

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, MARCH 9, 1978.

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The meeting was called to order at 1:00 P.M., by the presiding Officer, Mayor Lila Cockrell, with the following members present: CISNEROS, WEBB, DUTMER, WING, EURESTE, ORTIZ, ALDERETE, PYNDUS, HARTMAN, STEEN, COCKRELL; Absent: NONE.

78-12 The invocation was given by The Reverend Herbert Lammert, Our Saviour's Advent Lutheran Church.

78-12 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

78-12 The Minutes of the Special Meeting of March 1, 1978 and the Regular Meeting of March 2, 1978 were approved.

78-12 DISCUSSION REGARDING MODERNIZATION OF EAST TERRACE HOMES

Mayor Pro-Tem Pyndus asked that the Resolution on the modernization of East Terrace Homes be considered at this point in the meeting. He then asked for the purpose of considering such a Resolution.

Mayor Cockrell stated that a modernization program to reduce the density and restore to usefulness many apartments at East Terrace Homes has been submitted by the San Antonio Housing Authority to the Area and Regional Offices of HUD. These agencies have already approved the plan, and SAHA is now awaiting the approval by the Central office of HUD in Washington, D.C. She further explained that such a plan will enhance the entire area.

Mr. Webb also discussed the purpose of the Resolution.

Mr. Perfecto Villarreal, Executive Director of the San Antonio Housing Authority, explained the current deteriorated conditions of the apartments and further explained their plan to reduce the density in the area. He asked that the Council support them in their efforts in obtaining approval of the plan.

The Clerk then read the following Resolution:

A RESOLUTION
NO. 78-12-40

URGING THE UNITED STATES DEPARTMENT OF HOUSING
AND URBAN DEVELOPMENT TO APPROVE THE SAN
ANTONIO HOUSING AUTHORITY'S PLAN TO MODERNIZE
AND REDUCE DENSITY AT EAST TERRACE HOMES.

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78-12 REVEREND CLEOPHUS MARSHALL

Dr. Cisneros recognized Reverend Cleophus Marshall who is the Director of the East Terrace Homes and commended him for his work in the community as well as his job performance with the San Antonio Housing Authority.

78-12 The Clerk read a proposed Ordinance setting standards for future appointments to the City Water Board and the City Public Service Board.

At this point in the meeting, Dr. Cisneros spoke about the recent appointment of Dr. Earl Hill to the City Public Service Board of Trustees. He stated that Councilman Joe Webb should be commended for his efforts which have resulted in the appointment of the first Black to this very important Board.

Mr. Hartman also applauded the appointment of Dr. Earl Hill to the Board.

Mr. Hartman then expressed his concerns about certain sections of the proposed Ordinance especially that section dealing with financial disclosures. He stated that the City Council has not yet dealt with this issue for itself, and he spoke in opposition to the passage of the Ordinance.

Mr. Steen reiterated Mr. Hartman's concerns and also spoke against the passage of the Ordinance.

Mr. Webb then expressed his reasons for bringing this ordinance to the Council's attention and spoke of the necessity for approving such an ordinance.

Mr. Wing stated that he had requested postponement of the ordinance because of the financial disclosure stipulation and then read the ordinance with the section on financial disclosures deleted.

After discussion, Mr. Webb moved that the Ordinance as originally presented be approved. Mr. Ortiz seconded the motion.

The Mayor and several of the Council members then expressed their reasons for either supporting or not agreeing with the ordinance.

After discussion, and on roll call, the motion to approve the Ordinance failed by the following vote: AYES: Webb, Ortiz; NAYS: Cisneros, Dutmer, Wing, Eureste, Alderete, Pyndus, Hartman, Steen, Cockrell; ABSENT: None.

78-12 The following Ordinances were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 49,121

AMENDING THE INTERNATIONAL AIRPORT LEASE WITH BROWN FLYING SERVICE, INC. TO ALLOW SUCH CORPORATION TO SELL CERTAIN AIRCRAFT SUPPLIES AT RETAIL.

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AN ORDINANCE 49,122

ACCEPTING THE LOW QUALIFIED BID OF ARMSTRONG CONSTRUCTION COMPANY IN THE AMOUNT OF \$102,323, FOR THE RENOVATION OF SUNSET HILLS POOL.

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78-12 The following Ordinance was read by the Clerk and after consideration, on motion made by Mr. Wing, seconded by Mr. Pyndus, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Ortiz.

AN ORDINANCE 49,123

ACCEPTING THE LOW QUALIFIED BID IN THE AMOUNT OF \$214,950.00 FROM SECURITY CONSTRUCTION COMPANY OF SAN ANTONIO TO PERFORM THE DEVELOPMENT OF NORMOYLE PARK; AUTHORIZING PAYMENT OF THE CONTRACT, CONTINGENT CONSTRUCTION EXPENSES, AND ADDITIONAL ARCHITECT FEES; APPROPRIATING AN ADDITIONAL SUM OF \$230,000 IN THE NORMOYLE PARK IMPROVEMENTS FUND AND PROVIDING SAID SUM FROM COMMUNITY DEVELOPMENT PROGRAM FUNDS.

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78-12

The Clerk read the following Ordinance:

AN ORDINANCE 49,124

MANIFESTING THE AGREEMENT OF THE CITY OF SAN ANTONIO AND BROOKS FIELD NATIONAL BANK, TO EXTEND, FOR A FIVE YEAR TERM, THAT CERTAIN LEASE EXECUTED PURSUANT TO ORDINANCE 41948 OF MARCH 15, 1973, PROVIDING FOR THE MAINTENANCE AND OPERATION OF A PUBLIC PARKING FACILITY ON CERTAIN CITY OWNED PROPERTY.

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

In response to a question by Mr. Alderete, Mr. Stewart Fischer, Director of Traffic and Transportation, stated that purchase of this property has not been feasible due to its irregular shape. He also stated that this property is not adjacent to the bank, however they do utilize it for parking purposes. He further stated that all improvements to the property are made at the expense of the bank and they also maintain the property.

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

78-12

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

AN ORDINANCE 49,125

AUTHORIZING EXECUTION OF TWO CONTRACTS WITH THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION OFFICE OF TRAFFIC SAFETY, PROVIDING FUNDS TO SEND OFFICERS OF THE SAN ANTONIO POLICE DEPARTMENT TO TRAINING COURSES AT THE NORTHWESTERN UNIVERSITY TRAFFIC INSTITUTE; AND ESTABLISHING A FUND.

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78-12

Mayor Cockrell was obliged to leave the meeting, and Mayor Pro-Tem Pyndus presided.

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The Clerk read the following Ordinance:

AN ORDINANCE 49,126

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AUTHORIZING ADJUSTMENTS TO THE TAX ROLL
RECOMMENDED BY THE TAX ERROR BOARD OF REVIEW.

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

In response to Council's questions, Mr. Carl White, Director of Finance, explained that errors are accumulated and then presented to the Tax Error Review Board for their recommendation. This Ordinance indicates the following changes:

Supplement to the roll	\$4,229.87
Cancellations	\$7,005.14
Refunds	\$ 296.49

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Mr. Hartman asked for the status of the review of all tax exempt property of the City of San Antonio.

Mr. Carl White stated that this function is part of the CCA Program and they have been working on this matter.

After discussion, the staff was advised to prepare a report on the possibility of a complete review of tax exempt properties to include what would be involved and any policy changes which may be necessary. The Council concurred that this be discussed at next week's "B" Session in conjunction with the discussion of the property tax rate.

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

78-12 Item No. 7 on the agenda being a proposed Ordinance levying an ad valorem tax for the support of the City Government of the City of San Antonio; levying a tax to pay the interest on the funded debt of said City; and to create a sinking fund therefor; and fixing the tax rate, all said taxes being levied for the tax year beginning June 1, 1977 and ending May 31, 1978, was withdrawn from consideration at the request of the City Manager.

78-12

The Clerk read the following Ordinance:

AN ORDINANCE 49,127

IMPLEMENTING THE VICTORY OUTREACH DRUG
REHABILITATION PROGRAM - YEAR 3; APPROPRIATING
THE SUM OF \$38,953.00 THEREFOR AND ESTABLISHING
A FUND AND BUDGET; AND AUTHORIZING AN AGREEMENT
WITH VICTORY OUTREACH INC., FOR OPERATING THE
PROGRAM FOR A THIRD YEAR BEGINNING APRIL 1,
1978 TO MARCH 31, 1979.

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

In response to a question by Mayor Pro-Tem Pyndus, Mr. John Bollman, Budget and Research Department, stated that the evaluations made by the City indicate that the program is achieving its objectives.

In response to a question by Mrs. Dutmer, Mr. Bollman explained that these programs are also audited by outside auditors.

Councilman Eureste stated that he is very familiar with the method used by City staff in evaluating these programs and they are very thorough in the monitoring of these programs. He and Mr. Ortiz both stated that this particular program has been very effective in its work in the community.

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

78-12 Item 9 being a proposed Ordinance authorizing the City Manager to submit an application to H.E.W. for an Urban Rat Control Grant was postponed from consideration at the request of the City Manager.

78-12 The following Ordinance was read by the Clerk and after consideration, on motion made by Mrs. Dutmer, seconded by Mr. Alderete, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Hartman, Steen; NAYS: None; ABSENT: Cockrell.

AN ORDINANCE 49,128

ACCEPTING THE LOW QUALIFIED BID OF BAASS CORPORATION, DBA ALLIED FENCE COMPANY AND SOUTHWEST FENCE SUPPLY TO FURNISH THE CITY PUBLIC WORKS DEPARTMENT WITH FENCING FOR A NET TOTAL OF \$3,414.23.

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78-12 Mayor Cockrell returned to the meeting and presided.

78-12 The following Ordinances were read by the Clerk and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Webb.

AN ORDINANCE 49,129

ACCEPTING THE BID OF PRASSEL MANUFACTURING COMPANY TO FURNISH THE CITY MUNICIPAL COURT WITH COURT BENCHES FOR A NET TOTAL OF \$5,300.00.

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AN ORDINANCE 49,130

ACCEPTING THE PROPOSAL FROM CARRIER AIR CONDITIONING FOR THE MAINTENANCE OF A CARRIER 19C MACHINE IN THE TERMINAL BUILDING AT THE AIRPORT FOR A NET TOTAL OF \$9,668.91.

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AN ORDINANCE 49,131

ACCEPTING THE LOW QUALIFIED BID OF WATSON DIST. CO., INC. TO FURNISH THE CITY PARKS AND RECREATION DEPARTMENT WITH THREE WHEEL VEHICLES FOR A NET TOTAL OF \$10,013.75.

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78-12 Item 14 being a proposed Ordinance accepting the low qualified bids of Paul Anderson Company and The Monroe Company to furnish the City Market Square Department with furniture for a net total of \$13,253.60, was postponed from consideration at the request of the City Manager.

78-12 The Clerk read the following Ordinance:

AN ORDINANCE 49,132

ACCEPTING THE PROPOSAL FROM AUTOMATIC
SIGNAL COMPANY TO FURNISH THE CITY TRAFFIC
AND TRANSPORTATION WITH TRAFFIC CONTROLLER
CABINETS FOR A NET TOTAL OF \$26,636.10.

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Mr. Steen moved the approval of the Ordinance. Mr. Hartman seconded the motion.

In response to a question by Mrs. Dutmer about the amount of time it takes to install a traffic light, Assistant City Manager Louis Fox stated that Mr. Stewart Fischer, Director of Traffic and Transportation has submitted a memorandum which explains a procedure to speed up the process of constructing traffic signals. At the present time, Urban System grants are received to make these type improvements and the City usually contracts with a private vendor to supply the equipment and to make the installation. Mr. Fischer is of the opinion that the City's volume is sufficient to warrant an additional City crew paid for by Urban System funds to work on this matter. Mr. Fox stated that the City staff is investigating this proposal and will make its recommendation to Council.

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

78-12 The following Ordinance was read by the Clerk and after consideration, on motion made by Mr. Steen, seconded by Dr. Cisneros, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: None.

AN ORDINANCE 49,133

AUTHORIZING CONVEYANCE OF LOT 69, BLOCK 3,
NCB 11315 TO MR. ZYGMUNT RITTNER.

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78-12 The Clerk read the following Ordinance:

AN ORDINANCE 49,134

AMENDING THE CITY CODE SO AS TO ALLOW THREE
STRANDS OF BARBED WIRE ATOP ANY FENCE OF
MORE THAN SIX FEET IN HEIGHT WITHOUT THE
NECESSITY OF CITY COUNCIL ACTION, AND RE-
VISING PROVISIONS PERTAINING TO MAXIMUM
FENCE HEIGHT.

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

Mr. Alderete spoke against the motion. He stated that the Council should be the body to determine if a fence warrants the barbed wire.

Mr. George Vann, Director of Building and Zoning, stated that on-site inspections are made by City staff and the adjacent property owners are consulted for their comments.

Mrs. Dutmer stated that the wording of the ordinance is not correct in that it states more than six feet in height. She felt that the Ordinance should read "six feet or more."

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

78-12 The Clerk read the following Resolution:

A RESOLUTION
NO. 78-12-41

ESTABLISHING THURSDAY, MARCH 30, 1978 AS
THE DATE FOR A PUBLIC HEARING TO CONSIDER
CERTAIN AMENDMENTS TO ORDINANCE 48484.

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Mrs. Dutmer moved the approval of the Resolution. Mr. Hartman seconded the motion.

In response to a question by Mayor Pro-Tem Pyndus, City Attorney Jane Macon stated that the Resolution is necessary in the event that the Council decides to consider amendments to Ordinance No. 48484. She stated a fifteen day notice is necessary prior to the holding of a public hearing. She also stated that the proposed amendments will be included in the Council's packet next week.

Mayor Pro-Tem Pyndus stated he would prefer to see the proposed amendments before a public hearing date is set. Mr. Pyndus then moved to delay the Ordinance. Mr. Alderete seconded the motion.

Assistant City Manager Louis Fox explained their reasons for placing this item on the agenda at this time. He stated that he has received numerous calls from churches wanting to be heard on these proposed amendments.

Mayor Pro-Tem Pyndus then withdrew his motion. Mr. Alderete withdrew his second.

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

78-12 The following Resolution was read by the Clerk and after consideration on motion made by Mr. Steen, seconded by Mr. Pyndus, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: None.

A RESOLUTION
NO. 78-12-42

MANIFESTING THE DETERMINATION OF THE CITY
COUNCIL THAT MR. GARY L. ADDCOX HAS VESTED
RIGHTS UNDER ARTICLE THREE OF ORDINANCE NO.
48484.

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78-12

SMOKING IN THE ARENA

Dr. Cisneros asked staff to comment on the recent trash fire reported at the arena during a Spurs game.

Mr. George Noe, Administrative Assistant in the City Manager's Office, related the details of the incident to the Council.

After discussion, Dr. Cisneros asked that the staff review the policies of other arenas with regard to smoking and asked staff to report back to Council.

Mr. Pyndus and Mr. Steen asked that the report include Fire Chief I.O. Martinez' comments about the possible hazards of a fire at the arena.

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78-12 The meeting was recessed at 2:40 P.M., and reconvened at 4:00 P.M.
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78-12 Mayor Pro-Tem Pyndus presided during the temporary absence of the Mayor.
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78-12

CITIZENS TO BE HEARDMR. DON HARRELL

Mr. Don Harrell, representing the Houston Street Association, requested that a new hearing on the Alamo Street Counterflow Bus Lane Project be held by the Council. He then presented a petition signed by 36 property owners against the Houston Street portion of the project. He stated that they are opposed because it will hurt businesses that take deliveries at the curbs because there is no alley behind the stores on the south side of Houston Street. He also stated that the median will cause more traffic congestion.

Dr. Cisneros suggested a hearing at "B" Session so that the interested citizens can be heard.

Mr. Hartman recommended that staff give Council a resume of what had transpired and a summary of how the Alamo Plaza Plan had been handled with regard to citizen participation.

After discussion, staff was instructed to schedule discussion of this matter at next week's "B" Session and to prepare a summary of the project.

MR. LANNY SINKIN

Mr. Lanny Sinkin spoke to the Council requesting a set date for the public hearing which the Council had previously agreed to on the South Texas Nuclear Project. He suggested May 9 or May 16 as a possible date.

After discussion by Council, Mr. Ortiz moved that City Council place on next week's "A" Session a resolution setting a public hearing for May 16 to discuss the city's participation in the South Texas Nuclear Project. Mr. Eureste seconded the motion.

On roll call, the motion, carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Hartman; NAYS: Pyndus, Steen; ABSENT: Cockrell.

Dr. Cisneros asked that the staff prepare a comprehensive review of the project at the time of the public hearing.

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MS. "CHICK" DUBOIS

Ms. "Chick" Dubois spoke to the Council. She stated that she has been associated with the promotion of eggs for many years and spoke of their many nutritional benefits. Ms. Dubois also stated that she is very happy that she decided to make her home in San Antonio.

MR. RAUL RODRIGUEZ

Mr. Raul Rodriguez stated that he had voted against the sale of the bonds strictly because of the merits of the bond issue and disagreed with newspaper accounts that Mayor Cockrell was responsible for the defeat of the bond issue. Mr. Rodriguez then took exception to comments made by Mayor Cockrell at a past debate with Councilman Pete Torres on the City Sales Tax.

SISTER KATERI LARKIN

Sister Kateri Larkin spoke regarding the need of communication to the Council members. She stated that respect must be maintained regardless of differing opinions on issues.

Dr. Cisneros took exception to remarks made by Sister Larkin on a radio station which he felt contradict statements she has made to Council at other occasions.

Several Council members then spoke regarding the bond issue.

SISTER MAUREEN LARKIN

Sister Maureen Larkin also spoke regarding communication to the Council.

MRS. MINNIE ALEMAN

Mrs. Minnie Aleman spoke regarding the need for sidewalks in the area of Loma Park Elementary School. She stated that she has already been to the School District requesting the sidewalks but has been unsuccessful in her attempts. She also spoke about the poor drainage in the area and the need to resurface Loma Park Drive and Yolanda Street.

Mr. Joe Alderete asked for a report from Council on the possibility of resurfacing Loma Park Drive and Yolanda Street and providing sidewalks along this street. He also asked that the report include the possibility of using Mayberry Project contingency funds for this project.

Mr. Rolando Bono, Assistant to the City Manager, stated that the report will be forthcoming to Council in one week.

Councilman Wing and Eureste asked for a staff report on any funds left over from the last Bond Issue.

Mr. Eureste then asked for a report on the school sidewalk program including what the priorities are and how they are determined. He also asked that the report include sidewalk construction for the past two years.

78-12 Mayor Cockrell returned to the meeting and presided.

78-12 WHITE HOUSE COUNCIL ON WAGE AND PRICE STABILITY

Mayor Cockrell stated that she will be leaving for Washington, D.C., on Monday to discuss the intervention of the White House Council on Wage and Price Stability in the City's coal rate dispute. She stated that the Council on Wage and Price Stability has filed papers with the Interstate Commerce

Commission on behalf of Burlington Northern Railroad. She asked that Councilman Cisneros accompany her on the trip.

78-12 The Clerk read the following Letter:

March 6, 1978

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

March 2, 1978

Petition submitted by Mr. Robert J. Herrera, etal., requesting permission to de-annex land located between Randolph A.F.B. and IH 10, which was annexed by the City in 1973.

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

There being no further business to come before the Council, the meeting was adjourned at 6:10 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 o u n c i l

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