

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, APRIL 11, 1974.

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The meeting was called to order at 8:30 A. M., by the presiding officer, Mayor Charles L. Becker, with the following members present: COCKRELL, SAN MARTIN, BECKER, BLACK, LACY, MORTON, BECKMANN, MENDOZA; Absent: PADILLA.

74-16 The invocation was given by Rabbi David Jacobson, Temple Beth El.

74-16 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States of America.

74-16 The minutes of the meeting of April 4, 1974, were approved.

74-16 ANNEXATION OF MEADOWCLIFF

The Clerk read the following Ordinance for the second and final time:

AN ORDINANCE 43,495

PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LINES OF THE CITY OF SAN ANTONIO, TEXAS, AND THE ANNEXATION OF CERTAIN TERRITORY CONSISTING OF 172 ACRES OF LAND, WHICH SAID TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF SAN ANTONIO.

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It was explained that this annexation Ordinance covers the subdivision known as Meadowcliff in the western portion of San Antonio.

No one spoke in opposition.

After consideration, on motion of Dr. San Martin, seconded by Mr. Beckmann, the Ordinance was passed and approved by the following vote: AYES: San Martin, Becker, Black, Morton, Beckmann, Mendoza; NAYS: None; ABSENT: Cockrell, Lacy, Padilla.

74-16 The following Ordinances were read by the Clerk and explained by Mr. Tom Raffety, Director of Aviation, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cockrell, San Martin, Becker, Black, Morton, Beckmann; NAYS: None; ABSENT: Lacy, Padilla, Mendoza.

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AN ORDINANCE 43,629

MANIFESTING AN AGREEMENT WITH MOBIL OIL CORPORATION TO EXTEND THE PRESENT LEASE AGREEMENT AT STINSON AIRPORT FOR A PERIOD OF ONE YEAR UNDER THE SAME TERMS AND CONDITIONS.

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AN ORDINANCE 43,630

MANIFESTING AN AGREEMENT WITH EXXON COMPANY, U.S.A., TO EXTEND THE PRESENT LEASE AGREEMENT AT STINSON AIRPORT FOR A PERIOD OF FIVE YEARS UNDER THE SAME TERMS AND CONDITIONS.

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AN ORDINANCE 43,631

AUTHORIZING EXECUTION OF AN OPTION AGREEMENT WITH BEECH HOLDINGS, INC., PROVIDING SAID COMPANY AN OPTION TO LEASE WITHIN TWO YEARS AN AREA OF 58,098 SQUARE FEET AT SAN ANTONIO INTERNATIONAL AIRPORT; THE CONSIDERATION FOR SAID OPTION BEING PAYMENT TO THE CITY OF THE SUM OF \$2,200.00.

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74-16

The Clerk read the following Ordinance:

AN ORDINANCE 43,632

ACCEPTING A \$94,222.00 GRANT FROM THE U. S. GOVERNMENT - DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION, TO BE USED IN CONNECTION WITH DEVELOPMENT OF PHASE III OF A MASTER PLAN FOR SAN ANTONIO INTERNATIONAL AIRPORT BY QUINTON-BUDLONG, THE CITY'S AIRPORT CONSULTANTS; AND APPROPRIATING \$47,102 AS THE CITY'S CONTRIBUTION TO THE REVISED BUDGET OF THIS PROJECT.

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The Ordinance was explained by Mr. Tom Raffety, Director of Aviation, who said that this grant covers two-thirds of the total cost of Phase III of the Airport Master Plan. Seven and a half months will be required to complete the project. This would be about mid-December, 1974.

After consideration, on motion of Mr. Beckmann, seconded by Dr. San Martin, the Ordinance was passed and approved by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Morton, Beckmann; NAYS: None; ABSENT: Padilla, Mendoza.

74-16 The following Ordinance was read by the Clerk and explained by Mr. Tom Raffety, Director of Aviation, and after consideration, on motion of Mr. Beckmann, seconded by Dr. San Martin, was passed and approved by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Morton, Beckmann; NAYS: None; ABSENT: Padilla, Mendoza.

AN ORDINANCE 43,633

MANIFESTING AN AGREEMENT TO EXTEND THE TERM OF A LEASE AT SAN ANTONIO INTERNATIONAL AIRPORT WITH AMERICAN AIRLINES, INC.

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74-16 The following Ordinance was read by the Clerk and explained by Mr. Ron Darner, Director of Parks and Recreation, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Morton, Beckmann, Mendoza; NAYS: None; ABSENT: Padilla.

AN ORDINANCE 43,634

MANIFESTING A ONE-YEAR EXTENSION OF THE CURRENT CONTRACT WITH RICHARD L. DYKES FOR USE OF A PORTION OF THE BEAUTIFIED SECTION OF THE SAN ANTONIO RIVER FOR A RESTAURANT OPERATION.

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AN ORDINANCE 43,635

AUTHORIZING A ONE-YEAR CONTRACT WITH JACK CATTO, FOR USE OF A PORTION OF THE BEAUTIFIED SECTION OF THE SAN ANTONIO RIVER IN CONJUNCTION WITH A RESTAURANT OPERATION.

* * * *

AN ORDINANCE 43,636

MANIFESTING A ONE-YEAR EXTENSION OF THE CURRENT CONTRACT BETWEEN THE CITY AND HILTON PALACIO DEL RIO HOTEL FOR USE OF 375 FEET OF CITY-OWNED PROPERTY ON THE SAN ANTONIO RIVER IN CONJUNCTION WITH A RESTAURANT OPERATION.

* * * *

AN ORDINANCE 43,637

AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE CITY AND HARLANDALE INDEPENDENT SCHOOL DISTRICT PROVIDING FOR THE CITY TO MAINTAIN AND OPERATE A RECREATIONAL SWIMMING PROGRAM AT THE MCCOLLUM HIGH SCHOOL POOL FROM JUNE 1, 1974 TO AUGUST 4, 1974.

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74-16

MUNICIPAL RECREATION FACILITIES

Mayor Becker asked if there is a definite, major program underway for providing baseball and softball diamonds, swimming pools and other recreation facilities.

Mr. Ron Darner, Director of Parks and Recreation, stated that the only funds available for capital expenditures are from bond funds or from Revenue Sharing. The allocation of 1970 bond funds for recreation has been used. There are a number of projects underway now except for swimming pools.

Mayor Becker stated that means must be found to provide more facilities now.

City Manager Granata stated that there will be new indoor pools at the Westside Boys' Club and Eastside Boys' Club when these facilities are completed. There are also other recreation facilities available at each of these sites.

In answer to Mrs. Cockrell's question, Mr. Darner stated that the City's joint effort with the Northeast School District has been very successful, and the idea being carried into other school districts. He has been meeting with the schools districts hoping to go into a year round program from 3:00 P. M. to 8:00 P. M. and on Saturdays and Sundays.

Mrs. Cockrell stated that this effort coincides with the Council's efforts to consolidate programs and facilities and she thought the idea very sound.

74-16

DISCUSSION OF TAX MATTERS

Mayor Becker stated that County Judge Blair Reeves had invited Council members to a meeting at 2:30 P. M., Wednesday, April 17, 1974, in Commissioners' Court to discuss taxing matters. He asked that all members try to be present. One item to be discussed is the tax re-appraisal program.

74-16

MAYOR'S COMMISSION ON INTERAGENCY COORDINATION

Mayor Becker reported that the Mayor's Commission on Inter-agency Coordination met yesterday, April 10, 1974. The Chairman of each utility board and each general manager was present. Several task forces were appointed to work on certain administrative functions. He spoke of the good spirit of cooperation that prevailed.

The next meeting of the Commission is scheduled for May 15, 1974, at 9:00 A. M. All Council members are invited to be present.

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74-16 The Clerk read the following Ordinance:

AN ORDINANCE 43,638

AUTHORIZING THE CITY MANAGER TO FILE AN APPLICATION FOR A \$550,000.00 GRANT WITH THE U. S. DEPARTMENT OF AGRICULTURE FOR THE SUMMER NUTRITIONAL PROGRAM.

* * * *

The Ordinance was explained by Mr. Ron Darner, Director of Parks and Recreation, who stated that this \$550,000 grant will be used to carry out the Summer Nutrition Program. The program lasts for 50 days starting June 10. The City's contribution is \$200,000 in kind.

After consideration, on motion of Mr. Beckmann, seconded by Mr. Mendoza, the Ordinance was passed and approved by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Morton, Beckmann, Mendoza; NAYS: None; ABSENT: Padilla.

74-16 The following Ordinance was read by the Clerk and explained by Mr. Ron Darner, Director of Parks and Recreation, and after consideration, on motion of Dr. San Martin, seconded by Mr. Mendoza, was passed and approved by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Morton, Beckmann, Mendoza; NAYS: None; ABSENT: Padilla.

AN ORDINANCE 43,639

ACCEPTING THE LOW BID OF LEE PEREZ CONSTRUCTION CO., FOR THE REBUILDING OF 14 TENNIS COURTS AND RESURFACING OF 4 TENNIS COURTS; AUTHORIZING EXECUTION OF A CONTRACT COVERING SUCH WORK AND AUTHORIZING PAYMENT OF \$54,938.00 OUT OF THE GENERAL FUND TO SAID CONTRACTOR AND \$2,700.00 TO BE USED AS A MISCELLANEOUS CONTINGENCY ACCOUNT.

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74-16 The following Ordinances were read by the Clerk and explained by Police Chief Emil Peters, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Morton, Beckmann, Mendoza; NAYS: None; ABSENT: Padilla.

AN ORDINANCE 43,640

AUTHORIZING THE CITY MANAGER TO APPLY FOR A GRANT FROM THE TEXAS CRIMINAL JUSTICE COUNCIL IN THE AMOUNT OF \$23,059 TO CONTINUE THE SAPD LEGAL ADVISOR PROGRAM.

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AN ORDINANCE 43,641

AUTHORIZING THE CITY MANAGER TO APPLY FOR A GRANT FROM THE TEXAS CRIMINAL JUSTICE COUNCIL FOR TECHNICAL EQUIPMENT FOR THE NEW SAPD COMMUNICATIONS SYSTEM - PHASE II.

* * * *

AN ORDINANCE 43,642

ACCEPTING A GRANT FROM THE TEXAS CRIMINAL JUSTICE COUNCIL IN THE AMOUNT OF \$10,000.00 TO BE USED IN CONNECTION WITH THE CITY/COUNTY HELICOPTER PROGRAM, FOR THE YEAR ENDING MARCH 31, 1975; APPROPRIATING THE SUM OF \$11,225.00 AS THE CITY'S SHARE OF THE TOTAL COST OF THIS PROGRAM; AND APPROVING A BUDGET FOR SAID PROGRAM.

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74-16 The Clerk read the following Ordinance:

AN ORDINANCE 43,643

AUTHORIZING EXECUTION OF A CONTRACT WITH PHILLIP F. BECKER, AN INDIVIDUAL, PROVIDING FOR USE OF CERTAIN REAL PROPERTY OWNED BY SAID INDIVIDUAL IN CONNECTION WITH THE NEW SAPD COMMUNICATIONS PROJECT FOR A CONSIDERATION OF \$50.00 PER MONTH; AUTHORIZING PAYMENT OF SAID AMOUNT; AND REPEALING ORDINANCE NO. 43356 OF FEBURARY 7, 1974.

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The Ordinance was explained by Police Chief Emil Peters who said that the property being leased is adjacent to Northside School District property where it had been planned to install the power and an antenna for the communications system. The School District, after considering the matter, had some reservations about the liability they might incur even though the installation would be insured. The site now being considered already has a tower erected which can be used.

After consideration, on motion of Mrs. Cockrell, seconded by Mr. Mendoza, the Ordinance was passed and approved by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Morton, Beckmann, Mendoza; NAYS: None; ABSENT: Padilla.

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Mayor Becker advised the Council that the City of Balcones Heights has officially subscribed to the Emergency Medical Service.

74-16 DISCUSSION RE: COUNCIL-MANAGER FORM OF GOVERNMENT

MRS. LILA COCKRELL: Mr. Mayor, before the Chief leaves, I think it would be appropriate for this Council to make a statement in view of rumors and things that have been in the public press. I feel that it is certainly the desire, so far as I know, that every member of this Council that we have no City Council interference in the Police Department as has been charged or alleged in the rumors that have been floating around. I think there is nothing worse that could happen to any City than for there to be any political interference with the Police Department. I think that this Council certainly wants to reaffirm and to clear up any doubt in anyone's mind that we are not going to be guilty of that kind of thing and that we support Council-Manager government. I just think that a statement right now would be in order on this particular subject.

MAYOR BECKER: While we are on that point. I was in the country over the weekend and didn't get back to my home until about nine o'clock Sunday night. So, I didn't have a chance to read the newspapers. When I saw the editorial that appeared in one of the papers I called the publisher of that paper immediately and told him that nothing would please me more than to have a grand jury investigation on that subject that they were editorializing on and that I was ready at any time. I don't know what ever happened to that. Anyway that was my position on the matter. I appreciate your bringing it up, Lila. Frankly, I'd forgotten it, but I'm glad you did mention it.

MRS. COCKRELL: I think it's good to dispel rumors, that we do reaffirm that this Council does support the operation of Council-Manager government and no interference in the activities of the Police Department or in the management is contemplated nor will be tolerated.

MAYOR BECKER: There are things that I could tell about that particular incident that I think are private to the individuals involved, and I wouldn't care to have anybody telling about certain private matters about me. These are things that are not of the type that shouldn't be disclosed or couldn't be disclosed, but I don't believe that it is within my province to do so. All I can say is had anybody called me up and had I had the knowledge of certain facts that were pertinent to those individuals I would have done my best to have allayed their apprehension because I was concerned about it. I was worried about it.

MRS. COCKRELL: Any member of the Council, as we know, has the authority under the Charter to inquire into the operations of the government. However, I think we just needed to clear the air and reaffirm our support of Council-Manager government and also the fact that there will be no political interference in the Police Department.

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MAYOR BECKER: There hasn't been any that I know of.

CITY MANAGER SAM GRANATA: If I may make a statement on that, too. We had a meeting subsequent to what you are talking about where the Police Association, the Police Chief, and Mayor Becker sat in on the meeting. We assured the Police Association that there would be no interference by anybody for the due process of law. I believe the Chief can back me up on that. That was fully discussed. They are happy. They are understanding and rest assured that we will do everything possible. If there is any interference, I'll call it to your attention.

REV. CLAUDE BLACK: Mr. Mayor, while I recognize the great danger of any political interference with the Police Department, I do find it sometimes difficult to understand how interference is defined in terms of those who seem to take issue with any kind of expression that you make regarding the actions of policemen. Now, I say this because I have been one of those persons that at times have made statements. Now, if those statements simply are statements in the interest of fair play and justice and truth and right on both sides - without taking any sides - is regarded as political interference. It is hard for me to see. It is extremely difficult for me to see. I think there must be - while the Council must be alert to the fact that it does not involve itself in any political factors regarding the policemen and the Police Department, it must also be certain the Council insists that the administration of police affairs be carried out in a just and equitable manner.

It seems to me that somewhere along the line there is a very narrow line where some would look upon that action as political involvement while others would look upon it as simply the acceptance of responsibility on the part of elected officials. I do think that we are walking a very narrow line, and I don't know that the affirmation of it - we can continue to affirm the fact that we have no desire to become politically involved in the Police Department, but we must also affirm the fact that we are desirous as a Council to maintain a community of just and equitable application of the law.

DR. JOSE SAN MARTIN: Mr. Mayor, I fully subscribe to what Mrs. Cockrell has just indicated and certainly when we first started Council-Manager government back in 1950, I was in the trenches trying to work for it. However, in this particular case, there seems to have been a statement from a certain police officer who made the charge. In my opinion, that's what makes the difference. I don't think that, with due respect to what the Mayor says, if a captain in the Police Department makes a statement or appears - and I'm referring to a name I read in the papers - that Captain Anton had specifically said that he had been ordered not to go any further or not to do this. Then it's an entirely different thing. I don't think it's interference on the part of the Mayor or any member of this Council. I think it is the statement that was made by one of your captains. Therefore, it puts a different light on the whole thing. It puts the thing back in the Chief of Police hands and the City Manager's hands. I think that's the difference in this particular instance. If the officer made such a charge then it's up to you to make sure if it is justified to bring it to the attention of the City Manager. I think this is a slightly different case. I may be wrong, but that's the way I see it.

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MAYOR BECKER: Well, I can only assure you of one thing, that the matter at all times was always in the hands completely and in the jurisdiction totally of the City Manager and the Chief of Police. I think you will substantiate that. My concern, as I said, rested primarily for this individual because I know of certain facts that I don't think should be made public knowledge. I'll do the same thing for anybody knowing the same facts about them because - well, you read in the papers all of the time where people suffer certain inhibitions and things from less serious circumstances than this. At any rate, it's water under the bridge as far as I'm concerned. If they want to have a grand jury investigation about it, so be it. I welcome it. The only thing I said let's have it in the federal courts. That's all I request. I wish one thing - I wish that the people, whoever those people might be, that are inclined to report on these things and write on them and editorialize on them and comment on them and all these things would first of all equip themselves with the facts and arm themselves with the information that's at hand before they just haul off, and shoot from the hip and start on a great lengthy thesis on how this or that or the next thing is being done or shouldn't be done. That's all I wish. I asked that that be done before and it looks like it's asking too much at times.

CITY MANAGER GRANATA: I just wanted to add that at the meeting, as you will recall, it was also brought out that I would probably continue to receive calls from any of you that some citizen might have called and that I would continue to, as I got your calls, to call the Chief to investigate. But I assured them that we would in no way interfere with the due process of law but would continue to investigate. Councilman Black said that we would retain that right under any condition, but that we would not interfere with any bookings or any such thing as that, but we would look into things. They said that would be fine with them.

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74-16

The Clerk read the following Ordinance:

AN ORDINANCE 43,644

ADOPTING THE RECOMMENDATIONS OF THE TAX ERROR BOARD OF REVIEW CONCERNING ERRORS ON THE TAX ROLLS OF THE CITY OF SAN ANTONIO; AUTHORIZING THE TAX ASSESSOR TO MAKE CORRECTIONS OF THESE ERRORS, AND AUTHORIZING THE CITY TREASURER TO AMEND THE TAX ROLLS TO REFLECT THESE CORRECTIONS.

* * * *

Mr. Mago Garcia, Tax Assessor, explained the Ordinance. He said that as a result of the San Antonio Independent School District changing its assessment ratio from 60 percent to 75 percent, while the City remained at the 60 percent ratio, there were some mistakes made in the tax office. This was why a rather large mistake was made on the

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Southwestern Bell Telephone Company account. He also briefly explained the other corrections being made; all of which had been approved by the Tax Error Review Board.

After consideration, on motion of Mrs. Cockrell, seconded by Dr. San Martin, the Ordinance was passed and approved by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Morton, Beckmann; Mendoza; NAYS: None; ABSENT: Padilla.

74-16

TAX REAPPRAISAL PROGRAM

Mayor Becker commended Mr. Mago Garcia, Tax Assessor, for the job being done on the reappraisal program.

Mr. Garcia stated that as of April 30th, the work will be about one-half done. He said that he is getting fine cooperation from the County and various school districts. It is hoped to have the project completed by the end of the year.

74-16 The following Ordinance was read by the Clerk and explained by Mr. George Vann, Director of Building and Planning Administration, and after consideration, on motion of Mrs. Cockrell, seconded by Mr. Beckmann, was passed and approved by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Beckmann, Mendoza; NAYS: None; ABSENT: Morton, Padilla.

AN ORDINANCE 43,645

GRANTING PERMISSION TO MRS. A. C. LEWIS
TO INSTALL A HANDRAIL ON CITY PROPERTY
BETWEEN THE CURB AND SIDEWALK AT 2602
HIAWATHA.

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74-16

REV. BOB HARRINGTON

Mayor Becker stated that he had invited Rev. Bob Harrington, who is having religious meetings in the Arena this week, to visit the Council meeting. He explained that on Wednesday night, Rev. Harrington had shared the Arena with the San Antonio Spurs Basketball Team.

Rev. Harrington thanked the Mayor and Council for honoring him and said that it was a pleasure to have been in San Antonio and to share the Arena with the Spurs.

74-16 The following Ordinances were read by the Clerk and explained by Mr. George Vann, Director of Building and Planning Administration, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Beckmann, Mendoza; NAYS: None; ABSENT: Morton, Padilla.

AN ORDINANCE 43,646

APPROVING A STREET NAME CHANGE OF WHISPER
VIEW (BETWEEN WHISPER FERN AND WHISPER
SPRING) TO WHISPER MEADOW.

* * * *

AN ORDINANCE 43,647

AUTHORIZING THE RIO LADO MOTEL TO ERECT
A SEVEN FOOT (7') WALL, WHICH IS ALREADY
ERECTED, AT 1100 NORTH ST. MARY'S IN
ORDER TO ENHANCE THE AREA.

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74-16 The Clerk read the following Ordinance:

AN ORDINANCE 43,648

AMENDING SECTION 18A-10 OF THE CITY CODE,
SO AS TO PROVIDE FOR HEARING BEFORE THE
HOME IMPROVEMENT ADVISORY BOARD PRIOR TO
CANCELLATION OF A HOME IMPROVEMENT CON-
TRACTOR'S OR SALEMAN'S LICENSE; AND
DELETING FROM SAID CITY CODE SECTION 18A-
11, CONCERNING APPEALS AND HEARING BEFORE
THE CITY COUNCIL UPON CANCELLATION OF SAID
LICENSE.

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The Ordinance was explained by Mr. George Vann, Director of Building and Planning Administration, who said that he is recommending that the procedure be changed so that when a Home Improvement Contractor's license is suspended or revoked, he can go directly to the Court for a full hearing rather than go first to the City Council for a hearing. Mr. Vann said that lawyers object to hearsay evidence which is frequently presented in Council hearings. This will speed up the hearing for both the contractor and the City. The Home Improvement Advisory Board recommended the change.

After consideration, on motion of Mrs. Cockrell, seconded by Mr. Mendoza, the Ordinance was passed and approved by the following vote: AYES: Cockrell, Becker, Black, Lacy, Beckmann, Mendoza; NAYS: None; ABSENT: San Martin, Morton, Padilla.

74-16 The following Ordinance was read by the Clerk and explained by Mr. Mel Sueltenfuss, Director of Public Works, and after consideration, on motion of Mr. Beckmann, seconded by Dr. San Martin, was passed and approved by the following vote: AYES: San Martin, Becker, Black, Lacy, Beckmann, Mendoza; NAYS: None; ABSENT: Cockrell, Morton, Padilla.

AN ORDINANCE 43,649

APPROPRIATING A TOTAL OF \$282,752.00 AND
AUTHORIZING PAYMENT TO VARIOUS ENGINEERS
AND ARCHITECTS AND INCREASING MISCELLANEOUS
CONTINGENCY ACCOUNTS FOR THE EAST TERMINAL
APRON, TAXIWAY G AT INTERNATIONAL AIRPORT;
COLISEUM ROAD IMPROVEMENT PROJECT; SOUTH
NEW BRAUNFELS STREET PROJECT; NORTHWEST
SERVICE CENTER AND NORTHWEST POLICE SUB-
STATION PROJECT; WEST COMMERCE STREET FROM
ACME ROAD TO HIGHWAY 90 WEST PROJECT;
PLEASANTON ROAD FROM PYRON TO ANSLEY ROAD

AND MOURSUND BOULEVARD FROM ANSLEY TO LOOP 410 STREET PROJECT; FARMER'S MARKET PARKING GARAGE PROJECT; RICE ROAD PROJECT, AND LOST HORIZON SUB-DIVISION OFF-SITE SEWER MAIN PROJECT.

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74-16 The Clerk read the following Ordinance:

AN ORDINANCE 43,650

SETTING A DATE, TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED ANNEXATION OF 5,887 ACRES OF LAND, MORE OR LESS, BY THE CITY OF SAN ANTONIO AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO PUBLISH NOTICE OF SUCH PUBLIC HEARING.

* * * *

The Ordinance was explained by Mr. Cipriano Guerra, Director of Community Development and Planning, who said that this is the first formal step in the annexation of an area south of Randolph Field. The action is proposed to protect Randolph Air Force Base from further encroachment. Mr. Guerra showed a map of the area and said that the hearing will be held on April 25, 1974.

After consideration, on motion of Mr. Beckmann, seconded by Dr. San Martin, the Ordinance was passed and approved by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Beckmann, Mendoza; NAYS: None; ABSENT: Morton, Padilla.

74-16 The following Ordinance was read by the Clerk and explained by Mr. Cipriano Guerra, Director of Community Development and Planning, and after consideration, on motion of Dr. San Martin, seconded by Mr. Mendoza, was passed and approved by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Beckmann, Mendoza; NAYS: None; ABSENT: Morton, Padilla.

AN ORDINANCE 43,651

AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND 12 SURROUNDING COUNTIES, WHEREBY THE CITY OF SAN ANTONIO WILL BECOME THE PRIME SPONSOR FOR MANPOWER PROGRAMS WITHIN ALAMO PLANNING REGION 18.

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The Clerk read the following Ordinance:

AN ORDINANCE 43,652

PROVIDING FOR THE EXTENSION OF THE EXTRATERRITORIAL JURISDICTION AREA OF THE CITY OF SAN ANTONIO TO INCLUDE CERTAIN TERRITORY CONTIGUOUS TO THE EXISTING EXTRATERRITORIAL JURISDICTION OF THE CITY.

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The Ordinance was explained by Mr. Cipriano Guerra, Director of Community Development and Planning, who said that in February, 1972, the Council passed an ordinance setting a considerable set of conditions on San Antonio Ranch. One of those conditions was that they would submit a request to be included into the San Antonio extraterritorial jurisdiction. The City is allowed by law to go beyond its five mile ETJ limit on the basis of a voluntary petition. A petition to include all of San Antonio Ranch has been received. He recommended approval of the Ordinance.

After consideration, on motion of Mr. Beckmann, seconded by Mrs. Cockrell, the Ordinance was passed and approved by the following vote: AYES: Cockrell, Becker, Black, Lacy, Beckmann, Mendoza; NAYS: None; ABSTAIN: San Martin; ABSENT: Morton, Padilla.

PUBLIC HEARING

Mayor Becker declared open a Public Hearing to consider certain changes in Chapter 42 of the City Code.

The Clerk read the following Ordinance:

AN ORDINANCE 43,653

AMENDING CHAPTER 42 (ZONING) OF THE CITY CODE SO AS TO ADD CERTAIN DEFINITIONS, REVISE OTHER DEFINITIONS, ADD CERTAIN USES TO THE TABLE OF PERMITTED USES AND DELETE OTHERS THEREFROM, MAKE REVISIONS IN THE PERMITTED USES IN CERTAIN ZONES, AND PROVIDING FOR A PENALTY NOT EXCEEDING TWO HUNDRED DOLLARS FOR, VIOLATION HEREOF.

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Mr. Gene Camargo, Planning Administrator, stated that this Ordinance had been reviewed by the Planning Commission who recommended approval. It contains fourteen changes which Mr. Camargo reviewed and explained. The major change and the one which had received the most attention is the one removing planned building groups from any single family district.

Mrs. Helen Dutmer, Mr. George Rawlings, and Col. Ray Stone each spoke in favor of the Ordinance. They had met with the Planning Commission as well as the staff and after numerous meetings and conferences they felt satisfied that residential areas would be protected.

No one spoke in opposition.

Mayor Becker declared the hearing closed.

After consideration, on motion of Dr. San Martin, seconded by Mrs. Cockrell, the Ordinance was passed and approved by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Morton; NAYS: None; ABSENT: Beckmann, Padilla, Mendoza.

74-16

CITIZENS TO BE HEARD

GERRY MIDDLEMAN

Miss Gerry Middleman, 900 Nolan Street stated that she had come to get a weekly report on progress of the Nolan Street underpass project.

Mayor Becker advised Miss Middleman that this project has top priority but that there is much to do and for now, at least, such a report is not possible.

Mr. Morton suggested that a simple bar chart showing progress on the various phases of the project be prepared and that each week a copy of the report could be mailed to interested parties.

Mr. Lacy offered to be liaison with people in the area to keep them advised.

MRS. ESTHER TIJERINA

Mrs. Esther Tijerina, P. O. Box 21295, stated that she lives in the Southside School District. The district is very low on funds and its buses are in poor condition. She asked if the Council could provide funds through revenue sharing to repair the buses properly.

City Manager Granata stated that under the law revenue sharing funds can only be spent in the City. Since Bexar County also receives revenue sharing, he suggested that it would be proper for her to discuss the matter with the County Commissioners.

SAN PEDRO PEDESTRIAN WALKWAY

Four students from Churchill High School appeared before the Council to again discuss the need for a pedestrian overpass between North Star Mall and Central Park. They were Ceci Klempos, Susie Kelley, Pam Denneth and Nancy Montgomery. Susie Kelley acted as spokesman. She lives at 121 Fleetwood in San Antonio.

Miss Kelley reminded the Council that she had been before the Council several weeks earlier when the Council had asked the group to do a little research. They then presented the City Clerk with a petition bearing 1,869 signatures requesting an overhead crosswalk. She said that they had attempted to discuss this matter with officials of the two shopping centers but had been unsuccessful.

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Mayor Becker advised the group that within the last week the City has contracted with a consultant to study the San Pedro-Rector traffic situation to see what can be done.

Mr. Morton suggested that when recommendations are received from the consultant that these students be contacted so that they can come back to hear the presentation.

JOHN PERSHING ELEMENTARY SCHOOL

Mayor Becker recognized a class of students from Pershing Elementary School.

Rev. Black said that the students were attending the meeting as part of a program on the Eastside to encourage participation of students in government.

Jacqueline Cicero, one of the students, thanked Rev. Black for inviting the class to visit the Council meeting. She then introduced Mr. Earl Campbell, Principal of the school.

JUSTIN DUNCAN

Mr. Justin Duncan, 219 Clearview, read a prepared message addressed to Mr. William Symonds, Energy Director, in which he suggested that, as a means of conserving gasoline, most of the present stop signs be replaced with yield signs so that cars would have to stop only when necessary. He said that he was convinced that this idea will work and asked that the City try it and not dismiss it.

MRS. G. J. SUTTON

Mrs. G. J. Sutton, representing the Eastside Area Committee (PAC) read a prepared statement concerning the possible development of the old Southern Pacific Station as a transportation center in connection with the redevelopment of HemisFair Plaza. (A copy of the statement is included with the papers of this meeting.) Her committee asked to be included in the planning program.

Rev. Black stated that in the HemisFair Plaza redevelopment discussion mention has been made of such a project but the feasibility of it has never been established. He said that he felt a study in this regard should be made and asked that the matter be referred to the City Manager.

Mrs. Cockrell made the suggestion that the HemisFair Plaza Committee be given this as part of the overall project.

Mr. Morton stated that he would want to get those persons who are interested in the transportation project together and have a presentation made by the City staff and determine what the reaction is. If no interest is expressed in it, then something else would be decided for the station.

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RESEARCH AND PLANNING COUNCIL

Mr. Walter Stoneham, Executive Director of the Research and Planning Council, presented each Council member with a copy of a report dated March, 1974, entitled, "At Large or From Districts." (A copy of the report is on file with the papers of this meeting.) Mr. Stoneham stated that it is a commentary on methods of electing City Council members. He said that the report is prompted by the consideration being given to submitting to the voters a Charter change in the election of Council members. He made it clear that the Research and Planning Council does not take a position in the matter but simply wished to present both sides of the picture in its report. Following his presentation, there was a discussion between him and the Council members.

74-16 Item No. 25 of the agenda being a proposed ordinance authorizing a contract with Aetna Insurance Company for Workmen's Compensation Insurance was withdrawn from consideration at the request of the City Manager.

74-16 The Clerk read the following Ordinance:

AN ORDINANCE 43,654

AUTHORIZING THE MAYOR TO EXECUTE A COOPERATION AGREEMENT WITH THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO IN CONNECTION WITH AN URBAN RENEWAL PROJECT TITLED NEIGHBORHOOD DEVELOPMENT PROGRAM, TEX. A-8.

* * * *

The Ordinance was explained by Mr. Winston Martin, Executive Director of the San Antonio Development Agency, who said that this is a continuation of required Council action for the taking of two half blocks of land for parking purposes for the new federal building. This amendment simply states that two additional properties will be bought and the City, in turn, will have access to those properties for parking.

After consideration, on motion of Mr. Beckmann, seconded by Dr. San Martin, the Ordinance was passed and approved by the following vote: AYES: Cockrell, San Martin, Becker, Black, Beckmann; NAYS: None; ABSENT: Lacy, Morton, Padilla, Mendoza.

74-16 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: Cockrell, San Martin, Becker, Black, Beckmann; NAYS: None; ABSENT: Lacy, Morton, Padilla, Mendoza.

AN ORDINANCE 43,655

ACCEPTING THE LOW BID OF CLIMATE CONTROL COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH AN AIR CONDITIONING UNIT PLUS INSTALLATION FOR A NET TOTAL OF \$2,060.00.

* * * *

AN ORDINANCE 43,656

ACCEPTING THE LOW BID OF AMERICAN
ROOFING AND METAL COMPANY TO FURNISH
THE CITY WITH CERTAIN RE-ROOFING FOR
A NET TOTAL OF \$1,758.50.

* * * *

74-16 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: Cockrell, San Martin, Becker, Black, Lacy, Beckmann; NAYS: None; ABSENT: Morton, Padilla, Mendoza.

AN ORDINANCE 43,657

ACCEPTING THE LOW BID OF CENTRAL TEXAS
IRON WORKS, INC., TO FURNISH THE CITY
OF SAN ANTONIO WITH CERTAIN PORTABLE
BLEACHERS FOR A TOTAL SUM OF \$4,260.00.

* * * *

AN ORDINANCE 43,658

ACCEPTING THE LOW BID OF SNYDER MFG.
CO., TO FURNISH THE CITY WITH CERTAIN
KENNEL UNITS FOR A NET TOTAL OF
\$1,638.20.

* * * *

AN ORDINANCE 43,659

ACCEPTING THE LOW BIDS OF COMMERCIAL BODY
CORPORATION AND UTILITY TRAILER & EQUIPMENT
CO., TO FURNISH THE CITY WITH CERTAIN FLAT
BED BODIES & POWER TAILGATES FOR A TOTAL OF
\$4,346.31.

* * * *

74-16

ENERGY CRISIS

Dr. San Martin stated that last week he had asked that the "B" Session on April 18 be set aside for an in depth discussion of the questions raised by Judge Langdon of the Texas Railroad Commission in Austin three weeks ago. Dr. San Martin stated that Mayor Becker was absent at the time and asked for his concurrence of this date for the discussion. He said also that the City Public Service Board also should be present to review the financial investigation of Coastal States Gas Company

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City Attorney Crawford Reeder stated that since Judge Langdon's comments, one of the hearing officers has made a rather lengthy set of recommendations which go far beyond Judge Langdon's points. He said that Mr. Wilbur Matthews, Attorney for the City Public Service Board, agrees that the City Council should be briefed on these recommendations but, since the City Public Service Board has already been briefed, he didn't think it necessary for them to be present. Mr. Reeder said also that this should be an executive type of briefing because of the fact that it will involve matters between attorney and client and also potential litigation.

Dr. San Martin said he would like to have defined the areas which are strictly relevant to a public hearing and those which are relevant to an executive session.

City Attorney Reeder agreed and stated that this would be done.

After discussion, it was agreed that this meeting be set for 2:30 P. M., on April 18, 1974 with members of the City Public Service Board invited to be present.

74-16

SURFACE WATER SUPPLY

The following conversation took place:

MRS. LILA COCKRELL: Mayor, there is another vital utility of the City of San Antonio that I think is also facing a grave problem, and I think in future years if a decision is not rendered correctly at this particular moment, people will look back and say, there was a very evident error. I'm talking about the necessity for moving ahead very affirmatively on the matter of the construction of the Cibolo Dam. For years we have been recognizing that we need a surface water supply and will be needing it in the future as a guarantee of our future water supply. Right now is the appropriate time to move ahead of the federal legislation. Everything is pending. It appears to be hinging upon a decision by the City Water Board that they are ready to come up with the funding for the local share in the area of \$21 million. I think that to insure the future of this City, I think we just have to go ahead with that project. The Bureau of Reclamation, the Edwards Underground people, the San Antonio River Authority, all of these different agencies have said that this is just a necessity. I understand that the Board has postponed a decision on this, and I think this is something that we have to face up to. More is involved than the hydrologists' opinion. There are political and legal significances to the whole issue, and I think if we don't move ahead quickly, it's going to be very disastrous.

MAYOR CHARLES L. BECKER: I would only say this to that matter and that is that the Council should be briefed as to exactly what the facts are relative to that situation.

MRS. COCKRELL: Not just the hydrologists. The legal and all the aspects involving the water rights to the Edwards, the ability for others to come in at the present time and drain off substantial reserves from the Edwards. All of those things are key factors, and I don't want ten years from now for somebody to look back and say another Alamo Gas contract was let right then when you flubbed and didn't go ahead with the Cibolo.

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MAYOR BECKER: Well, I think the Council is entitled to a full briefing as to exactly what the facts are. You might be surprised with what you hear. You might be surprised. Because there's been a shift in gears - there's been a change in direction.

MRS. COCKRELL: We've had a rainy season and the recharge has been fine, but if we get into another series of droughts, well, you know, we have a different situation.

MAYOR BECKER: That's really how it is. I'm going to request that this Council be briefed thoroughly and completely on this subject.

MRS. COCKRELL: It needs to be soon though because if we - the Congressmen are just waiting for our affirmative action, and if we - if there's going to be any change in the policy that the City had established for several years now moving in this direction, then we need to recognize it.

MAYOR BECKER: Well, we're hopefully going to have a meeting either Monday, April 15th, which is next Monday or Friday, April 19th, on this very question. I would request that Council be present for that briefing at that time.

MRS. COCKRELL: April the what now?

MAYOR BECKER: Monday, April 15th or Friday, April 19th.

MRS. COCKRELL: Oh, it hasn't been set up yet?

MAYOR BECKER: No, but it's being set up now.

DR. JOSE SAN MARTIN: Mayor, is this a joint briefing or is it still a decision for the Water Board after.....

MAYOR BECKER: Well, since Mrs. Cockrell has brought up the matter, I think that it should be a joint briefing. We've had our briefing so to speak. I would like the City Council to hear exactly the facts about the matter.

DR. SAN MARTIN: But the Water Board has to.....(inaudible).....

MAYOR BECKER: To a certain extent yes. There's much more to it than meets the eye from what we've been told.

MR. ALFRED G. BECKMANN: May I suggest the 19th, rather than the 15th?

MAYOR BECKER: It depends largely upon since - they wanted to know, it seems to me, next Wednesday, as far as SARA, the Congressmen and all this and that. So, we're trying to do for Monday, the 15th, if we can get those people down here from Austin, and I can't think of the names of those folks up there but they are trying to contact them now.

MR. CLIFFORD MORTON: Was it the Texas Water Rights Commission?

MAYOR BECKER: I don't know what the name of the guy is, they mentioned a couple of names, Cliff, but it slips my mind at the moment.

MRS. COCKRELL: Well, I think this is very important, and we need to look at all of the facts on this thing.

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MAYOR BECKER: Exactly. And that's the point I'm trying to make. All those are facts though - not what is purported, but what actually is. You see there's a difference; there's a big difference, quite a big difference.

MRS. COCKRELL: I guess that will be brought out.

MAYOR BECKER: Yes, indeed it will.

MRS. COCKRELL: I think also that if this meeting is really to review facts that might lend to any shift in policy, I think we ought to be sure that all of the interested parties will have access to being heard.

MAYOR BECKER: Well, now, I don't know who the interested parties you refer to are.

MRS. COCKRELL: Informed parties who in the past have been consulted.

MAYOR BECKER: I think the most interested parties in this instance here is the City Council. That's the most interested party I can think of.

MRS. COCKRELL: Well, I meant, for example, people like the Edwards Underground and the interest in it they have, the San Antonio River Authority.....

MAYOR BECKER: Well, it's my understanding that they're going to be present, okay.

* * * *

- - -
74-16 COUNCIL SCHEDULE

City Manager Granata stated that sometime during the week of May 6, he hopes to take the Council on a tour of various City projects either completed or underway. He said also he wanted to schedule another meeting to hear appealed zoning cases only.

- - -
74-16 NEW WAGE LAW

City Manager Granata advised the Council that the new Federal Wage Law will cost the City \$191,000 the last quarter of this year. The cost in the next fiscal year may be \$700,000.

- - -
74-16 The meeting recessed at 12:00 noon for lunch and reconvened at 2:00 P. M.
- - -

A. CASE 5354 - to rezone Lots 21 and 22, Block 7, NCB 6549, 2013 Belknap Place, from "B" Two Family Residential District to "O-1" Office District, located on the west side of Belknap Place between Ridgewood Court and Hildebrand Avenue; having 143' on Belknap Place and 49' on both Hildebrand Avenue and Ridgewood Avenue.

This case was postponed.

B. CASE 5463 - to rezone Lot 79A, NCB 11884, 371 Sunset Road, from "A" Single Family Residential District to "B-3" Business District, located northeast of the intersection of Teak Lane and Sunset Road; having 150' on Teak Lane and 72.6' on Sunset Road.

This case was postponed.

C. CASE 5492 - to rezone a 2.213 acre tract of land out of NCB 11623, being further described by field notes filed in the office of the City Clerk, 7910 Donore Place, from "A" Single Family Residential District to "B-1" Business District, located on the southeast side of Donore Place, being 540' northeast of the intersection of Fredericksburg Road and Donore Place; having 200' on Donore Place and a maximum depth of 509'.

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

Mr. Wayne Freiling, 7910 Donore Place, applicant in the case stated that the subject property was across the street from the property zoned "B-2". There is "B-1" next to his property to the south east; "B-3" on Fredericksburg Road; "R-4" Apartment next to his property to the southeast; to the rear and to the north of the property is "A" Residential zoning. Originally, he asked for "B-2" zoning so that he could operate a pharmacy and surgical and optical supply house. The Planning Commission recommended "B-1" which is acceptable. He felt "B-1" would be a good buffer zone. He has lived on the property for five years and would continue to do so. This would take up one-half of the property in question.

Mrs. Martha Buchanan Lucero spoke in opposition. She said she appeared once before in connection with zoning on Fredericksburg Road. She realized that Fredericksburg Road is commercial but she and the people in the residential area are against encroachment into the residential neighborhood. The property across the street from the property under consideration, which is zoned "B-2", is owned by Reverend C. W. Lokey, who plans to build a nursing home but access will be from Fredericksburg Road. There is already "B-1" zoning south of the property in question which serves as a buffer to the residential area. She asked the Council not to grant change in zoning and to preserve the integrity of the residential area.

Dr. William Stavinoha, 3910 Tupelo at Chambers, opposed the change and stated this was the first step in destroying the neighborhood. He said that the traffic going north on Donore must exit on Tupelo and Callaghan Road, which presently is a hazardous intersection.

Discussion brought out that the City is going to cut the intersection back for better vision and in the meantime, the speed limit has been reduced to 25 miles per hour.

Mr. Pepe Lucero, 8138 Donore, opposed the change and stated he felt the applicant is uncertain as to what will be going on the property.

Mr. Sam Speight, one of two owners of property zoned "P-1" (R-1) in the immediate area, stated he was concerned about the neighborhood. They first proposed a high density apartment complex. They changed this to "P-1" (R-1) which lowers the density to six units per acre and were happy to do this to maintain the integrity of the area. He was concerned with traffic that may be generated on Donore as well as property values.

Mrs. K. H. Oee, 7827 Chambers Road, stated that when she moved to this area one and a half years ago, she was assured that the property next to her would be residential. She presently lives next to the King's Row Apartments and the car lights flash into her living room and has been compelled to put up a screen fence. She opposed commercial zoning for the property in question and added that the residential roads are very narrow and insufficient for heavy traffic.

Mr. Freiling, in rebuttal, stated that "B-1" zoning, in his opinion, would develop less traffic than apartments. He agreed that the residential streets need to be improved. He felt he had three alternatives. 1) to continue to use the property as his home; 2) to sell the property for residential purposes but he did not think he could get his money back; 3) to rezone so that he could have his office there and further use the property for a dental and medical clinic with a related pharmacy. He added that the topography is such that there is a natural buffer between his property and the residential property to the north and asked the Council to grant the change in zone.

After consideration, Mr. Mendoza made a motion that the recommendation of the Planning Commission be overruled and the rezoning denied. The motion was seconded by Mr. Morton and on roll call, prevailed by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Morton, Mendoza; NAYS: Beckmann, ABSENT: Padilla.

D. CASE 5494 - to rezone Lot 6, Block 2, NCB 14806, 17002 Silverwood Drive, from Temporary "R-1" Single Family Residential District to "R-3" Multiple Family Residential District, located on the east side of Silverwood Drive, being approximately 816.60' south of the intersection of Silverwood Drive and Parhaven Drive; having 80' on Silverwood Drive and a depth of 140'.

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, Dr. San Martin made a motion that the recommendation of the Planning Commission be approved. 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: Cockrell, San Martin, Becker, Black, Lacy, Morton, Beckmann,
Mendoza; NAYS: None; ABSENT: Padilla.

AN ORDINANCE 43,660

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 2,
NCB 14806, 17002 SILVERWOOD DRIVE, FROM
TEMPORARY "R-1" SINGLE FAMILY RESIDEN-
TIAL DISTRICT TO "R-3" MULTIPLE FAMILY
RESIDENTIAL DISTRICT.

* * * *

E. CASE 5477 - to rezone Tracts 20D, 20E, 21D, 20F, and 20H save and except a 1.7 acre tract of land out of NCB 7675, being further described by field notes filed in the office of the City Clerk, 3100 Roosevelt, from "B" Two Family Residential to "B-3" Business District, located on the southeast side of White Avenue, being 130' northeast of the cutback between Roosevelt Avenue and White Avenue; having 270' on White Avenue and a depth of 550'.

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

Mr. Paul Green, representing the applicant, Mid-Loop, Inc., stated his clients operate the Mission Road Outdoor Theatre. The operation is on a non-conforming use basis. He said they were asking for "B-3" so that a swap-o-rama, which is being conducted on the adjacent property can be moved inside the theatre property. The rezoning requested is in line with the recommendations of the Mission Road Study.

Mr. Henry Graham, 2105 E. Hildebrand, stated he is the executor of the estate of Elizabeth Graham and that he originally intended to oppose the change. However, he felt that it is highly unlikely that the rezoning would be overturned by the courts. He referred to the Missions of San Antonio Plan, which envisions something exciting and will contribute to the history of San Antonio. He said the motion picture screens are referred to in the Plan and hoped that something could be done to lessen interference by the Mission Road Theatre screens with functions held at the Mission San Jose Outdoor Theatre by architectural screening. He also asked the Council that the anti-noise ordinance be conscientiously applied in this area. As he understood, the applicants plan two additional theatre screens on the property. He asked that any building permits issued in this area keep in mind the Mission Plan.

Mrs. Ethel Harris stated that she, of course, was interested in the San Jose Mission Outdoor Theatre and the Mission Parkway. In the past, they have been able to have a strip of land north of San Jose Drive zoned as a buffer to protect the San Jose Outdoor Theatre. It was also agreed that they would build a high fence or plant some trees as a buffer.

In rebuttal, Mr. Green stated that his clients shared the concern for the Missions and the San Jose Outdoor Theatre. They are not attempting to introduce anything new into the area, just keep something operating which is already there and asked that the Council grant the change in zone.

After consideration, Mr. Mendoza made a motion that the recommendation of the Planning Commission be approved, provided that proper platting is accomplished and that a six foot solid screen fence is erected on the southeast property line. Mr. Morton seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Morton, Beckmann, Mendoza; NAYS: None; ABSENT: Padilla.

AN ORDINANCE 43,661

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 TRACTS 20D, 20E, 21D, 20F, AND 20H SAVE AND EXCEPT A 1.7 ACRE TRACT OF LAND OUT OF NCB 7675, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, 3100 ROOSEVELT AVENUE, FROM "B" TWO FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED AND THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED ON THE SOUTHEAST PROPERTY LINE.

* * * *

F. CASE 5501 - to rezone the west 80' of Lot 23, NCB 8410, 800 Block of Vance Jackson Road, from "B-2" Business District to "B-3" Business District, located 84.22' west of the intersection of Gardina Street and Vance Jackson Road; having 80' on Gardina Street with a maximum depth of 123.20'.

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. Mendoza made a motion that the recommendation of the Planning Commission be approved. Mr. Beckmann seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cockrell, Becker, Black, Lacy, Morton, Beckmann, Mendoza; NAYS: San Martin, ABSENT: Padilla.

AN ORDINANCE 43,662

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 WEST 80' OF
LOT 23, NCB 8410, 800 BLOCK OF VANCE
JACKSON ROAD, FROM "B-2" BUSINESS DIS-
TRICT TO "B-3" BUSINESS DISTRICT.

* * * *

G. CASE 5368 - to rezone Lots 4 and 5, Block 4, NCB 11894, 7800 Block of Broadway Street, from "O-1" Office District and "R-2" Two Family Residential District to "R-3" Multiple Family Residential District, located on the east side of Broadway, 365.8' south of the intersection of Terra Alta Street and Broadway; having 305.6' on Broadway and a maximum depth of 520.9'.

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. Morton made a motion that the recommendation of the Planning Commission be approved, provided that proper replatting is accomplished and that a six foot solid screen fence is erected on the east property line. Mr. Beckmann seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Morton, Beckmann, Mendoza; NAYS: None; ABSENT: Padilla.

AN ORDINANCE 43,663

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 4 AND 5,
BLOCK 4, NCB 11894, 7800 BLOCK OF
BROADWAY STREET, FROM "O-1" OFFICE
DISTRICT AND "R-2" TWO FAMILY RESIDENTIAL
DISTRICT TO "R-3" MULTIPLE FAMILY RESI-
DENTIAL DISTRICT, PROVIDED THAT PROPER
REPLATTING IS ACCOMPLISHED AND THAT A
SIX FOOT SOLID SCREEN FENCE IS ERECTED
ON THE EAST PROPERTY LINE.

* * * *

H. CASE 5495 - to rezone Lot 4, Block 81, NCB 2799, 1822 W. Hildebrand Avenue, from "B" Two Family Residential District to "O-1" Office District, located on the south side of Hildebrand Avenue;

being 174' east of the intersection of Hildebrand Avenue and West Avenue; having 50' on Hildebrand Avenue and a depth of 109.83'.

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. Beckmann made a motion that the recommendation of the Planning Commission be approved. Dr. San Martin seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Morton, Beckmann, Mendoza; NAYS: None; ABSENT: Padilla.

AN ORDINANCE 43,664

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 4, BLOCK 81, NCB 2799, 1822 W. HILDEBRAND AVENUE, FROM "B" TWO FAMILY RESIDENTIAL DISTRICT TO "O-1" OFFICE DISTRICT.

* * * *

74-16

The Clerk read the following Resolution:

A RESOLUTION
NO. 74-16-20

APPROVING THE SEPARATE ECONOMIC DEVELOPMENT ADMINISTRATION PUBLIC WORKS GRANT APPLICATION BY THE SAN ANTONIO CONSERVATION SOCIETY FOR THE WULFF HOUSE.

* * * *

WHEREAS, the San Antonio Conservation Society has a renovation project at the Wulff House, and

WHEREAS, Wulff House, built in 1881, is the Gateway to King William Street, a National Register of Historic Places, Historic District; and

WHEREAS, the City Council has committed the City to revitalization in the River Corridor area as delineated in the River Corridor report, which has pointed to the vital role the King William should play in the development of the river; and

WHEREAS, the use is to be for offices for the Society and an Archives open to the public; and

WHEREAS, the San Antonio Conservation Society is seeking to restore the complex with private monies as well as public; and

WHEREAS, the San Antonio Conservation Society has cash on hand of \$52,470 for their 20% share of the total project cost of \$262,350; and

WHEREAS, the Economic Development Administration has funds available to San Antonio in the form of a Public Works Impact Grant; and

WHEREAS, the Wulff House project meets the criteria of the Economic Development Administration for Public Works Impact Programs; NOW, THEREFORE:

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

The City does hereby endorse this project and recommend the allocation to the project of \$209,880 (80% of the total Wulff House public works impact project cost) by the Economic Development Administration.

* * * *

Mrs. Robert E. Blount, President of the Conservation Society, stated that the Wulff House, which is located at the entrance to the King William area had just learned last Monday that it can be purchased by the Conservation Society, and they have made an application with the Economic Development Administration for funds to restore the building. The City is not involved financially in any way but they are asking for the City's moral support in the application. She apologized for bringing the matter to the Council on such short notice. However, the property only became available this week and it was imperative that the Council act today.

Mrs. Cockrell asked if the Council could legally act on the Resolution since it was not listed on the agenda.

Assistant City Attorney Tom Finlay stated that since the Resolution was merely one of support and the City was not appropriating any money, that it was all right for the Council to pass the Resolution.

On motion of Dr. San Martin, seconded by Mr. Beckmann, the Resolution was passed and approved by the following vote: AYES: Cockrell, San Martin, Becker, Black, Lacy, Morton, Beckmann, Mendoza; NAYS: None; ABSENT: Padilla.

74-16 The Clerk read the following letter:

April 5, 1974

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.

April 11, 1974
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March 27, 1974

Petition signed by Mr. Bill Sharp, Route 4, Box 93AA, and other citizens with reference to a sewage disposal plant to be erected approximately 2500 feet north of FM Road 1957 and FM Road 471 northwest of San Antonio and requesting another hearing on the matter.

April 2, 1974

Petition of Mr. Thomas A. Martin, Attorney, in behalf of The Gill Companies, requesting permission to place raised planters on public right-of-way fronting both Soledad Street and Main Avenue.

April 2, 1974

Petition of Mrs. Arthur Badillo, 124 South San Bernardo, and signed by other citizens on Churchill Avenue and Chloe Street, requesting the City of San Antonio to extend water service to Churchill Avenue and Chloe Street, located off I.H. 10 between Foster Road and Martinez Creek, outside the City limits of San Antonio. (Petition forwarded to the City Water Board.)

April 4, 1974

Petition of Mr. Allan Thompson, 720 Travis Park West Building, 711 Navarro, in behalf of the developer of the San Antonio Ranch New Town, requesting the expansion of the extraterritorial jurisdiction of the City of San Antonio to include all property currently controlled by the developer.

/s/ J. H. INSELMANN
City Clerk

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There being no further business to come before the Council, the meeting adjourned at 4:00 P. M.

A P P R O V E D

Charles L. Becker

ATTEST: *J. H. Inselmann*
City Clerk

April 11, 1974
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