on motion of Mrs. Haberman, seconded by Mr. Becker, the Ordinance was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Trevino, Gatti; NAYS: None; ABSENT: None.

71-29 The following Ordinances were read by the Clerk and explained by Jim Gaines, Director of HemisFair Plaza, and after consideration, on motion made and duly seconded, were each passed and approved by the

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following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Trevino, Gatti; NAYS: None; ABSENT: None.

AN ORDINANCE 39,609

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH SAN ANTONIO ART LEAGUE, FOR A TWO YEAR LEASE OF BUILDING NO. 249 AT HEMISFAIR PLAZA, BEGINNING JUNE 1, 1971, WITH A ONE YEAR OPTION TO RENEW, TO BE USED FOR THE EXHIBITION AND SALE OF ART WORK.

\* \* \* \*

AN ORDINANCE 39,610

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH BERTA ALICIA RODRIGUEZ, D/B/A BERTIES GIFT SHOP, FOR A ONE YEAR LEASE OF BUILDING NO. 221 AT HEMISFAIR PLAZA, BEGINNING JUNE 1, 1971, WITH A ONE YEAR OPTION TO RENEW, TO BE USED FOR THE PRODUCTION AND SALE OF ART WORK AND GIFTS.

\* \* \* \*

- The Clerk read the following Ordinance: -

71-29

AN ORDINANCE 39,611

ACCEPTING EASEMENTS IN CONNECTION WITH LEON CREEK, ROSILLO CREEK AND LOMAS DEL NORTE SANITARY SEWER OUTFALL LINES: APPROPRIATING \$16,250.00 OUT OF FIREFIGHTING FACILITIES BONDS FOR PURCHASE OF A FIRE STATION SITE: APPROPRIATING \$6,445.00 OUT OF NORTH EXPRESSWAY BONDS TO SECURE RIGHT OF WAY: APPROPRIATING \$3,000.00 OUT OF LIBRARY IMPROVEMENT BONDS TO ACQUIRE A SITE FOR THE NEW CARVER BRANCH LIBRARY, ALSO AUTHORIZING EXPENDITURE OF \$500.00 FOR AN EASEMENT PERTAINING TO THE TIMBER CREEK SEWER PROJECT.

\* \* \* \*

Mr. W. S. Clark, Land Division Chief, by means of projection slides, explained the easements and acquisitions being accepted under this Ordinance.

After consideration, on motion of Mr. Hill, seconded by Mr. Becker, the Ordinance was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Trevino, Gatti; NAYS: None; ABSENT: None.

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71-29 The Clerk read the following Ordinance:

AN ORDINANCE 39,612

MAKING AND MANIFESTING AN AGREEMENT  
BETWEEN THE CITY OF SAN ANTONIO AND  
THE CITY WATER BOARD FOR THE RENTAL  
OF 9,000 SQUARE FEET IN THE CITY  
HALL ANNEX BUILDING FOR THE OPERATION  
OF A CONSOLIDATED DATA PROCESSING  
CENTER FOR A PERIOD OF TEN (10)  
YEARS AT A RATE OF \$4.00 PER SQUARE  
FOOT PER YEAR.

\* \* \* \*

The Ordinance was explained by Mr. Winston Ulmer, who said that this lease covers only the space to be used by the Consolidated Data Processing Center and includes air conditioning and janitorial services.

After consideration, on motion of Mr. Hill, seconded by Dr. Hilliard, the Ordinance was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Trevino, Gatti; NAYS: None; ABSENT: None.

71-29

COMPUTER OPERATIONS

Mayor Gatti made reference to a suggestion Councilman Becker had brought up several weeks earlier and which should have some long-range planning. He had reference to the idea of, at least, looking into the practicability of consolidating computer operations. He mentioned Bexar County, City Water Board, City Public Service Board, City of San Antonio. By working toward some consolidation, he felt that definite savings could be made.

City Manager Henckel said that the staff has recommended this very thing and with directives from the City Council, the staff will be in a better position to meet with other entities. He said that he would move in that direction.

71-29 Mayor Gatti was obliged to leave the meeting and Mayor Pro-Tem Trevino presided.

71-29 Item No. 19 on the agenda, being an Ordinance accepting bids for construction of modifications to City Water Board Computer Room air conditioning and electrical systems and appropriating funds, was withdrawn from consideration.

71-29 The following Ordinances were read by the Clerk and explained by members of the Administrative Staff and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Haberman, Hill, Hilliard, Mendoza, Garza, Naylor, Trevino; NAYS: None; ABSENT: Becker, Gatti.

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AN ORDINANCE 39,613

AMENDING ORDINANCE NO. 39086 OF NOVEMBER 25, 1970 TO PROVIDE FOR A SUPPLEMENTAL APPROPRIATION OF \$38,578.88 FOR PROFESSIONAL SERVICES AND A SUPPLEMENTAL APPROPRIATION OF \$1,600.00 FOR A CONTINGENCY ACCOUNT IN CONNECTION WITH THE MODEL CITIES WEST-END MULTI-SERVICE CENTER, TO COVER REVISIONS IN THE DESIGN OF THE SERVICE CENTER REQUIRED BY THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, BRINGING THE TOTAL APPROPRIATION TO \$62,315.84 FOR PROFESSIONAL SERVICES, AND \$2,600.00 FOR A CONTINGENCY ACCOUNT.

\* \* \* \*

AN ORDINANCE 39,614

AUTHORIZING CONTRACTS WITH CERTAIN ENGINEERS AND AN ARCHITECT FOR PROFESSIONAL SERVICES PERTAINING TO CONSTRUCTION OF VARIOUS BOND PROJECTS AND MODEL CITIES PROJECTS; APPROPRIATING A TOTAL OF \$267,894.20 IN PAYMENT THEREFOR, ALSO APPROPRIATING THE SUM OF \$81,400.00 TO BE USED AS CONTINGENCY ACCOUNTS.

\* \* \* \*

AN ORDINANCE 39,615

APPOINTING MRS. SAM GONZALES AND ROBERT L. GRAGG AS MEMBERS OF THE CHARTER REVISION COMMITTEE.

\* \* \* \*

Mrs. Sam Gonzales appointed to replace Mrs. Raul Aguilar; Mr. Robert L. Gragg, appointed; terms are indefinite.

\* \* \* \*

AN ORDINANCE 39,616

AUTHORIZING ADDITIONAL PERSONNEL POSITIONS FOR CARRYING OUT THE SUMMER YOUTH PROGRAM, APPROPRIATING \$127,589.00 OUT OF TRUST FUND NO. 746 AND ALLOCATING SAME WITHIN THE SUMMER YOUTH PROGRAM ACCOUNT NO. 74-06-01, AUTHORIZING EXECUTION OF CONTRACTS WITH VARIOUS ORGANIZATIONS FOR IMPLEMENTATION OF PORTIONS OF THE PROGRAM, APPROPRIATING \$196,411.00 OUT OF TRUST FUND NO. 746 PAYABLE TO SUCH ORGANIZATIONS FOR

CONTRACTUAL SERVICES TO BE RENDERED,  
AND AUTHORIZING PURCHASE OF INSURANCE  
TO COVER PARTICIPANTS IN THE SUMMER  
YOUTH PROGRAM.

\* \* \* \*

AN ORDINANCE 39,617

ACCEPTING A \$445,746.16 GRANT FROM THE  
U. S. DEPARTMENT OF LABOR TO IMPLEMENT  
A PUBLIC SERVICE CAREERS PROGRAM;  
ESTABLISHING FOURTEEN (14) ADMINISTRATIVE  
POSITIONS AND ALSO ESTABLISHING A SPECIAL  
FUND FOR ACCOUNTING PURPOSES.

\* \* \* \*

71-29 Item No. 25 on the agenda, being an Ordinance authorizing the City Manager to contract with the Bexar County Hospital District for City Employees Blood Assurance Plan; and appropriating funds therefor, was withdrawn from consideration.

71-29 CITY MANAGER REPORTS

In answer to a question from Mrs. Haberman, City Manager Henckel advised that bids have gone out for a police helicopter. Bids are to be opened June 25, 1971. Two bids are expected.

EASTSIDE CLINIC

Mr. Henckel reported that he has received word that Hill-Burton funds, for the Eastside Clinic, have been approved.

1971-72 BUDGET

Mr. Henckel advised the members of the Council that on June 28, they would receive a copy of the proposed 1971-72 budget. It will also be on file with the City Clerk at that time. Thursday, July 1, has been scheduled for a budget review by the Council.

After discussion, the Council advised Mr. Henckel to keep the Council Meeting, as short as possible, on July 1, and immediately after the meeting, the Council will begin consideration of the budget.

71-29 Mayor Gatti returned to the meeting and presided.

71-29 ANNEXATIONS

Mayor Gatti declared open the public hearing on the proposed annexation of 505.21 acres of land, located generally between Bandera Road and Ingram Road and west of Callaghan Road, known as Thunderbird Hills.

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Mr. J. H. Wilkerson, Acting Planning Director, explained the proposed annexation.

No one spoke in opposition.

Mayor Gatti then declared the hearing closed and announced that the first reading of the Ordinance will be held on July 8, 1971.

Mayor Gatti discussed, with City Manager Henckel, the need to notify individuals living in the areas which are being considered for annexation. He said that he had had a number of complaints from persons who had no knowledge that such action was contemplated at all.

Mr. Henckel said that all legal requirements, regarding notice, have been met and that the individuals are notified when certain municipal services are to begin. Usually this is when people learn that they have been annexed. Mr. Henckel said that it would be possible to send notices to owners of record, if the Council so desired.

Mayor Gatti declared open the public hearing on the proposed annexation of 432.40 acres of land, in the vicinity of the intersection of I. H. 10, Fredericksburg Road and Bluemel Road. Annexation of 241 acres had been requested by the United States Automobile Association, and others, while the remainder is being annexed without petition.

Mr. J. H. Wilkerson, Acting Planning Director, explained the proposed annexation.

No one spoke in opposition.

Mayor Gatti then declared the hearing closed and announced that the first reading of the Ordinance will be held on July 8, 1971.

Mayor Gatti declared open the public hearing on the proposed annexation of 33.89 acres of land, southwest of the intersection of Vance-Jackson Road and Huebner Road. The area is known as the William Hobby Subdivision and annexation of 19.373 acres of the area was requested by the Northside Independent School District.

Mr. J. H. Wilkerson, Acting Planning Director, explained the proposed annexation.

No one spoke in opposition.

Mayor Gatti then declared the hearing closed and announced that the first reading of the Ordinance will be held on July 8, 1971.

Mayor Gatti spoke of complaints from school districts, regarding increased traffic around schools. He pointed out that there is considerable traffic in the area, which was last considered for annexation.

Mr. Henckel said that there will be a need to improve Vance-Jackson Road at some future date.

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Mayor Gatti said that he felt that the Council should, at least, go on record that the school site, at the intersection of Vance-Jackson Road and Huebner Road, can expect a development of other types of businesses, housing units, etc., in the neighborhood, so that, at some future date, the school won't come to the Council and say that they don't want any further development in the neighborhood.

City Manager Henckel said that he felt that the City should have coordination with school districts, before they purchase property for schools, so that possible problems could be looked into.

The Council instructed the City Manager to contact the various school districts and seek to get their cooperation regarding school locations.

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71-29      APPEAL OF PALOMA PROPERTIES, INC., CONCERNING REFUSAL OF A CLAIM FOR DAMAGES TO CANDLELIGHT SQUARE APARTMENTS

Mr. Jack McGinnis, attorney, representing Paloma Properties, spoke to the Council regarding claim for damages caused by sewerage overflow. He recalled that he had last appeared, before the Council, on January 15, 1971, and, at that time, reviewed all of the circumstances. The Council, at that time, asked Paloma Properties to submit memoranda for further clarification of the problem. Subsequently, the memoranda was submitted to the City Clerk's office, from where it was sent to the office of the City Attorney.

Mr. Henckel said that, at this time, the staff is not prepared to go into the matter further; that he had thought that the matter was placed on the docket simply, so that Mr. McGinnis could make a further appeal to the Council.

After discussing the matter, Councilman Hill recommended that the claim, along with any additional information Mr. McGinnis might have, be studied by the staff. He also recommended that the new members of the Council be given a briefing on the law regarding claims and the policy that has been established in similar cases heretofore. If the staff and Paloma Properties cannot come to an agreement, then Mr. McGinnis be permitted to appear before the Council and present his case.

After further discussion, the Council concurred with Mr. Hill's recommendation. Mr. McGinnis also concurred.

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71-29      REQUEST OF MR. MORRIS BANKLER FOR PERMISSION TO BUILD A FENCE ACROSS A DRAINAGE EASEMENT AT 2802 LASSES DRIVE

Mr. Wayne Fagan, representing Mr. Morris Bankler, appeared before the Council to explain the problem. He distributed a diagram, of the area in question, to members of the Council. He stated that the apartment complex in question was bought by Mr. Bankler several years ago. About a year ago, he erected a fence along his back property line and then crosses a drainage ditch. The fence was constructed to prevent young children from coming through the apartment area and possibly be hit by automobiles.

When an inspector of the Housing and Inspections Department advised Mr. Bankler that part of the fence was over a drain and would have to be moved, so that the City crews could have access, Mr. Bankler offered to move the fence and to provide a gate.

Mr. George Vann, Director of Housing and Inspections, recommended that the Council deny permission for the fence, as it would set a precedent and soon there would be fences and gates over easements all over the City.

In considering the matter, members of the Council were confused, as to the actual conditions at the site and expressed a desire to have more information. In view of this confusion, Mayor Gatti asked that the matter be postponed for one week and asked the City Manager to obtain photographs of the area. He also asked that a determination be made, as to whether the area, under discussion, is a right-of-way or an easement.

71-29

CITIZENS TO BE HEARD

SMOKING ON BUSES

Mr. Stephen Harvasty, who said he represented all of the senior citizens in Bexar County, spoke to the Council, asking that smoking be prohibited on buses. He said that many senior citizens are angry, because of failure to take this action.

Mayor Gatti reminded Mr. Harvasty that the Council has already taken positive action in stating that it is opposed to the action Mr. Harvasty has requested.

ANNEXATION

Mr. Clayton Russell, 1430 San Rafael, spoke to the Council regarding the need to annex additional areas.

ST. JOHN'S SEMINARY - NARCOTICS REHABILITATION CENTER

Mrs. Helen Dutmer, 739 McKinley Avenue, read a prepared statement regarding a report that Father Brosnan, Director of the Patrician Movement, has made a public statement that he expects State approval of the use of St. John's Seminary in the drug addiction rehabilitation program and has a letter bearing out his expectation. She asked if the State can override decisions of the City Council in zoning matters. She reiterated her strong opposition to the use of the Seminary for the Patrician Movement project.

City Attorney, Howard Walker, said that he is totally unaware of any development in this case and did not know what Father Brosnan might have that would overrule an action of the City Council.

SUMMER YOUTH PROGRAM

Mr. Art Moreno, representing the agencies conducting the Summer Youth Program, read a prepared statement requesting that the Community Welfare Council of San Antonio be appointed to evaluate the Summer Youth Program and report to the City Council. (A copy of the prepared statement is included with the papers of this meeting.) He also asked that the Council withhold any commitments, relative to future allocations of summer recreation funds, pending an evaluation study.

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Mayor Gatti thanked Mr. Moreno for his suggestions and said the Council would take them under advisement.

CONVENTION CENTER CATERER

Mr. David L. Stein, General Chairman of the State Veterans of Foreign Wars Convention, held in San Antonio from June 17-20, presented a written report on their convention. He said the convention was very successful, except for the night of the banquet and dance, when the caterer at the convention provided only one bar, instead of three, and insufficient bar help and waiters.

Mr. Stein asked the Council to do two things: (1) Study the operation of the official convention caterer and either make him do his job properly or remove him, as official caterer; and (2) Study the possibility of eliminating sole caterer control of the beer and bar supplies and let conventions contract with any caterer they desire or do it themselves.

Mayor Gatti stated that the Council was aware of the problem and instructed the City Manager to investigate Mr. Stein's complaint and make a recommendation to resolve the matter, so it does not reoccur.

FIREMEN AND POLICEMEN PROPOSALS FOR INCREASE IN PAY

Mr. Curtis R. Franz, President of the San Antonio Professional Fire Fighters Association, Local 624, presented each member of the Council with a packet of information relating to a proposal for increase in pay for firemen, which is as follows:

"Our wage request for the 1971-1972 City budget, beginning August 1, 1971, is as follows:

Starting Private	\$700 per month
After 6 months	\$785 per month
After 19 months	\$835 per month
Engineer	\$880 per month
Lieutenant	\$945 per month
Captain	\$1,010 per month
Inspector III	\$1,035 per month
District Chief	\$1,200 per month
2nd Asst. Chief	\$1,340 per month
1st Asst. Chief	\$1,440 per month."

\* \* \* \*

Detective Tom Barnes, President of the San Antonio Police Officers Association, presented a proposal for increase in pay for policemen, which is as follows:

"Mr. Mayor and Council Members, we submit to you the following pay proposal for your consideration:

1. To raise the base pay of 160 Probationary and Second Class Patrolmen from \$659 to \$785, an increase of 19.1%.

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2. To raise the base pay of 458 First Class Patrolmen from \$717 to \$835, an increase of 16.4%.
3. To raise the base pay of 176 Detective Investigators from \$759 to \$880, an increase of 15.9%.
4. To raise the base pay of 84 Sergeants from \$801 to \$945, an increase of 17.9%.
5. To raise the base pay of 27 Lieutenants from \$880 to \$1,010, an increase of 14.7%.
6. To raise the base pay of 14 Captains from \$984 to \$1,200, an increase of 21.9%.
7. To raise the base pay of 5 Inspectors from \$1,115 to \$1,340, an increase of 20.17%.

This would be an over-all increase in salary budget of One million, 418 thousand, 180 dollars (\$1,418,180.00)."

\* \* \* \*

Mayor Gatti stated that the Council was sympathetic to the problem of employees; however, the proper place for discussions concerning wages and working conditions, under the Council-Manager Charter, is with the City Manager. He advised that, if the firemen and policemen have further presentations to make, they should be made to the City Manager.

A discussion took place, as to whether or not the Council should hear employee organizations.

During this portion of the meeting (Citizens to be Heard), the Council reaffirmed its policy of limiting speakers to five (5) minutes.

NO SMOKING ON BUSES

Mrs. Marian Snuggs, a senior citizen, spoke in favor of banning smoking on buses.

MR. SAM SNELL  
RE: PARKING TICKETS

Mr. Snell showed the Council a number of unpaid parking tickets, placed on his car. He asked if it was legal to arrest a car.

Mr. Snell was advised to present the case to the Municipal Court, which has jurisdiction of such matters.

There being no further business to come before the Council, the meeting adjourned at 12:30 P. M.

ATTEST:   
City Clerk

A P P R O V E D  
  
M A Y O R

June 24, 1971  
kry

