

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, JUNE 6, 1968, AT 8:30 A.M.

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The meeting was called to order by the presiding officer, Mayor Pro-Tem John Gatti, with the following members present: CALDERON, JONES, JAMES, COCKRELL, GATTI, TREVINO, PARKER, TORRES; Absent: McALLISTER.

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68-386 The invocation was given by Councilman S. H. James.

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The minutes of May 23 and May 29, 1968 Council Meetings were approved.

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68-386 Mayor Pro-Tem Gatti asked the City Manager for a report on the results of the public hearing concerning the death of Bobby Joe Phillips.

City Manager Gerald C. Henckel made the following report to the City Council: "The Fire and Police Civil Service Commission, as a result of the Public Hearing on May 22 and 24, concerning the death of Bobby Joe Phillips, has submitted their report to the City Manager. The majority report of two of the three member commission indicates that the police officers did not use unnecessary force because of the circumstances involving the influence of codeine taken by the deceased and the fact that the deceased was armed and belligerent. The minority report by the other member of the three-man commission indicated that the force used was--(1) in excess and not necessary, (2) that the actions of the police officers did not conform to proper police objectives and procedures, (3) were inefficient, inexcusable, reprehensible and intolerable. None of the commission members recommended disciplinary action against the officers. However, the minority report recommended that the City Manager take immediate and positive action to assure that such tactics are not repeated or condoned.

The City Manager has instructed that the following action be taken:

1) That a transcript of the proceedings be turned over to the District Attorney and that the City make available to the District Attorney all of the records and evidence submitted at the hearing before the Civil Service Commission.

2) That the Chief of Police initiate and report to the Manager positive action and instructions so as to prevent any mishandling of persons being apprehended.

This to include:

(a) Proper determination for medical aid, with all benefit of doubt being given to person apprehended.

(b) All proper precautions possible in the apprehension of persons who appear to be under influence of drugs or in need of medical attention. (This will require special training for all officers, particularly those in a supervisory capacity.)

(c) A procedural manual be prepared for guidance in the apprehension and handling of law violators.

CONCLUSION : While it is apparent that officers should use all deterrent possible in the subduing and apprehending of persons who have, or have threatened bodily harm to others, it is necessary, for the protection of the public, that enough force be used to insure enforcement of the laws. In this case, the determination of the amount of necessary force was difficult. It is also apparent that the testimony was conflicting and lastly, it is evident that had there been time to reflect, better discretion could have been used.

For these reasons I am also recommending that the District Attorney continue his investigation and from the facts presented at the inquiry develop any additional evidence in order to make a determination for presentation to the Grand Jury."

Mr. Henckel also stated that the Chief of Police has issued instructions to all officers regarding profanity and the use of other words while in the process of making an arrest. These instructions are as follows: "Policemen never encounter the situation that can be resolved by the use of profanity even while being cursed, if they use their prestige by responding with any kind of obscene language. By the same token, and in view of community tension, there is no time when offensive expressions such as 'Boy', 'Mexican', 'Niger', 'Dago', 'Pachuco', or any other words that are offensive racially or nationality-wise or disrespectful to human dignity, can have any constructive purpose. It goes to say if you are in the habit of using these expressions, even in a casual or joking way, discontinue it. In addition the City Manager has instructed the Director of Personnel to start an intensified campaign for the recruiting of police officers and in particular securing qualified Negro applicants. The Chief of Police also will remove from the Eastside all of the known officers who are a source of tension in the Negro community."

Mayor Pro-Tem Gatti thanked Mr. Henckel for his report.

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Councilman S. H. James made the following statement.

"In view of the findings of the Fire and Police Civil Service Commission, granted there was a great deal of conflicting testimony, there were many improbables in the situation that, even in spite of this, were disappointing to a large segment of the community. But, out of all this, I think we can move positively and forthrightly forward now. I agree with the City Manager that we should make a determined effort to secure more qualified policemen, particularly Negro policemen. I agree that we should make a determined effort to remove from the Eastside all of the known officers who are a source of tension in the Negro community because this only aggravates the total situation. So in view of the fact that is was a disappointing finding, I think the lesson that all of us can learn is that we have to move positively and forthrightly now to heal the wound and to move in the area of a consolidated and healthy situation in our total community."

68-386 At this time Mr. Henckel introduced the following new employees to the City Council.

Mr. Wally Hall, Director of Convention Bureau
 Mr. Brooks Barker, Chief Administrative Assistant
 Mr. Henry Cisneros, Administrative Assistant
 Mr. Richard Yznaga, Administrative Assistant

Mr. Henckel further explained that Mr. Jim Goflin has been hired by Mr. Francis Vickers, Director of the Convention Center Facilities, as his Assistant. Also hired for the summer is a young lady from Trinity University and a young man from Wisconsin who will serve as Administrative Assistants with one assigned to Model Cities and one to study the Re-use Plan for HemisFair. Also one of these Assistants will make a study and analysis of all Federal programs that are available and those of which the City has not taken advantage.

Mayor Pro-Tem Gatti welcomed the employees.

68-386 First heard was Zoning Case 3107 to rezone Lot, NCB 14167 (4.206 acres) from "A" Residence District to "B-3" Business District and Lot 1, NCB 14167 (11.401 acres) from "A" Residence District to "I-1" Light Industry District located north of the intersection of E. Houston Street and U. S. Highway 90 East; having 742.76' on E. Houston Street, 390.42' on U. S. Highway 90 East; having 89.94' on the cutback between these two streets.

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

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No one spoke in opposition.

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

AN ORDINANCE 36,545

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 2, NCB 14167 (4.206 ACRES) FROM "A" TO "B-3" BUSINESS DISTRICT AND LOT 1, NCB 14167 (11.401 ACRES) FROM "A" RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT.

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68-386 Mayor Pro-Tem Gatti advised that Zoning Case 3333, the last case on the Docket, will require seven affirmative votes to rezone the property because the Planning Commission has recommended denial of the change. Since only seven members of the Council were present, Zoning Case 3333 was postponed to June 20.

This was agreeable to the opponents.

68-386 Next heard was Zoning Case 3112 to rezone Lots 9 & 10, NCB 13804 from Temporary "A" Single-Family Residence District to "I-1" Light Industry District. Lot 9 (10.034 acres), NCB 13804 is located on the north side of the Austin Highway (I.H. 35), 2145.05' southwest of Weidner Road; having 374.28' on the Austin Highway & a maximum depth of 940'. Lot 10 (2.084 acres), NCB 13804, is located on the north side of the Austin Highway (I. H. 35), 1414.20' southwest of Weidner Road, having 242.80' on the Austin Highway and a maximum depth of 451.34'.

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

No one spoke in opposition.

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

AN ORDINANCE 36,546

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 9 & 10, NCB 13804 FROM TEMPORARY "A" SINGLE-FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT.

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68-386 Next heard was Zoning Case 3135 to rezone Lot 32, Blk. 5, NCB 11715 from "A" Single-Family Residence District to "B-2" Business District located between Lorene Lane & U. S. Highway 281 North (San Pedro Avenue); 1294' northeast of Lorene Lane; having 384' on San Pedro Avenue, 357.73' on Lorene Lane and a maximum depth of 632.89'.

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

No one spoke in opposition.

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

AN ORDINANCE 36,547

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 32, BLK. 5, NCB 11715 FROM "A" SINGLE-FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT.

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68-386 Next heard was Zoning Case 3149 to rezone the west 115' of Lot 20, Blk. 6, NCB 11848, being that portion not presently zoned "D" Apartment District located northeast of the intersection of Eisenhower Road & Robin Rest Drive; having 115' on Eisenhower Road & 728.75' on Robin Rest Drive.

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

Mr. Seymour Dreyfus, representing Delta Leasing and Investment Corporation, stated that his client is contemplating total development of this property and would develop it along the line of the Tanglewood Apartments and the Olmos Towers. He felt an apartment development such as this would give stability to this area. He explained the apartments would face on Harry Wurzbach Road and would not create a traffic problem on Robin Rest Drive because there would be no access to Robin Rest due to a permanent 6' fence along the rear of the property.

Mr. J. S. McCaskill, 7139 Robin Rest Drive, also representing Col. John F. Dunn, 3123 Knight Robin Drive, opposed the rezoning because of the additional traffic that would be generated by an apartment house such as this.

Mr. William B. Roberts, 7129 Robin Rest Drive, also opposed the rezoning because of the additional traffic. He explained that although the applicant stated they would build a six foot fence he didn't feel they would follow through unless it is incorporated into the ordinance.

Mrs. J. S. McCaskill also spoke in opposition.

Mayor Pro-Tem Gatti explained that a six foot fence could be incorporated in the ordinance that would run along the complete length of the subject property.

After further discussion, Mr. Jones made a motion to approve the recommendation of the Planning Commission and grant the rezoning, subject to the provision that the property be replatted showing an easement running the length of the property parallel with Robin Rest as well as a six foot fence along the easement. Seconded by Dr. Calderon, the following ordinance was passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Gatti, Trevino, Parker, Torres; NAYS: None; ABSENT: McAllister.

AN ORDINANCE 36548

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 115' OF LOT 20, BLK. 6, NCB 11848, BEING THAT PORTION NOT PRESENTLY ZONED "D" APARTMENT DISTRICT FROM "A" TO "R-3".

(SUBJECT TO REPLATTING TO SHOW AN EASEMENT AND SIX FOOT FENCE RUNNING THE LENGTH OF THE PROPERTY PARALLEL WITH ROBIN REST DR.)

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Mayor Pro-Tem Gatti was obliged to leave the Meeting and Councilman Herbert Calderon was elected to preside.

68-386 Next heard was Zoning Case 3269 to rezone Lots 3 & 4, Blk. 7, NCB 14165; Lots 13 & 14, Blk. 2, NCB 14144 from "A" Single-Family Residence District to "R-2" Two-Family Residence District.

Lot 1, Blk. 7, NCB 14165; Lot 11, Blk. 2, NCB 14144 from "A" Single-Family Residence District to "R-3" Multiple-Family Residence District.

Lot 12, Blk. 2, NCB 14144 from "A" Single-Family Residence District to "B-2" Business District.

Lot 2, Blk. 7, NCB 14165 from "A" Single-Family Residence District to "B-3" Business District.

Located on the north side of Ingram Road, 120' west of Big Horn Drive; having 921.87' on Ingram and a maximum depth of approximately 470'.

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

No one spoke in opposition.

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

AN ORDINANCE 36,549

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 3 & 4, Blk. 7, NCB 14165, Lots 13 & 14, Blk. 2, NCB 14144 FROM "A" TO "R-2"; Lot 1, Blk. 7, NCB 14165, Lot 11, Blk. 2, NCB 14144 FROM "A" TO "R-3"; Lot 12, Blk. 2, NCB 14144 FROM "A" TO "B-2"; Lot 2, Blk. 7, NCB 14165 FROM "A" TO "B-3".

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68-386 Next heard was Zoning Case 3278 to rezone Lot 90, Blk. B, NCB 11508 from "A" Single-Family Residence District to "R-3" Multiple-Family Residence District located on the north side of Woodlawn Avenue, 310' west of Embassy Drive; having 101.2' on Woodlawn Avenue & a maximum depth of 428.62'.

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

No one spoke in opposition.

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

AN ORDINANCE 36,550

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 90, BLK. B, NCB 11508 FROM "A" SINGLE-FAMILY RESIDENCE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT.

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68-386 Next heard was Zoning Case 3282 to rezone Lot 17, NCB 11714 from "R-3" Multiple-Family Residence District to "B-2" Business District located on the north side of Loop 410 approximately 345' east of Blanco Road; having 100.59' on Loop 410 and a depth of 350.87'.

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

No one spoke in opposition.

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

AN ORDINANCE 36,551

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 17, NCB 11714 FROM "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT.

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68-386 Next heard was Zoning Case 3298 to rezone Lot 19, NCB 11156 from "B" Residence District to "I-1" Light Industry District located on the west side of Roosevelt Avenue, (U.S. Highway 281 South) 85.40' north of Herbst Lane; having 141.60' on Roosevelt & a maximum depth of 493.09'.

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

No one spoke in opposition.

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

AN ORDINANCE 36,552

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 19, NCB 11156 FROM "B" RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT.

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Mayor Pro-Tem John Gatti returned to the meeting and presided.

68-386 Next heard was Zoning Case 3307 to rezone Lot 25, Blk. 64, NCB 8034 from "B" Residence District to "B-2" Business District, located southeast of the intersection of Wagner Avenue & Zarzamora; having 100' on Wagner and 120' on Zarzamora Streets.

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

No one spoke in opposition.

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

AN ORDINANCE 36,553

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 25, BLK. 64, NCB 8034 FROM "B" RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT.

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68-386 Next heard was Zoning Case 3308 to rezone Lot 23, Blk. 13, NCB 1839 from "B" Residence District to "R-3" Multiple-Family Residence District located northwest of the intersection of W. Woodlawn Avenue & Belknap Place; having 197.80' on W. Woodlawn Avenue & 135.08' on Belknap Place.

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

No one spoke in opposition.

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

AN ORDINANCE 36,554

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 23, BLK. 13, NCB 1839 FROM "B" RESIDENCE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT.

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68-386 Next heard was Zoning Case 3311 to rezone Lot 23, NCB 11956 from "A" Single-Family Residence District to "I-1" Light Industry District located on the south side of Parkridge Drive between Chulie Drive and the Missouri Pacific R. R. right of way; having 307.95' on Parkridge and 179.57' on the Railroad right of way.

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

No one spoke in opposition.

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

AN ORDINANCE 36,555

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 23, NCB 11956 FROM "A" SINGLE-FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT.

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68-386 Last heard was Zoning Case 3313 to rezone all of NCB 10948 from "B" Residence District to "R-3" Multiple-Family Residence District located between Clark Avenue & Pyle Road, 154.33' south of Dullnig Court; having 290' on Clark Avenue, 321.64' on Pyle Road and a depth of 720'.

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

No one spoke in opposition.

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

AN ORDINANCE 36,556

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 ALL OF NCB 10948 FROM "B" RESIDENCE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT.

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68-386 Councilwoman Mrs. Cockrell asked Mr. Steve Taylor, Director of Planning, what the status is on the comprehensive zoning on the entire City.

Mr. Taylor stated it would be a month or two before the funds would be available for the mailing of notices that must be sent to all concerned parties. He explained that all the necessary ground work has been prepared, such as maps and designations of property. He explained there would be some fifteen different hearings scheduled.

Mr. Howard Walker, City Attorney, explained that notices must be sent to the individual property owners according to State statutes.

68-386 At this time Mayor Pro-Tem John Gatti read the following Resolution of Respect in memory of Senator Robert F. Kennedy.

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R E S O L U T I O N

Of Respect

SENATOR ROBERT F. KENNEDY

WHEREAS, the untimely death of United States Senator Robert F. Kennedy has shocked and saddened the citizens of this city and our nation, and

WHEREAS, we all recognize the tragic loss of a valiant leader of our national government and a greatly respected leader of his party who was always eager to serve and assist people in all walks of life and of all races, and

WHEREAS, so tragic a mishap has cut short his service to the people and to the country,

BE IT THEREFORE RESOLVED, that the Mayor and City Council of the City of San Antonio, Texas, does by this Resolution and public record, recognize the profound loss of Senator Robert F. Kennedy, and express to his widow, Ethel, and Family, our most sincere condolences,

BE IT FURTHER RESOLVED, that a copy of this Resolution be prepared and presented to Senator Kennedy's Family in testimonial of our respect,

PASSED AND APPROVED this 6th day of June, 1968.

/s/ JOHN GATTI

M A Y O R Pro-Tem

Attest: /s/ J. H. INSELMANN
City Clerk

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68-386 Mr. Thomas Raffety, Director of Aviation, explained the following ordinance and on motion of Dr. Calderon, seconded by Mr. Jones, was passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Gatti, Trevino, Parker, Torres; NAYS: None; ABSENT: McAllister.

AN ORDINANCE 36,557

MANIFESTING AN AGREEMENT BETWEEN THE CITY AND CONTINENTAL AIRLINES AMENDING THE CURRENT LEASE OF GROUND AND BUILDING SPACE AT INTERNATIONAL AIRPORT BY DELETING THEREFROM RENTAL OF GROUND SPACE, CHANGING THE RENTAL RATE FOR BUILDING SPACE, AND EXTENDING THE LEASE AS AMENDED FOR AN ADDITIONAL ONE-YEAR PERIOD.

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Dr. Calderon spoke about the Insurance Counter at International Airport at which there is no display of the rates for trip insurance. He added that the concessionaire encourages maximum coverage and a number of complaints have been received about this.

Mr. Raffety advised that he will examine the contract with the concessionaire and see what can be done.

Mayor Pro-Tem Gatti inquired about the new proposed customs procedure for the international passengers at the Airport.

Mr. Raffety stated that beginning June 15, 1968, the U. S. Customs Department will start a new procedure which will be experimental and run to October. Rather than complete examinations, spot examinations will be made. It is estimated that 80% will not have examinations except for a check of handbags.

68-386 Mr. Thomas Raffety explained the following ordinance, and on motion of Dr. Calderon, seconded by Mr. Trevino, was passed and approved by the following vote: AYES: Calderon, Jones, James, Gatti, Trevino, Parker, Torres; NAYS: None; ABSENT: McAllister, Cockrell.

AN ORDINANCE 36,558

MANIFESTING AN AGREEMENT WITH CONTINENTAL AIRLINES, INC. EXTENDING THE TERMS OF A GROUND LEASE AT INTERNATIONAL AIRPORT FOR AN ADDITIONAL ONE-YEAR PERIOD.

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68-386 Mr. Thomas Raffety, Director of Aviation, explained the following ordinance and on motion of Dr. Calderon, seconded by Mr. Jones, was passed and approved by the following vote: AYES: Calderon, James, Gatti, Trevino, Parker, Torres; NAYS: None; ABSENT: McAllister, Jones, Cockrell.

AN ORDINANCE 36,559

MANIFESTING AN AGREEMENT AMENDING THE PRESENT LEASE AGREEMENT BETWEEN THE CITY AND GEN-AERO, INC. (LEASE AREA 3-4 AT INTERNATIONAL AIRPORT) AND EXTENDING THE LEASE AS AMENDED FOR AN ADDITIONAL ONE YEAR TERM.

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68-386 The following ordinance was explained by Mr. George Vann, Director of Housing and Inspections and on motion of Dr. Calderon, seconded by Mr. Trevino, was passed and approved by the following vote: AYES: Calderon, James, Cockrell, Gatti, Trevino, Parker, Torres; NAYS: None; ABSENT: McAllister, Jones.

AN ORDINANCE 36,560

GRANTING MR. JOE BUHIDAR PERMISSION TO ERECT A SEVEN-FOOT FENCE ON THE REAR OF HIS PROPERTY AT 1045 BANDERA ROAD.

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68-386 The Clerk read the following ordinance.

AN ORDINANCE 36,561

SETTING A DATE, TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED ANNEXATION OF THREE TRACTS OF LAND TOTALING 2.282 ACRES OF LAND BY THE CITY OF SAN ANTONIO AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO PUBLISH NOTICE OF SUCH PUBLIC HEARING.

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Mr. Steve Taylor, Director of Planning, stated these three properties are located adjacent to the City limits near Bitters Road and are a part of Shady Oaks Subdivision and this action is being taken at the request of the owner of the property.

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

68-386 The following ordinance was explained by Mr. James W. Edwards, Delinquent Tax Attorney, and on motion of Dr. Calderon, seconded by Dr. Parker, was passed and approved by the following vote: AYES: Calderon, James, Cockrell, Gatti, Trevino, Parker, Torres; NAYS: None; ABSTAINING: Jones; ABSENT: McAllister.

AN ORDINANCE 36,562

AUTHORIZING THE CITY MANAGER TO EXECUTE QUIT-CLAIM DEEDS IN CONCURRENCE WITH OTHER TAXING AGENCIES CONCERNED TO VARIOUS PARTIES FOR PROPERTIES SITUATED WITHIN THE CORPORATE LIMITS OF THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, IN CONSIDERATION OF SUMS LISTED HEREIN AND AUTHORIZING PAYMENT OF COSTS IN CONNECTION THEREWITH.

<u>Cause No.</u>	<u>Legal Description</u>	<u>Purchaser</u>	<u>Amt.</u>
C-15078	Lot 20, Blk. 16, NCB 7757	Henry R. Trevino & wife, Alice R. Trevino	\$ 750.00
C-14908	Lot 7, Blk. 48, NCB 9332	Gilbert Davilia, Jr.	1,600.00
C-15027	Lot 12, Blk. 3, NCB 1495	Mary-Louise C. Batista	800.00
C-14114	Lot West 730 ft. of East 880 ft. of Lot 6 & North 31 ft. of East 150 ft. of Lot 6, OCL 175, NCB A0034	Benjamin Franklin Cossaboon, & wife, Dolores Cossaboon	1,415.00
C-13797	Lot 10, Blk. 12, NCB 7875	Martin Epstein II	1,000.00

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Councilman Trevino, for the record, stated that the Henry Trevino listed in the ordinance was not related to him.

Discussion then took place concerning the Staff of the Delinquent Tax Section of the Legal Department. There are five attorney positions approved for this section, but they are presently operating with only two.

City Attorney Howard Walker stated that in the coming budget, four classifications of attorneys have been requested. He has asked that a beginning attorney have a pay range of \$509.00 to \$683.00. He felt this would improve their chances of filling the positions.

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68-386 The Clerk read an ordinance authorizing execution of a contract with Our Lady of the Lake College to furnish office space in connection with the Model Cities Program.

After discussion, Mayor Pro-Tem Gatti asked that action be postponed on the ordinance until it can be checked further, because at the beginning of the Model Cities Program it was his understanding that Our Lady of the Lake would furnish the space without cost.

68-386 The Clerk read the following ordinance.

AN ORDINANCE 36,563

AUTHORIZING THE SALE OF A ONE ACRE PARCEL OF LAND LOCATED IN GUADALUPE COUNTY TO THE CITY OF SEGUIN FOR A CONSIDERATION OF \$3,000.00.

* * * *

Mr. Harper MacFarlane, attorney for the City Public Service Board, stated this property was bought in 1929 for use as a sub-station site. The property has now been abandoned for such a site for a number of years. The City of Seguin wants to purchase it for the sum of \$3,000.00 which the Board feels is a fair price. This property is leased by the City of San Antonio to the Guadalupe Blanco River Authority, which in turn sub-let it to the Lower Colorado River Authority. Both authorities have agreed to release the property from the terms of the lease without reduction of the amounts paid annually to the City Public Service Board.

He explained that Harris Trust & Savings Bank has executed a release which will be withheld until the money is paid to the City Public Service Board. He concluded by stating that no bids were taken because it is being sold to the City of Seguin and recommended the Council authorize the sale.

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

68-386 The Clerk read the following ordinance, and on motion of Dr. Parker, seconded by Mr. James, was passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Gatti, Trevino, Parker, Torres; NAYS: None; ABSENT: McAllister.

AN ORDINANCE 36,564

APPOINTING MR. DON MADSEN AS A MEMBER OF THE CONVENTION BUREAU ADVISORY COMMITTEE TO REPLACE MR. TOM L. POWELL.

* * * *

June 6, 1968

The Clerk read the following ordinance.

AN ORDINANCE 36,565

REPEALING ORDINANCE NO. 36480 WHICH ORDINANCE ACCEPTED THE BID OF GILLESPIE MOTOR COMPANY TO FURNISH CAB AND CHASSIS FOR REFUSE COLLECTION UNITS, AND AWARDING THE CONTRACT FOR SUCH TO INTERNATIONAL HARVESTER COMPANY.

* * * *

Purchasing Agent John Brooks explained that Gillespie Motor Company would not be able to deliver within the time period specified and recommended the contract be awarded to International Harvester Company. By so doing the trucks would be in service by September of this year, instead of March, 1969. This would effect a great savings in maintenance costs during the period as well as eliminating down time while trucks are being serviced.

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

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68-386 The following ordinance was explained by Mr. John Brooks, Purchasing Agent, and on motion of Mr. Torres, seconded by Mr. Trevino, was passed and approved by the following vote: AYES: Calderon, Jones, James, Cockrell, Gatti, Trevino, Parker, Torres; NAYS: None; ABSENT: McAllister.

AN ORDINANCE 36,566

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF YANKEE WALTER CORPORATION TO FURNISH THE CITY OF SAN ANTONIO INTERNATIONAL AIRPORT WITH CERTAIN LIQUID FOAM FOR A TOTAL OF \$1,883.00.

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68-386 Mayor Pro-Tem Gatti opened the public hearing on the proposed annexation of 23.7 acres of land known as a strip of land in Northeast Bexar County, West of Live Oak and South of Live Oak.

Mr. Steve Taylor, Director of Planning, stated the property is located near I.H. 35 and Toepperwein Road. He stated this action is for the purpose of extending the City's extraterritorial jurisdiction.

No one spoke in opposition.

Mayor Pro-Tem Gatti declared the hearing closed.

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68-386 Mayor Pro-Tem Gatti declared the public hearing open on the proposed annexation of 104.96 acres of land known as U.S. 90 West Expressway and adjacent to the City limits line.

Planning Director Steve Taylor explained the property is north of Lackland Air Force Base and east of Military Drive and is known as the right of way for U. S. Highway 90 West Expressway which is adjacent to the City limits line. He stated the action is being taken at the request of the Traffic Department in order to provide lighting under the City-State policy.

No one spoke in opposition.

Mayor Pro-Tem Gatti declared the hearing closed.

68-386 Mrs. Cockrell stated that the matter of the final contract on the LaVillita Parking Garage was causing her an increasing concern. She felt the Council should have all the information it needs in order to make a decision. Her recollection was that the last action by the Council was when they passed a resolution of intention to issue revenue bonds. Later the City Manager stated that his recommendation would be that the City sell the air rights. Before voting on the matter, she stated she would like to see a pro and con analysis on advisability of City ownership versus private ownership.

She commented that under City ownership the City would receive credits under the Urban Renewal program. Also the Council has some responsibility for the final appearance of the parking structure whether owned by the City or privately owned. If owned by the City, the Council would make final determination on its appearance. If by a private individual, then some control should be exercised by the River Walk Commission.

She stated that the Council has not seen the final plans and design and they should get this information before making the final determination.

City Manager Henckel stated that the delay in his recommendation has been a problem in the legal description of the air rights. Upon checking it was found the description was incorrect. Because of the high bid received, he felt the City could not go the revenue bond route. Apparently the frills have been taken out of the building. Under City ownership, the City would have complete control and added that the decoration cost would run an additional one-half million dollars. He stated he would try to get all the necessary information to the Council by next week.

Mayor Pro-Tem Gatti stated in his opinion revenue generated by the garage would not be sufficient coverage to sell revenue bonds.

City Manager Henckel stated the City would be better off if the garage was operated for one year before the City purchased it. With the experience, the City would know exactly what amount of bonds could be issued.

After further discussion, Mayor Pro-Tem Gatti directed the City Manager to get all the necessary information to the Council so that the matter of the parking garage can be put to bed at the next meeting.

68-386

The Clerk read the following letter.

June 3, 1968

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.

5-28-68 Petition of Mrs. J. H. Hein requesting permission to retain an eight foot cedar board fence constructed on property at 215 W. Mistletoe.

5-31-68 Petition of Mrs. Mary Perkins and other citizens in the 200 block of the northside of West Hutchins Place requesting the City to improve the alley in this block to correct the drainage condition and health hazard which exists.

/s/ J. H. INSELMANN
City Clerk

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

A P P R O V E D


M A Y O R

ATTEST:


C i t y C l e r k

June 6, 1968

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