

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, NOVEMBER 21, 1968 AT 8:30 A.M.

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The meeting was called to order by Mrs. S. E. Cockrell, Jr. who was designated to preside over the meeting as Acting Mayor in the absence of the Mayor and the Mayor Pro-Tem. Councilmembers present: Calderon, Jones, James, Cockrell, Trevino, Hill, Torres; ABSENT: McAllister, Gatti.

68-411 The invocation was given by Reverend Luster Lockett, McKinley Avenue Methodist Church.

68-411 The minutes of November 14, 1968 City Council Meeting were approved.

CITIZENS TO BE HEARD:

68-411 Mr. George H. Hartwell, Jr., 141 Lorenz Road, spoke to the Council concerning zoning case 3402 on which the applicant is Mr. Joe Amberson, Jr. He stated this application for rezoning was denied on October 17. On October 24th, Mr. Amberson asked the Council that it grant a rehearing of the case. He felt that the reasons presented by Mr. Amberson were not sufficient and protested the granting of the rehearing.

Mr. Hartwell also objected to the postponement of the hearing which was scheduled to be heard at this meeting.

City Attorney, Howard Walker, stated that the Council, as a matter of policy, could grant a rehearing and that it had done so.

Mrs. Cockrell stated that the Council regretted any inconvenience in having to appear at the meeting today. The case was postponed because it was expected that not enough members would be present to equitably hear the case. As to Mr. Hartwell's protesting of the rehearing, Mrs. Cockrell stated that since the Council had already acted to grant a rehearing unless there was a motion to rescind the action, it would stand. No such motion was forthcoming and she announced that case 3402 would be postponed for four weeks to December 19.

Mr. Frank W. Hornbrook, who was interested in zoning case 3402, stated that he had no knowledge of the case being postponed until this morning.

Mr. Burt Lawrence, Assistant Planning Director, explained that notice of the meeting went to all property owners within

two hundred feet; however, notice of postponement of the hearing was given only to persons who had indicated interest in the case at an earlier hearing.

Mrs. Cockrell suggested that in the event the case is postponed in the future, that all residents within two hundred feet of the property in question be notified of such action. It was then announced that zoning case 3422 and case 3471 (special request) would be postponed to December 19.

68-411 First heard was zoning case 3387 to rezone Lot 23A, NCB 11529 from "A" Single-Family Residence District to "R-3" Multiple-Family Residence District located on the southwest side of Bandera Road, 392.36' southeast of Sherrilbrook Road; having 213.70' on Bandera Road & a maximum depth of 1248.34'.

Mr. Burt Lawrence, Assistant Planning Director, explained the proposed change which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

Dr. Calderon asked the applicant, Mr. Robert Ross, whether it was agreeable to him to place a six-foot solid screen fence between his property and the property to the South facing on Oakwood.

Mr. Ross stated that he would comply with this recommendation of the Planning Commission.

Mr. Torres made a motion that the recommendation of the Planning Commission be approved with the provision that a six-foot solid screen fence be erected along the South property line. The motion was seconded by Dr. Calderon. On roll call the motion carrying with it passage of the following ordinance prevailed by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Gatti.

AN ORDINANCE 37,063

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 23A, NCB 11529 FROM "A" SINGLE-FAMILY RESIDENCE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT, PROVIDED, HOWEVER, THAT A SIX-FOOT SOLID SCREEN FENCE BE ERECTED BETWEEN SUBJECT PROPERTY AND PROPERTY TO THE SOUTH FACING OAKWOOD DRIVE.

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68-411 Next heard was zoning case 3399 to rezone the east 50' of Lot 69, NCB 8602, being that portion not presently zoned "J" Commercial from "D" Apartment District to "B-2" Business District located on the north side of Koepke Avenue, 124' east of Pleasanton Road; having 50' on Koepke Avenue & a depth of 140.27'.

Mr. Burt Lawrence, Assistant Planning Director, explained the proposed change which the Planning Commission recommended be approved by the City Council.

Mr. Jack J. Felthaus, Jr., Attorney representing the applicant, Lucinda G. Salazar, advised the Council that the Pan American has operated a restaurant at the corner of Pleasanton and Koepke for twenty years. The purpose in asking rezoning is that it is now necessary to expand the restaurant building. The building will be extended into the property in question.

Dr. Calderon asked if the applicant would agree to erecting a solid screen fence on the East property line of the lot to protect the adjacent residence.

This was agreeable to the applicant. Mr. Jack Sims, Attorney representing the Acuna family, owners of Lot 62, immediately North of the present restaurant objected to the rezoning. He said the Pan American Restaurant were owners of a lot to the North of the Acuna property which is used for parking and that the cars circle around and knock down their fences. He added that Pan American Restaurant has acquired 2½ acres across the street and could expand their restaurant there rather than on the property at question. He stated that if the proposed plan to extend the building across Lot 69 will stop the flow of traffic around the Acuna building, that this would alleviate the problem. He commented that one of the difficulties in stopping damage to the Acuna building is that Mrs. Salazar has a brother working in the Housing and Inspections Department and somehow complaints are not followed through. While the inspectors do come out and look at the conditions and agree that something must be done, no action has been taken.

Mrs. Cockrell advised Mr. Sims that if he or any of his acquaintances ever felt that they have not received fair and just treatment from any inspector in the Department of Housing and Inspections, it would be appreciated if it was reported to the City Manager.

Mr. Trevino made a motion that the recommendation of the Planning Commission be approved with the provision that the applicant erect a solid screen privacy fence along the East property line of the subject lot. The motion was seconded by Mr. Jones. On roll call the motion carrying with it the passage of the following ordinance prevailed by the following vote: **AYES:** Calderon, Jones, James, Cockrell, Trevino, Hill, Torres; **NAYS:** None; **ABSENT:** McAllister, Gatti.

AN ORDINANCE 37,064

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE EAST 50' OF LOT 69, NCB 8602, BEING THAT PORTION NOT PRESENTLY ZONED "J" COMMERCIAL FROM "D" APARTMENT DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED HOWEVER THAT A SIX-FOOT SOLID SCREEN FENCE BE ERECTED ALONG THE EAST PROPERTY LINE OF THE SUBJECT PROPERTY.

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68-411 Next heard was zoning case 3410 to rezone Lot 21, NCB 10737 from "A" Single-Family Residence District to "B-3" Business District located on the west side of S. W. W. White Road, 249.7' south of the cutback to Rice Road; having 80' on S. W. W. White Road & a depth of 203.71'.

Mr. Burt Lawrence, Assistant Planning Director, explained the proposed change which the Planning Commission recommended be approved by the City Council.

No one spoke in oppositon.

Discussion brought out that there is a Kindergarden Nursery to the South of the subject property and should be protected by a fence and a fence should be installed to protect the children.

After consideration Dr. Calderon made a motion that the recommendation of the Planning Commission be approved with the provision that a solid screen fence be erected along the South property line of Lot 21. The motion was seconded by Mr. Trevino. On roll call the motion carrying with it the passage of the following ordinance prevailed by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Gatti.

AN ORDINANCE 37,065

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 21, NCB 10737 FROM "A" SINGLE-FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED HOWEVER THAT A SIX-FOOT SOLID SCREEN FENCE BE ERECTED ALONG THE SOUTH PROPERTY LINE OF THE SUBJECT PROPERTY.

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68-411 Next heard was zoning case 3445 to rezone Lots 16 & 17, Blk. 42, NCB 351 from "D" Apartment District to "B-3" Business District located on the north side of W. Laurel St., between Jackson St. & Duffield St.; having 317.80' on W. Laurel St. & 165.50' on Jackson St. & Duffield St.

Mr. Burt Lawrence, Assistant Planning Director, explained the proposed change which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration on motion of Mr. Jones, seconded by Dr. Calderon, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino, Hill; NAYS: None; ABSENT: McAllister, Gatti, Torres.

AN ORDINANCE 37,066

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 16 & 17, BLK. 42, NCB 351 FROM "D" APARTMENT DISTRICT TO "B-3" BUSINESS DISTRICT.

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68-411 Mr. John Brooks, Purchasing Agent, explained the following ordinance and after consideration on motion of Dr. Calderon seconded by Mr. Jones, the ordinance was passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino, Hill; NAYS: None; ABSENT: McAllister, Gatti, Torres.

AN ORDINANCE 37,067

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF ACME IRON WORKS TO FURNISH THE CITY OF SAN ANTONIO DEPARTMENT OF PUBLIC WORKS WITH ONE TANDEM ROLLER FOR A TOTAL OF \$9,750.00.

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68-411 Mr. John Brooks, Purchasing Agent, explained the following ordinance and on motion of Dr. Calderon, seconded by Mr. Trevino, was passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino; NAYS: None; ABSTAIN: Hill; ABSENT: McAllister, Gatti, Torres.

AN ORDINANCE 37,068

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF JESS McNEEL MACHINERY CORPORATION TO FURNISH THE CITY OF SAN ANTONIO DEPARTMENT OF PUBLIC WORKS WITH ONE TRACTOR-DOZER FOR A TOTAL OF \$32,150.00.

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68-411 The Clerk read the following ordinance:

AN ORDINANCE 37,069

ACCEPTING THE ATTACHED QUALIFIED BID AND ATTACHMENTS OF ALVARADO BROTHERS GARAGE FOR WRECKER SERVICE CONTRACT FOR TWO YEAR PERIOD BEGINNING FEBRUARY 11, 1969.

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Mr. John Brooks, Purchasing Agent, explained that fifty bids were mailed out. Three bids were received and all met specifications. Alvarado Brothers was high with a bid of \$14,750.00 for the South section of the City and \$14,750.00 for the North section of the City for a total of \$29,500.00. This is an increase of over \$11,000.00 for the City. No protest letters were received from anyone. He reviewed the charges which can be made for wrecker services and recommended that the Council accept the bid of Alvarado Brothers which is also recommended by the Chief of Police.

After consideration on motion of Dr. Calderon seconded by Mr. Trevino, the ordinance was passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino, Hill; NAYS: None; ABSTAIN: Torres; ABSENT: McAllister, Gatti.

68-411 An ordinance accepting the qualified bid of Traffic Supplies, Inc. to furnish certain aluminum sign blanks for a total of \$1,184.50, was withdrawn from consideration at this time at the request of the City Manager.

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68-411 Mr. John Brooks, Purchasing Agent, explained the following ordinance and on motion of Mr. Hill seconded by Dr. Calderon, the ordinance was passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Gatti.

AN ORDINANCE 37,070

THE CURRENT CONTRACT HELD BY BEXAR ASPHALT CORPORATION TO FURNISH THE CITY WITH CERTAIN ASPHALT PRODUCTS FOR THE 1968-69 YEAR IS TRANSFERRED TO THE OLMOS ROCK PRODUCTS CORPORATION DUE TO A MERGER OF THESE COMPANIES.

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68-411 The following ordinances were explained by Mr. Tom Raffety, Director of Aviation, and on motion made and duly seconded were each passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Gatti.

AN ORDINANCE 37,071

AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEASE AGREEMENT WITH EMERY AIR FREIGHT CORPORATION FOR LEASE OF SPACE IN BUILDING NUMBER 52 AT INTERNATIONAL AIRPORT.

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AN ORDINANCE 37,072

AUTHORIZING THE CITY MANAGER TO ENTER INTO A FIVE-YEAR LEASE AGREEMENT WITH NAYAK AVIATION CORPORATION FOR LEASE OF FOUR HANGARS AND 154,612 SQUARE FEET OF GROUND SPACE AT INTERNATIONAL AIRPORT (LEASE NO. 11-A).

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68-411 The Clerk read the following ordinance:

AN ORDINANCE 37,073

ACCEPTING THE PROPOSAL OF ROY L. POPE AND SPILLERS COMPANY TO PERFORM CERTAIN FINANCIAL MANAGEMENT STUDIES AT SAN ANTONIO

INTERNATIONAL AIRPORT AND AUTHORIZING
PAYMENT THEREFOR OUT OF INTERNATIONAL
AIRPORT FUND 8-04.

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Mr. Tom Raffety, Director of Aviation, explained that the firm of Roy L. Pope and Spillers will make an internal survey of the mechanical procedures of records to eliminate duplication of procedures. The maximum cost will be \$3,750.00. Pope and Spillers have the current contract for outside auditor and it will take about three weeks to complete the job and Mr. Raffety recommended acceptance of the proposal.

After consideration on motion of Dr. Calderon, seconded by Mr. Trevino, the ordinance was passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Gatti.

68-411

The Clerk read the following ordinance:

AN ORDINANCE 37,074

ACCEPTING THE LOW BID OF HOWARD STICH UTILITY CONTRACTOR FOR THE RELOCATION OF SEWERS, I. H. 37, R.O.W. ACCOUNT 9015-12-2; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR SUCH WORK; APPROPRIATING \$77,099.70 OUT OF SEWER REVENUE FUND 204-02 PAYABLE TO SAID CONTRACTOR; APPROPRIATING \$3,000.00 OUT OF THE SAME FUND TO BE USED AS A CONSTRUCTION CONTINGENCY ACCOUNT AND APPROPRIATING \$500.00 TO BE USED AS A MISCELLANEOUS EXPENSES CONTINGENCY ACCOUNT.

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Mr. Sam Granata, Director of Public Works, recommended that the low bid of Howard Stich be accepted. After the job is completed, the State of Texas will reimburse the City of San Antonio for the entire cost of the project.

After consideration on motion of Mr. Trevino, seconded by Dr. Calderon, the ordinance was passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Gatti.

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68-411

The Clerk read the following ordinance:

AN ORDINANCE 37,075

ACCEPTING THE LOW BID OF N-L LEASE SERVICE, INC. FOR SEWER RELOCATIONS, I. H. 37, R.O.W. ACCOUNT 9015-12 -3; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR SUCH WORK; APPROPRIATING \$46,120.22 OUT OF SEWER REVENUE FUND 204-02 PAYABLE TO SAID CONTRACTOR; APPROPRIATING \$2,000.00 OUT OF THE SAME FUND TO BE USED AS A CONSTRUCTION CONTINGENCY ACCOUNT AND APPROPRIATING \$250.00 TO BE USED AS A MISCELLANEOUS EXPENSES CONTINGENCY ACCOUNT.

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Mr. Sam Granata, Director of Public Works, recommended the acceptance of the low bid of N-L Lease Service, Inc., a local contractor. The State of Texas will also reimburse the City the entire cost upon completion of the job.

After consideration on motion of Mr. Trevino, seconded by Mr. Hill, the ordinance was passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Gatti.

68-411

The Clerk read the following ordinance:

AN ORDINANCE 37,076

MANIFESTING AN AGREEMENT WITH ALFRED F. BEYER AND JOHNSON W. SMITH, A PARTNERSHIP, D/B/A CASA RIO MEXICAN FOODS, TO EXTEND THE PRESENT CONTRACT FOR USE OF A PORTION OF THE BEAUTIFIED SECTION OF THE SAN ANTONIO RIVER IN CONJUNCTION WITH A RESTAURANT OPERATION, FOR AN ADDITIONAL ONE-YEAR PERIOD, UPON THE SAME TERMS AND CONDITIONS.

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Mr. Bob Frazer, Director of Parks and Recreation, explained the ordinance and stated that the rates have been approved by the Riverwalk Commission. To a question by Mr. Hill as to why the contract was being made for only one year, it was explained that the schedule of fees were set at a low figure to entice development along the river bend. At a later time the Riverwalk Commission will recommend a higher schedule of fees. Development is proceeding at a satisfactory rate; however, it will be at least two years before a new schedule of fees will be considered.

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After consideration on motion of Mr. Jones, seconded by Mr. Trevino, the ordinance was passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Gatti.

68-411 The following ordinance was explained by Mr. Francis Vickers, Director of the Convention Facilities, and on motion of Mr. Trevino, seconded by Mr. Hill, was passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Gatti.

AN ORDINANCE 37,077

APPROPRIATING THE SUM OF \$10,000.00 OUT OF THE GENERAL FUND, PAYABLE TO PHILLIP J. SHERIDAN, AS REIMBURSEMENT FOR THE GOOD FAITH PERFORMANCE DEPOSIT WHICH WAS SUBMITTED WITH HIS BID IN CONNECTION WITH THE FOOD AND BEVERAGE CONCESSIONS CONTRACT AT THE CONVENTION CENTER.

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68-411 The following ordinance was explained by Mr. George D. Vann, Jr. Director of Housing and Inspections and after consideration on motion of Mr. Torres, seconded by Mr. Trevino, was passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Gatti.

AN ORDINANCE 37,078

GRANTING PERMISSION TO W. F. CASTELLA TO CONSTRUCT AN EIGHT-FOOT FENCE AROUND HIS PARKING LOT LOCATED AT 1039 W. HILDEBRAND AVENUE.

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68-411 Mr. W. R. Castle, Assistant General Manager of the San Antonio Transit System, explained the following ordinance:

AN ORDINANCE 37,079

AUTHORIZING THE TRANSIT BOARD OF TRUSTEES OF SAN ANTONIO TO SELL THIRTY BUSES, AND DECLARING AN EMERGENCY.

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After consideration on motion of Dr. Calderon, seconded by Mr. Hill, the ordinance was passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Gatti.

68-411 The following ordinance was explained by Mr. Bob Frazer, Director of Parks and Recreation and on motion of Mr. Hill, seconded by Dr. Calderon, was passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Gatti.

AN ORDINANCE 37,080

AUTHORIZING THE CITY MANAGER TO EXECUTE A TWO-YEAR RENTAL CONTRACT WITH THE SAN ANTONIO GOLF ASSOCIATION FOR A 265 SQUARE FOOT ROOM LOCATED IN THE BRACKENRIDGE GOLF COURSE CLUB HOUSE AT A MONTHLY RENTAL OF \$65.00.

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68-411 The Clerk read the following ordinance:

AN ORDINANCE 37,081

AUTHORIZING ACCEPTANCE OF A FRANCHISE FROM THE CITY OF LEON VALLEY PURSUANT TO WHICH THE CITY OF SAN ANTONIO WILL PROVIDE TRANSPORTATION AND TREATMENT OF SEWAGE FROM AND CERTAIN MAINTENANCE IN A PORTION OF THE CITY OF LEON VALLEY.

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Assistant City Manager, Ancil Douthit, stated that this formalizes the previous action of the Council. Leon Valley has passed an ordinance agreeing to this franchise and now the City must pass an ordinance approving the franchise.

Dr. Calderon asked for clarification with respect to maintenance of the sewer lines as he saw in the paper where the City would maintain the lines at no cost. He asked if the sewer charge was sufficient to pay for collection, transportation and maintenance.

City Manager, Gerald Henckel, stated that the franchise that was passed by Leon Valley, that is recommended for approval by the Council, is the franchise that was submitted by the City of San Antonio Staff which includes a \$1.00 per month per residence charge. This charge is over and above any charge for service that San Antonio gives anyone else. Leon Valley and the developer have agreed to this charge and it is in the franchise and will be

collected by the City Water Board.

On motion of Mr. Jones, seconded by Mr. James, the ordinance was passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino, Hill; NAYS: Torres; ABSENT: McAllister, Gatti.

68-411 POLICE DEPARTMENT PROCEDURES DISCUSSION

Mr. Torres: I just want to inquire of Mr. Henckel, in view of on the matter of proceedings at the Police Department. The fatality rate exceeded what it was at the same time last year?

Mr. Henckel: Yes, as of yesterday evening, we have 110 traffic fatalities, which is a new record for our City. It exceeded our total of a 109 for the entire year, 1967.

Mr. Torres: I have inquired of a number of police officers, present and former, and of course I know that the problem is complex, but the suggestion I might make to you was the biggest complaint that has come to my attention. It is the procedure for handling on a busy night, like a Friday or Saturday night, the DWI arrests. I understand if an officer makes an arrest on Bandera and St. Cloud, he has to leave the area to bring the man in, book him, Paper work and all that would take about three to four hours. The delay is especially caused if the defendant's car is driveable. The officer has to use that car and leave the patrol car at the scene.

I am going to suggest that we re-evaluate that particular policy in that I don't think that a police officer should run the risk of having to drive another man's car. I think that he ought to be able, whether the man's car is driveable or not, to drive his patrol car in because there is another delay in getting a ride back out to the location. This may seem trivial, however, I do find that a number of police officers, through my inquiry, that are concerned about the fact that in waiting for a ride, waiting to have to do the paper work, they do lose three or four hours away from the area. Sometimes the area remains unmanned without a patrol out there.

I want to make another suggestion, like on busy nights, if we could come up with ten or fifteen extra cars, throughout the City, that would do nothing but pick up the people who are arrested. They could go out and relieve an officer or bring him in. I would like you to look into it. Speak to Chief Bichsel, and see what he thinks about it. I would like to see us take some action in this regard.

Mr. Henckel: Can't do anything but agree with your comment. I will get with the Chief. There is no reason why we should have an officer removed from his district to take a DWI in. I am sure there is another way we can do it.

Mr. Torres: Could we come up with, I know we have an automobile shortage

Mr. Henckel: We do not have an automobile shortage. We have a shortage of manpower to man the automobiles. Cars are available.

Mr. Jones: How many paddy wagons do we have?

Mr. Henckel: I think we have four in operation. They could be used.

Mr. Torres: There again, with reference to the automobile of the accused, would it be possible, leave his car at a nearby service station and have him billed.

Mr. Henckel: I think the proper thing to do would be to have the car towed into the City pound. If there is not anyone available, or if the officer cannot make a call for the party so that the car can be picked up while he is still there, then it should be towed in. We have two problems. We can't leave it on the street because of jeopardy to other vehicles and the liability if something should happen. A wrecked car should be towed in, but if it is not disabled, it should still be towed in for protection of the owner of the car.

Mrs. Cockrell: Would you get us a report on this and a recommendation?

Mr. James: While we are talking about records being broken, there is unprecedented thievery going on. Can we do something to crack down on the fences who receive this stolen property?

Mr. Henckel: I am not familiar enough on the subject to talk intelligently about it. It seems that it would be logical, that if we are having a problem in this area over the normal, that we should take some steps.

Mr. James: At churches, schools, every night there is a burglary.

Mrs. Cockrell: Since this matter has been brought up, will you get us the information as to the rate of increase in thefts.

Mr. Jones: Most of the property stolen leaves San Antonio.

Mr. James: I feel that if we crack down on these fences, it will help.

Mr. Henckel: It may be we have not concentrated on the right place. If they can't dispose of it, they won't steal it.

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68-411

FLATO CONNORS NEIGHBORHOOD COUNCIL

Mrs. Cockrell: Mr. Granata, last night at a neighborhood meeting, the Flato Connors Neighborhood Association were quite concerned because the San Antonio River, which is very close to them is not being properly maintained in so far as cutting the weeds and grass.

Now that would come under our Public Works Department, is that right? They will be contacting you. I think we should be re-viewing from time to time what our maintenance program is in the river. I know that when the ground is wet, the heavy equipment cannot get in and we get behind on the schedule.

Mr. Granata: On one of the items this morning, a tractor-dozer was purchased. That will help the program.

Mr. Trevino: What are we doing about rats?

Mr. Granata: Sir, I will have to defer that to the Health Department. I am not doing anything about rats.

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68-411 CITIZENS TO BE HEARD:

Mr. Raul Rodriguez, 719 Delgado, spoke to the Council about his complaint of last week that the action of the Minimum Housing Inspectors had caused Mrs. Ramona Flores, 119 Hedges, to move out of her home. The following discussion took place:

Mr. Rodriguez: It is a real pleasure to see you Mrs. Cockrell, acting as Mayor. I hope that after the next election, perhaps you will be sitting there in your own right. Now, Mr. Torres, I will ask you for a favor. I would like for you to obtain the minutes of the last meeting, transcribed, especially, my address to the City Council. I have been quoted wrong. I have had words put in my mouth. I would like to have the minutes so that I can correct those errors.

Mrs. Cockrell: Mr. Inselmann, would you transcribe from the tape, the statements Mr. Rodriguez made, and furnish him with a copy. Please contact Mr. Inselmann, on this Mr. Rodriguez.

Mr. Rodriguez: Now first, Mrs. Cockrell, I brought up the case of the sick lady. I would like to ask you if I asked you to go with me to the house. Did you communicate with me at any time.

Mrs. Cockrell: No.

Mr. Rodriguez: The article alleged that I did not answer repeated calls for two days. "After two days of persistent requests, Mr. Rodriguez agreed finally." I had no request from you. No communication whatsoever directly from you.

Mrs. Cockrell: Mr. Barker called you at my request.

Mr. Rodriguez: I am asking about you. I am talking about you. I did have a call from the City Manager's Office asking to go with you to the lady's house. Now I had another call through the lady reporter. I did not refuse to give her the information. I asked for time to go up to the lady. The lady is old and sick. She has a right to her privacy. I have no right to take people, anybody I want to her bedroom, to her sick room, like it was Grand Central Station. The lady is sick, with extreme old age

and is sick with Lukemia. She needs peace and quiet. Since all this uproar, she had a picture in the paper and half the family is in dissension, she is sick. She told me last night they are going to take her to the hospital. That was my only intention in avoiding any trouble for the lady because in such a condition, I was fearful of causing her any uncomfot whatsoever. That was my only intention. I do not come here to make charges and run away. I never have done it and never will.

Now, I gave the reporter the address of the lady at eight o'clock and up to that time and the time that you came to City Hall to check on my allegations, there was plenty of time to remove records. You and I both are not naive and we know how these things are done. So quite naturally, the inspectors will protect themselves. If I was in their place, perhaps I would do the same thing. Anyway, as far as the Health Department, I never mentioned anything about the Health Department. The Health Department, as far as I know, only takes part when a house is about to be demolished and that is all I know about it. There are no records at the Welfare Department because the incident happened about a year and a half ago. They said it would cause the lady to leave her house and go live in a trailer house for a year. This happened a year and a half ago. The lady has been on Welfare only for the last three or four months. Naturally, the Welfare Department would not have any records about her complaint.

Now according to the Mayor, the inspectors are not harrassing anybody. No old ladies. I have a clipping cut from Hot Line, which I would like to place in the record. It says, "What kind of a City government is it that forces an old woman who is living on \$32.00 a month Social Security and supporting a mentally retarded daughter to paint her house and put on new screens or else be severely penalized. Is this what we call democracy and freedom? Is this our aid to the poor?" It is signed by Frank Dominguez. And the answer is "The City calls it maintaining housing standards." I didn't have any hand in that. There are, many, many cases that happen and it is very difficult to know about them because the people affected do not have anybody to speak for them. They just take it and suffer. And since I have taken up the defense of those people who are ignorant, poor and voiceless, worse off than I am, I do the best I can to secure justice and respect for rights.

On October 9, 1967, there was a meeting at the Inman Christian Center and it is a long article. I will just read part of it. It says, "The meeting house at Inman was filled to capacity with many late comers standing. After officials of the City Inspection Division and the legal aid office made a presentation, an interesting as well as controversial question and answer period was conducted." They had a lawyer from the legal aid office who told us about quite a few pitiful things that happened. He said, I quote, "As a rule, when an inspector leaves a home, the home repairman appears and would offer to do the job, asking you to sign the contract in order to check the credit. In fact she will be getting you to sign the lien on your home. And if you just miss one payment, she will be able to throw you out of your house." Now, there is a suspicion in my mind very

deep that the inspectors are working in cahoots with these home improvement repairmen. It will be very difficult to prove. I would have to set a trap. The coincidence is very difficult to explain. I have often asked that the inspector double back and check on the people that they demand repair their homes to see that they are taken care of. That they are charged a fair price. That they are not robbed. If the City can afford to send ten men to a certain part of town to harrass the people and set them up for these crooks and thieves, I believe that they should take more care of the citizens because the officials are supposed to protect the citizens, not persecute them.

I don't want to take too much time, but I have taken up this work, this time. It is costing, nobody pays me. Very few appreciate it and I can't understand for the soul of me why I am hated because I obey the law of God. I hope the Lord forgives those who persecute me because I am trying to do my duty. That is all.

Mrs. Cockrell: I want to clarify several statements that have been made, Mr. Rodriguez. After making the call on the lady, I made every effort to verify the facts of the case. One part of the story as I understood it was that the building inspector was alleged to have called sometime in the spring of 1967, about a year and one half ago, I believe you said. As a result of that, the elderly lady had to move out of her home and live with her daughter and therefore away from her home till about November, when her daughter came back from Chicago. Mr. Barker, will you come up for just a moment. Did I ask you to check with the utility companies to see whether the utilities had been disconnected in the spring of 1967 at that address?

Mr. Brooks Barker: Yes, I checked with the City Public Service Board and the City Water Board. The records at City Water Board showed that this account had never been discontinued and the meter readings reflected that someone was using water there. I can't say who it was, but the account was never closed. It never was delinquent and in fact no deposit was required of this account. The City Public Service Board stated that at no time has the service been disconnected at that address. This doesn't prove that this woman was a resident there, but it certainly proves that someone was.

Mrs. Cockrell: Yes, it is of course possible that the house was rented, or something else, but there was no discontinuation of service.

Mr. Rodriguez: I know, because I went. The first time I went to the house, the lady I know, because I talked to her once in a while. I can't be sure of the dates because, naturally, how could I remember all the things. I went to the house and into the house. Her furniture was gone. She wasn't there. Her bed wasn't there. Not once, but three times, because she has relatives and one of her sons was in the house and stored some furniture. There is a mattress factory next door who was storing supplies for the manufacturer in there. The lady's television was still there and one of her sons wanted me to repair it but didn't have the money. So there was somebody in the house. It was used to store

materials if the lady was not there. I never did see the lady again until they called me to repair the television and she had moved back. This is a matter that affects many lives, Mrs. Cockrell. Her daughter was willing to come with me this morning and testify that she was not quoted right. She said it is a flat lie, the way she was quoted. That is what the lady said. In fact she was quite indignant. But the mama is sick. She told me last night, she gets so sick, she gets these spells. She has to get shots, I don't know what they have to do, but I am very concerned about what is done to people. We don't respect property rights. I am sorry to have caused so much dissension and some controversy, but it has to be done and whatever happens, I will continue to do it.

Mrs. Cockrell: As a City Council, we also have a certain responsibility to our City employees. And you know, when a charge is made against a group of our employees, it reflects on all of them until it is substantiated or not. We have an entire group of employees who are employees employed in our Housing and Inspections Department and each time there is a blanket criticism made, then all of those employees are under a cloud until the matter is cleared.

Mr. Rodriguez: It would be very useful if some sort of checking system on the employees was put in. If you go to a bank to try to get a job, they make you take lie detector tests periodically. The inspector has a lot of power over business property, they can ruin a man.

Mr. Torres: Hold on. You know I'll listen to you, the rest of the Council will. I want to agree with you, but don't go too far. Don't start talking about lie detector tests. We are not going to suggest, as long as I am on this City Council, I mean we start talking about lie detector tests for City employees, we are getting to something that is absolutely an anathema. This is something that is completely wrong, these things belong to the outlaws.

Mr. Rodriguez: There have been accidents. A building fell in the County. There have been accidents at Baptist Memorial Hospital where eleven people were hurt. I have talked to people in the construction business who tell me that they don't put enough steel in the cement. That they put strand steel. That the inspectors many times don't go inspect. Now how can I prove this. The little people tell me, "We build a cement floor and after a little while they all crack because they don't have enough metal in there." Now as long as you know, you know the overpass on Commerce Street, it was a concrete failure, I don't think it was. I think it was a man failure. Sometime ago I told Councilman Calderon a story, about twenty months ago, in the office of Father Casso.

Mr. James: I just want to ask Mr. Vann a question. What is our standard procedure in dealing with people of insufficient income, relative to Minimum Housing standards.

Mr. Vann: We make our inspections and at that time ask the people various questions as to their background, their income, their family all the way down, whether they are on a fixed income, be it Social Security or pension or any other type of income. We ask them whether they are home owners or tenants, in an attempt to get as much sociological background as we can to determine whether the person is what we would call a hardship case. Now our files, as I stated last week, are full of hardship cases. I have invited Mr. Rodriguez repeatedly to come into our office and give me any address that he wanted and we would check the file, I would be there with him. He somewhat accused us of hiding the file. I did not know the address of this particular building until Mr. Barker came over there, and it so happens that I was out of the office. He contacted my Administrative Assistant. Mr. Barker, together with my Administrative Assistant, walked over to the files and looked through the files. There was no file there. No record that we had been in this area since 1965. None of my inspectors have been in this area since 1965.

Mr. Jones: I would like to take a moment to tell the Council that the Mayor's Advisory Committee of Housing met yesterday afternoon in line with the overall housing problem in San Antonio. In attendance were representatives of FHA, the Urban Renewal Agency, the Housing Authority, the Home Builders Association, and the San Antonio Real Estate Board, as well as Mrs. Cockrell and myself. Mr. George Vann was there also and made a report similar to that he just gave Reverend James. So the Council is concerned, the people who are in the business of housing, the Housing Authority is quite concerned about people, the Urban Renewal Agency has the responsibility for relocating people that are displaced by governmental action, including Minimum Housing. So I would like for the Council to know that we are concerned and are attempting under the laws under which we operate to do the best job that we can for the citizens of San Antonio. We are having a complete report made of the meeting yesterday. We will meet in January and again in March to help with the vast government programs that we have available to us, the new programs that we are trying to understand, the counseling service that FHA now has under observation. With all these things we are trying to establish lines of communication to work one with the other to make sure that we are utilizing all the programs that are available to us in an attempt to overcome some of the criticisms that Mr. Rodriguez is continuously bringing to our attention. He doesn't realize it, but we are cognizant of these problems. We are attempting to work up solutions for home improvement contractors, something that we have studied and will continue to study. It goes much beyond the matter of a simple contract of remodeling. It has to do with the savings institutions and mortgage bankers that buy this paper. It has to do with education. Working for the benefit of these people to make certain that these people do not sign blank contracts. It is not something that Mr. Vann can do, it is something that we all are going to have to work on.

Mr. Torres: Because the Model Cities Program is concerned with the housing problem, perhaps the analyst on housing for the program should be on the Committee.

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Mr. Jones: Yes. At the January meeting we plan to have the Model Cities to make a report on housing.

68-411 NEW ADMINISTRATIVE ASSISTANT

City Manager, Gerald Henckel, introduced the newest member of his staff, Administrative Assistant, Michael Bruner. Mr. Bruner is a graduate of the University of Houston with a degree in Political Science. He has just completed three years of military service. He will work out of the City Manager's Office and his services are available to the City Council.

68-411 The Clerk read the following letter:

November 19, 1968

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

Gentlemen and Madam:

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

- 11-7-68 Petition of Mr. Robert L. Kuhn, Airport Security Parking, requesting permission to retain a 7 foot security fence around property located at 1106 Halm Boulevard and described as Lot 48, Block 3, NCB 8675.
- 11-7-68 Petition of Mr. W. F. Castella requesting permission to construct an 8 foot fence around the parking lot at 1039 W. Hildebrand Avenue.
- 11-15-68 Petition of Ms. Isabel Wefing Wood requesting special permission to use Lots 8, 9, 10, Block 19, NCB 8515 located at the intersection of Somerset Road and Wagner Street for an automobile junk yard.
- 11-19-68 Petition of Milton Clausewitz, 1301 Somerset Road requesting permission to erect an 8 foot chain-link fence at 1301 Somerset Road for security purposes.

J. H. INSELMANN
City Clerk

November 21, 1968

-19-

68-411

There being no further business to come before the Council, the meeting adjourned.

A P P R O V E D:

W. M. McAllister
M A Y O R

ATTEST:

J. H. Shurleman
C I T Y C L E R K

November 21, 1968

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