

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

78-38 The invocation was given by The Reverend Jim Khury, St. George Maronite Church.

78-38 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

78-38 The minutes of the meeting of August 17, 1978, were approved.

78-38 RESOLUTION OF RESPECT -- SAM BELL STEVES

Mayor Cockrell read the following Resolution of Respect:

A RESOLUTION
NO. 78-38-130

WHEREAS, Life came to a close for Sam Bell Steves on August 24, 1978, and

WHEREAS, Sam Bell Steves served as the City's last Street Commissioner under the Commission Form of Government and was a moving force in the transition to Council-Manager Government in San Antonio serving as Mayor of the City of San Antonio from March 6, 1952 to April 30, 1953, and

WHEREAS, Mr. Steves was an illustrious and respected citizen of San Antonio for sixty-seven years and a member of one of the City's Pioneer's Families,

WHEREAS, Mr. Steves was a member of many outstanding and civic organizations including the Order of the Alamo, the Pilon Club, the Greater San Antonio Chamber of Commerce, Texas Cavaliers, and the Kiwanis Club, and

WHEREAS, In 1973, Mr. Steves as named a Knight of St. Gregory, the highest honor that can be bestowed on a layman by the Pope, and

WHEREAS, By his passing, the City has lost a loyal and valued friend,
NOW, THEREFORE:

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

SECTION 1. That this City Council, on behalf of City officials and employees, as well as the Citizens of this Community, does hereby express profound regret on the occasion of the death of Sam Bell Steves and tenders to his family its heartfelt sympathy.

SECTION 2. That this Resolution be spread upon the minutes of this meeting and a copy thereof be delivered to the bereaved family.

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

78-38

The Clerk read the following Ordinance:

AN ORDINANCE 49,714

APPROVING THE ALAMO MANPOWER CONSORTIUM'S FISCAL YEAR 1979 ANNUAL PLAN AND BUDGET UNDER THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973; AND AUTHORIZING THE CITY MANAGER TO SUBMIT THE ANNUAL PLAN AND BUDGET IN THE AMOUNT OF \$6,716,500 TO THE U.S. DEPARTMENT OF LABOR FOR APPROVAL; AUTHORIZING THE CITY MANAGER TO ACCEPT THE GRANT AND ESTABLISH A FUND AND ACCOUNTS FOR THE FY '79 PROGRAM YEAR; AUTHORIZING AGREEMENTS WITH THIRD PARTY AGENCIES TO CARRY OUT THE PROGRAM ACTIVITIES OF THE ANNUAL PLAN; AUTHORIZING A NON-FINANCIAL AGREEMENT WITH THE TEXAS STATE BOARD OF CONSORTIUM AGENCIES; AND AUTHORIZING THE MODIFICATION OF THE PRIME SPONSOR AGREEMENT TO REDUCE THE MEMBERSHIP AND REALLOCATE THE REPRESENTATION OF THE ALAMO MANPOWER CONSORTIUM PLANNING COUNCIL.

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

Mr. Cappy Lawton, President of 1776 Inc., appeared before the Council and related his experiences with hiring employees for his restaurant operation from the National Womens' Program Development under the direction of Mrs. Lupe Anguiano. He stated that these women are single, unemployed women who are heads of households and spoke highly of Mrs. Anguiano's program and its many benefits to the business community. He asked the City Council to favorably consider their proposal.

Ms. Celeste Scalise also spoke on behalf of Mrs. Anguiano's program.

Mrs. Lupe Anguiano then addressed the Council and stated that they are very involved with the business community and the private sector and their aim is to get women in at least minimum or above minimum wage employment. She also spoke about their efforts in aiding these women in career planning.

Mayor Cockrell stated that the City Council at its "B" Session last night had reviewed the City Manager's recommendations as well as the recommendations of the Alamo Manpower Consortium on the \$300,000 set aside for innovative programs. A decision was made to accept the proposal of Goodwill Industries for \$148,117 and direction given to staff to re-advertise for proposals for the balance of these funds. She advised the group present that they would have an opportunity to submit a proposal for these funds.

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

78-38 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, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSTAIN: Ortiz; ABSENT: Webb.

AN ORDINANCE 49,715

AUTHORIZING THE CITY MANAGER TO SUBMIT AN AGREEMENT TO THE U.S. DEPARTMENT OF LABOR FOR OPERATION OF THE CETA II PUBLIC SERVICE EMPLOYMENT & ECONOMIC STIMULUS PROGRAM IN THE FIRST QUARTER OF THE 1978/79 PROGRAM YEAR BEGINNING OCTOBER 1, 1978; ADOPTING A BUDGET AND ESTABLISHING FUNDS AND ACCOUNTS AND APPROVING A JOB COMPLEMENT; AND AUTHORIZING EXECUTION OF AGREEMENTS WITH SUB-AGENCIES.

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AN ORDINANCE 49,716

AUTHORIZING THE CITY MANAGER TO SUBMIT AN AGREEMENT TO THE U.S. DEPARTMENT OF LABOR FOR OPERATION OF THE CETA VI EMERGENCY JOBS PROGRAM IN THE FIRST QUARTER OF THE 1978/79 PROGRAM YEAR BEGINNING OCTOBER 1, 1978; ADOPTING A BUDGET AND ESTABLISHING FUNDS AND ACCOUNTS AND APPROVING A JOB COMPLEMENT; AND AUTHORIZING EXECUTION OF AGREEMENTS WITH SUB-AGENCIES.

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AN ORDINANCE 49,717

APPROVING THE ALAMO MANPOWER CONSORTIUM'S FEDERAL FISCAL YEAR 1979 ANNUAL PLAN AND BUDGET, UNDER TITLE III YOUTH EMPLOYMENT AND TRAINING PROGRAM (YETP) OF THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED AND AUTHORIZING THE CITY MANAGER TO SUBMIT THE PRIME SPONSOR AGREEMENT YOUTH SUPPLEMENT, ANNUAL PLAN AND BUDGET IN THE AMOUNT OF \$1,789,873 TO THE U.S. DEPARTMENT OF LABOR FOR APPROVAL, AUTHORIZING THE CITY MANAGER TO ACCEPT THE GRANT, ESTABLISHING A FUND AND ACCOUNTS FOR THE FY '79 PROGRAM YEAR, AUTHORIZING AGREEMENTS WITH THIRD PARTY AGENCIES, AUTHORIZING A NON-FINANCIAL AGREEMENT WITH THE TEXAS STATE EMPLOYMENT COMMISSION.

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78-38

The Clerk read the following Ordinance:

AN ORDINANCE 49,718

APPROVING THE ALAMO MANPOWER CONSORTIUM'S FEDERAL FISCAL YEAR 1979 ANNUAL PLAN AND BUDGET, UNDER TITLE III YOUTH COMMUNITY CONSERVATION AND IMPROVEMENT PROJECTS OF THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED; AND AUTHORIZING THE CITY MANAGER TO SUBMIT THE ANNUAL PLAN AND BUDGET IN THE AMOUNT OF \$337,273 TO THE U.S. DEPARTMENT OF LABOR FOR APPROVAL; AUTHORIZING THE CITY MANAGER TO ACCEPT THE GRANT AND ESTABLISHING A FUND AND ACCOUNTS FOR THE FY '79 PROGRAM YEAR.

* * * *

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

In response to a question by Mr. Pyndus, Mr. Eddie Garcia, Assistant Director for CETA Programs Management Division, responded that the AFL-CIO was included in the Ordinance because it meets the criteria set out by federal guidelines. There is no provision for the private sector in this ordinance, it must be a private non-profit organization.

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

78-38

The Clerk read the following Ordinance:

AN ORDINANCE 49,719

AUTHORIZING THE CITY MANAGER TO SUBMIT TO THE U.S. DEPARTMENT OF LABOR A SPECIAL GRANT APPLICATION, IN BEHALF OF THE ALAMO MANPOWER CONSORTIUM, IN THE AMOUNT RANGING BETWEEN \$75,000 TO \$250,000 FOR SOLAR UTILIZATION ECONOMIC DEVELOPMENT AND EMPLOYMENT PROJECT.

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

In response to a question by Mr. Pyndus, Mr. Ken Daly, Assistant Director for Manpower and Economic Development Planning, stated that the San Antonio Development Agency will identify the homes and will be a part of the E.O.D.C. weatherization program. He also stated that the grant stipulates that the program be for approximately 45 low income homes.

In response to Mr. Steen's question, Mr. Daly stated that Southwest Research Institute will be the coordinator in the writing of the proposal.

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

78-38

The Clerk read the following Ordinance:

AN ORDINANCE 49,720

AUTHORIZING SUBMISSION OF PHASE I OF AN APPLICATION FOR A GRANT FROM ECONOMIC DEVELOPMENT ADMINISTRATION'S TITLE IX REVOLVING LOAN FUND PROGRAM.

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

In response to a question by Mr. Ortiz, City Manager Huebner explained that this Ordinance will authorize the submission of the first phase of an application for a \$1.6 million grant for an economic development revolving loan fund from the Economic Development Administration Title IX program. The fund will be used to meet the City's commitment to HUD for UDAG and provide approximately \$1.3 million in loans for the purpose of restoring the two most historically significant blocks of Alamo Plaza. These funds will be administered by the San Antonio Local Development Company (LDC) and thus take advantage of leveraging capabilities under the Small Business Administration programs.

In response to a question by Mr. Eureste, City Attorney Macon explained how the loans will be selected and administered under the LDC.

Mr. Eureste expressed concern about the City Manager's role in being the final authority on the loans and would prefer the loan applications to come before the Council for their approval.

Mr. Ortiz reiterated the concerns expressed by Mr. Eureste.

City Manager Huebner stated that it is a routine procedure for him to sign and execute documents in performance of his duties, and these loan applications would be handled in the same manner. However, he stated that he would develop and formulate a set of policies to be used by the Board of LDC and then present these to the Council for final approval.

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

78-38 The Clerk read the following Ordinance:

AN ORDINANCE 49,721

AUTHORIZING SUBMISSION OF AN APPLICATION TO THE ECONOMIC DEVELOPMENT ADMINISTRATION FOR AN ECONOMIC PLANNING GRANT IN THE AMOUNT OF \$133,810 TO FUND ESTABLISHMENT OF A LONG RANGE ECONOMIC DEVELOPMENT PLANNING FUNCTION WITHIN THE DEPARTMENT OF ECONOMIC AND EMPLOYMENT DEVELOPMENT, AND PROVIDING THE CITY'S SHARE OF THE PROJECT COST, AN ESTIMATED \$33,810, WHICH WILL BE MADE AVAILABLE THROUGH IN-KIND SERVICES.

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Dr. Cisneros moved to approve the Ordinance. Mrs. Dutmer seconded the motion.

In response to Mr. Pyndus' concerns about this Ordinance, Ms. Missy Sager, Acting Assistant Director of Economic Development Assistance, explained that this Ordinance will authorize submission of an application to the Economic Development Administration for \$133,810 to fund the establishment of a long range economic development planning capacity within the Department of Economic and Employment Development. The EDA has advised the City that the application must be in by August 30. She also explained the functions which this grant would carry out in the Department.

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

Mr. Pyndus asked that a report be made to Council on this program after a nine month period.

78-38 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, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Webb, Alderete, Hartman.

AN ORDINANCE 49,722

APPROVING THE PRICE AND CONDITIONS OF THE SALE BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF DISPOSITION PARCEL C-b-29, LOCATED WITHIN THE URBAN RENEWAL VISTA VERDE PROJECT, TEX. R-109, TO PETE CORTEZ FOR THE SUM OF \$32,627.47 BEING \$1.60 PER SQUARE FOOT.

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AN ORDINANCE 49,723

ABANDONING A CERTAIN WATER FACILITY EASEMENT NO LONGER REQUIRED BY THE CITY WATER BOARD AND AUTHORIZING THE GENERAL MANAGER OF THE WATER WORKS BOARD OF TRUSTEES OF SAN ANTONIO TO EXECUTE A RELEASE OF EASEMENT THEREOF.

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78-38

The Clerk read the following Ordinance:

AN ORDINANCE 49,724

AMENDING CHAPTER 42 (ZONING) OF THE CITY CODE SO AS TO PROVIDE DEFINITIONS OF THE TERMS "ADULT BOOKSTORE", "ADULT ENTERTAINMENT ESTABLISHMENT", AND "ADULT MOTION PICTURE THEATER", PROHIBITING SUCH USES IN CERTAIN LOCATIONS, AND ESTABLISHING STANDARDS FOR OTHER COMMERCIAL ESTABLISHMENTS PROXIMATE TO RESIDENTIAL ZONES WHICH DEAL IN MERCHANDISE DESIGNED FOR ADULTS.

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

In response to a question by Mr. Pyndus, Mr. Tom Finlay, Assistant City Attorney, stated that he has reviewed the memorandum presented by Mr. Sam Goldstein and there are still some issues which they are not in agreement with. He also stated that the Ordinance as presented incorporates those amendments which Council had informally approved the week before. Mr. Finlay also gave his opinions on the time limitations which the Ordinance sets out as well as the distance requirements.

Mr. Tom Bartley, Director of the American Civil Liberties Union, San Antonio Chapter, stated that the City should not restrict free speech, and urged the Council not to restrict the liberties guaranteed under the Constitution.

Mrs. Hattie Poole spoke in favor of the passage of the Ordinance.

After discussion, and 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.

78-38

The meeting was recessed at 3:10 P.M. and reconvened at 3:25 P.M.

78-38

The Clerk read the following Ordinance for the second time:

AN ORDINANCE 49,655

GRANTING A FRANCHISE TO BEXAR COUNTY CABLE TELEVISION, INC., TO CONSTRUCT AND OPERATE A CABLE TELEVISION SYSTEM WITHIN THE CITY OF SAN ANTONIO.

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Mr. Bob Fisher, Administrative Assistant, explained to the Council what had previously transpired and detailed the schedule for the third and final reading of both the UA Columbia proposal and the Storer Broadcasting Proposal. He also explained the amendments which Storer Broadcasting wished to have included with the Ordinance. (These amendments are on file with the papers of this meeting.)

Mr. Bill Michaels, Chairman of the Board of Storer Broadcasting Company, the parent company of Bexar County Cable Television, Inc., introduced several members of the company who were present for the second reading of the Ordinance.

Mr. Rod Warner, Vice President of Marketing, then presented a 14 minute video tape of the history and features offered by their company. In the presentation, they compared their company proposal to that offered by UA Columbia.

Mr. Michaels again addressed the Council and stated that they would not object to having the City of San Antonio grant a dual franchise.

Mr. Angelo Drossos, President of the San Antonio Spurs, stated that they have an eight percent interest if Storer is chosen over UA Columbia. He asked Council to favorably consider the proposal made by Storer Broadcasting Company.

Mr. B.J. "Red" McCombs spoke about the many programming features offered by Storer, especially the Spurs games. He asked Council to approve the proposal made by Storer Broadcasting.

Mr. Victor Soto, Bi-Lingual Bi-Cultural Coalition on Mass Media, again asked the Council for a moratorium on the granting of a franchise to any cable television company until an ordinance can be written which will benefit the consumer. He asked that a consultant be hired. He also stated that if a cable franchise is granted they will go to the route of referendum and will also go to the Federal Communications Commission.

Mr. Cipriano Guerra, representing UA Columbia, spoke to the Council about the presentation made by Storer. He referred to the contract between the Spurs and Storer Broadcasting Company. He also referred to the suit which Storer is involved in with the City of Sarasota, Florida.

Mr. Robert Rosencrans, President of UA Columbia, stated that they already have six franchises in the surrounding San Antonio area and are months ahead of schedule. He also stated that dual franchising is not feasible.

Mr. Cipriano Guerra again spoke to the Council regarding the litigation in Thousand Oaks, California and the suit by Storer against the City Council members, City Attorney, City Manager and the consultant to the Council. He spoke about other features which UA Columbia proposes in their programming plans.

Mr. Mario Salas, Intra-City Urban Communications Coalition, stated that in their opinion dual franchises would offer the citizens a better cable television system. Mr. Salas then read a prepared statement recommending changes to the Ordinance as written. (A copy of the statement is on file with the papers of this meeting.)

Mr. T.C. Calvert also stated that dual franchising would benefit the consumer and would be best for a City the size of San Antonio.

The following persons then spoke in favor of the Storer proposal:

- Mr. Frank Collins
- Mr. Henry Roberts
- Mr. John R. Grieshaber
- Mr. Johnny R. Thompson

Mr. Eureste then distributed to each Council member, literature which he asked be made a part of the record of the proceedings of the minutes. (A copy of the newspaper article is on file with the papers of this meeting.)

(At this point in the meeting, the Mayor recessed the meeting at 5:10 P.M. The meeting was reconvened at 5:20 P.M.)

Mr. Hartman then moved the approval of the second reading of the Ordinance with the amendments suggested by Mr. Fisher at the beginning of the hearing. Mr. Pyndus seconded the motion.

After discussion, the City Staff was instructed to review and respond to the concerns of the Intra-City Urban Communications Coalition and other citizens and suggested that the two companies respond to these proposals.

In response to Mr. Ortiz' question, Mr. Michaels, representing Storer, stated that he will study and confer with staff on the changes recommended by the Intra-City Urban Communications Coalition.

Mr. Rosencrans, representing UA-Columbia, stated that they will also study the recommendations and will respond to the Council.

Mr. Ortiz then stated that he would like a report from Bob Fisher on the trip taken to visit cities where cable television is offered. He enumerated a number of questions which he asked be responded to in the report.

The Council discussed and agreed that the two companies would submit their final proposals in closed bid form and these bids would then be submitted by 11:00 A.M., on Thursday, August 31. At this time, they would be opened by Council. Council asked that each company furnish 40 copies of the proposal for distribution purposes.

On roll call, the motion to approve the second reading was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: None.

78-38

CITIZENS TO BE HEARD

MR. JOHN L. RODRIGUEZ

Mr. John L. Rodriguez spoke to the Council regarding the problems of air pollution in their area. He stated that the odors are unbearable and these odors are caused by one specific rendering plant. He mentioned the problems which are encountered by school children and the elderly in the area. He stated that their complaints to the Health Department have not resulted in any solution to the problems and that they are not receptive to their complaints.

Assistant City Attorney Louis Garcia stated that Assistant City Attorney Nelson Clare of the Trial Section, had previously briefed the Council on this matter. The Attorney General had filed a lawsuit and the City had joined in this suit. Mr. Garcia advised the Council that Mr. Clare will brief the Council in Executive Session later in the evening.

Dr. Cisneros stated that both he and Mr. Eureste have met with Mr. Clare, and members of the Attorney General's Office, and stated that the present court order has not been met by the rendering company. Mr. Clare has stated that he needs further authority from the Council to legally pursue this matter. The order needs to be strengthened.

Mr. Billy Terrel and Mrs. Rafaela Machoro also spoke to the Council regarding the problems with the odors coming from the rendering plant.

Mr. Eureste suggested that a set of ordinances be prepared to address this problem which deals with standards for declaring bad odors to be a nuisance.

After discussion, Dr. Cisneros moved that City staff be instructed to initiate administrative and legal measures to resolve this problem. Mr. Hartman seconded the motion. On voice vote, the motion carried unanimously.

The Staff was so instructed.

MRS. ARMANDINA SALDIVAR

Mrs. Armandina Saldivar stated that they have been denied access to the use of certain Council member's offices and the Council Conference Room. She stated that she has permission to use these offices and will also get permission to use the Conference Room.

She then spoke about her role as a consultant to the group involved with the recall of certain Council members.

Councilmen Eureste and Pyndus then expressed their views on the use of their City offices.

COLUMBIA HEIGHTS AREA RESIDENTS

Mrs. Manuel Garcia spoke to the Council concerning some people in Columbia Heights who are getting special treatment. She stated that streets are being repaired and these people are getting free concrete driveways.

Mr. Frank Mata reiterated the same concerns made by Mrs. Garcia.

Mrs. Janie Gonzalez stated that they want equal treatment for all residents of the area. She further stated that they have been trying to upgrade the neighborhood and are concerned about the special treatment some citizens are getting. She stated that certain individuals who had no concrete driveways prior to the sidewalk repair, now have concrete driveways up to their fence property.

Mr. Frank Wing stated that he had been contacted by Mrs. Gonzalez and has discussed this matter with Mr. Frank Kiolbassa, Director of Public Works. Mr. Kiolbassa has stated that this matter will be investigated.

Mr. Eureste asked that the City Manager give the Council a report on this matter.

City Manager Huebner explained City policy on construction of sidewalks and stated that this matter would be investigated and a report given to Council next week.

MR. BRUNO ESCAMILLA

Mr. Bruno Escamilla stated that the Appeal Board set up by the City Manager was not honest. He said that supervisors should not have been on this board. Mr. Escamilla also stated that the majority of refuse collection workers who were not hired back did not commit any acts of violence. He stated that they did not get fair treatment.

537

MR. EDUARDO MORALES

230

Mr. Eduardo Morales spoke in favor of the refuse collection workers.

MR. REMIGIO VALDEZ

Mr. Remigio Valdez, 1106 McKinley Avenue, MABO, stated that the City Manager should hire the refuse collection workers back and stated that they want to work. He also stated that the Appeal Board is a Kangaroo Court. He asked that this matter be resolved.

MRS. MERCEDES BALDERAS

Mrs. Mercedes Balderas, 357 Consuelo, stated that they have not had any trash or brush pick-up in their area for months. She has called City Hall twice and has been advised that brush pick-up would be in another six weeks. She also spoke about the drainage and flooding problems in her area.

Mayor Cockrell asked that the City Manager investigate these complaints and report back to Council.

MRS. MARIA GUTIERREZ

Mrs. Maria Gutierrez spoke on behalf of the SARCA workers.

78-38 The following Ordinance was read by the Clerk and after consideration on motion of Mr. Steen, seconded by Dr. Cisneros, was passed and approved by the following vote: AYES: Cisneros, Webb, Wing, Eureste, Alderete, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Dutmer, Ortiz, Hartman.

AN ORDINANCE 49,725

MANIFESTING AGREEMENTS WITH EARNHARDT AVIATION AND C.E. BREHM LEASING AND AIRCRAFT SALES, INC., AMENDING CERTAIN LEASES AT STINSON MUNICIPAL AIRPORT.

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78-38 The following Ordinance was read by the Clerk and after consideration on motion of Mr. Steen, seconded by Mr. Webb, was passed and approved by the following vote: AYES: Cisneros, Webb, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Dutmer, Wing, Eureste, Ortiz, Alderete.

AN ORDINANCE 49,726

ACCEPTING GRANTS FROM THE TEXAS STATE LIBRARY IN SUPPORT OF THE INTERLIBRARY LOAN SERVICES PROGRAM AND THE LIBRARY SYSTEM SERVICES PROGRAM.

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78-38 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, Wing, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Dutmer, Eureste, Ortiz.

AN ORDINANCE 49,727

AMENDING THE AGREEMENT WITH MELVIN WILLIAM O'BRYANT FOR OPERATION OF THE McFARLIN TENNIS CENTER TO PROVIDE FOR THE COLLECTION OF TENNIS COURT FEES.

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AN ORDINANCE 49,728

GRANTING PERMISSION TO RETAIN A SIX INCH HIGH CURB EXTENDING APPROXIMATELY 10 FEET INTO CITY PROPERTY AT 11503 JONES MALTSBERGER.

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78-38 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, Alderete, Pyndus, Steen, Cockrell; NAYS: None; ABSENT: Dutmer, Wing, Eureste, Ortiz, Hartman.

AN ORDINANCE 49,729

TERMINATING THE LEASE TO U.T.S.A. FOR BUILDING NO. 250 IN HEMISFAIR PLAZA, EFFECTIVE AUGUST 31, 1978.

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AN ORDINANCE 49,730

AUTHORIZING AN AGREEMENT WITH THE SAN ANTONIO BEXAR COUNTY URBAN TRANSPORTATION STUDY STEERING COMMITTEE FOR PERFORMING CERTAIN SERVICES IN 1978/79, IN CONNECTION WITH THE SAN ANTONIO-BEXAR COUNTY URBAN TRANSPORTATION STUDY; ADOPTING A BUDGET; ESTABLISHING A FUND AND ACCOUNTS AND APPROVING A PERSONNEL COMPLEMENT FOR THE TRANSPORTATION STUDY OFFICE (FHWA) IN THE CITY'S TRAFFIC & TRANSPORTATION DEPARTMENT.

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78-38 The Clerk read the following Ordinance:

AN ORDINANCE 49,731

AUTHORIZING OPERATION OF THE FIFTH YEAR OF THE ENERGY CONSERVATION DEMONSTRATION PROGRAM BEGINNING SEPTEMBER 1, 1978 AND ENDING AUGUST 31, 1979 AND AUTHORIZING AN OPERATION COST OF \$159,418.00 THEREFOR; AUTHORIZING AN AGREEMENT WITH THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION FOR A GRANT IN SUPPORT OF THE PROGRAM; ADOPTING A BUDGET AND APPROVING A PERSONNEL COMPLEMENT AND ESTABLISHING A FUND AND ACCOUNTS.

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

Mr. Pyndus stated that he would abstain from the vote because he doesn't feel that the program has been working and would want a recap of the project. Mr. Hartman also concurred with Mr. Pyndus' concerns. Mr. Pyndus then asked that this Ordinance be held for two weeks.

Mr. Eureste suggested that the Ordinance be approved since the Environmental Protection Agency has issued rules which require that the City "implement a carpool matching and promotion system." He asked that the Ordinance be approved and a briefing of the program be held in a few weeks so that Council may review the effectiveness of the program.

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

78-38 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, Wing, Eureste, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Dutmer, Ortiz.

AN ORDINANCE 49,732

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE TEXAS A & M RESEARCH FOUNDATION FOR PERFORMING A SAN ANTONIO STREET INVENTORY AND MANAGEMENT SYSTEM DESIGN, IN CONNECTION WITH THE SAN ANTONIO-BEXAR COUNTY URBAN TRANSPORTATION PLANNING PROGRAM AT A COST OF \$18,000.00, AND AUTHORIZING PAYMENT OF SAID SUM FROM TRANSPORTATION PLANNING PROGRAM FUNDS PROVIDED BY THE FEDERAL HIGHWAY ADMINISTRATION.

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AN ORDINANCE 49,733

AMENDING CHAPTER 38 (TRAFFIC REGULATIONS) OF THE CITY CODE SETTING FORTH LOCATIONS AT WHICH ELECTRIC TRAFFIC CONTROL SIGNALS ARE IN FULL OPERATION; DESIGNATING ONE-WAY STREETS; DESIGNATING STOP SIGN LOCATIONS; DESIGNATING YIELD RIGHT-OF-WAY LOCATIONS; SETTING MAXIMUM SPEED LIMITS ON CERTAIN STREETS; ESTABLISHING PARKING METER ZONES; PROHIBITING PARKING AT ALL TIMES ON CERTAIN STREETS; PROHIBITING STOPPING, STANDING OR PARKING DURING CERTAIN HOURS ON CERTAIN STREETS; PROHIBITING TURNS DURING CERTAIN HOURS AT CERTAIN INTERSECTIONS; PROHIBITING RIGHT TURN ON RED LIGHT; AND PROVIDING THAT VIOLATIONS HEREOF BE PUNISHABLE BY A FINE OF NOT LESS THAN \$1.00 NOR MORE THAN \$200.00.

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AN ORDINANCE 49,734

AUTHORIZING VARIOUS ADJUSTMENTS TO THE TAX ROLL OF THE CITY, TOTALING \$14,607.40.

* * * *

78-38 The following Ordinance was read by the Clerk and after consideration, on motion of Dr. Cisneros, seconded by Mr. Steen, was passed and approved by the following vote: AYES: Cisneros, Webb, Wing, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Dutmer, Eureste, Ortiz.

AN ORDINANCE 49,735

AUTHORIZING REFUND TO SAN ANTONIO SAVINGS ASSOCIATION TO THE SUM OF \$2,276.51, A DOUBLE TAX PAYMENT.

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78-38 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, Wing, Ortiz, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Dutmer, Eureste.

AN ORDINANCE 49,736

ACCEPTING THE LOW QUALIFIED BID OF \$253,500.00 FROM C S R CONTRACTING, INC., TO CONSTRUCT THE OUT-OF-STATE INSPECTION-VEHICLE STORAGE FACILITY; AUTHORIZING EXECUTION OF A CONTRACT FOR THE JOB AND PAYMENT THEREFORE; AUTHORIZING PAYMENT OF CONSTRUCTION CONTINGENCIES AND ADDITIONAL CONSTRUCTION CONTINGENCIES AND ADDITIONAL ARCHITECT FEES; ESTABLISHING A FUND AND ADOPTING A BUDGET FOR THE PROJECT; AND AUTHORIZING A TRANSFER OF FEDERAL REVENUE SHARING FUNDS.

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AN ORDINANCE 49,737

ACCEPTING THE LOW QUALIFIED BID OF A.M. VOGEL, INC., AND HOUSTON BRIDGE AND ENGINEERING CO., INC., IN THE SUM OF \$5,750,837.40 FOR CONSTRUCTION OF KINGSTON DRAINAGE PROJECT NO. 92; AUTHORIZING EXECUTION OF A STANDARD PUBLIC WORKS CONTRACT THEREFOR; AND AUTHORIZING PAYMENT THEREFOR AND FOR CONTINGENT CONSTRUCTION EXPENSES AND ADDITIONAL ENGINEERING FEES.

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AN ORDINANCE 49,738

AUTHORIZING EXECUTION OF FIELD ALTERATION NO. 3 IN THE SUM OF \$45,538.05 TO THE CONTRACT WITH HEATH AND STICH, INC., FOR HILDEBRAND DRAINAGE PROJECT NO. 37.

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AN ORDINANCE 49,739

AUTHORIZING PAYMENT OF \$6,000.00 AS ADDITIONAL ENGINEERING FEES TO OZUNA & ASSOCIATES, INC., ON STREET, SIDEWALK AND CURB RECONSTRUCTION (WHEATLEY AREA).

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AN ORDINANCE 49,740

AUTHORIZING REFUND OF A SEWER PLATTING FEE IN THE SUM OF \$4,800 TO OMAR L. ROCHA.

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AN ORDINANCE 49,741

ACCEPTING THE PROPOSAL OF MISSOURI-PACIFIC RAILROAD CO., FOR CONSTRUCTION OF CERTAIN IMPROVEMENTS TO THE DORA STREET CROSSING FOR THE SUM OF \$5,480.00.

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78-38

RAILROAD TRACKS

Mr. Eureste spoke about complaints made to him by citizens of loose ties in the road bed of railroad tracks running south of Fest Street. He asked that these be checked out.

Mr. Wing also stated that there are faulty signals at the railroad crossing on Gillette Boulevard between Zarzamora and Commercial.

Mr. Stewart Fischer, Director of Traffic and Transportation, stated he would investigate these cases.

78-38 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Wing, seconded by Mr. Webb, was passed and approved by the following vote: AYES: Cisneros, Webb, Wing, Eureste, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Dutmer, Ortiz.

AN ORDINANCE 49,742

AMENDING ORDINANCE 49627 OF JULY 27, 1978, AND REVISING CERTAIN LICENSE, PERMIT, SERVICE, AND INSPECTION FEES AND RATES CHARGED FOR VARIOUS CITY ACTIVITIES IN THE BUILDING AND ZONING DEPARTMENT.

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78-38 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, Wing, Eureste, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Dutmer, Ortiz.

AN ORDINANCE 49,743

ACCEPTING THE MAINTENANCE CONTRACT WITH DICTAPHONE CORPORATION TO MAINTAIN THE DICTAPHONE EQUIPMENT AT THE SAN ANTONIO POLICE DEPARTMENT FOR A TOTAL OF \$3,334.00.

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AN ORDINANCE 49,744

ACCEPTING THE BID OF AMERICAN AUTOMOBILE ASSOCIATION TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH SAFETY PATROL BELTS AND BADGES FOR A NET TOTAL OF \$4,440.50.

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PROTECTIVE VESTS

Dr. Cisneros asked about the status of police protective vests and asked the City Manager to determine if all police officers who wished to have the protective vests have them at the present time.

City Manager Huebner stated that he would ask for a report from Chief Peters on the matter.

78-38 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, Wing, Eureste, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Dutmer, Ortiz.

AN ORDINANCE 49,745

ACCEPTING THE PROPOSAL OF BARD A. LOGAN DIRECTORIES TO FURNISH THE CITY OF SAN ANTONIO WITH 1979 CRISS CROSS DIRECTORIES FOR A NET TOTAL OF \$5,106.00.

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AN ORDINANCE 49,746

AUTHORIZING PAYMENT OF SAN ANTONIO ARMATURE WORKS FOR EMERGENCY REPAIRS AT THE RILLING ROAD TREATMENT PLANT FOR A NET TOTAL OF \$6,337.90.

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AN ORDINANCE 49,747

ACCEPTING THE BID OF STEARNS MFG. CO. TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH PARTS FOR THE STEARNS CONVEYOR SYSTEM FOR A TOTAL OF \$23,730.30.

* * * *

AN ORDINANCE 49,748

APPROVING THE ASSIGNMENT BY BECTON-DICKINSON TO SCHERER MEDICAL SUPPLY COMPANY OF SAN ANTONIO OF ITS CURRENT CONTRACT TO PROVIDE THE CITY OF SAN ANTONIO WITH STERILE DISPOSABLE SYRINGES.

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AN ORDINANCE 49,749

ACCEPTING THE PROPOSAL OF HANDY ANDY, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH THE FOOD AND BEVERAGE CONCESSION CONTRACT FOR THE BRACKENRIDGE GOLF COURSE CLUBHOUSE.

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AN ORDINANCE 49,750

ACCEPTING THE LOW BIDS OF SIGNAL ENGINEERING CO., AUTOMATIC SIGNAL, TRANS-TRONICS, INC. AND TRAFFIC SIGNAL EQUIPMENT TO FURNISH THE CITY OF SAN ANTONIO TRAFFIC AND TRANSPORTATION DEPARTMENT WITH TRAFFIC SIGNAL EQUIPMENT FOR A TOTAL OF \$256,918.72.

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542

AN ORDINANCE 49,751

ADDING CHAPTER 14A TO THE CITY CODE TO ESTABLISH TAX ADMINISTRATION PROCEDURES AND REPEALING INCONSISTENT PROVISIONS.

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78-38 The following Resolutions 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, Wing, Eureste, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Dutmer, Ortiz.

A RESOLUTION NO.78-38-131

MANIFESTING THE DETERMINATION OF THE CITY COUNCIL THAT DR. GEORGE M. FLEMING HAS VESTED RIGHTS UNDER ARTICLE THREE OF ORDINANCE NO. 48484.

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A RESOLUTION NO.78-38-132

MANIFESTING THE DETERMINATION OF THE CITY COUNCIL THAT PAT KNIGHT HAS VESTED RIGHTS UNDER ARTICLE THREE OF ORDINANCE NO. 48484.

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78-38 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, Wing, Eureste, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Dutmer, Ortiz.

AN ORDINANCE 49,752

AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE UNIVERSITY OF TEXAS AT SAN ANTONIO FOR LEASE OF BUILDING NO. 235 AT HEMISFAIR PLAZA AT A RENTAL OF \$1.00 PER YEAR, SAID BUILDING TO BE USED IN CONNECTION WITH THE UNIVERSITY'S CONTINUING EDUCATION PROGRAM.

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AN ORDINANCE 49,753

AUTHORIZING EXECUTION OF A GRANT AGREEMENT WITH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR A \$6,500,000 URBAN DEVELOPMENT ACTION GRANT.

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78-38 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, Wing, Eureste, Alderete, Pyndus, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Dutmer, Ortiz.

AN ORDINANCE 49,754

ACCEPTING THE LOW QUALIFIED BID OF KLINES
OF SAN ANTONIO TO FURNISH THE CITY WITH
AN ANNUAL CONTRACT FOR WORK SHOES.

* * * *

AN ORDINANCE 49,755

APPROPRIATING \$18,000.00 FROM FEDERAL REVENUE
SHARING FUNDS FOR PRELIMINARY ENGINEERING FEES
OF THE DOWDY STREET AND THE MERIDA STREET
DRAINAGE PROJECTS.

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78-38

CONSENT AGENDA PROCEDURE

Mr. Hartman, Chairman of the Council Planning and Policy
Development Committee, asked for Council concurrence with having a "B"
Session discussion on a consent agenda policy procedure.

Council concurred with Mr. Hartman's suggestion.

78-38

JOINT CITY COUNCIL - COMMISSIONERS' COURT MEETING

Mayor Cockrell stated that the Commissioners' Court has
indicated its desire to have a joint meeting with the City Council on
the City-County Appraisal Board. Council concurred in meeting with the
Commissioners the first week in September at 5:00 P.M. during "B" Session.

78-38

The Clerk read the following Letter:

August 21, 1978

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

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

August 16, 1978

Petition submitted by Reverend
Ralph Reyes, O.C.D., requesting
permission to have the intersection
of the 900 Block of Kentucky, between
Zarzamora and Elmendorf Streets,
closed from Saturday, the thirtieth
of September at 8:00 A.M. to 10:00
P.M. of Sunday, October first.

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

August 24, 1978
md

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There being no further business to come before the Council,
the meeting was adjourned at 7:40 P.M.

A P P R O V E D

Lila Cockull

M A Y O R

ATTEST:

M. V. Johnson
C i t y C l e r k