

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, NOVEMBER 16, 1972.

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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, HILLIARD, MENDOZA, NAYLOR, PADILLA, GATTI; Absent: BECKER.

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72-51 The invocation was given by Councilwoman Carol R. Haberman.

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72-51 After the invocation, the Council and persons in the audience observed a moment of silence in memory of Mayor Pro Tem Gilbert Garza.

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72-51 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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72-51 On Page 1 of the minutes of November 9, 1972, the name of Glen Bates was corrected to read Glenn Biggs, after which the minutes were approved.

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72-51 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, Hilliard, Mendoza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: Becker.

AN ORDINANCE 41,460

ACCEPTING THE LOW BID OF WETMORE &
COMPANY TO FURNISH THE CITY WITH
CERTAIN VISITOR GUIDES FOR A NET
TOTAL OF \$12,789.00. (CONVENTION &
VISITORS BUREAU)

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AN ORDINANCE 41,461

ACCEPTING THE LOW BID OF NORVELL TENT
MFG. COMPANY TO FURNISH THE CITY OF SAN
ANTONIO WITH FUNERAL TENTS FOR A TOTAL
SUM OF \$1,089.00. (PARKS & RECREATION
DEPARTMENT)

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AN ORDINANCE 41,462

ACCEPTING THE LOW BID OF CURTIN SCIENTIFIC
COMPANY TO FURNISH THE CITY WITH CERTAIN
LABORATORY EQUIPMENT FOR A NET TOTAL OF
\$1,241.00. (POLICE DEPT-CRIMINAL JUSTICE
LABOFATORY)

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72-51 The Clerk read the following Ordinance:

AN ORDINANCE 41,463

ACCEPTING THE LOW BID OF DON WITTIG
OFFICE FURNITURE TO FURNISH THE CITY
WITH CERTAIN LIBRARY FURNITURE FOR A
NET TOTAL OF \$7,292.00.

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Mr. John Brooks, Director of Purchasing, explained that this furniture would be used at Carver Hall and the Westfall Libraries and recommended acceptance of the low bid.

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

72-51 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, Hilliard, Mendoza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: Becker.

AN ORDINANCE 41,464

ACCEPTING THE LOW BID OF WATSON
DISTRIBUTING COMPANY, INC. TO FURNISH
THE CITY WITH THREE WHEEL UTILITY
VEHICLES FOR A TOTAL SUM OF \$10,099.00.
(PARKS & RECREATION DEPT.; HEMISFAIR
PLAZA; AND CONVENTION & VISITORS BUREAU)

* * * *

AN ORDINANCE 41,465

ACCEPTING THE LOW BID OF GOLDTHWAITE'S
OF TEXAS, INC. TO FURNISH THE CITY WITH
CERTAIN ROTARY POWER MOWERS FOR A NET
TOTAL OF \$1,320.00. (PARKS & RECREATION
DEPT.)

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72-51 The Clerk read the following Ordinance:

AN ORDINANCE 41,466

MANIFESTING THE CONSENT OF THE CITY
OF SAN ANTONIO TO A SUBLEASE BETWEEN
ALAMO FLYERS, INC. AND ASHLEY AND HAACK
AVIATION, PROVIDING FOR SUBLEASE OF
SPACE AT STINSON MUNICIPAL AIRPORT FOR
A TERM COMMENCING SEPTEMBER 1, 1972 AND
TERMINATING JANUARY 31, 1975.

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Mr. Thomas A. Raffety, Director of Aviation, explained that the City entered into a lease agreement with Alamo Flyers in March of 1970. Alamo Flyers proposes to sublease a portion of the premises to Robert Haack and E. A. Ashley. In order to do so, they must have the City's permission. There is no additional income to the City and the bonding company has agreed to the transaction.

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

72-51 The Clerk read the following Ordinance:

AN ORDINANCE 41,467

ACCEPTING THE PROPOSAL OF LLOYD WALKER
JARY & ASSOCIATES FOR CERTAIN ARCHITECTURAL
AND ENGINEERING SERVICES PERTAINING TO A
PROPOSED CARGO BUILDING AT INTERNATIONAL
AIRPORT AND AUTHORIZING PAYMENT OF A SUM
NOT TO EXCEED \$2,500 OUT OF ADMINISTRATION
FUND 804.

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Mr. Thomas A. Raffety, Director of Aviation, explained that this proposal is for a feasibility study and preliminary engineering report on costs and requirements for a proposed cargo facilities building at International Airport. It is expected the building will be 5,100 square feet. It will also include preliminary lay-outs, and costs for roadways and aprons and utilities. Mechanization will be done by the airlines using the cargo building. The cost will not exceed \$2,500, and the services are based on standard hourly rates for architects.

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

72-51 In answer to a question by Mayor Gatti, Mr. Raffety explained that the satellite is used by Braniff, American and Mexicana Airlines. All international flights use the satellite as they have to go through customs on the first floor. Other airlines are not precluded from using the satellite except that there is no space available.

72-51 Councilman Padilla reported an incident at International Airport which he asked Mr. Raffety to look into. Mr. Padilla said he was at the airport to board a Braniff plane. There was a disagreement between two Braniff employees and one shut the door to the passageway to the plane. Mr. Padilla and nine other passengers were not able to board and as a result missed their plane. Mr. Padilla finally spoke to the Braniff manager who stated that he would reprimand the employees. However, Mr. Padilla was concerned about how many times this occurs at the airport where passengers are left stranded when they are only seconds away from getting on the plane.

Mr. Raffety stated he would definitely look into this incident.

72-51 The following Ordinance was read by the Clerk and explained by Mr. Robert J. Macdonald, Director of Intergovernmental Services, and after consideration, on motion of Mr. Hill, seconded by Mr. Padilla, was passed and approved by the following vote: AYES: Haberman, Hill, Hilliard, Mendoza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: Becker.

AN ORDINANCE 41,468

AMENDING THE COMMUNITY DEVELOPMENT STATEMENT - HUD ANNUAL ARRANGEMENTS, 1973, BY ADDING THERETO THE PROJECT KNOWN AS HISTORIC PRESERVATION OF THE URSULINE ACADEMY, PHASE II, AND AUTHORIZING SUBMISSION OF THE AMENDED STATEMENT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

* * * *

72-51 Upon passage of the foregoing Ordinance, Nancy Negley responded as follows:

NANCY NEGLEY: The San Antonio Conservation Society welcomes the opportunity to say how grateful we all are to you Mr. Mayor, to the City Council, to the City Manager, and a host of other City officials for your unstinting, unselfish, responsive and responsible actions toward the historic restoration and development of the Old Ursuline Academy. This is certainly one of the major vocal points on the revitalization of the inner city. We are proud of your fine leadership, and I am grateful for the quality of your service.

72-51 The Clerk read the following Ordinance:

AN ORDINANCE 41,469

RELEASING TWO TRACTS OF LAND, CONSISTING OF A TOTAL AREA OF 49.179 ACRES, FROM THE EXTRA-TERRITORIAL JURISDICTION OF THE CITY OF SAN ANTONIO TO PERMIT SUCH AREA TO BE WITHIN THE EXCLUSIVE EXTRA-TERRITORIAL JURISDICTION OF THE CITY OF LEON VALLEY, SAID RELEASE BEING CONTINGENT UPON AND IN CONSIDERATION FOR THE DISCONTINUANCE OF THREE TRACTS OF LAND WITHIN THE CITY OF LEON VALLEY, CONSISTING OF A TOTAL AREA OF 49.179 ACRES, AND THE RELEASE OF SUCH AREA FROM THE EXTRA-TERRITORIAL JURISDICTION OF THE CITY OF LEON VALLEY TO ALLOW SUCH AREA TO BE WITHIN THE EXCLUSIVE EXTRA-TERRITORIAL JURISDICTION OF THE CITY OF SAN ANTONIO.

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Mr. Ed Davis, Director of Planning, stated that as instructed by the Council he had met with the officials of Leon Valley and they have come up with this swap of land. The City of San Antonio is releasing 49.179 acres of its extra-territorial jurisdiction to Leon Valley. Leon Valley in turn is de-annexing 49.179 acres which will then be in the extra-territorial jurisdiction of the City of San Antonio. This allows all of the Timber Creek Utility District to be under the jurisdiction of San Antonio.

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

72-51 At this time, Mayor Gatti recognized a group of senior citizens who were in attendance at the Council Meeting.

MRS. LOLA BATES made the following statement: Mr. Mayor, Councilwoman and Councilmen, We appreciate the opportunity to join you and our community in expressing a bereave for the loss of Councilman Garza. He showed a concern and was present at the ground breaking for the Roseville Apartments, a housing program for senior citizens.

We are here today to request of you, our city representative, that you not forget the elderly in the planning for Revenue Sharing appropriation. Please do not run out of checks and money, then think of us, the elderly. Usually we get the leftover coins or tokens. We ask you to set aside a particular amount for the services for the elderly.

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Mayor Gatti assured Mrs. Bates that in the Council's deliberation they will be given consideration. He mentioned with reference to Revenue Sharing that the City of San Antonio is going to receive approximately \$7,800,000.00 and requests have been made to the City for \$100,000,000.00. It will be a Solomon's decision to make and he appreciates the input of everyone in helping them make the final deliberation.

72-51 The following Ordinances were read by the Clerk and explained by City Attorney Howard Walker, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Haberman, Hill, Hilliard, Mendoza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: Becker.

AN ORDINANCE 41,470

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF EASEMENTS ACROSS CERTAIN PRIVATELY OWNED REAL PROPERTY IN SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR PUBLIC PURPOSES, TO WIT: THE LOCATION, CONSTRUCTION, RECONSTRUCTION, IMPROVEMENT, REPAIR AND MAINTENANCE OF SALADO CREEK SANITARY SEWER OUTFALL EXTENSION; AND DIRECTING THE CITY ATTORNEY TO INSTITUTE AND PROSECUTE TO CONCLUSION CONDEMNATION PROCEEDINGS TO ACQUIRE SO MUCH THEREOF AS CANNOT BE ACQUIRED THROUGH NEGOTIATION.

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AN ORDINANCE 41,471

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF THE FEE SIMPLE TITLE TO CERTAIN PRIVATELY OWNED REAL PROPERTY IN SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR PUBLIC PURPOSES, TO WIT: THE LOCATION, CONSTRUCTION, OPERATION, RECONSTRUCTION, IMPROVEMENT, REPAIR AND MAINTENANCE OF

THE WALTERS-MOORE STREET OVERPASS PROJECT; AND DIRECTING THE CITY ATTORNEY TO INSTITUTE AND PROSECUTE TO CONCLUSION CONDEMNATION PROCEEDINGS TO ACQUIRE SO MUCH THEREOF AS CANNOT BE ACQUIRED THROUGH NEGOTIATION.

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72-51 The Clerk read the following Ordinance:

AN ORDINANCE 41,472

AUTHORIZING EXECUTION OF A LEASE AGREEMENT WITH WILLIAM E. CRON, PROVIDING FOR LEASE OF SPACE IN BUILDING NO. 528 AT HEMISFAIR PLAZA FOR A ONE YEAR TERM.

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Mr. Bobby Goff, Administrative Assistant at HemisFair Plaza, explained that this is a lease of 400 square feet of space for a boutique at \$50.00 per month with an option to renew for an additional one year at \$60.00 per month. The lessee will pay for all utilities. There is no chilled water involved.

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

72-51 Mayor Gatti was obliged to leave the meeting, and Councilman Ed Hill was designated to preside over the meeting as Acting Mayor.

72-51 The Clerk read the following Ordinance:

AN ORDINANCE 41,473

AUTHORIZING EXECUTION OF A LEASE AGREEMENT WITH BALLET FOLKLORICO DE SAN ANTONIO, PROVIDING FOR LEASE OF SPACE IN BUILDINGS 318 AND 319 AT HEMISFAIR PLAZA, FOR A TWO YEAR TERM.

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Mr. Bobby Goff, Administrative Assistant at HemisFair Plaza, stated this was a lease for two years for 1,200 feet of space at \$100.00 per month. Lessee will pay for utility services. The premises will be used in the teaching of history and authentic Mexican dances.

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

72-51

The Clerk read the following Ordinance:

AN ORDINANCE 41,474

AUTHORIZING FREE USE OF THE MUNICIPAL
AUDITORIUM BASEMENT BY THE CENTRAL INDEX
OF SAN ANTONIO FOR THE PERIOD OF NOVEMBER
7 THROUGH DECEMBER 21, 1972.

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Mr. Francis W. Vickers, Convention Facilities Director, stated the Christmas Clearing Bureau is sponsored by the Central Index and is a United Fund agency which provides food, toys and clothing for the needy at Christmas time. The basement will be used for storing items donated and its use is without charge.

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

72-51

The Clerk read the following Ordinance:

AN ORDINANCE 41,475

AUTHORIZING ADDITIONAL INJURY COVERAGE
FOR POLICE SERGEANT JAMES CALVERT DUE
TO AN ON-DUTY ACCIDENT.

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Mr. Jerome A. Goodloe, Assistant Director of Personnel, explained that Sergeant Calvert was injured while on duty. At first it was thought his injury was not serious. However, it was determined some cartilage damage occurred and additional surgery was performed in October, 1972. Additional injury coverage is necessary due to the additional medical expenses involved, and he recommended the Ordinance be passed.

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

72-51

The Clerk read the following Ordinance:

AN ORDINANCE 41,476

CHANGING THE NAME OF CALLAGHAN ROAD
BETWEEN WEST COMMERCE AND HIGHWAY 90
WEST EXPRESSWAY TO SOUTH CALLAGHAN ROAD.

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Mr. George D. Vann, Jr., Director of Housing and Inspections, stated that this change was being made at the request of the Post Office Department in order to provide mail delivery to 48 families. The Department of Housing and Inspections will renumber the street. The Planning Commission has approved the change, and the residents on the street have also agreed to it.

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

72-51 The Clerk read the following Ordinance:

AN ORDINANCE 41,477

EXTENDING FOR A ONE YEAR PERIOD UNDER THE SAME TERMS AND CONDITIONS, THE CURRENT LEASE AGREEMENT BETWEEN MRS. DUNCAN MCKINLEY AND THE CITY PERTAINING TO A CITY-OWNED BUILDING NORTH OF EAST MULBERRY STREET.

* * * *

Mr. Robert L. Frazer, Director of Parks and Recreation, stated that the building is located north of East Mulberry Street and west of the golf driving range in Brackenridge Park. The building is the former Sheriff's Posse Headquarters and is used for an art studio and art gallery. It contains 600 square feet and rental is \$25.00 per month.

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

72-51 The following Ordinance was read by the Clerk and explained by Mr. W. S. Clark, Land Division Chief, and after consideration, on motion of Dr. Hilliard, seconded by Mrs. Haberman, was passed and approved by the following vote: AYES: Haberman, Hill, Hilliard, Mendoza, Naylor, Padilla; NAYS: None; ABSENT: Becker, Gatti.

AN ORDINANCE 41,478

APPROPRIATING FROM CERTAIN FUNDS AMOUNTS IN THE TOTAL SUM OF \$4,099.00 IN PAYMENT FOR EXPENSES INCURRED IN CONNECTION WITH U. S. 281 NORTH EXPRESSWAY; MISSION PARKWAY; BABCOCK ROAD WIDENING; WALTERS-MOORE OVERPASS; ROSILLO CREEK SEWER OUTFALL (PHASES A & B); LEON CREEK SEWER OUTFALL LINE (PHASES B & C); UNIVERSITY ESTATES SANITARY SEWER; EXPRESSWAY INDUSTRIAL PARK SEWER OUTFALL; VALLEY FORGE OUTFALL SEWER MAIN; BABCOCK PLACE OFF-SITE SEWER FACILITIES; HERITAGE PARK OFF-SITE MAIN; JOHN MARSHALL, UNIT #1 OUTFALL SEWER MAIN; ROYAL RIDGE OFF-SITE SEWER MAIN AND SAN ANTONIO RIVER OUTFALL SANITARY SEWER.

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72-51 The Clerk read the following Ordinance:

AN ORDINANCE 41,479

AMENDING ORDINANCE NO. 41176 PERTAINING TO CONSTRUCTION OF THE TURTLE ROCK SANITARY SEWER MAIN EXTENSION BY APPROPRIATING \$10,000.00 OUT OF SEWER REVENUE FUNDS TO INCREASE THE MISCELLANEOUS EXPENSES CONTINGENCY ACCOUNT OF SUCH PROJECT.

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Mr. Mel Sueltenfuss, Assistant Director of Public Works, stated that contract for this work was originally made in September for construction of the Turtle Rock Sanitary Sewer Main located north of town in what is known as Barkley Square. After the contract was awarded, it was discovered that some homes in order to connect to the sewer line, it would be necessary for deep cuts and removal of trees to be made. He felt that this expense was unnecessary to be placed on the homeowners. An additional line at the rear of the lots will avoid the deep cuts and preserve the existing Oak trees in the yards.

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

72-51 The Clerk read the following Ordinances:

AN ORDINANCE 41,480

AMENDING CHAPTER 35 OF THE CITY CODE (STREETS, SIDEWALKS, CURBS, GUTTERS AND DRIVEWAYS) BY PROVIDING THAT SIDEWALK INSTALLATION SHALL BE A CONDITION TO THE ISSUANCE OF A BUILDING PERMIT IN ALL BUT SINGLE FAMILY RESIDENTIAL CONSTRUCTION.

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AN ORDINANCE 41,481

AMENDING CHAPTER 36, SECTIONS 36-12 AND 36-25(1) OF THE CITY CODE OF THE CITY OF SAN ANTONIO, TEXAS, BY REMOVING THE REQUIREMENT FOR SIDEWALKS IN OTHER THAN SINGLE FAMILY RESIDENTIAL SUBDIVISIONS WITHIN THE CITY LIMITS.

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Mr. George D. Vann, Jr., Director of Housing and Inspections, stated that these Ordinances provide for deleting the sidewalk provisions out of the Subdivision Regulations on commercial structures and placing them in the Sidewalk Ordinance. This is so that when a developer puts up a subdivision bond to guarantee site improvements, sidewalks for commercial structures are not part of the bond. What has happened is that sometimes the developer was developing land and had to put the sidewalks in in order to get his money (deposit) back. In some cases, he did not construct a building for three to five years.

When the commercial building was constructed, the contractor's trucks, etc., would break up the sidewalks, and the sidewalks had to be reconstructed. By doing this, the sidewalks for commercial buildings will be made a part of the Building Code. In this way, final approval will not be given until the building and the sidewalks are completed.

After consideration, on motion made and duly seconded, the Ordinances were each passed and approved by the following vote: AYES: Haberman, Hill, Hilliard, Mendoza, Padilla; NAYS: None; ABSTAIN: Naylor; ABSENT: Becker, Gatti.

72-51 The Clerk read the following Ordinance:

AN ORDINANCE 41,482

AUTHORIZING EXECUTION OF AN AGREEMENT
WITH THE TEXAS HIGHWAY DEPARTMENT
PERTAINING TO CONSTRUCTION AND MAINTENANCE
OF WEST COMMERCE STREET BETWEEN SAN
JOAQUIN AVENUE AND SHORE DRIVE AS A
TOPICS PROJECT.

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Mr. Stewart Fischer, Director of Traffic and Transportation, explained that this project is part of the 1970 Bond Issue. He anticipated construction will begin early next year. As a TOPICS Project, the State will pay 80% of the cost and the City 20%. The street will be completely reconstructed from Shore Drive to 26th Street including a new bridge across the Alazan Creek. Also included will be the resurfacing and improvement of the section between 26th Street and San Joaquin Street.

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

72-51 The following Ordinance was read by the Clerk and explained by Fire Chief Bart T. Mulhern, and after consideration, on motion of Mr. Padilla, seconded by Mr. Mendoza, was passed and approved by the following vote: AYES: Haberman, Hill, Hilliard, Mendoza, Padilla; NAYS: None; ABSENT: Becker, Naylor, Gatti.

AN ORDINANCE 41,483

GRANTING THE PRINCIPAL AND REPRESENTATIVES
OF THE MEMORIAL HIGH SCHOOL STUDENT BODY
TO HAVE A BON-FIRE ON THE STUDENT PARKING
LOT FROM 6:30 TO 10:30 P.M. THURSDAY,
NOVEMBER 16, 1972, TO CELEBRATE HOMECOMING
WEEK.

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72-51 CITY MANAGER REPORTS

FUNDS FROM STATE DEPARTMENT OF WELFARE

City Manager Loyd Hunt stated that the Department of Public Welfare in a letter dated November 3, 1972 advised that as of October 1, 1972 three

programs, Family Planning, Day Care and Homemakers, would be cut off. After a preliminary analysis, it appears that there will be 71 people who are presently receiving Homemaker Services will become ineligible under the program; 10 children in Day Care Centers will become ineligible. This will cost the City about \$1,200, and the City will need to find these funds because the cut-off of funds was retroactive October 1, 1972. No persons will have to be dropped off the Family Planning Program as they all meet the Welfare standards.

Councilman Padilla stated that the Council had asked that the ruling of the State Department of Welfare be appealed.

City Manager Hunt stated that a letter appealing the action has not been sent because the meetings they have had this week have been very helpful and friendly. The matter is trying to be worked out which will put the least burden on the City and the recipients. For this reason, he is holding up making the appeal.

ANIMAL CONTROL FACILITY

As part of the City's continuing effort to improve the operation of the Animal Control Facility, the City Manager stated that he has hired Mr. Larry Pruce. He has an impressive background in this field. He is young with a degree in Biology and Zoology.

72-51 Mayor Gatti entered the meeting and presided.

72-51 ZONING HEARINGS

A. CASE 4534 - to rezone the north irregular 117.6' of Arb. Tract "D", NCB 11143, 9700 Block of South Zarzamora Street, from "B" Two Family Residential District to "B-3" Business District; located southeast of the intersection of South Zarzamora Street and Chavaneaux Road, having 488.7' on Chavaneaux Road and a maximum depth of 118.54'.

Mr. Andy Guerrero, 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, Hilliard, Mendoza, Padilla, Gatti; NAYS: None; ABSTAIN: Naylor; ABSENT: Becker.

AN ORDINANCE 41,484

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 IRREGULAR
117.6' OF ARB. TRACT "D", NCB 11143,

9700 BLOCK OF SOUTH ZARZAMORA STREET,
FROM "B" TWO FAMILY RESIDENTIAL DISTRICT
TO "B-3" BUSINESS DISTRICT, PROVIDED
THAT PROPER REPLATTING IS ACCOMPLISHED.

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72-51 Mayor Gatti was obliged to leave the meeting and Councilman Ed Hill was designated to preside as Acting Mayor.

B. CASE 4678 - to rezone Lot 3, Block 1, NCB 12909, 5100 Block of Rigsby Avenue, from "A" Single Family Residential District to "B-3" Business District; located on the south side of East Rigsby Avenue (U.S. Highway 87) being 102' east of the intersection of Christian Drive and East Rigsby Avenue (U.S. Highway 87) having 56' on East Rigsby Avenue (U.S. Highway 87) and a depth of 120'.

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

No one spoke in opposition.

After consideration, Dr. Hilliard 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, Hilliard, Mendoza, Naylor, Padilla; NAYS: None; ABSENT: Becker, Gatti.

AN ORDINANCE 41,485

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 3, BLOCK 1,
NCB 12909, 5100 BLOCK OF RIGSBY AVENUE,
FROM "A" SINGLE FAMILY RESIDENTIAL
DISTRICT TO "B-3" BUSINESS DISTRICT,
PROVIDED THAT PROPER REPLATTING IS
ACCOMPLISHED.

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72-51 Mayor Gatti returned to the meeting and presided.

C. CASE 4758 - to rezone a 2.092 acre tract of land out of NCB 11623, being further described by field notes filed in the office of the City Clerk, 7818 Donore Place, from "A" Single Family Residential District to "B-2" Business District; located east of the intersection of Donore Place and Fredericksburg Road, having 283.21' on Donore Place, 212.48' on Fredericksburg Road and 77.08' on the cutback between these two streets.

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

Mr. Tom Smith, representing the applicant Harvey Komet, stated that they are satisfied with the recommendation of the Planning Commission except for the 50 foot set back requirement. He felt that a 48 foot set back would be more reasonable and allow them some latitude when they are ready to build. Discussion brought out the normal set back requirement set by Ordinance is 15 feet.

Martha Buchanan Lucero, 8138 Donore Place, stated that last week the people in the neighborhood appeared before the Planning Commission on another case. She agreed that Fredericksburg is being commercialized, and it seemed somewhat foolhardy to try to oppose the change in zone in this particular case. However, she said any further encroachment of commercial zone on Donore Place would bring out a mobilized neighborhood to fight it.

After consideration, Mr. Naylor made a motion that the recommendation of the Planning Commission be approved, provided that proper replatting is accomplished and that a 48 foot set back line be imposed on the Southeast property line and that a six foot solid screen fence be erected on the Northeast property line. Mr. Mendoza 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, Hilliard, Mendoza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: Becker.

AN ORDINANCE 41,486

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 2.092 ACRE TRACT
OF LAND OUT OF NCB 11623, (BEING FURTHER
DESCRIBED BY FIELD NOTES FILED IN THE
OFFICE OF THE CITY CLERK) 7818 DENORE
PLACE, FROM "A" SINGLE FAMILY RESIDENTIAL
DISTRICT TO "B-2" BUSINESS DISTRICT,
PROVIDED THAT PROPER REPLATTING IS
ACCOMPLISHED AND THAT A 48 FOOT SET
BACK LINE BE IMPOSED ON THE SOUTHEAST
PROPERTY LINE AND THAT A SIX FOOT SOLID
SCREEN FENCE BE ERECTED ON THE NORTHEAST
PROPERTY LINE.

* * * *

D. CASE 4767 - to rezone Lot 3, Block 4, NCB 11216, 2003 Palo Alto Road, from "B" Two Family Residential District to "B-2" Business District; located southwest of the intersection of Doolittle Street and Palo Alto Road, having 125' on Doolittle Street and 49.1' on Palo Alto Road.

Mr. Andy Guerrero, 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. Padilla 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, Hilliard, Mendoza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: Becker.

AN ORDINANCE 41,487

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 3, BLOCK 4, NCB 11216, 2003 PALO ALTO ROAD, FROM "B" TWO FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT PROPER REPLATTING IS ACCOMPLISHED.

* * * *

72-51

CITIZENS TO BE HEARDPROPOSED SUBSIDIZED APARTMENTS
AT GEVERS & FAIR

Mr. Joe Cumpian, 2544 Hiawatha Street, spoke on behalf of a group of citizens known as Southeast Citizens League. He asked the Council to pass a resolution similar to the one adopted by the Commissioner's Court of Bexar County. In addition, that in the resolution they include a request to the Board of Adjustment to grant an additional 60 day delay in hearing Case No. 8493, in which Mr. Quincy Lee is asking for a variance to build the apartments. A copy of the resolution passed by Commissioner's Court as well as one proposed for passage by the City Council were presented to each member of the Council, copies of which are filed with the papers of this meeting.

Mrs. Helen Dutmer, 739 McKinley, representing the Wigs Mission neighborhood and Southeast Citizens League, also asked the City Council to ask the Board of Adjustment to delay hearing on Case No. 8493 so they would have 90 days in which to prepare their opposition to the application. She asked that the Council request that HUD delay funds which are to be directed to the building of the subsidized apartments.

Mayor Gatti stated that the Council had been informally polled, and it was the consensus of the Council that the Board of Adjustment be asked to consider granting an additional 60 day delay for a total of 90 days before Case No. 8493 is heard. The City Clerk was instructed to write the Board of Adjustment to this effect.

FRANCES LEVENSON

Mrs. Frances Levenson, 1509 Cupples Road, stated that because there lived a man named Gilbert Garza, she wanted to read a poem entitled, "An American's Creed." The poem is as follows:

AN AMERICAN'S CREED

I do not choose to be a "common" man. It is my
right to be uncommon - if I can.
I seek opportunity - not security.
I do not wish to be a "kept" citizen, humbled
and dulled by having the state look
after me.

