

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, AUGUST 18, 1977.

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The meeting was called to order at 1:00 P. M., by the
presiding officer, Mayor Lila Cockrell, with the following members
present: CISNEROS, WEBB, DUTMER, WING, EURESTE, ORTIZ, HARTMAN,
STEEN, COCKRELL; Absent: ALDERETE, PYNDUS.

77-44 The invocation was given by The Reverend David W. Edmunds,
Little Church of La Villita.

77-44 Members of the City Council and the audience joined in the
Pledge of Allegiance to the flag of the United States.

77-44 The minutes of the Meeting of August 11, 1977, were approved.

77-44 IN MEMORIUM
CLARISSA ALDERETE

Mayor Cockrell announced that word had just been received
of the accidental death of the beloved baby daughter of Mayor Pro-
Tem Joe Alderete, Jr. and Mrs. Alderete.

77-44 RESOLUTION OF RESPECT--ELOY FLORES GONZALES

Mayor Cockrell read the following Resolution:

A RESOLUTION
NO. 77-44-54

WHEREAS, Patrolman Eloy Flores Gonzales joined the San Antonio Police
Department May 2, 1973 and served honorable and well, and

WHEREAS, He was a dedicated Police Officer who has accumulated an
outstanding record in law enforcement and had gained the
admiration and respect of his fellow officers and his
devotion to duty and desire to serve, and

WHEREAS, Life came to a close for Eloy Flores Gonzales on August 15,
1977, while carrying out his duty in responding to a citizen's
call for help; NOW, THEREFORE:

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

SECTION 1. That this Council, on behalf of City officials and
employees as well as the citizens of this great City,
does hereby express profound regret on the occasion
of the death of Eloy Flores Gonzales.

SECTION 2. That this Resolution be spread upon the minutes of
this meeting and a copy thereof be sent to the bereaved
family.

* * * *

Mayor Cockrell presented the Resolution to Lt. Al Peeler,
President of the San Antonio Police Officers Association, and asked
that it be delivered to the bereaved family.

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Lt. Peeler said:

Eloy Gonzales, a San Antonio Police Officer, was shot and killed in the line of duty. He died shortly after the shooting occurred not knowing that the suspects had been apprehended. San Antonio owes a great deal to Eloy Gonzales and others like him. His death marks the twenty-sixth time in the City's history that a police officer has been killed in the line of duty. The City has lost a brave man who gave his life so we can live safely.

Mr. Steen then moved for approval of the Resolution. Mr. Hartman seconded the motion. On roll call, the motion, carrying with it passage of the Resolution, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Alderete, Pyndus.

77-44 The Clerk read the following Ordinance:

AN ORDINANCE 48,371

APPOINTING JANICE McCOY AS A MUNICIPAL COURT JUDGE AND SETTING HER SALARY.

* * * *

Mayor Cockrell said that this is the first time that a woman has been appointed to serve as a judge in Municipal Court. She introduced Ms. McCoy and congratulated her on her appointment.

Mrs. Thelma Gavin, Chairperson of the Mayor's Commission on the Status of Women, expressed her pleasure at the appointment of Ms. McCoy.

After consideration, on motion of Dr. Cisneros, seconded by Mrs. Dutmer, the Ordinance was passed and approved by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Webb, Ortiz, Alderete, Pyndus.

77-44

911 SYSTEM

Mr. Hartman announced that yesterday the last of 23 municipalities in Bexar County had approved the 911 Emergency System and expressed his appreciation for all of the support it had received. Work on the System can now go forward.

77-44

APPOINTMENT TO CITY PUBLIC SERVICE BOARD

The Clerk read the following Resolution:

A RESOLUTION
NO. 77-44-55

CONCERNING THE APPOINTMENT OF A BLACK CITIZEN OF THE CITY OF SAN ANTONIO TO FILL THE NEXT VACANCY IN THE BOARD OF TRUSTEES OF THE CITY PUBLIC SERVICE BOARD.

* * * *

Councilman Joe Webb introduced the Resolution saying that he would request that the last sentence be changed to read "approved by the City Council." He urged approval of the Resolution by the Council.

Rev. Clifton Byrd spoke as a citizen representing the Black community urging adoption of the Resolution and support of his goal of placing a Black citizen on the City Public Service Board.

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Councilman Steen reminded the Council that the Board of the City Public Service Board is a self-perpetuating Board with five trustees. The next vacancy does not occur until January 31, 1978. He suggested that it is too soon to act on a resolution of this type because no one knows what will happen in the interim. He felt that he could not support the Resolution at this time.

After consideration, on motion of Mr. Webb, seconded by Mrs. Dutmer, the Resolution was passed and approved by the following vote: AYES: Webb, Cisneros, Dutmer, Wing, Eureste, Ortiz, Hartman, Cockrell; NAYS; Steen; ABSENT: Alderete, Pyndus.

Mr. Webb thanked Rev. Byrd and his delegation for being present. He said that when the vacancy does occur in the Board of the City Public Service Board, he will again nominate Col. Bill Dixon for that post.

77-44

HILLSIDE ACRES WATER SERVICE

Councilman Ortiz introduced the following Resolution which was read by the Clerk:

A RESOLUTION
NO. 77-44-56

CONCERNING WATER SERVICES FOR THE HILLSIDE
ACRES SUBDIVISION.

* * * *

NOW THEREFORE:

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

SECTION 1. That this issue has been before the City Water Board and the San Antonio City Council for four and three-fourths years. All known means for funding, such as Community Development Funds, Revenue Sharing Funds, Water Development Funds, and General City Revenue Funds have been explored and all have met with funding denials.

SECTION 2. That the residents of Hillside Acres subdivision have brought this request to the appropriate forum and that the Council of the City of San Antonio hereby accepts the responsibility for finding funding sources for the installation of City Water Service System before the end of calendar year 1977.

* * * *

Mr. Bob Fisher, Administrative Assistant, said that he has been reviewing the entire situation at Hillside Acres. He displayed maps showing the area covered by water companies in the vicinity. The nearest City Water Board main is almost six miles away. There is an approach main on Pearsall Road which could be extended into Hillside Acres. Extending that main and installing all new 6" and 8" service lines including fire plugs would cost approximately \$506,000. The cost per lot would run about \$610.

Mr. Fisher said that he had talked to the new owner of the local water system who said that he hoped to improve the system but there is no timetable for it at the present time.

Mr. Pat Semelsberger, representing the residents of Hillside Acres, urged the Council to approve the Resolution. He said that the City was obligated to furnish water service.

Mr. Eureste said that the City should finance the entire project at no cost to the citizens as this is a replacement of an existing system and not the installation of a new system.

Mayor Cockrell said that it would be unfair to other citizens to put in free water service when all others have had to pay for it.

Mr. Steen said that he would be willing to see the problem resolved but would vote for the Resolution only if he knew where the funds would come from. He then moved to amend the Resolution to provide for funding by taking funds from the utility rate relief package that is set up in the budget. The motion was seconded by Mrs. Dutmer but failed to carry on the following roll call vote: AYES: Dutmer, Steen; NAYS: Cisneros, Webb, Wing, Eureste, Ortiz, Hartman, Cockrell; ABSENT: Alderete, Pyndus.

Councilmen Hartman and Cisneros said that this Resolution only expresses intent that leaves the way open for the Council to work out the funding arrangements. It was also pointed out that passage of the Resolution could make Hillside Acres qualify for Community Development Funds.

After consideration, on motion of Mr. Ortiz, seconded by Dr. Cisneros, the Resolution was passed and approved by the following vote: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Hartman, Cockrell; NAYS: Steen; ABSENT: Alderete, Pyndus.

Following the vote, Mr. Paul Braunig said that he thought the procedure is wrong and that all citizens should not have to pay for other citizen's water service.

77-44 ZONING HEARINGS

Item No. 17, Case No. 6988, this case was postponed for one month at the request of the applicant, Ms. Mary Henderson, because of the absence from the Council Meeting of two members of the Council.

1. CASE 6974 - to rezone Lot 33, Block 2, NCB 11966, 121 Wolfe Road, from "A" Single Family Residential District to "B-3" Business District, located east of the intersection of Isom Road and Wolfe Road, having 90' on Isom Road and 197.5' on Wolfe Road.

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

No one spoke in opposition.

After consideration, Dr. Cisneros made a motion that the recommendation of the Zoning Commission be approved, provided that the property is replatted, if necessary. Mr. Hartman seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Alderete, Pyndus.

AN ORDINANCE 48,372

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 33, BLOCK 2, NCB 11966, 121 WOLFE
ROAD, FROM "A" SINGLE FAMILY RESIDENTIAL
DISTRICT TO "B-3" BUSINESS DISTRICT, PRO-
VIDED THAT THE PROPERTY IS REPLATTED, IF
NECESSARY.

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2. CASE 6937 - to rezone Tracts 14-G and 14-H, Block 8, NCB 8084, 1435 S. W. 35th Street, 2614 El Jardin Street, from "B" Two Family Residential District to "I-1" Light Industry District, located between S. W. 35th Street and El Jardin Street, being 200' north of Dale Drive, having 100' on both S. W. 35th Street and El Jardin Street with a distance of 388' between these two streets.

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

No one spoke in opposition.

After consideration, Dr. Cisneros made a motion that the recommendation of the Zoning Commission be approved, provided that a six foot solid screen fence is erected and maintained along the west property line until the property adjoining on the west transitions to commercial use. Mr. Steen seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Alderete, Pyndus.

AN ORDINANCE 48,373

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 14-G AND 14-H, BLOCK 8, NCB 8084, 1435 S. W. 35TH STREET, 2614 EL JARDIN STREET, FROM "B" TWO FAMILY RESIDENTIAL DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE WEST PROPERTY LINE UNTIL THE PROPERTY ADJOINING ON THE WEST TRANSITIONS TO COMMERCIAL USE.

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3. CASE 6991 - to rezone Lots 21, 22 and the east 25' of Lot 23, Block 24, NCB 8948, in the 1000 Block of S. W. Military Drive, from "E" Office District to "B-2" Business District, located northwest of the intersection of S. W. Military Drive and Clamp Avenue, having 125' on S. W. Military Drive and 152.5' on Clamp Avenue.

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

No one spoke in opposition.

After consideration, Dr. Cisneros made a motion that the recommendation of the Zoning Commission be approved, provided that a six foot solid screen fence is erected and maintained along the north property line. Mr. Steen seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Alderete, Pyndus, Hartman.

AN ORDINANCE 48,374

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 21, 22 AND THE EAST 25' OF LOT 23,
BLOCK 24, NCB 8948, IN THE 1000 BLOCK
OF S. W. MILITARY DRIVE, FROM "E" OFFICE
DISTRICT TO "B-2" BUSINESS DISTRICT, PRO-
VIDED THAT A SIX FOOT SOLID SCREEN FENCE
IS ERECTED AND MAINTAINED ALONG THE NORTH
PROPERTY LINE.

* * * *

4. CASE 6996 - to rezone a 0.608 acre tract of land out of NCB 13801, located on Randolph Blvd., being approximately 1,300' southwest of the intersection of Randolph Blvd., and Sherri Ann Dr., having 152.50' on Randolph Blvd., and a depth of 171.36', being further described by field notes filed in the office of the City Clerk, 5333 Randolph Blvd., from Temporary "A" Single Family Residential District to "B-3" Business District.

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

No one spoke in opposition.

After consideration, Mr. Steen made a motion that the recommendation of the Zoning Commission be approved, provided that proper replatting is accomplished and that the existing four foot chain link fence is extended along the northwest property line. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Alderete, Pyndus, Hartman.

AN ORDINANCE 48,375

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 0.608 ACRE TRACT OF LAND OUT OF NCB 13801, LOCATED ON RANDOLPH BLVD., BEING APPROXIMATELY 1,300' SOUTHWEST OF THE INTERSECTION OF RANDOLPH BLVD., AND SHERRI ANN DR., HAVING 152.50' ON RANDOLPH BLVD., AND A DEPTH OF 171.36', BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM TEMPORARY "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT PROPER REPLATTING IS ACCOMPLISHED AND THAT THE EXISTING FOUR FOOT FENCE IS EXTENDED ALONG THE NORTHWEST PROPERTY LINE.

* * * *

5. CASE 6985 - to rezone a 11.052 acre tract of land out of NCB 14941, and a 0.77 acre tract of land out of NCB 14945, with the 11.052 acre tract located northwest of the intersection of Schertz Road and the Missouri-Kansas and Texas Railroad R.O.W., having 472.27' on Schertz Road and 1070.76' on the Railroad R.O.W., and with the 0.77 acre tract located southwest of the intersection of Schertz Road and the Missouri-Kansas and Texas Railroad R.O.W., having 472.27' on Schertz Road and 70' on the Railroad R.O.W., being further described by field notes filed in the office of the City Clerk, from "R-A" Residential Agricultural District to "I-1" Light Industry District.

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

No one spoke in opposition.

After consideration, Mr. Steen made a motion that the recommendation of the Zoning Commission be approved, provided that the property is replatted, if necessary. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Alderete, Pyndus, Hartman.

AN ORDINANCE 48,376

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 AN 11.052 ACRE TRACT OF LAND OUT OF NCB 14941 AND A 0.77 ACRE TRACT OF LAND OUT OF NCB 14945, WITH THE 11.052 ACRE TRACT LOCATED NORTHWEST OF THE INTERSECTION OF SCHERTZ ROAD AND THE MISSOURI-KANSAS AND TEXAS RAILROAD R.O.W., HAVING 472.27' ON SCHERTZ ROAD AND 1070.76' ON THE RAILROAD R.O.W., AND WITH THE 0.77 ACRE TRACT LOCATED SOUTHWEST OF THE INTERSECTION OF SCHERTZ ROAD AND THE MISSOURI-KANSAS AND TEXAS RAILROAD R.O.W., HAVING 472.27' ON SCHERTZ ROAD AND 70' ON THE RAILROAD R.O.W., BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 5200 BLOCK OF SCHERTZ ROAD, FROM "R-A" RESIDENTIAL AGRICULTURAL DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT THE PROPERTY IS REPLATTED, IF NECESSARY.

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6. CASE 6983 - to rezone Lot 4, NCB 12102, and the northwest 208.7' of the southeast 847.9', NCB 12098, 2803 Woodbury Lane, from "B" Two Family Residential District to "R-3" Multiple Family Residential District, located on the northeast side of Woodbury Lane, being 613.2' northwest of the intersection of Nacogdoches Road and Woodbury Lane; having 208.7' on Woodbury Lane and a depth of 238.7'.

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

No one spoke in opposition.

After consideration, Dr. Cisneros made a motion that the recommendation of the Zoning Commission be approved, provided that a six foot solid screen fence is erected and maintained along the northeast property line and that a one foot non-access easement is imposed along the property line adjacent to the alley. Mr. Steen seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote; AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Alderete, Pyndus, Hartman.

AN ORDINANCE 48,377

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, NCB 12102, AND THE NORTHWEST 208.7' OF THE SOUTHEAST 847.9', NCB 12098, 2803 WOODBURY LANE, FROM "B" TWO FAMILY RESI-

DENTIAL DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT, PROVIDED THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE NORTHEAST PROPERTY LINE AND THAT A ONE FOOT NON-ACCESS EASEMENT IS IMPOSED ALONG THE PROPERTY LINE ADJACENT TO THE ALLEY.

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7. CASE 6960 - to rezone a 3.153 acre tract of land out of NCB 14620, located 185' northwest and 150' northeast of the cutback between Evers Road and Wurzbach Road, having 365.73' on Evers Road; 247.58' on Wurzbach Road; and a maximum distance of approximately 755' between these two roads, being further described by field notes filed in the office of the City Clerk, in the 5800 block of Evers Road, in the 6300 block of Wurzbach Road, from Temporary "R-1" Single Family Residential District to "P-1(R-6)" Planned Unit Development Townhouse District.

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

No one spoke in opposition.

After consideration, Mr. Steen made a motion that the recommendation of the Zoning Commission be approved, provided that proper platting is accomplished. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Alderete, Pyndus, Hartman.

AN ORDINANCE 48,378

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 3.153 ACRE TRACT OF LAND OUT OF NCB 14620, LOCATED 185' NORTHWEST AND 150' NORTHEAST OF THE CUTBACK BETWEEN EVERS ROAD AND WURZBACH ROAD, HAVING 365.73' ON EVERS ROAD; 247.58' ON WURZBACH ROAD; AND A MAXIMUM DISTANCE OF APPROXIMATELY 755' BETWEEN THESE TWO ROADS, BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 5800 BLOCK OF EVERS ROAD, IN THE 6300 BLOCK OF WURZBACH ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENTIAL DISTRICT TO "P-1(R-6)" PLANNED UNIT DEVELOPMENT TOWNHOUSE DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED.

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8. CASE 6961 - to rezone a 4.75 acre tract of land out of NCB 14896, located on the east side of Springfield Road, being 737.77' north of the intersection of Boatman and Springfield Road, having 503.7' on Springfield Road and a depth of 451.93', being further described by field notes filed in the office of the City Clerk, in the 900 block of Springfield Road, from "R-4" Mobile Home District, to "R-1(R-4)" Planned Unit Development Mobile Home District.

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

No one spoke in opposition.

After consideration, Mr. Steen made a motion that the recommendation of the Zoning Commission be approved, provided that proper replatting is accomplished, if necessary. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Alderete, Pyndus, Hartman.

AN ORDINANCE 48,379

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 4.725 ACRE TRACT OF LAND OUT OF NCB 14896, LOCATED ON THE EAST SIDE OF SPRINGFIELD ROAD, BEING 737.77' NORTH OF THE INTERSECTION OF BOATMAN ROAD AND SPRINGFIELD ROAD, HAVING 503.7' ON SPRINGFIELD ROAD AND A DEPTH OF 451.93', BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, IN THE 900 BLOCK OF SPRINGFIELD ROAD, FROM "R-4" MOBILE HOME DISTRICT TO "P-1(R-4)" PLANNED UNIT DEVELOPMENT MOBILE HOME DISTRICT, PROVIDED THAT THE PROPERTY IS REPLATTED, IF NECESSARY.

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9. CASE 6932 - to rezone the remaining portion of Lot 1, NCB 6962, in the 500 Block of Eleanor Avenue, from "D" Apartment District to "B-2" Business District, located on the north side of Eleanor Avenue, being 200' west of the intersection of Eleanor Avenue and North New Braunfels having 100' on Eleanor Avenue and a depth of 175'.

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

Mr. Tom Rohde, the applicant said that this zoning request is to accomodate the expansion of an existing convenience store on the corner of Eleanor and North New Braunfels. He said that there is a serious drainage problems but plans have been made to correct it and the plans have been approved by the City staff.

No one spoke in opposition.

After consideration, Dr. Cisneros made a motion that the recommendation of the Zoning Commission be approved. Mr. Steen seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Alderete, Pyndus, Hartman.

AN ORDINANCE 48,380

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE REMAINING PORTION OF LOT 1, NCB 6212, IN THE 500 BLOCK OF ELEANOR AVENUE, FROM "D" APARTMENT DISTRICT TO "B-2" BUSINESS DISTRICT.

* * * *

10. CASE 6962 - to rezone the north 394' of Lot 18, NCB 11876, 1834 E. Lawndale Drive, from "A" Single Family Residential District to "P-1(R-1)" Planned Unit Development Single Family Residential District, located on the south side of E. Lawndale Drive, being 10' southwest of the intersection of E. Lawndale Drive and Thornhill Dr., having 232' on East Lawndale Drive and a depth of 394'.

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

No one spoke in opposition.

After consideration, Mr. Steen made a motion that the recommendation of the Zoning Commission be approved, provided that proper platting is accomplished. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Alderete, Pyndus, Hartman.

AN ORDINANCE 48,381

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE NORTH 394' OF LOT 18, NCB 11876, 1834 EAST LAWDALE DRIVE, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "P-1(R-1)" PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENTIAL DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED.

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11. CASE 6970 - to rezone Lot 15, and the east 36.5' of Lot 14, Block 15, NCB 1837, 117 West Woodlawn, from Historic "B" Two Family Residential District to Historic "B-2" Business District, located on the north side of West Woodlawn Avenue, being 151.2' west of the intersection of Main Avenue and West Woodlawn Avenue, having 86.3' on West Woodlawn Avenue and a depth of 135.08'.

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

No one spoke in opposition.

After consideration, Dr. Cisneros made a motion that the recommendation of the Zoning Commission be approved. Mr. Steen seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Alderete, Pyndus, Hartman.

AN ORDINANCE 48,382

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 15, AND THE EAST 36.5' OF LOT 14, BLOCK 15, NCB 1837, 117 WEST WOODLAWN, FROM HISTORIC "B" TWO FAMILY RESIDENTIAL DISTRICT TO HISTORIC "B-2" BUSINESS DISTRICT.

* * * *

12. CASE 6990 - to rezone the east 200' of the north 80' of Lot 9, Block 1, NCB 10733, in the 1100 block of South W. W. White Road, from "A" Single Family Residential District to "B-3" Business District, located southwest of the intersection of Lord Road and South W. W. White Road, having 200' on Lord Road and 80' on South W. W. White Road.

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

Mr. Richard Keoughan, representing the applicant, described the zoning in the surrounding area which is zoned commercial. To zone this tract commercial would be consistent with the pattern already existing.

Mrs. Dutmer questioned whether this tract might be required for the extension of Martin Luther King Drive. If so, the rezoning and possible building of a commercial building would increase the value of the property which the City might have to purchase.

The right-of-way problem was discussed with Mr. Stewart Fischer and Mr. W. S. Clarke who stated that this property would not be required.

No one spoke in opposition.

After consideration, Mrs. Dutmer made a motion that the recommendation of the Zoning Commission be approved, provided that proper platting is accomplished and that a six foot solid screen fence is erected and maintained along the west property line. Mr. Webb seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Steen, Hartman, Ortiz, Cockrell; NAYS: None; ABSENT: Alderete, Pyndus.

AN ORDINANCE 48,383

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE EAST 200' OF THE NORTH 80' OF LOT 9, BLOCK 1, NCB 10733, IN THE 1100 BLOCK OF SOUTH W. W. WHITE ROAD, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED AND THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE WEST PROPERTY LINE.

* * * *

13. CASE 6992 - to rezone Lot 9, Block 2, NCB 11901, 4534 Walzem Road, from "A" Single Family Residential District to "O-1" Office District, located on the south side of Walzem Road, being 485' east of the intersection of North Heights Drive and Walzem Road, having 60' on Walzem Road and a depth of 120'.

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

No one spoke in opposition.

After consideration, Mr. Steen made a motion that the recommendation of the Zoning Commission be approved, provided that

proper replatting is accomplished and that a six foot solid screen fence is erected and maintained along the south property line. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Steen, Cockrell; NAYS: None; ABSENT: Webb, Ortiz, Alderete, Pyndus, Hartman.

AN ORDINANCE 48,384

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 9, BLOCK 2, NCB 11901, 4534 WALZEM ROAD, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "O-1" OFFICE DISTRICT, PROVIDED THAT PROPER REPLATTING IS ACCOMPLISHED AND THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE SOUTH PROPERTY LINE.

* * * *

14. CASE 6993 - to rezone Lot 1, Block 1, NCB 10182, in the 2200 Block of Vance Jackson Road, from "F" Local Retail District to "B-3" Business District, located southwest of the intersection of Vance Jackson Road and Eland Drive, having 100' on Eland Drive and 118.69' on Vance Jackson Road.

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

No one spoke in opposition.

After consideration, Mrs. Dutmer made a motion that the recommendation of the Zoning Commission be approved, provided that the property is replatted, if necessary. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Dutmer, Wing, Eureste, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Webb, Ortiz, Alderete, Pyndus.

AN ORDINANCE 48,385

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 1, BLOCK 1, NCB 10182, IN THE 2200 BLOCK OF VANCE JACKSON ROAD, FROM "F" LOCAL RETAIL DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT THE PROPERTY IS REPLATTED, IF NECESSARY.

* * * *

15. CASE 6922 - to rezone the east irregular 100' of the southwest 214' of Lot 4, Block H, NCB 8358, 1262 Bandera Road, from "A" Single Family and "B" Two Family Residential Districts to "B-3" Business District, located on the northeast side of Bandera Road, being 308.87' southeast of the intersection of East Ligustrum Drive and Bandera Road, having 100' on Bandera Road and a depth of 214'.

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

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No one spoke in opposition.

After consideration, Dr. Cisneros made a motion that the recommendation of the Zoning Commission be approved, provided that proper platting is accomplished. Mr. Steen seconded the motion. On roll call, the motion, carrying with it the passage of the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Alderete, Pyndus.

AN ORDINANCE 48,386

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE EAST IRREGULAR 100' OF THE SOUTHWEST 214' OF LOT 4, BLOCK H, NCB 8358, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT AND "B" TWO FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT PROPER PLATTING IS ACCOMPLISHED.

* * * *

16. CASE 6979 - to rezone the west 275.6' of Lot 2, NCB 11891, in the 7800 block of Broadway, from "A" Single Family Residential District to "R-3" Multiple Family Residential District, located on the south side of Corita Drive, being 160' west of the intersection of Broadway and Corita Drive, having 435.6' on Corita Drive and a depth of 101'; and

the east 160' of Lot 2, NCB 11891, in the 7800 block of Broadway, from "A" Single Family Residential District to "B-1" Business District, located southwest of the intersection of Corita Drive and Broadway, having 101.3' on Broadway and 160' on Corita Drive.

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

No one spoke in opposition.

After consideration, Mr. Steen made a motion that the recommendation of the Zoning Commission be approved, provided that the property is replatted, if necessary. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Alderete, Pyndus.

AN ORDINANCE 48,387

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 275.6' OF LOT 2, NCB 11891, IN THE 7800 BLOCK OF BROADWAY, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT; AND THE EAST 160' OF LOT 2, NCB 11891, IN THE 7800 BLOCK OF BROADWAY, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-1" BUSINESS DISTRICT, PROVIDED THAT THE PROPERTY IS REPLATTED, IF NECESSARY.

* * * *

18. CASE 7003 - to rezone Lot 27, Block 8, NCB 16129, in the 16300 block of Turkey Point, in the 2200 block of Thousand Oaks, from "P-1(R-2)" Planned Unit Development Two Family Residential District to "R-5" Single Family Residential District, located on the southeast side of Turkey Point between Ledge Hollow Drive and Thousand Oaks, having 545.65' on Turkey Point, 588.51' on Ledge Hollow and 497.06' on Thousand Oaks.

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

Mrs. Dutmer said that Thousand Oaks Drive is on the Major Thoroughfare Plan and asked if this case had been cleared by the Planning Department.

Mr. Camargo said that anytime platting is required it is necessary to comply with the requirements of the Major Thoroughfare Plan. If a dedication is needed then the action is taken during the platting process.

Mr. Ralph Langley, Attorney for the applicant, said that the rezoning would decrease the allowable density on this property by 20 percent. He said that the property could be developed at the present time under its present zoning or under single family zoning.

Councilman Cisneros said that he would be reluctant to take any action on property over the Aquifer which would have the effect of speeding up development. Since this property was rezoned several years ago and not yet developed the chances are that it would not be likely to develop if not rezoned.

Mr. Joe Holscher, representing the Great America Homes, said that his company wished to construct single family homes only and the requested zoning would be in line with that idea.

Mr. Steen moved that the recommendation of the Planning Commission be upheld and the rezoning approved. The motion was seconded by Mrs. Dutmer. On roll call, the motion failed by the following vote: AYES: Webb, Dutmer, Steen, Cockrell; NAYS: Cisneros, Wing, Eureste, Hartman; ABSENT: Ortiz, Alderete, Pyndus.

The rezoning was denied.

19. CASE 6973 - to rezone a 10.748 acre tract of land out of NCB 11302, located on the south side of West Gerald Avenue, being 445' west of the intersection of Quintana Road and West Gerald Street, having 677.4' on West Gerald Street and a maximum depth of 2170.8', being further described by field notes filed in the office of the City Clerk, from "I-1" Light Industry District to "I-2" Heavy Industry District.

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

No one spoke in opposition.

After consideration, Mr. Webb made a motion that the recommendation of the Zoning Commission be approved. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Ortiz, Alderete, Pyndus.

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 10.748 ACRE TRACT OF LAND OUT OF NCB 11302, LOCATED ON THE SOUTH SIDE OF WEST GERALD AVENUE, BEING 445' WEST OF THE INTERSECTION OF QUINTANA ROAD AND WEST GERALD STREET, HAVING 677.4' ON WEST GERALD STREET AND A MAXIMUM DEPTH OF 2170.8', BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK, FROM "I-1" LIGHT INDUSTRY DISTRICT TO "I-2" HEAVY INDUSTRY DISTRICT.

* * * *

20. CASE 6981 - to rezone the east irregular 180' of Lot 7, NCB 7676, not presently zoned "J" Commercial, 3406 Roosevelt, from Historic "B" Two Family Residential District to Historic "B-3" Business District, located east of the intersection of Roosevelt Avenue and Woodhull Drive, being approximately 150' east and having a maximum depth of 180' and maximum width of 160'.

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

No one spoke in opposition.

After consideration, Mr. Webb made a motion that the recommendation of the Zoning Commission be approved. Dr. Cisneros seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Cockrell; NAYS: None; ABSENT: Ortiz, Alderete, Pyndus, Hartman, Steen.

AN ORDINANCE 48, 389

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE EAST IRREGULAR 180' OF LOT 7, NCB 7676, NOT PRESENTLY ZONED "J" COMMERCIAL, 3406 ROOSEVELT AVENUE, FROM HISTORIC "B" TWO FAMILY RESIDENTIAL DISTRICT TO HISTORIC "B-3" BUSINESS DISTRICT.

* * * *

21. CASE 6913 - to rezone the north 525' of Tract A, NCB 8100, in the 1400 block of St. Cloud Road, from "B" Two Family Residential District to "R-3" Multiple Family Residential District, located on the south side of Alexander Hamilton Drive between Evelyn Drive and St. Cloud Road, having 499.32' on Alexander Hamilton Drive and 525' on both Evelyn Drive and St. Cloud Road.

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

Mr. Robert Ross, representing Congregation Agudas Achim, said that the property has been used for Little League Baseball for the last fifteen years. The lease on the ballpark has expired and the Church plans to build housing for the elderly on it.

Mrs. Lucy Winkler, a resident in the area, asked if the project would be a commercial project or a non-profit project.

Mr. Ross said that the plan is to form a non-profit corporation with seven churches in the area to operate the housing. The group will file an application for a FHA 202 Grant if the zoning is approved.

No one spoke in opposition.

After consideration, Dr. Cisneros made a motion that the recommendation of the Zoning Commission be approved, provided that a non-access easement is imposed along the north property line. Mr. Ortiz seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Cockrell; NAYS: None; ABSENT: Alderete, Pyndus, Hartman, Steen.

AN ORDINANCE 48,390

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE NORTH 525' OF TRACT A, NCB 8100, IN THE 1400 BLOCK OF ST. CLOUD ROAD, FROM "B" TWO FAMILY RESIDENTIAL DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT, PROVIDED THAT A NON-ACCESS EASEMENT IS IMPOSED ALONG THE NORTH PROPERTY LINE.

* * * *

22. CASE 6946 - to rezone Lot 22-F, Block A, NCB 11532, 154 West Broadview Drive, from "A" Single Family Residential District to "O-1" Office District, located on the southeast side of Broadview Drive, being 70.381' northeast of the intersection of Broadview Drive and Rimrock Drive, having 63' on Broadview and a depth of 250'.

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

Mr. Louis Martinez, the applicant, said that the rezoning is requested so that his residence can be used as a business office to allow his wife to accept business calls. He said that the business would not interfere with his neighbors in anyway.

Members of the Council called attention to the fact that four of his neighbors had objected to the change in zoning and also that this property is completely surrounded by residences. This would constitute spot zoning. Business in this area is concentrated on Bandera Road.

After consideration, Mrs. Dutmer moved that the recommendation of the Planning Commission be upheld and the rezoning denied. The motion was seconded by Mr. Webb.

Dr. Cisneros offered a substitute motion to overrule the recommendation of the Planning Commission and approve the rezoning. The motion was seconded by Mr. Eureste and failed to carry by the following roll call vote: AYES: Cisneros, Wing, Eureste, Ortiz; NAYS: Webb, Dutmer, Hartman, Steen, Cockrell; ABSENT: Alderete, Pyndus.

The rezoning was denied.

23. CASE 6957 - to rezone Lot 1 and Lot 2, Block 2, NCB 8986, 802 S. W. 34th Street, from "C" Apartment District to "B-2" Business District, located southeast of the intersection of S. W. 34th Street and Akron Street, having 50' on S. W. 34th Street and 128' on Akron Street.

Mr. Gene Camargo, Planning Administrator, explained the proposed change, which the Zoning Commission recommended be denied by the City Council. Mr. Camargo said that 29 notices were mailed out to adjacent property owners. Two notices were returned in opposition and 18 notices were returned in favor from owners within 200 feet and in addition a petition with 17 signatures from residents in the area saying that they are in favor of the requested rezoning.

Mr. Augustin Sanchez, the applicant, said that he would put in a washateria at this location. It is a badly needed service in the neighborhood and all of the neighbors want it. He asked that the Council grant his request.

Council members generally agreed that this is a case of spot zoning but in view of the overwhelming desire of the neighbors they were inclined to grant the request.

After consideration, Mr. Ortiz moved that the recommendation of the Planning Commission be overruled and the rezoning granted. The motion was seconded by Mr. Eureste. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Alderete, Pyndus.

AN ORDINANCE 48,391

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 1 AND LOT 2, BLOCK 2, NCB 8986, 802 S. W. 34TH STREET, FROM "C" APARTMENT DISTRICT TO "B-2" BUSINESS DISTRICT.

* * * *

24. CASE 6901 - to rezone Lot 1 and the east 20' of Lot 2, Block 57, NCB 8956, in the 400 block of West Southcross Blvd., from "B" Two Family Residential District to "B-1" Business District, located southwest of the intersection of West Southcross Blvd. and Tupper Avenue, having 70' on West Southcross Blvd. and 161.2' on Tupper Avenue.

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

Mr. Antonio Jimenez, representing Mr. Fernando Flores, said that the purpose of this rezoning is to accomodate a family flower shop. There are already some businesses in the area and there is heavy traffic on Southcross. The flower shop would have very little effect on traffic. He asked that the request be granted.

No one spoke in opposition.

After consideration, Mrs. Dutmer moved that the recommendation of the Zoning Commission be overruled and the rezoning granted. The motion was seconded by Mr. Steen and carried on the following roll call vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Alderete, Pyndus.

AN ORDINANCE 48,392

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 1 AND THE EAST 20' OF LOT 2, BLOCK 57, NCB 8956, IN THE 400 BLOCK OF WEST SOUTH-CROSS BLVD., FROM "B" TWO FAMILY RESIDENTIAL DISTRICT TO "B-1" BUSINESS DISTRICT.

* * * *

77-44 BEXAR COUNTY MENTAL HEALTH-MENTAL RETARDATION PROGRAM

Councilman Hartman said that there has been much concern over the matter of funding for the MH-MR Program for retarded children. There was a meeting held this morning between Bexar County Commissioner Bustamante, City Manager Tom Huebner, Dr. Aaron Liberman, Executive Director of Bexar County MH-MR, and himself as a member of the City Council. Possible alternatives were discussed. At that meeting, an understanding was reached pertaining to a letter that has now been delivered by Dr. Liberman.

City Manager Huebner said that in today's meeting he had been asked to alter his recommendation regarding funding of this project for handicapped children. From the conversation today, it appears that there could have been some misjudgment about the flexibility MH-MR has with their funding sources for this year. On that basis, there could be an alteration of recommendation for this year. Any change in recommendation would have to be based on two things: (1) that MH-MR submit to the City a serious plan with a time schedule to decrease its dependence on the City for funding of this service, and (2) that the school districts which have the real legal responsibility for providing educational services to handicapped children be made to live up to those responsibilities.

Mr. Huebner said that staff will review Dr. Liberman's report and there will probably be a change in recommendation as far as general revenue sharing is concerned.

Dr. Aaron Liberman, Executive Director of MH-MR, addressed the Council and concurred with the previous summary of today's meeting. He said that the budget for this year is set but he will submit additional state grant-in-aid dollars and will be working very closely with the school districts and will also apply for Federal funds.

Also speaking for the MH-MR Program were:

Mr. Ralph Bodeman
Mrs. Lois Lanier
Mrs. Paralee Tobin

Councilman Steen said that agencies should be warned about a year ahead of time if their funds are to be reduced or taken away. This would give them time to make necessary adjustments in their financing plans. He then made a motion that the Council go on record that it can find the \$253,000 necessary to continue the MH-MR Program. The motion was seconded by Dr. Cisneros and carried by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Alderete, Pyndus.

77-44

CITIZENS TO BE HEARD

GREATER SAN ANTONIO YOUTH SYMPHONY ORCHESTRA

Mrs. Helen Walter thanked the Council for having funded the Youth Symphony for one year. In this year, many goals and projects have been accomplished. As of September 30, the Youth Symphony will

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cease unless the City can provide funds. She urged that the Council make an effort to find some funds while efforts are made to obtain funds from private sources.

MESSAGE PARLORS

Ms. Barbara Miller said that she had followed the Council's advice and filed a complaint against police officers. She said that she is tired of police officers using profane language and abusing her customers.

CAPITAL IMPROVEMENTS BOND ELECTION

Mrs. Clara Etta Williams, Vice President of C.O.P.S., said that the Council has been promising for two years to have an election for capital improvement bonds but nothing has been done. She demanded to know when an election would be held.

Mrs. Carmen Badillo said that C.O.P.S. wants a bond issue election to be held on January 14, 1978. She said that C.O.P.S. wants 75 percent of the bond issue to be devoted to drainage projects.

Mayor Cockrell said that she had been in favor of a bond election and reviewed the circumstances that have made it impossible. At the present time, the Planning Commission is working on a capital improvement program in accordance with Charter provisions. The Council is to get a report from the Planning Commission in September recommending priorities. She said that she would have to see the report before she could say how much drainage she would support.

Councilman Eureste moved to target January 14, 1978, as the date for a bond election. The motion was seconded by Councilman Wing.

Mayor Cockrell stated: "I want to say for the benefit of all of the citizens that a bond issue has to be supported by citizens throughout the City. We are very, very pleased that the C.O.P.S. organization is so strongly committed and interested in working for that. I think it is a very helpful sign.

We will also have to be sure that citizens in other parts of the City who are perhaps not active in the C.O.P.S. organization are also interested and concerned. The bond election is going to have to be reflective of community-wide needs. With all of these things taking place then I think there is a chance for getting it passed."

In answer to Mayor Cockrell's question, City Attorney Jim Parker said that a resolution passed on this matter today would have no legal effect because the subject was not posted for consideration under the Open Meetings Law.

Mr. Eureste said that he is only interested in expressing the Council's intention and would like to take whatever action could do that. If it is necessary to bring it up at a "B" Session or "A" Session in the future then that would be agreeable.

Mr. Steen said that he could not support a bond resolution until such time as the projects are set out and also wanted to know where the money will come from to pay for the bonds.

After consideration, the motion by Mr. Eureste passed by the following vote: AYES: Cisneros, Webb, Wing, Eureste, Ortiz, Hartman, Cockrell; NAYS: Steen, ABSTAIN: Dutmer; ABSENT: Pyndus, Alderete.

CARL HENRY

Mr. Carl Henry defended Councilwoman Helen Dutmer from a letter which appeared in a newspaper last week. He said that she is always available for consultation and he felt that the criticism was unwarranted.

Mr. Henry also complained about an old dilapidated building on Nogalitos Street that has a "For Rent" sign on it.

Mr. Henry was asked to report the building to the building inspectors.

INFANT MORTALITY

Rev. Claude Black spoke of the high infant mortality rate on the City's eastside. He said that to pay increased taxes and still not act on this problem is not fair to eastside residents. He urged the Council to give consideration to this problem. As a start, he proposed additional nutrition through the WIN program and the addition of a well-baby clinic.

Rev. Black made reference to a report from Dr. Ross on this subject making certain dollar estimates.

Mr. Eureste discussed a mortality study he had done in 1974 using data furnished by the Metropolitan Health District using sex, ethnicity, and age. The following year the District quit compiling this data. Blacks do have an infant mortality that is two to three times greater than Whites. He went over other conditions revealed by his study.

Mayor Cockrell asked that the City Manager, through the Health Department, make an evaluation of programs now being addressed toward the infant mortality program along with any specific suggestions for additional programming that could help alleviate the problem.

In answer to City Manager Huebner, Mr. Eureste said that San Antonio is known nationally for compiling statistics on Mexican-Americans. The problem is that some data is on a computer printout and some of it is in the form of a written report. The breakdown he got the second year was different and not the type of breakdown to use in a comparative analysis. He said that he would ask that the needed information continue to be printed by the Health District as an annual statistic.

Mr. Huebner said that he would direct that the statistics be reported on.

Rev. Black said that the Migrant Program can assist in the nutrition program but there is a need for space.

Mr. Huebner said that he is working on this problem and will get it worked out as quickly as possible.

77-44 The following Ordinance was read by the Clerk and after consideration, on motion of Mrs. Dutmer, seconded by Mr. Webb, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Pyndus, Alderete.

AN ORDINANCE 48,393

AUTHORIZING THE CITY MANAGER TO EXECUTE THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND LOCAL 624, INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS FOR A TERM COVERING THE FISCAL YEAR 1977-1978.

* * * *

Mr. Mel Sueltenfuss, Director of Public Works, presented a plat of Woods of Shavano Subdivision, Unit 9, which is located over the Edwards Aquifer Recharge Zone.

77-44 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Eureste, seconded by Mr. Hartman, was passed and approved by the following vote: AYES: Cisneros, Webb, Dutmer, Wing, Eureste, Ortiz, Hartman, Steen, Cockrell; NAYS: None; ABSENT: Alderete, Pyndus.

AN ORDINANCE 48,394

SETTING A PUBLIC HEARING FOR SEPTEMBER 8, 1977; AT 3:00 P. M., TO CONSIDER AMENDMENTS TO THE SUBDIVISION REGULATIONS: RECORDATION AND DEVELOPMENT TIMING REQUIREMENTS AND INCLUSION OF WHEELCHAIR RAMP CONSTRUCTION REQUIREMENTS.

* * * *

77-44

201 PLAN

Mrs. Dutmer said that there is supposed to be a resolution on the agenda regarding the 201 Plan.

The matter was discussed with the staff that understood that this item would be on the agenda for August 25.

Mr. Sueltenfuss said that the public hearing on the 201 Plan will be in four or five weeks and that it would not hurt to delay the resolution another week.

The Council agreed to have the item on at that time.

77-44

BICENTENNIAL COMMITTEE

Mr. Steen said that he has been contacted by the Bicentennial Committee regarding an alleged debt owed by the City of San Antonio amounting to some \$15,000 and asked if the matter could be resolved.

Mayor Cockrell said she was aware of the problem and the City Manager will try to get it resolved.

77-44

BUDGET ALLOCATIONS

Mr. Steen asked that the City Manager retain the old strength of the Electric Inspection Department instead of reducing it. He moved that this be done. The motion died for lack of a second.

City Manager Huebner said there would be an assessment made of the situation next spring and if an additional inspector is needed he will be placed on duty.

77-44

BUDGET FOR THE ARTS

Mr. Steen spoke of the heavy lobby by various arts groups that were not funded in the new budget. He then moved that funds be re-allocated to provide the San Antonio Ballet with \$50,000; the San Antonio Theater with \$50,000; and Southwest Craft Center with \$25,000. The motion died for want of a second.

Mayor Cockrell said that she had met with the group from Theater San Antonio. She had asked for certain follow-up reports from the staff but they have not been received yet.

77-44 The meeting recessed at 6:35 P. M. to go into Executive Session.

77-44 The Clerk read the following letter:

August 12, 1977

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

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

August 10, 1977

Petition submitted by Mrs. Ruth J. Silcock, requesting permission to continue construction of a 6' cedar and bamboo privacy fence, with a height variation of 6'8" to 7' located at 142 East Huisache.

August 10, 1977

Petition with 786 signatures received through the Parks and Recreation Advisory Board requesting City Council approval of leasing the Harlandale Independent School District property adjacent to Kingsborough Middle School and the development of a community park facility including recreation/gym building, pool, ball field, tennis court, playgrounds, picnic area and amenities. (Original petition on file in the Office of the City Clerk.)

August 12, 1977

Petition submitted by Mr. Arthur C. Salas of Aztec Fence Company, requesting permission to retain a fence that was erected for the El Buen Pastor Methodist Church located at 3223 W. Poplar Street.

/s/ G. V. JACKSON, JR.
City Clerk

* * * *

There being no further business to come before the Council, the meeting was adjourned at 7:15 P. M.

A P P R O V E D

Lela Cockrell

M A Y O R

ATTEST:

G. V. Jackson, Jr.
C i t y C l e r k

August 18, 1977
nr