

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, JULY 17, 1969 AT 8:30 A.M.

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The meeting was called to order by the presiding officer, Mayor Pro-Tem Mrs. Lila Cockrell, with the following members present: CALDERON, BURKE, JAMES, COCKRELL, TREVINO, HILL, TORRES; Absent: McALLISTER, NIELSEN.

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69-32 The invocation was given by Rev. C. Don Baugh, San Antonio Council of Churches.

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The minutes of the July 3, 1969 Council meeting were approved.

- - -  
69-32 Mr. Thomas Raffety, Director of Aviation, explained the following ordinance, and on motion of Mr. Hill, seconded by Mr. Trevino, was passed and approved by the following vote:  
AYES: Calderon, Burke, James, Cockrell, Trevino, Hill, Torres;  
NAYS: None; ABSENT: McAllister, Nielsen.

AN ORDINANCE 37,682

ACCEPTING THE LOW BID OF MEADER CONSTRUCTION COMPANY, INC. FOR CONSTRUCTION OF CERTAIN STORM SEWER IMPROVEMENTS AT THE INTERNATIONAL AIRPORT; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR SAID WORK; APPROPRIATING THE SUM OF \$6,925.00 OUT OF AIRPORT REVENUE FUND 8-01, TRANSFERRING SAME TO BUDGET ACCOUNT 12-02-02 AND AUTHORIZING PAYMENT OF \$6,625.00 TO MEADER CONSTRUCTION COMPANY, INC. AND \$300.00 TO BE USED AS A MISCELLANEOUS EXPENSES CONTINGENCY ACCOUNT.

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Mr. Torres inquired about a report concerning the baggage conveyor belt at the airport which is apparently in need or repair.

Mr. Thomas Raffety, Director of Aviation, explained that the baggage conveyor was installed by Jones Industries and is a new concept for handling baggage, but apparently did not work out very well. He reported that the drive motors will be replaced which will improve or solve the problem. He stated that the guarantee had run out, however since there is a question of the actual expiration date, he would recheck it and advise Councilman Torres.

Councilman Torres inquired about police protection at the airport and the report that there is quite a bit of thefts of baggage.

Mr. Raffety stated that he has asked that all thefts be reported to his office and only one has been reported. Contrary to reports, security guards at the airport do have power under the City Code to arrest persons within the boundaries of the airport. The security guards call the Police Department when an arrest is made to transport persons downtown.

Mr. Torres then stated there was not in fact thirty thefts a day or a lack of police protection at the airport as reported and felt that this should be made known as there has been quite a bit of confusion and misconception because of the newspaper report.

Mr. Torres then stated this could have possibly been avoided if Mr. Raffety had spoken to the newspaper reporter when she inquired about this matter.

City Manager Henckel advised that the policy of delaying an answer to questions from 'Hot Line' or 'Action Line' until the matter is investigated is because in many cases the person giving the information does not always know the whole story and by giving the wrong information would create confusion. In this manner the complaint which the City wants to know about can be checked and corrected as well as reporting the correct information to the newspaper reporters. This policy does not in any way prevent any department head from discussing matters with reporters.

July 17, 1969

69-32

The Clerk read the following ordinance.

AN ORDINANCE 37,683

SETTING A DATE, TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED ANNEXATION OF 2.02 ACRES OF LAND BY THE CITY OF SAN ANTONIO AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO PUBLISH NOTICE OF SUCH PUBLIC HEARING.

\* \* \* \*

Mr. Steve Taylor, Director of Planning, explained that the proposed annexation is a 2.02 acre tract of land known as Zuercher Property which the owners, Henry H. and M. L. Zuercher, had requested primarily in order to receive garbage service for a mobilehome park.

The property is located southwest of the City north of U. S. Hwy. 81 South. The public hearing on the proposed annexation will be held on July 31, 1969 at 10:00 A.M.

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

69-32

The Clerk read the following ordinance.

AN ORDINANCE 37,684

SETTING A DATE, TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED ANNEXATION OF 0.345 ACRES OF LAND BY THE CITY OF SAN ANTONIO AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO PUBLISH NOTICE OF SUCH PUBLIC HEARING.

\* \* \* \*

Mr. Steve Taylor, Director of Planning, explained that the property is adjacent to the City Limits and known as University Estate Subdivision, Unit 2. The proposed action is being taken at the request of the developer, H. B. Zachry Properties.

July 17, 1969

-3-

It was brought out that this is just one small piece of land being annexed out of a large tract.

Councilman Trevino felt that the whole tract should be annexed as this would create a pocket of land adjacent to the City. He objected to annexing just small pieces of land.

After discussion, Mr. Hill made a motion that the ordinance calling a hearing for the 31st day of July, 1969 at 10:00 A.M. be adopted. The motion, seconded by Dr. Calderon, failed by the following vote: AYES: Calderon, Burke, Cockrell, Hill; NAYS: Trevino, Torres; ABSTAINING: James; ABSENT: McAllister.

City Manager Henckel suggested to the City Council that there is a need for the Council to review the city limits line. He agreed that small and piecemeal annexations establishes isolated pockets of land and create problems for the Fire and Police Departments. The present policy is to go along with developers who want to come into the City but they should also check the land in between and possibly annex more than what is being requested. He stated a report on annexations will be furnished members of the City Council.

Councilman Torres suggested that instead of starting an annexation procedure practically every week, they could be submitted periodically, perhaps every three or six months.

Later in the Council meeting, Reverend James stated he had abstained from voting on the foregoing ordinance as he was out of the room and did not hear the discussion and was willing to have the matter reconsidered.

Rev. James then made a motion that the Council reconsider its action on the ordinance setting a public hearing to annex 0.345 acres of land. Seconded by Mr. Hill, the motion to reconsider the ordinance prevailed by the following vote: AYES: Calderon, Burke, James, Cockrell, Hill; NAYS: Trevino, Torres; ABSENT: McAllister, Nielsen.

Planning Director Steve Taylor then again reviewed the proposed annexation.

On motion of Dr. Calderon, seconded by Mr. Hill, the foregoing ordinance no. 37684 was passed and approved by the following vote: AYES: Calderon, Burke, James, Cockrell, Hill; NAYS: Trevino, Torres; ABSENT: McAllister, Nielsen.

July 17, 1969

69-31

The Clerk read the following ordinance.

AN ORDINANCE 37,685

SETTING A DATE, TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED ANNEXATION OF 44.8099 ACRES OF LAND BY THE CITY OF SAN ANTONIO AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO PUBLISH NOTICE OF SUCH PUBLIC HEARING.

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Mr. Steve Taylor, Director of Planning, explained that the property is known as El Dorado Hills, Unit 1 and 2, and is being requested by the owner, Community Properties. The public hearing will be held on July 31, 1969 at 10:00 A.M.

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

69-31

The Clerk read the following ordinance.

AN ORDINANCE 37,686

DETERMINING THAT THE PREMISES LOCATED AT 214 ODELL STREET CONTAINS OR CONSTITUTES A CONDITION WHICH IS DEEMED A NUISANCE, A FIRE, HEALTH AND SAFETY HAZARD, AND DIRECTING THE CITY ATTORNEY TO FILE SUIT IN A COURT OF COMPETENT JURISDICTION TO HAVE THE NUISANCE ON SAID PREMISES ABATED AND TO HAVE THE COST OF SUCH PROCEEDINGS AND ABATEMENT ASSESSED AGAINST THE OWNERS OF SAID PREMISES.

\* \* \* \* \*

Mr. George Vann, Director of Housing and Inspections, stated the property is owned by Mr. James Lebruce who was notified of the hearing this morning by certified mail.

He stated this is a vacant one story wooden structure in a run-down, damaged and decayed condition. He reviewed the efforts to try to have the nuisance abated and recommended that the Council declare the premises to be a nuisance under the dangerous premises ordinance.

Neither the owner nor his representative was present for the hearing.

July 17, 1969

-5-

On motion of Dr. Calderon, seconded by Mr. Hill, the ordinance was passed and approved by the following vote:  
 AYES: Calderon, Burke, James, Cockrell, Trevino, Hill, Torres;  
 NAYS: None; ABSENT: McAllister, Nielsen.

69-31

The Clerk read the following ordinance.

AN ORDINANCE 37,687

DETERMINING THAT THE PREMISES LOCATED AT 2429 S. LAREDO CONTAINS OR CONSTITUTES A CONDITION WHICH IS DEEMED A NUISANCE, A FIRE, HEALTH AND SAFETY HAZARD, AND DIRECTING THE CITY ATTORNEY TO FILE SUIT IN A COURT OF COMPETENT JURISDICTION TO HAVE THE NUISANCE ON SAID PREMISES ABATED AND TO HAVE THE COST OF SUCH PROCEEDINGS AND ABATEMENT ASSESSED AGAINST THE OWNERS OF SAID PREMISES.

\* \* \* \*

Mr. George Vann, Director of Housing and Inspections, stated the property is owned by Mr. Charlie Atkin who was notified of the hearing this morning by certified mail.

He stated this is a vacant one story wooden structure in a run-down, damaged and decayed condition. He reviewed the efforts to try to have the nuisance abated and recommended that the Council declare the premises to be a nuisance under the dangerous premises ordinance.

Neither the owner nor his representative was present for the hearing.

On motion of Mr. Hill, seconded by Dr. Calderon, the ordinance was passed and approved by the following vote:  
 AYES: Calderon, Burke, James, Cockrell, Trevino, Hill, Torres;  
 NAYS: None; ABSENT: McAllister, Nielsen.

69-31

ZONING HEARING:

Mayor Pro-Tem Lila Cockrell advised the applicant in Zoning Case 3627, Mr. Joe Dalmolin, that his case is an appeal case and needs seven affirmative votes to rezone the property and asked if he would like to have the hearing postponed.

Mr. Dalmolin asked that the hearing be postponed to August 21, 1969.

The Council agreed to postpone the hearing to August 21, 1969.

July 17, 1969

-6-

a. First heard was Zoning Case 3574 to rezone Lot 37, NCB 12883 from "A" Single Family Residence District to "R-4" Mobile Home District located between Creswell Drive and Loop 410, 250.40' south of the cutback line between Creswell Drive and Houston Street, having 372.90' on Creswell Drive and Loop 410 and a distance of 340.25' between Creswell Drive and Loop 410.

Mr. Steve Taylor, Director of Planning, explained the proposed change which the Planning Commission recommended be approved by the City Council.

It was brought out that the Planning Commission recommended that a six foot solid screen fence be provided along the west property line on Creswell Drive except for that portion of the property needed for access.

Also discussed was the possibility of requiring a fence on the south property line as well as placing a non-access easement on the property line facing on Creswell Drive.

No one spoke in opposition.

After discussion, Mr. Burke made a motion that the recommendation of the Planning Commission be approved with the provision that a six foot solid screen fence be installed along the west property line facing on Creswell Drive except for the portion needed for access into the property. Seconded by Mr. Torres, the motion, carrying with it the passage of the following ordinance, prevailed by the following vote: AYES: Calderon, Burke, James, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Nielsen.

#### AN ORDINANCE 37,688

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 37, NCB 12883, FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "R-4" MOBILE HOME DISTRICT SUBJECT TO A SIX FOOT SOLID SCREEN FENCE ERECTED ALONG THE WEST PROPERTY LINE FACING ON CRESWELL DRIVE EXCEPT FOR THE PORTION NEEDED FOR ACCESS INTO THE PROPERTY.

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July 17, 1969

-7-

b. Next heard was Zoning Case 3581 to rezone Lot 29A, Blk. 2, NCB 11966 from "A" Single Family Residence District to "B-3" Business District located on the southeast side of Isom Road, 184.0' northeast of Wolfe Road, having 120.73' on Isom Road and a maximum depth of 193.95'.

Mr. Steve Taylor, 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. Torres, seconded by Mr. Hill, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, Burke, James, Cockrell, Trevino, Hill, Torres; NAY: None; ABSENT: McAllister, Nielsen.

AN ORDINANCE 37,689

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 29A, BLK. 2, NCB 11966 FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT.

\* \* \* \*

c. Next heard was Zoning Case 3594 to rezone Lot 95, NCB 11544 from "A" Single Family Residence District to "B-3" Business District located on the southwest side of Bandera Road, 145.32' northwest of the cutback line to Wildflower Drive, having 145.00' on Bandera Road and a maximum depth of 215.53'. (Postponed from July 3, 1969)

Mr. Steve Taylor, Planning Director, explained the proposed change which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

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

AN ORDINANCE 37,690

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 DES-  
CRIBED HEREIN AS LOT 95, NCB 11544  
FROM "A" SINGLE FAMILY RESIDENCE DISTRICT  
TO "B-3" BUSINESS DISTRICT.

\* \* \* \*

d. Next heard was Zoning Case 3602 to rezone Lot 27, NCB 3030 from "D" Apartment District to "B-2" Business District located northwest of the intersection of W. French Place and Blanco Road, having 147.8' on West French Place and 141.05' on Blanco Road. (Request for rehearing June 19, 1969)

Mr. Steve Taylor, Planning Director, explained the proposed change which the Planning Commission recommended be approved by the City Council.

Mayor Pro Tem Mrs. Cockrell explained that this request for rezoning had previously been denied by the Council on May 15th. On June 19th, the Council granted a request for rezoning in Case 3602. It will require a simple majority of five ayes to approve the case this morning.

Mr. Kearny M. Albaugh, architect, presented site plans of the building that would be erected on this lot if the zoning change was approved. He stated that the building would contain a drive-in grocery, beauty shop and washateria. The structure would be in keeping with the surrounding area and would definitely be an asset to this neighborhood. Mr. Albaugh stated that at the previous hearing there were two neighbors within the 200 foot area that had objected to the rezoning. However, after they reviewed the plans they have withdrawn their objection.

No one spoke in opposition.

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

AN ORDINANCE 37,691

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 DES-  
CRIBED HEREIN AS LOT 27, NCB 3030 FROM  
"D" APARTMENT DISTRICT TO "B-2" BUSINESS  
DISTRICT.

\* \* \* \*

July 17, 1969

e. Next heard was Zoning Case 3612 to rezone the northeast 440' of Lot 4, NCB 13665, being that portion presently inside the City of San Antonio from "Temp. A" Single Family Residence District to "B-1" Business District located south of the intersection of Old Babcock Road (northeast and southwest) and Old Babcock Road (northwest and southeast); having 459.51' on Old Babcock Road (northwest and southeast) and a depth of 440'.

Mr. Steve Taylor, 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 Dr. Calderon, seconded by Mr. Torres, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, Burke, James, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Nielsen.

AN ORDINANCE 37,692

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 DES-  
CRIBED HEREIN AS THE NORTHEAST 440' OF  
LOT 4, NCB 13665, BEING THE PORTION  
PRESENTLY INSIDE THE CITY OF SAN  
ANTONIO.

\* \* \* \*

f. Next heard was Zoning Case 3616 to rezone Lot 16, NCB 12969 (9.921 acres) from "A" Single Family Residence District to "R-3" Apartment District located on the southwest side of Babcock Road, between Sunshine Ranch Road and Overbrook Drive, having 611.13' on Babcock Road and 409.78' on Overbrook Drive, and 163.79' on Sunshine Ranch Road.

Mr. Steve Taylor, Planning Director, explained the proposed change which the Planning Commission recommended be approved by the City Council.

Mr. George Kampmann, attorney representing the applicant, Mr. John Hendry, presented pictures showing the area now and presented completed plans for the proposed apartment complex which would be erected on this property. He explained that apartment complex would be the best use for this land as there is a natural drainage ditch which serves as a natural barrier on the West side of the property. There would be no access to Overbrook on the South portion of the property. He presented a letter from Morningside Manor to the South of the property which stated they had no objection to the apartment complex.

Mrs. William Huey, 366 Altgelt, opposed the rezoning because she felt this was strictly a residential area and that an apartment complex of this size would create additional traffic. Rather than build an apartment complex on subject property, the owners should be forced to clean up the property or else the City should buy it and develop the area which contains nine acres as a park for this section. She stated that she did not care for the six-foot wall which is to be erected on the South portion of the property.

Mr. John Hendry, the applicant, explained there would be no wall erected on the South property line.

Councilman Hill recommended that rather than a wall that a six-foot screen fence be placed on the South property line.

Mr. Reyes Lopez, 362 Altgelt also opposed the request for rezoning on the grounds that an apartment complex of this size would create too much traffic.

In answer to questions from the Council, Mr. Kampmann stated that the apartments would be one and two bedrooms in size and approximately 250 units built.

After further consideration, Mr. Burke made a motion to approve the request for rezoning subject to the erection of a six-foot solid screen fence along the south property line. Seconded by Mr. Hill, the following ordinance was passed and approved by the following vote: AYES: Calderon, Burke, James, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Nielsen.

AN ORDINANCE 37,693

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 DES-  
CRIBED HEREIN AS LOT 16, NCB 12969  
(9.921 ACRES) FROM "A" SINGLE FAMILY  
RESIDENCE DISTRICT TO "R-3" APARTMENT  
DISTRICT, SUBJECT TO THE ERECTION OF  
A SIX-FOOT SOLID SCREEN FENCE ALONG  
THE SOUTH PROPERTY LINE.

\* \* \* \*

f. Mayor Pro-Tem Mrs. Cockrell announced that since Councilman James would have to leave the meeting shortly, the Council would now hear Zoning Case 3631.

To rezone lots 1 and 3, Blk. 2, NCB 6086 from "B" Duplex Residence District to "R-3" Apartment District located on the east side of Home Street (Evans Street) 134' north

of East Magnolia Street, having 100' on Home Street and a depth of 170'. (Postponed from June 19, 1969)

Mr. Steve Taylor, Planning Director, explained the proposed change which the Planning Commission recommended be denied by the City Council.

Mr. Anthony Guajardo, the applicant, apologized for missing the previous scheduled hearing. He requested that this case be again postponed due to only seven Council members being present.

Mayor Pro-Tem Mrs. Cockrell stated that earlier in the meeting, the Council had ruled that Case 3631 would be heard this morning since the opponents were present and had been present two previous occasions.

Mr. Guajardo stated he would like to, for the record, show that he had requested postponement and the Council had not taken a vote on his request. Mr. Guajardo explained he had spent considerable time and money in preparation for this request and stated there were other apartments in the surrounding area.

Mrs. J. McCurdy, 147 Postwood, objected to the rezoning and stated that Home Street was much too narrow to handle additional traffic and this apartment would back up to a number of residences facing East Magnolia. The alley on the north side of the subject property was too narrow for traffic. There would not be sufficient access to the proposed apartments.

Mrs. Cecil Beck, 1420 N. McCullough, also spoke in opposition to the request for rezoning.

After further consideration, Mr. Hill made a motion to uphold the recommendation of the Planning Commission and deny the request for rezoning. Seconded by Mr. James, the motion prevailed by the following vote: AYES: Calderon, Burke, James, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Nielsen.

g. Next heard was Zoning Case 3620 S.R. to rezone Lot 16, NCB 12064 from "Temp. A" Single Family Residence District to "I-2" Heavy Industry District for manufacturing and storage of insecticides and plant food located on the northwest side of Wetmore Road and a depth of 420'.

Mr. Steve Taylor, 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. Torres, seconded by Dr. Calderon, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, Burke, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, James, Nielsen.

AN ORDINANCE 37,694

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 16, NCB 12064 FROM "TEMP. A" SINGLE FAMILY RESIDENCE DISTRICT TO "I-2" HEAVY INDUSTRY DISTRICT.

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h. Next heard was Zoning Case 3633 to rezone Lot 26, Blk. 21, NCB 3685 from "C" Apartment District to "B-2" Business District located on the east side of Cupples Road, 175' north of Apperson Avenue, having 100' on Cupples Road and a depth of 293.5'.

Mr. Steve Taylor, 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. Torres, seconded by Mr. Hill, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, Burke, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, James, Nielsen.

AN ORDINANCE 37,695

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 26, BLK. 21, NCB 3685 FROM "C" APARTMENT DISTRICT TO "B-2" BUSINESS DISTRICT.

\* \* \* \*

i. Next heard was Zoning Case 3641 to rezone the west 30' of the east 50' of Lot 15, Blk. 3, NCB 11257 from "B" Duplex Residence District to "B-3" Business District located on the south side of S. W. Military Drive, 1370' west of Bynum Avenue, having 30' on S. W. Military Drive and a depth of approximately 412'.

Mr. Steve Taylor, Planning Director, explained the proposed change which the Planning Commission recommended be approved by the City Council.

Mr. W. H. Friar, representing the applicant, explained that when this property was purchased, he assumed that it had been zoned for commercial use as there are a large number of lots in this area that have businesses on them. He stated that the rezoning was needed in order to comply with the existing lots that would be used for office space and temporary storage of plumbing fixtures, and salvage from Government buildings. There would be no outside storage. The area has already been asphalted in front to provide parking as well as in the rear of the existing structure.

Mrs. Arthur Erdman, operator of a trailer park, and within the 200 foot distance of subject property opposed the rezoning on the grounds that the plumbing fixtures would include commodes which the applicant would store on the property would be unsightly. She explained that she and her husband had purchased the trailer camp recently and were planning on extensive renovation.

In answer to question from the Council, Mr. Friar stated that the rear of the lot which is over 400 feet deep, would not be used for his operation. Although the lot is only 30 feet wide, they had tried to purchase additional land adjoining the subject property, however, the owners would not sell. He stated that the storage of plumbing fixtures and light fixtures would be temporary and what they did not sell, they would turn over to the Singleton brothers who operate four lumber yards throughout the City.

Mr. Burke make a motion to uphold the recommendation of the Planning Commission and grant the rezoning. Seconded by Mr. Hill, the motion failed by the following vote: AYES: Cockrell, Burke, Hill, Torres; NAYS: Calderon, Trevino, ABSENT: McAllister, Trevino.

j. Next case heard was Zoning Case 3646 to rezone Lot 17, NCB 12064 from "Temp. A" Single Family Residence District to "I-1" Light Industry District located on the northwest side of Wetmore Road, 878.55' northeast of Bitters Road, having 409.71' on Wetmore Road and a depth of 420'.

Mr. Steve Taylor, 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 Dr. Calderon, seconded by Mr. Torres, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, Burke, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, James, Nielsen.

AN ORDINANCE 37,696

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 17, NCB 12064 FROM "TEMP. A" SINGLE FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT.

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k. Next heard was Zoning Case 3653 to rezone Lot 58, Blk. 2, NCB 8417 from "A" Single Family Residence District to "R-3" Apartment District located southeast of the intersection of Sherwood Drive and Vance Jackson Road and 410' on Sherwood Drive.

Mr. Steve Taylor, Planning Director, explained the proposed change which the Planning Commission recommended be approved by the City Council.

Mr. Leonard Gittinger, representing the applicants, explained that the expressway has changed this neighborhood and there are many apartment complexes in the immediate vicinity along Vance Jackson Road. There are seventeen property owners living within the 200 foot radius who were in favor of change in zoning.

Mr. Leland Kuhre, 203 Greenlawn, stated he represented the union of Greenlawn Estates, all who opposed the request for rezoning. He stated the area was not transitional in nature. Homes in the Greenlawn Estates were expensive homes. An apartment complex such as this would create more traffic. The people living in this type of apartments would be transient. He showed maps to the Council and indicated that the lots in the Greenlawn Estates were one acre in size. He definitely opposed the rezoning on the basis that it would cause a chain reaction and other apartments would be built in the area. Mr. Kuhre then went into details reviewing the history of Greenlawn Estates as well as the surrounding area.

Mr. Gittinger stated that the apartments would be a credit to the neighborhood and the people living in Greenlawn Estates would not be hurt by the apartment complex.

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

AN ORDINANCE 37,697

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 58, BLK. 2, NCB 8417 FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "R-3" APARTMENT DISTRICT.

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1. Last heard was Zoning Case 3674 to rezone Lot 1, NCB 11960 from "E" Office District to "B-2" Business District located southeast of the intersection of Parkridge Drive and Jones-Maltsberger Road, having 300.9' on Jones-Maltsberger Road, and having 234.02' on Parkridge Drive.

Mr. Steve Taylor, 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 Dr. Calderon, seconded by Mr. Torres, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, Burke, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, James, Nielsen.

AN ORDINANCE 37,698

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 1, NCB 11960 FROM "E" OFFICE DISTRICT TO "B-2" BUSINESS DISTRICT.

\* \* \* \*

REQUEST OF SAN ANTONIO POLICE OFFICERS ASSOCIATION  
FOR INCREASE IN PAY

Mr. A. R. Flores, Police Patrolman and President of the San Antonio Police Officers Association, advised that the Association conducted an election at which members of the Police Department voted on whether to bring their pay proposal to the City Council. A majority of those voting cast ballots in favor of doing so. He stated that their request is for a ten percent increase in base pay which is five percent more than recommended by the City Manager in the new budget. He also asked for a higher differential pay between grades.

Mr. Flores also discussed liability insurance which the police officer pays and the uniform allowance which they feel is not sufficient and referred to the report of the Advisory Commission for City employees. He added that with the increases they are still a little short of what the Commission recommended.

Mr. Flores thanked Mr. Gerald C. Henckel, Jr. for being the first City Manager to agree to meet and discuss the policemen's problems with the Association which has been most helpful as it resulted in many gains for the Police Department. He concluded by stating that the policemen are hopeful that additional funds can be found to grant the additional five percent increase they are requesting.

Mayor Pro-Tem Cockrell stated that the members of the City Council would give their request serious study.

69-32 Mr. Winston Martin, Director of Urban Renewal, briefed the Council on the following ordinance and on motion of Mr. Torres, seconded by Mr. Trevino, the ordinance was passed and approved by the following vote: AYES: Burke, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Calderon, James, Nielsen.

## AN ORDINANCE 37,699

ADOPTING AND APPROVING MINOR AMENDMENT  
NO. 5 TO THE URBAN RENEWAL PLAN FOR  
CENTRAL WEST PROJECT 1, TEX. R-39, AND  
DIRECTING THAT SAID CHANGE BE FILED AS  
PART OF THE AMENDED URBAN RENEWAL PLAN  
FOR SAID PROJECT. (CHANGE IN USE OF  
PROPERTY OWNED BY COLONIAL CAKE COMPANY  
TO BE PURCHASED BY URBAN RENEWAL AND  
SOLD TO CITY FOR PUBLIC USE.)

\* \* \*

July 17, 1969

-17-

69-32

The Clerk read the following Ordinance:

City Manager Gerald Henckel advised the Council that President Richard Nixon had proclaimed Monday, July 21st a national day of participation so that all Americans may take part in the moment of transcendent drama when men first step on the moon. The President has called on Mayors and Governors to declare a holiday in honor of this great event which the City Manager recommended to the Council be done.

On motion of Mr. Hill, seconded by Mr. Trevino, the ordinance was passed and approved by the following vote: AYES: Calderon, Burke, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, James, Nielsen.

AN ORDINANCE 37,700

DECLARING MONDAY, JULY 21, 1969, A CITY  
HOLIDAY IN ACCORDANCE WITH PRESIDENT  
NIXON'S REQUEST THAT THE NATION SHARE IN  
THE EVENT OF MAN'S ENTRY ON THE MOON.

\* \* \* \*

69-31

BOARD APPOINTMENTS

The City Council agreed to meet on Tuesday, July 22, 1969 at noon in the basement conference room to discuss pending board appointments.

69-31

ENFORCEMENT OF FAILURE TO APPEAR IN COURT FOR TRAFFIC VIOLATIONS

Councilman Pete Torres discussed the policy of policemen arresting persons for failure to appear in court on traffic and parking violations. In one case he reported the policeman was going to arrest a sick person and in the case of a parking violation the police officer was out the next day to arrest a person for failure to appear in court.

Mr. Torres felt it was arbitrarily up to the police officer whether to arrest the person when he is ill. He thought the policy was to send a notice of failure to appear in court and advise them to come in and pay the fine before sending an officer out to make an arrest.

City Manager Henckel stated that now that the computer is in use they are following up on everyone who ignores their appearance in court. He stated he did not think an officer, as a matter of good judgement, would bring someone in who is sick. In such a case he could make a notation and arrange for the resetting of the case. The Manager stated he would talk to the Chief of Police about this matter.

69-31

USE OF MACE

Councilman Pete Torres brought to the Council's attention that he had written a memo to City Manager Henckel on July 3 in which he pointed out that the June, 1969 issue of Nation's Cities cited the fact that the Army had rejected the use of mace a year ago after testing showed that it caused eye damage in animals. He stated that Senator Ribicoff and the Director of the Food and Drug Administration had recommended that law enforcement agencies discontinue the use of mace. Mr. Torres added that he asked that this be considered by the Director of Health and Chief of Police and hoped a report would be forthcoming to the City Council.

July 17, 1969

-19-

69-31

The Clerk read the following letter.

July 14, 1969

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

Gentlemen and Madam:

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

7-9-69            Petition of Reverend L. C. Glasco requesting that action be taken on the application of the St. Paul Independent Free Methodist Church for a tax exemption on property at 2746, 2754, and 2758 Dignowity Street.

7-11-69           Petition of Mrs. David Vasquez, and others, requesting that "No Parking" signs be installed on Krempkau Street.

/s/ J. H. INSELMANN  
City Clerk

\* \* \*

A P P R O V E D:

*Lila Cockrell*

M A Y O R *Pro Tem*

ATTEST:

*J. H. Inselmann*  
C i t y C l e r k

July 17, 1969