

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, JANUARY 11, 1973.

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The meeting was called to order at 9:30 A. M. by the presiding officer, Mayor John Gatti, with the following members present: HABERMAN, HILL, BECKER, MENDOZA, CALDERON, NAYLOR, GATTI; Absent: HILLIARD, PADILLA.

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73-2 The invocation was given by Mr. David Koch, Safety Director.

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73-2 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States of America.

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73-2 Mr. Hill called the Clerk's attention to a typographical error at the bottom of page 25 of the minutes of January 4, 1973. With this correction, the minutes of the Council meeting of January 4, 1973, were approved.

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73-2 Mayor Gatti, speaking on behalf of the other members of the City Council, stated that he wanted to publicly thank the City employees who have worked so hard for several days during the ice storm keeping streets open and traffic moving as well as to perform all of the other vitally needed functions. He particularly commended the Police Department and the Department of Public Works and asked that this message be conveyed to the employees of those departments.

Mayor Gatti also complimented the local radio stations for keeping the public informed regarding traffic conditions. The cooperation of all concerned was commendable.

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73-2 The following Ordinances were read by the Clerk and explained by Mr. John Brooks, Director of Purchasing, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,686

ACCEPTING THE LOW BID OF SIGNAL ENGINEERING COMPANY TO FURNISH CITY WITH CERTAIN PEDESTRIAN TRAFFIC SIGNALS FOR A TOTAL OF \$6,172.50.

* * * *

AN ORDINANCE 41,687

ACCEPTING THE LOW BID OF TRANS-TEX SUPPLY COMPANY TO FURNISH THE CITY WITH CERTAIN P.V.C. PIPE, RING-TITE, FOR A TOTAL OF \$8,473.72.

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73-2

The Clerk read the following Ordinance:

AN ORDINANCE 41,688

EXTENDING THE CURRENT CITY WRECKER
CONTRACT WITH CUSTOM TOWING CORPORATION
FOR A ONE (1) YEAR PERIOD BEGINNING
AUGUST 1, 1973.

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The Ordinance was explained by Mr. John Brooks, Director of Purchasing, who stated that the existing wrecker contract has a one year extension option clause in it. The Chief of Police, Associate Manager for Public Safety, and the Manager have recommended that the option be exercised and the contract extended for one year.

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

73-2

The following Ordinances were read by the Clerk and explained by Mr. Tom Raffety, Associate City Manager, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,689

AUTHORIZING EXECUTION OF SUPPLEMENTAL
AGREEMENT NO. 6 TO LICENSE NO. FASW-1210,
WHEREBY THE UNITED STATES OF AMERICA,
FEDERAL AVIATION ADMINISTRATION, SHALL
CONSTRUCT AND MAINTAIN A RUNWAY VISUAL
RANGE SYSTEM ON RUNWAY 12R AT SAN ANTONIO
INTERNATIONAL AIRPORT.

* * * *

AN ORDINANCE 41,690

GRANTING PERMISSION TO THE CITY PUBLIC
SERVICE BOARD TO INSTALL A GAS MAIN
UPON CERTAIN PROPERTY OWNED BY THE CITY
OF SAN ANTONIO.

* * * *

73-2

The Clerk read the following Ordinance:

AN ORDINANCE 41,691

CLOSING AND ABANDONING THREE CUL-DE-SACS
AND AUTHORIZING A QUITCLAIM DEED TO KOGER
PROPERTIES FOR THE CONSIDERATION OF \$1.00
AND DEDICATION OF RIGHT-OF-WAY FOR
REALIGNMENT OF PIEDRAS DRIVE EAST, PIEDRAS
DRIVE SOUTH, PIEDRAS DRIVE WEST AND WOODCOCK

DRIVE, BY UNRECORDED PLAT OF EXECUTIVE
CENTER SUBDIVISION, UNIT 2, DATED
SEPTEMBER 27, 1972.

* * * *

Mr. W. S. Clark, Land Division Chief, stated that the three Cul-de-Sacs were dedicated in a previous platting. The developer now desires to extend these streets through them. This release is to facilitate this change.

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

73-2 The following Ordinance was read by the Clerk and explained by Mr. W. S. Clark, Land Division Chief, and after consideration, on motion of Mr. Hill, seconded by Mr. Becker, the Ordinance was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,692

MANIFESTING A ONE-YEAR RENEWAL OF THE
EXISTING GRAZING LEASE OF APPROXIMATELY
202 ACRES OF CITY-OWNED LAND TO EMANUEL
A. STEUBING FOR CONSIDERATION OF \$300.00
PER YEAR.

* * * *

73-2 PRESENTATION OF ALCALDE TO REV. LEON HOWARD SULLIVAN

Mayor Gatti recognized Reverend Leon Howard Sullivan of Philadelphia, Pennsylvania, who is visiting in San Antonio. He is the founder and Chairman of the Board of the National Progress Association for Economic Development. The Association does economic development planning, shopping center development and providing technical assistance for minority businesses. He is presently a member of the Board of Directors of General Motors Corporation.

Mayor Gatti welcomed Reverend Sullivan to the meeting and presented him with an Alcalde certificate.

Reverend Sullivan responded to Mayor Gatti's remarks by thanking him for this honor. He reviewed briefly the founding by his Association of O.I.C. (Opportunities Industrialization Centers) a program designed to help the unemployed and underemployed of all races. One of the centers is located in San Antonio and progressing well. He urged the Council to support this program in every way possible.

Reverend Sullivan was given a standing ovation by Council members and the audience upon conclusion of his remarks.

73-2

SALE OF \$35,000,000 SAN ANTONIO ELECTRIC AND GAS SYSTEMS
REVENUE IMPROVEMENT BONDS, SERIES 1973.

(See page 11 of these minutes for details of bid opening and award.)

73-2

The following Ordinance was read by the Clerk and explained by Mr. Stewart Fischer, Director of Traffic and Transportation, and after consideration, on motion of Mrs. Haberman, seconded by Mr. Hill, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,693

APPROPRIATING THE SUM OF \$5,485.00 OUT OF STREET IMPROVEMENT BONDS, 1970, FUND NO. 409-02, PAYABLE TO THE STATE OF TEXAS, AS THE CITY'S SHARE OF EXPENSES FOR WORK ON THE COMMERCE-MONTANA TOPICS PROJECT.

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73-2

Mayor Gatti was obliged to leave the meeting and Mayor Pro-Tem Haberman presided.

73-2

The Clerk read the following Ordinance:

AN ORDINANCE 41,694

AUTHORIZING A LEGAL ADVISOR FOR THE POLICE DEPARTMENT, APPROVING A BUDGET THEREFOR AND APPROPRIATING OPERATING FUNDS FOR SAID PROJECT, AND ACCEPTING A GRANT FOR SAID PROJECT FROM THE TEXAS CRIMINAL JUSTICE COUNCIL.

* * * *

The Ordinance was explained by Associate City Manager George Bichsel who stated that the City will receive a grant of \$18,795.00 from the Criminal Justice Council to underwrite legal aid for the San Antonio Police Department for one year.

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

73-2

The Clerk read the following Ordinance:

AN ORDINANCE 41,695

AUTHORIZING THE EXPANSION OF THE CITY/COUNTY HELICOPTER PATROL, APPROVING A BUDGET THEREFOR AND APPROPRIATING

OPERATING FUNDS FOR SAID PROJECT,
AND ACCEPTING A GRANT FOR SAID
PROJECT FROM THE TEXAS CRIMINAL
JUSTICE COUNCIL.

* * * *

The Ordinance was explained by Associate City Manager George Bichsel who stated that the grant under this authorization will be \$45,225.00 for the purchase of a used helicopter and the maintenance of the helicopter for one year. Bexar County is also participating in this program.

Mr. Ed Hill stated that he wanted it made clear that, although the helicopter has been used, it has been restored and is more in the category of a new helicopter.

Mr. Bichsel stated that is true, but it will have to be acquired through the bidding process as required by the Texas Criminal Justice Council.

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

73-2 The Clerk read the following Ordinance:

AN ORDINANCE 41,496

DIRECTING COMPLIANCE WITH ARTICLE 1182c-1
BY CITY DEPARTMENTS AND THE CITY WATER
BOARD, REQUIRED BECAUSE OF ANNEXATION OF
BEXAR COUNTY (OAK HILLS) WATER CONTROL
AND IMPROVEMENT DISTRICT.

* * * *

Mr. Carl White, Director of Finance, stated that the City is required by state law to acquire the water districts that were in the newly annexed area. This Ordinance (and the Ordinance to follow) simply comply with the statutes.

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

73-2 The following Ordinance was read by the Clerk and explained by Mr. Carl White, Director of Finance, and after consideration, on motion of Mr. Becker, seconded by Mr. Calderon, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor; NAYS: None; ABSENT: Hilliard, Padilla, Gatti.

AN ORDINANCE 41,697

DIRECTING COMPLIANCE WITH ARTICLE 1182c-1
BY CITY DEPARTMENTS AND THE CITY WATER
BOARD, REQUIRED BECAUSE OF ANNEXATION OF
BEXAR COUNTY (LACKLAND) WATER CONTROL AND
IMPROVEMENT DISTRICT.

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73-2 The following Ordinance was read by the Clerk and explained by Mr. Mel Sueltenfuss, Assistant Director of Public Works, and after consideration, on motion of Mr. Hill, seconded by Mr. Becker, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor; NAYS: None; ABSENT: Hilliard, Padilla, Gatti.

AN ORDINANCE 41,698

AUTHORIZING SUBMISSION OF AN APPLICATION OR APPLICATIONS FOR GRANTS UNDER THE FEDERAL WATER POLLUTION CONTROL ACT IN CONNECTION WITH THIRTEEN SANITARY SEWER CONSTRUCTION PROJECTS.

* * * *

73-2 The following Resolution was read by the Clerk and explained by Mr. Mel Sueltenfuss, Assistant Director of Public Works, and after consideration, on motion of Mr. Becker, seconded by Mr. Hill, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor; NAYS: None; ABSENT: Hilliard, Padilla, Gatti.

A RESOLUTION
NO. 73-2-1

EXPRESSING THE CITY'S INTENTION TO MAINTAIN AT ITS OWN EXPENSE CERTAIN SANITARY SEWERS CONSTRUCTED WITH ASSISTANCE OF A FEDERAL GRANT, AND GIVING ASSURANCES OF COMPLIANCE WITH THE FEDERAL ENVIRONMENTAL PROTECTION AGENCY REGULATIONS.

* * * *

73-2 The following Ordinance was read by the Clerk and explained by Mr. Mel Sueltenfuss, Assistant Director of Public Works, and after consideration, on motion of Mr. Hill, seconded by Mr. Becker, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor; NAYS: None; ABSENT: Hilliard, Padilla, Gatti.

AN ORDINANCE 41,699

ADOPTING PREVAILING WAGE RATES FOR THE CITY OF SAN ANTONIO TO BE USED IN CONNECTION WITH ALL CITY PUBLIC WORKS CONTRACTS INVOLVING BUILDING CONSTRUCTION TRADES.

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73-2 The Clerk read the following Ordinance:

AN ORDINANCE 41,700

ACCEPTING THE LOW BID OF CHARLES C. MADDEN CO., TO CONSTRUCT THE DOUBLE COMPANY FIRE STATION #34 BABCOCK ROAD

NEAR F.M. 1604; APPROPRIATING THE
SUM OF \$326,522.00 PAYABLE TO
CHARLES C. MADDEN CO. OUT OF BOND
FUND 409-06, \$16,326.00 OUT OF THE
SAME FUND TO BE USED AS A MISCELLANEOUS
CONTINGENCY ACCOUNT AND \$17,215.00
PAYABLE TO ORLANDO VOLPE, A.I.A. FOR
ARCHITECTURAL SERVICES.

* * * *

Mr. Mel Sueltenfuss, Assistant Director of Public Works, stated that this fire station will be located near the UTSA site in the newly annexed area. Four bids were received. He recommended adoption of the Ordinance.

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

73-2 The following Resolutions were read by the Clerk and explained by Mr. Bob Frazer, Director of Parks and Recreation, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor; NAYS: None; ABSENT: Hilliard, Padilla, Gatti.

A RESOLUTION
NO. 73-2-2

AUTHORIZING FILING OF AN APPLICATION
TO THE DEPARTMENT OF HOUSING AND
URBAN DEVELOPMENT FOR GRANT TO DEVELOP
FACILITIES AT ELMENDORF LAKE POOL PARK
IN THE MODEL NEIGHBORHOOD AREA.

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A RESOLUTION
NO. 73-2-3

AUTHORIZING FILING OF AN APPLICATION
TO THE DEPARTMENT OF HOUSING AND
URBAN DEVELOPMENT FOR GRANT TO DEVELOP
ADDITIONAL ACREAGE NEAR ROSEDALE PARK
IN THE MODEL NEIGHBORHOOD AREA.

* * * *

73-2 Item 19 of the agenda was withdrawn from consideration at the request of the City Manager.

73-2 The following Ordinance was read by the Clerk and explained by Mr. William T. Donahue, Director of Special Services, and after consideration, on motion of Mr. Becker, seconded by Mr. Mendoza, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor; NAYS: None; ABSENT: Hilliard, Padilla, Gatti.

AN ORDINANCE 41,701

AUTHORIZING A CONTRACT WITH HARVEY S. TAMON, REAL ESTATE APPRAISER, FOR THE PURPOSE OF APPRAISING CERTAIN LOTS IN THE MODEL CITIES AREA AT A FEE OF \$6,750.00.

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73-2 The following Ordinance was read by the Clerk and explained by Mr. Carl White, Director of Finance, and after consideration, on motion of Mr. Calderon, seconded by Mr. Becker, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor; NAYS: None; ABSENT: Hilliard, Padilla, Gatti.

AN ORDINANCE 41,702

APPROPRIATING \$347,057.78 OUT OF SEWER REVENUE BOND FUND 820-06 PAYABLE TO M. E. ALLISON & COMPANY, INC. FOR THE PURCHASE BEXAR COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT (OAK HILLS) 5 PERCENT UNLIMITED TAX, AND WATER SEWER BONDS.

* * * *

73-2 The following Ordinance was read by the Clerk and explained by City Attorney Howard Walker and after consideration, on motion of Mr. Hill, seconded by Mr. Mendoza, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor; NAYS: None; ABSENT: Hilliard, Padilla, Gatti.

AN ORDINANCE 41,703

APPROPRIATING \$20,275.00 OUT OF SEWER REVENUE BOND FUND #409-03 PAYABLE TO THE COUNTY CLERK OF BEXAR COUNTY, TEXAS, SUBJECT TO THE ORDER OF THE DEFENDANTS NAMED IN CONDEMNATION CAUSE NO. C-914 AS THEIR INTERESTS MAY APPEAR, IN PARTIAL SATISFACTION OF THE AWARD OF SPECIAL COMMISSIONERS IN SAID CAUSE FOR THE ACQUISITION OF THE FEE TITLE TO LOTS 10, 11, 12 AND 24, BLOCK 18, NCB 7770, AS WELL AS THE FEE TITLE TO A PORTION OF LOTS 23 AND 13, BLOCK 18, NCB 7770, ALL NEEDED FOR THE MISSION ROAD STORM WATER CLARIFIER PROJECT.

* * * *

73-2 Mayor Gatti returned to the meeting and presided.

The Clerk read the following Ordinance:

AN ORDINANCE 41,704

DECLARING THAT THE STRUCTURE ON THE PREMISES AT 202 LUCAS STREET IS A "DANGEROUS BUILDING" AND PRESENTS AN IMMEDIATE DANGER TO THE LIFE OR SAFETY OF INDIVIDUALS WHO COME INTO CONTACT WITH IT; AUTHORIZING AND DIRECTING THE DIRECTOR OF HOUSING AND INSPECTIONS TO CAUSE THE IMMEDIATE DEMOLITION OF SAID STRUCTURE.

* * * *

The Ordinance was explained by Mr. George Vann, Director of Housing and Inspections, who stated that this property is located at 202 Lucas, Lot 1, Block 11B, NCB 1084. The owner is Mr. Dalton L. Watson, 200 Brooklyn Avenue. The building has been inspected by the Building Inspection Division, the Health Department, Fire Department and Police Department and was declared unfit for human habitation. It was again inspected February 7, 1972, and no attempt had been made to eliminate the dangerous premises. It was last inspected on January 8, 1973, and the status remains the same. Mr. Watson was notified of today's hearing but did not appear.

Councilman Naylor stated that he knew Mr. Watson to be a successful businessman and asked if any of the demolition costs were charged to him. Mr. Vann stated that this had not been done so far.

Mr. Mendoza asked that Mr. Vann give the Council in writing his thinking as to how this question which Mr. Naylor raised could be resolved.

City Attorney Howard Walker reminded the Council that the matter has been given to the legislative representatives from Bexar County to consider.

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

73-2 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Becker, seconded by Mr. Mendoza, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,705

AUTHORIZING PAYMENT OF \$3,500.00 OUT OF THE GENERAL FUND TO THE UNITED STATES CONFERENCE OF MAYORS FOR 1973 MEMBERSHIP DUES.

* * * *

73-2 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: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,706

APPOINTING COUNCILMAN MANUEL CALDERON TO THE FIREMEN'S AND POLICEMEN'S PENSION FUND BOARD OF TRUSTEES TO FILL A VACANCY OCCASIONED BY THE DEATH OF COUNCILMAN GILBERT GARZA.

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AN ORDINANCE 41,707

REAPPOINTING SEVEN (7) MEMBERS OF THE FINE ARTS COMMISSION FOR A THREE (3) YEAR TERM ENDING DECEMBER 31, 1975.

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Mr. Paul Adams	Miss Gloria Galt
Mrs. Fannie M. Edmerson	Mrs. Ethel Harris
Mr. G. J. Fry	Mrs. Edgar Tobin
Mr. George Street	

73-2 The Clerk read the following Ordinance:

AN ORDINANCE 41,708

ESTABLISHING A COMMUNITY DEVELOPMENT COORDINATING COMMITTEE AND APPOINTING MEMBERS THERETO. (DR. EARL LEWIS, PRESIDENT OF THE GREATER SAN ANTONIO BUILDERS ASSOCIATION, AND ASSOCIATE MANAGER, SAM GRANATA, JR.)

* * * *

Mayor Gatti stated that this committee is a result of the committee that was chaired by Mr. H. B. Zachry who investigated all of the problems in relation to subdivision development. The final meeting of that committee was held last week, and the recommendation was made that this Community Development Coordinating Committee be appointed to review the various task force findings relative to the Water Board, City Public Service Board and the various City departments and work out the unresolved issues. Following that recommendation this Committee is being formed.

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

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City Manager Loyd Hunt announced the appointment of Mr. William T. Donahue as Associate City Manager for Human Resources. He will continue to supervise the Department of Special Services and will also assume administrative responsibility for Model Cities and the Metropolitan Health District and act as liaison representative with the Library system.

Mr. Hunt also announced the appointment of Mr. Bob Macdonald as Community Development Officer. He will continue to supervise the Department of Intergovernmental Services.

Mayor Gatti extended congratulations to Mr. Donahue and Mr. Macdonald and wished them all success.

73-2SALE OF \$35,000,000 SAN ANTONIO ELECTRIC AND GAS SYSTEMS REVENUE IMPROVEMENT BONDS, SERIES 1973.

At 10:00 A. M. the bids received for the sale of \$35,000,000 San Antonio Electric and Gas Systems Revenue Improvement Bonds, Series 1973, were opened and read as follows:

HALSEY, STUART & CO. INC.

Total interest from February 1, 1973 to final maturity	\$26,333,610.00
Less: Premium	2,170.00
Net Interest Cost	<u>\$26,331,440.00</u>

Effective Interest Rate 4.7631%

DONALDSON, LUFKIN & JENRETTE, INC.

Total interest from February 1, 1973 to final maturity	\$26,885,800.00
Less: Premium	59,776.40
Net Interest Cost	<u>\$26,826,023.60</u>

Effective Interest Rate 4.852578%

BLYTH EASTMAN DILLON & CO., INC.

Total interest from February 1, 1973 to final maturity	\$26,388,910.00
Less: Premium	5,185.30
Net Interest Cost	<u>\$26,383,724.70</u>

Effective Interest Rate 4.7725%

THE FIRST BOSTON CORPORATION

Total interest from February 1, 1973 to final maturity	\$26,752,550.00
Less: Premium	4,225.40
Net Interest Cost	<u>\$26,748,324.60</u>

Effective Interest Rate 4.838523%

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SALOMON BROTHERS

Total interest from February 1, 1973 to final maturity	\$26,690,550.00
Less: Premium	4,214.00
Net Interest Cost	<u>\$26,686,336.00</u>

Effective Interest Rate 4.8273102%

* * * *

After verification of the bids, Mr. John Locke, Chairman of the City Public Service Board, advised the Council that the bid submitted by Halsey, Stuart & Co., Inc., and Associates was the low bid with an effective interest rate of 4.7631 percent. Mr. Locke expressed his satisfaction with the low bid and recommended that it be accepted.

The Clerk read the following Ordinance:

AN ORDINANCE 41,709

ACCEPTING THE BEST AND MOST FAVORABLE
BID FOR THE PURCHASE OF \$35,000,000
PRINCIPAL AMOUNT CITY OF SAN ANTONIO
ELECTRIC AND GAS SYSTEMS REVENUE
IMPROVEMENT BONDS, SERIES 1973.

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

The Clerk read the following Ordinance:

AN ORDINANCE 41,710

AN ORDINANCE AMENDING AN ORDINANCE
NUMBERED 41587 AND ENTITLED "AN
ORDINANCE AUTHORIZING THE ISSUANCE
OF \$35,000,000 SAN ANTONIO ELECTRIC
AND GAS SYSTEMS REVENUE IMPROVEMENT
BONDS, SERIES 1973, PAYABLE ONLY OUT
OF REVENUES OF THE CITY ELECTRIC
SYSTEM AND GAS SYSTEM PROPERTIES FOR
THE PURPOSE OF EXTENDING AND IMPROVING
THE ELECTRIC AND GAS SYSTEMS OF THE
CITY, PROVIDING FOR A SEVENTH
SUPPLEMENTAL INDENTURE COVERING AND
MORTGAGING THE ELECTRIC SYSTEM AND
GAS SYSTEM PROPERTIES OF THE CITY AND
THE REVENUES THEREFROM TO SECURE SAID
IMPROVEMENT BONDS ON A PARITY WITH THE
PRESENTLY OUTSTANDING IMPROVEMENT BONDS
AND IMPROVEMENT BONDS WHICH MAY BE
HEREAFTER ISSUED, ALL IN ACCORDANCE
WITH THE LAWS OF THE STATE OF TEXAS
AND PROVISIONS OF ARTICLE VIII OF THE
TRUST INDENTURE DATED FEBRUARY 1, 1951,
BETWEEN THE CITY AND HARRIS TRUST AND
SAVINGS BANK AND F. O. MANN, TRUSTEES,
AS AMENDED."

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

73-2

PUBLIC HEARING

Mayor Gatti announced that a public hearing was open to consider certain amendments to Chapter 42 of the City Code (Zoning Ordinance).

The Clerk read the following Ordinance:

AN ORDINANCE 41,711

AMENDING CHAPTER 42 OF THE CITY CODE PERTAINING TO ZONING BY PERMITTING MINIWAREHOUSES IN THE B-3 BUSINESS DISTRICT SUBJECT TO CERTAIN LIMITATIONS, CONDITIONS AND RESTRICTIONS; ALSO ALLOWING MINIWAREHOUSES IN THE B-4, I-1 AND I-2 DISTRICTS; ADDING CERTAIN DEFINITIONS AND AMENDING THE TABLE OF PERMITTED USES; PROVIDING THAT ANY VIOLATION HEREOF SHALL BE PUNISHED BY A FINE NOT TO EXCEED \$200.00; AND PROVIDING FOR SEVERABILITY.

* * * *

Mr. Ed Davis, Director of Planning, stated that this matter has been studied by the Planning Commission and a public hearing was also held by the Planning Commission who recommended adoption of the amendment.

No one spoke in opposition.

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

The Clerk read the following Ordinance:

AN ORDINANCE 41,712

AMENDING SECTION 42-39 OF THE CITY CODE PERTAINING TO THE ZONING BOARD OF ADJUSTMENT BY INCREASING THE NUMBER OF ALTERNATES FROM TWO MEMBERS TO FOUR MEMBERS.

* * * *

No one spoke in opposition.

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

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Mayor Gatti declared the public hearing closed.

73-2 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Hill, seconded by Mrs. Haberman, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,713

APPOINTING TWO ALTERNATE MEMBERS
TO THE BOARD OF ADJUSTMENT.
(MR. FRANK SARDO AND MRS. GEORGE
W. CHURCH, JR.)

* * * *

73-2 ZONING HEARINGS

A. CASE 4632 - to rezone a 4.382 acre tract of land out of Tract 7, NCB 11790, being further described by field notes filed in the office of the City Clerk, 12015 North Loop Road, from Temporary "R-1" Single Family Residential District and "A" Single Family Residential District to "I-1" Light Industry District, being an irregular tract of land located on the west side of North Loop Road, being 125' northeast of the intersection of Nakoma Drive and North Loop Road; having 246.87' on North Loop Road and a maximum depth of 795'.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration, Mr. Becker made a motion that the recommendation of the Planning Commission be approved, provided that proper replatting is accomplished. The motion was seconded by Mrs. Haberman. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,714

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 A 4.382 ACRE TRACT
OF LAND OUT OF TRACT 7, NCB 11790, 12015
NORTH LOOP ROAD, BEING FURTHER DESCRIBED
BY FIELD NOTES FILED IN THE OFFICE OF THE
CITY CLERK, FROM TEMPORARY "R-1" SINGLE
FAMILY RESIDENTIAL DISTRICT AND "A" SINGLE
FAMILY RESIDENTIAL DISTRICT TO "I-1" LIGHT
INDUSTRY DISTRICT, PROVIDED THAT PROPER
REPLATTING IS ACCOMPLISHED.

* * * *

B. CASE 4814 - to rezone Lots 29, 30 and 31, Block 1, NCB 14011, 10300 Block of Ethen Allen Drive and 3100 Block of Climbing Rose Lane; and Lots 8 through 11, Block 2, NCB 14012, 10300 Block of Ethen Allen Drive, from Temporary "R-1" Single Family Residential District to "R-6" Townhouse District.

Lots 29 through 31 are located east of the intersection of Climbing Rose Lane and Ethen Allen Drive; having 173.99' on Climbing Rose Lane 454.43' on Ethen Allen Drive.

Lots 8 through 11 are located west of the intersection of Climbing Rose Lane and Ethen Allen Drive; having 132.85' on Climbing Rose Lane and 394.71' on Ethen Allen Drive.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration, Mr. Becker made a motion that the recommendation of the Planning Commission be approved, provided that proper replatting is accomplished. The motion was seconded by Mr. Hill. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,715

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 29, 30 AND 31,
BLOCK 1, NCB 14011, 10300 BLOCK OF ETHEN
ALLEN DRIVE AND 3100 BLOCK OF CLIMBING
ROSE LINE; AND LOTS 8 THROUGH 11, BLOCK
2, NCB 14012, 10300 BLOCK OF ETHEN ALLEN
DRIVE, FROM TEMPORARY "R-1" SINGLE FAMILY
RESIDENTIAL DISTRICT TO "R-6" TOWNHOUSE
DISTRICT, PROVIDED THAT PROPER REPLATTING
IS ACCOMPLISHED.

* * * *

C. CASE 4820 - to rezone the north 120' of Lot 30, NCB 11880, 1600 Block of Lawndale Drive, from "A" Single Family Residential District to "R-2" Two Family Residential District; and Lot 30, save and except the north 120', NCB 11880, from "A" Single Family Residential District to "R-3" Multiple Family Residential District.

Subject property is located on the south side of West Lawndale Drive, 344.0' east of Everest Drive; having 232.3' on Lawndale Drive and a depth of 562.5' with the "R-2" being located on the north 120' and the "R-3" on the remainder.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration, Mr. Hill made a motion that the recommendation of the Planning Commission be approved, provided that proper replatting is accomplished. Mrs. Haberman seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,716

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 NORTH 120' OF LOT 30, NCB 11880, 1600 BLOCK OF LAWNDALE DRIVE, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-2" TWO FAMILY RESIDENTIAL DISTRICT; AND LOT 30, SAVE AND EXCEPT THE NORTH 120', NCB 11880, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT, PROVIDED THAT PROPER REPLATTING IS ACCOMPLISHED.

* * * *

D. CASE 4824 - to rezone Lot 71, NCB 11627, 7437 Callaghan Road, from "O-1" Office District to "R-3" Multiple Family Residential District, located on the northwest side of Callaghan Road, 500.65' northeast of the intersection of Fredericksburg Road and Callaghan Road; having 249.3' on Callaghan Road and a depth of 157.0'.

Mr. Gene Camargo, Planning Administrator, 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. Becker, seconded by Mr. Calderon, the recommendation of the Planning Commission was approved by the passage of the following Ordinance by the following vote: AYES: Haberman, Hill, Becker, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Mendoza, Padilla.

AN ORDINANCE 41,717

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 71, NCB 11627, 7437 CALLAGHAN ROAD, FROM "O-1" OFFICE DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT.

* * * *

E. CASE 4827 - to rezone the remaining portion of Lot 32, NCB 11715, 7719 San Pedro Avenue, from "B-2" Business District to "B-3" Business District, located on the northwest side of San Pedro Avenue, being approximately 1345' north of the intersection of Lorene Lane and San Pedro Avenue; having 330.76' on San Pedro Avenue and a maximum depth of 246.95'.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration, Mr. Becker made a motion that the recommendation of the Planning Commission be approved, provided that proper replatting is accomplished. Mr. Hill seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,718

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 REMAINING
PORTION OF LOT 32, NCB 11715, 7719 SAN
PEDRO AVENUE, FROM "B-2" BUSINESS
DISTRICT TO "B-3" BUSINESS DISTRICT,
PROVIDED THAT PROPER REPLATTING IS
ACCOMPLISHED.

* * * *

F. CASE 4832 - to rezone 0.410 acres out of NCB 12098, being further described by field notes filed in the office of the City Clerk, 3014 Bitters Road, from "B" Two Family Residential District to "B-3" Business District, located on the southwest side of Bitters Road, 175.0' northwest of the cutback located between Bitters Road and Nacogdoches Road; having 108.53' on Bitters Road and a depth of 150'.

Mr. Gene Camargo, Planning Administrator, 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. Becker, seconded by Mr. Calderon, the recommendation of the Planning Commission was approved by the passage of the following Ordinance by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,719

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 0.410 ACRES OUT OF NCB 12098, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 3014 BITTERS ROAD, FROM "B" TWO FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT.

* * * *

G. CASE 4833 - to rezone Lot 6, Block 1, NCB 13415, 5900 Block of Flynn Drive, from "F" Local Retail District to "B-3" Business District, located on the north side of Flynn Drive, 151.16' west of the intersection of Callaghan Road and Flynn Drive; having 319.08' on Flynn Drive and a maximum depth of 137.37'.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Planning Commission recommended be approved by the Council Council.

No one spoke in opposition.

After consideration, on motion of Mr. Becker, seconded by Mrs. Haberman, the recommendation of the Planning Commission was approved by the passage of the following Ordinance by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,720

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 6, BLOCK 1, NCB 13415, 5900 BLOCK OF FLYNN DRIVE, FROM "F" LOCAL RETAIL DISTRICT TO "B-3" BUSINESS DISTRICT.

* * * *

H. CASE 4834 - to rezone Lots B and C, NCB 13804 (2.0 acres), 11007 I. H. 35 North Expressway, From Temporary "A" Single Family Residential District to "I-1" Light Industry District, located on the northwest side of I. H. 35, 550.80' southeast of the cutback located between I. H. 35 and Weidner Road; having 400' on I. H. 35 and a depth of 218'.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration, Mr. Hill made a motion that the recommendation of the Planning Commission be approved, provided that proper replatting is accomplished. Mr. Becker seconded the motion. On roll

call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,721

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 B AND C, NCB 13804 (2.0 ACRES), 11007 I. H. 35 NORTH EXPRESSWAY, FROM TEMPORARY "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT PROPER REPLATTING IS ACCOMPLISHED.

* * * *

I. CASE 4835 - to rezone the east 60' of Lot 1, NCB 12336, 4400 Block of Hunnicut Drive, from "A" Single Family Residential District to "O-1" Office District, located on the south side of Hunnicut Drive, being 195' west of the intersection of Hunnicut Drive and W. W. White Road; having 60' on Hunnicut Drive and a depth of 175'.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition.

After consideration, Mr. Becker made a motion that the recommendation of the Planning Commission be approved, provided that proper replatting is accomplished. Mr. Hill seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,722

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 60' OF LOT 1, NCB 12336, 4400 BLOCK OF HUNNITCUT DRIVE, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "O-1" OFFICE DISTRICT, PROVIDED THAT PROPER REPLATTING IS ACCOMPLISHED.

* * * *

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nsr

-19-

J. CASE 4837 - to rezone Lot 5, NCB 11268 (5 acres), 8015 Somerset Road, from "B" Two Family Residential District to "R-4" Mobile Home District, located on the northwest side of Somerset Road, being 1941.8' southwest of the intersection of Golden Avenue and Somerset Road; having 261' on Somerset Road and a maximum depth of approximately 1135'.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Planning Commission recommended be approved by the City Council. Mr. Camargo pointed out that the Planning Department staff had recommended denial of this application because it is in the third noise zone of Kelly Air Force Base.

Mr. Hill stated that while there are already many homes in this area he could not justify compounding the problem further by permitting a large number of mobile homes to be installed.

Mr. Becker spoke in favor of the ordinance. He felt that the owner should be entitled to develop his property especially in view of the development that is already there.

Mr. Hill stated that the Air Force is concerned about encroachment into the noise zone and there have been many meetings to discuss the problem. He recommended against adoption of the ordinance.

After consideration, Mr. Mendoza made a motion that the recommendation of the Planning Commission be approved and the property be rezoned. The motion was seconded by Mr. Becker. On roll call, the motion, failed and the rezoning was denied by the following vote: AYES: Becker, Mendoza; NAYS: Haberman, Hill, Calderon, Naylor, Gatti; ABSENT: Hilliard, Padilla.

73-2

ENCROACHMENT ON NOISE ZONE AT KELLY AFB

The following discussion took place following Zoning Case 4837.

MAYOR GATTI: In reference to this, let me make a statement. I voted no, and it was a very hard decision to make. There is really a very philosophical problem here as to depriving the owner of this land the right to develop it. On the other hand, there is a very important consideration concerning Kelly Air Force Base and its future.

I think that we are going to have to address ourselves to this whole problem and do it very quickly. It is not only at Kelly, it's at Randolph. We are either going to have to go out here and get some people to buy this land and use it for other uses than residential, or we are going to have to allow people to develop their land. But the importance of an installation like Kelly is so paramount in my mind, I just can't see how we can continue to allow the development around there. On the other hand, we have got to make some arrangements to compensate the people for their inability to use their land.

MR. ED HILL: Mr. Mayor, this is being worked on. Kelly has a committee, and I have sat in on it and Ed Davis has sat in on it. What you're coming up with is exactly what you are saying - an overall plan to control these noise zones. But, it is going to take a little while.

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nsr

MR. LEO MENDOZA: The only problem that I see is that you have a person that owns a piece of land and there are some restrictions to developing but yet their obligation as far as taxes are concerned is still there. I think it is unfair. For that reason I voted for it. What is the alternative when you have, for example, Kelly Field - how far do they go? How much land can they buy? Where does it stop?

MR. CHARLES BECKER: Let me read something, if I may.

"Zoning Commission Public Hearing on December 6, 1972:

Mr. Anatasio Carrisal, 614 Chalmers Street, stated to the Commission that subject property is not being utilized at the time. He is paying taxes on it and deriving no benefit on it because he has not been able to develop it. He plans to construct something nice that will be an asset to the area.

Upon questioning, Mr. Carrisal stated that he has owned the property for about 15 or 16 years. He also stated that he has not tried to sell subject property or has he tried to develop it any other way."

Now, Jack, you know really what you said bears a lot of thought. If we are not going to let the man do something with it we ought to compensate him, take it off his hands, make it tax exempt or something because who wants to have a dead horse like that.

MR. HILL: Charlie, I agree with you, but I also want to add for your information and everyone else on the Council that I just do not feel that the average citizen in San Antonio has an appreciation for the military installations that we have here in San Antonio. Each one of them a major installation. I don't think there is any possibility of a decision being made by anybody to wipe any one of them out. But, you can certainly have changes in the work load and in their mission. You've got one right now that you've been listening to on Radio and TV that's involving Fort Sam Houston. You can likewise get a change in mission and work load at Kelly to where instead of having 25,000 people out there you can have 20,000 or 15,000. So all I'm saying is I'm for protecting Kelly. I'm for protecting the landowner, but I do not want to add problems to the Commander and his people at Kelly.

MR. BECKER: I don't think anybody here is advocating that, Ed, and you know that as well as I do. What we are talking about, though, is the rights of this man to do something with his land. We have to let him do something with it; pay him for it; take it off the tax rolls; take it out of his hands so that it isn't a burden to him.

MR. HILL: I couldn't agree more. I'll say that as a result of the committee working on this noise zone, we'll probably come up with something like this.

73-2 Mr. Mendoza stated that last week the Council considered zoning Case No. 4805 and the application was denied. Mr. Mendoza stated that the applicant in this case did not show up to present his case because he had not been notified that it would be heard. Mr. Mendoza asked the Council to have a rehearing of this case.

City Attorney Howard Walker stated that the notice of the hearing of this case was published in the paper and that constitutes a legal notice.

After discussing the facets of the case, Mr. Mendoza moved that the case be referred back to the Planning Commission for rehearing at no cost to the applicant. The motion was seconded by Mr. Calderon, and carried by the following roll call vote: AYES: Haberman, Becker, Mendoza, Calderon, Naylor, Gatti; NAYS: Hill; ABSENT: Hilliard, Padilla.

73-2

CITIZENS TO BE HEARD

MR. JAMES MYART, JR.

Mr. James Myart, Jr., 2003 Lamar, talked to the Council about the Congressional Seminar which is a national program for secondary school students and will be held seven times in 1973 in Washington, D. C. Each student who participates will have an opportunity to develop new appreciation for the strengths of government, recognize its weaknesses and understand the processes of constructive changes within the democratic system.

Mr. Myart asked that the City sponsor one student from each school district to attend the seminars in 1973. Cost is \$250 plus transportation.

REVEREND R. A. CALLIS

Rev. R. A. Callis spoke to the Council and invited the Council to attend memorial services for Dr. Martin Luther King on Sunday at 3:00 P. M. at Mount Zion Baptist Church. Monday there will be a downtown parade at 4:00 P. M.

73-2

The Clerk read the following letter:

January 5, 1973

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

Gentlemen and Madam:

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

January 2, 1973 Petition of Crockett Realty Company requesting permission to erect a fence over 6' with barbed wire on top on a 84.21 acre tract of land located at 902 Gembler Road.

/s/ J. H. INSELMANN
City Clerk

* * * *

There being no further business to come before the Council, the meeting adjourned at 11:25 A. M.

ATTEST:

J. H. Inselmann
City Clerk

A P P R O V E D

M A Y O R

John P. [Signature]

January 11, 1973
nsr