

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, SEPTEMBER 28, 1972.

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The meeting was called to order at 9:30 A. M. by the presiding officer, Mayor John Gatti, with the following members present: HABERMAN, HILL, BECKER, HILLIARD, MENDOZA, GARZA, NAYLOR, PADILLA, GATTI; Absent: None.

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72-43 The invocation was given by the Reverend Edward C. Abrahamson, St. Mark's Episcopal Church.

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72-43 Members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States of America.

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72-43 The minutes of the special meeting held on September 15, 1972, and the minutes of the regular meeting of September 21, 1972, were approved.

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72-43 CHAMBER OF COMMERCE QUARTERLY REPORT

Mr. Pat Legan, President of the Greater San Antonio Chamber of Commerce, presented each member of the Council with a copy of the Economic Development Activity Report of the Greater San Antonio Chamber of Commerce for the fourth quarter, fiscal year 1971-1972. (May 1, 1972 - July 31, 1972)

Mr. Legan gave the highlights of the report which included employment that showed a 4 per cent increase over last year for a total of 11,550 new jobs. On retail sales in the first quarter of 1972, there has been an 11 per cent increase over the same period of 1971 which represents an increase of \$45 million. The July unemployment rate is 5.2 per cent compared with 6 per cent in July of 1971. Through August 1, 1972, new construction totals \$131.9 million for an 82.4 per cent increase over the same period in 1971. He reported nine firms have announced decisions to open new operations in San Antonio. Initially, they will employ 940 people.

Mr. Legan then reviewed their Direct Mail Campaign, National Prospecting Trips, National Publicity, assistance to local business in their expansion plans, and trade missions to cities in Mexico including one visit with Mexican President Luis Echeverria Alvarez. (A copy of the report is filed with the papers of this meeting and made a part thereof.)

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72-43 Mayor Gatti was obliged to leave the meeting and Mayor Pro Tem Garza presided.

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72-43 The following Ordinances were read by the Clerk and explained by Mr. John Brooks, Director of Purchasing, and after consideration, on motion made and duly seconded, were each passed and approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Padilla; NAYS: None; ABSENT: Gatti.

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AN ORDINANCE 41,221

ACCEPTING THE LOW QUALIFIED BID OF ALBANY NOVELTY MANUFACTURING CO., TO FURNISH THE CITY OF SAN ANTONIO WITH PLASTIC NAME BADGES FOR A TOTAL PRICE OF \$2,300.00, LESS 1% - 10 DAYS. (CONVENTION AND VISITORS BUREAU)

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AN ORDINANCE 41,222

ACCEPTING THE LOW BIDS OF COM - SUPPLY, INC., ELEXTROTEX, AND RADIO AND TELEVISION PARTS CO., TO FURNISH THE CITY OF SAN ANTONIO WITH RADIO TUBES FOR A TOTAL PRICE OF \$1,782.95. (POLICE DEPARTMENT)

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AN ORDINANCE 41,223

ACCEPTING THE LOW QUALIFIED BID OF PURITY WATER COMPANY TO LEASE TO THE CITY OF SAN ANTONIO CERTAIN DEMINERALIZATION EQUIPMENT AT A PRICE OF \$0.025 PER GALLON OF WATER PER MONTH, FOR A 1 YEAR TERM, COMMENCING OCTOBER 1, 1972. (HEALTH DEPARTMENT AND CITY WATER BOARD)

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72-43

The Clerk read the following Ordinance:

AN ORDINANCE 41,224

AUTHORIZING PAYMENT OF THE SUM OF \$4,283.00 FROM FUND 101, TO HONEYWELL, INC., COMMERCIAL DIVISION, FOR MAINTENANCE OF THE AIR CONDITIONING CONTROL SYSTEM AT CONVENTION CENTER COMPLEX FOR THE PERIOD SEPTEMBER 1, 1972 THROUGH MARCH 1, 1973.

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Mr. John Brooks, Director of Purchasing, stated that this was a direct contract with the manufacturer of the equipment for maintenance of the control system at the Convention Center. The contract is only for a six month period. However, they are working for a one year contract to cover all air conditioning control systems owned by the City.

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

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72-43

The Clerk read the following Ordinance:

AN ORDINANCE 41,225

AUTHORIZING THE PURCHASE OF 78, 1973
CRISS CROSS DIRECTORIES FROM THE CRISS
CROSS SERVICE, BARD A. LOGAN DIRECTORIES,
FOR A TOTAL PRICE OF \$1,872.00.

* * * *

Mr. John Brooks, Director of Purchasing, stated this was a single source item. The 78 directories to be purchased represent an increase of one over last year. To determine the number of copies needed, a survey is made of all using departments and carried through into the Budget.

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

72-43

The Clerk read the following Ordinance:

AN ORDINANCE 41,226

ACCEPTING THE LOW BID OF METROPOLITAN
BUILDERS OF SAN ANTONIO, INC. FOR
CONSTRUCTION OF A WAREHOUSE BUILDING
AT STINSON AIRPORT; AUTHORIZING
EXECUTION OF A CONTRACT FOR SAID
WORK; APPROPRIATING THE SUM OF
\$49,953.00 OUT OF FUND 805 PAYABLE
TO SAID CONTRACTOR AND \$2,500.00
OUT OF THE SAME FUND TO BE USED AS
A CONTINGENCY ACCOUNT.

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Mr. Thomas A. Raffety, Director of Aviation, explained that a lease for this building had previously been approved by the Council. Nine bids were received ranging from a low bid of \$49,953.00 to a high bid of \$79,186.00.

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

72-43

Councilman Mendoza asked about the policy of advertising in the Airport Terminal Building.

Mr. Thomas A. Raffety stated that only things that are in good taste will be allowed. Other than that, there are no individual restrictions. On the Hotel and Motel Board in the baggage section, the advertisers have asked that no additional advertisers be allowed in the baggage section or in the lobby near the baggage section. This policy decision was made at the request of the advertisers themselves. They can, however, get space in other areas of the Terminal Building. Mr. Raffety then explained the rates for advertising space.

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72-43 The following Ordinance was read by the Clerk and explained by Mr. W. S. Clark, Land Division Chief, and after consideration, on motion of Mr. Hill, seconded by Mr. Mendoza, was passed and approved by the following vote: AYES: Haberman, Hill, Hilliard, Mendoza, Garza, Naylor, Padilla; NAYS: None; ABSENT: Becker, Gatti.

AN ORDINANCE 41,227

APPROPRIATING THE SUM OF \$4,725.00 OUT OF CERTAIN SEWER REVENUE BOND FUNDS, FOR ACQUISITION OF SANITARY SEWER EASEMENTS IN CONNECTION WITH THE LEON CREEK OUTFALL-PHASE B AND VALLEY FORGE OUTFALL SEWER MAIN PROJECTS, ACCEPTING A SANITARY SEWER EASEMENT IN CONNECTION WITH THE BABCOCK PLACE SANITARY SEWER OUTFALL PROJECT; AND APPROPRIATING THE SUM OF \$19,000.00 OUT OF STREET IMPROVEMENT BONDS, 1970, NO. 409-02, FOR TITLE TO CERTAIN LANDS TO BE USED IN CONNECTION WITH THE WALTERS-MOORE OVERPASS PROJECT.

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72-43 Mayor Gatti returned to the meeting and presided.

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72-43 The Clerk read the following Ordinance:

AN ORDINANCE 41,228

CLOSING AND ABANDONING A PORTION OF ROYAL PARK DRIVE BETWEEN NEW CITY BLOCKS 13785 AND 15130 AND A PORTION OF A DRAINAGE EASEMENT IN NEW CITY BLOCK 15130, AND AUTHORIZING A QUITCLAIM DEED TO WINDCREST DEVELOPMENT CORPORATION FOR A CONSIDERATION OF \$1.00.

* * * *

Mr. W. S. Clark, Land Division Chief, explained that the property has never been opened as far as street and drainage purposes are concerned. The property is being returned to the owner so that it can be redeveloped. The quitclaim deed will not be delivered until replatting is accomplished and approved by the Planning Commission.

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

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72-43 The Clerk read the following Ordinance:

AN ORDINANCE 41,229

DECLARING THAT THE STRUCTURE ON THE PREMISES AT 202 CACTUS IS A "DANGEROUS BUILDING" AND PRESENTS AN IMMEDIATE

DANGER TO THE LIFE OR SAFETY OF
INDIVIDUALS WHO COME INTO CONTACT
WITH IT; AUTHORIZING AND DIRECTING
THE DIRECTOR OF HOUSING AND INSPECTIONS
TO CAUSE THE IMMEDIATE DEMOLITION OF
SAID STRUCTURE.

* * * *

Mr. George D. Vann, Jr., Director of Housing and Inspections, stated that the premises at 202 Cactus is known as Lot 1, Block 3, NCB 632, which is owned by Mrs. Mamie White. Mrs. White was notified of the hearing this morning. The letter was not claimed or delivered and the present whereabouts or residence of Mrs. White is unknown. The premises were inspected by the Housing and Inspections Department, Fire Prevention Bureau and the Health Department, and found to be a fire, health and safety hazard. The first notice given to Mrs. White was on September 10, 1969, and nothing has been done.

Mr. Vann showed pictures of the vacant one-story wooden residence structure in a run-down, damaged and decayed condition which has deteriorated more than 50 per cent of its value, and therefore, recommended passage of the Ordinance.

Neither Mrs. White nor a representative was present at the meeting.

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

72-43 The Clerk read the following Ordinance:

AN ORDINANCE 41,230

DECLARING THAT THE STRUCTURE ON THE
PREMISES AT 303 TIPTON IS A "DANGEROUS
BUILDING" AND PRESENTS AN IMMEDIATE
DANGER TO THE LIFE OR SAFETY OF INDIVIDUALS
WHO COME INTO CONTACT WITH IT; AUTHORIZING
AND DIRECTING THE DIRECTOR OF HOUSING AND
INSPECTIONS TO CAUSE THE IMMEDIATE
DEMOLITION OF SAID STRUCTURE.

* * * *

Mr. George D. Vann, Jr., Director of Housing and Inspections, stated that the premises at 303 Tipton is known as Lots 29 and 30, NCB 6713, which is owned by Mrs. Louise R. Rustard. Mrs. Rustard was notified of the hearing this morning. The letter was not claimed or delivered and the present whereabouts or residence of Mrs. Rustard is unknown. The premises were inspected by the Housing and Inspections Department, Fire Prevention Bureau and the Health Department, and found to be a fire, health and safety hazard. The first notice given to Mrs. Rustard was on May 15, 1970, and nothing has been done.

Mr. Vann showed pictures of the vacant one-story wooden residence structure in a run-down, damaged and decayed condition which has deteriorated more than 50 per cent of its value, and therefore, recommended passage of the Ordinance.

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Neither Mrs. Rustard nor a representative was present at the meeting.

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

72-43 The Clerk read the following Ordinance:

AN ORDINANCE 41,231

AMENDING CHAPTER 20 OF THE CITY CODE REGULATING JUNK OR SALVAGE YARDS WITH RESPECT TO LICENSES, HEIGHT OF FENCES, SET-BACK REQUIREMENTS AND STACKING OF JUNK OR SALVAGE MATERIALS, VARIANCES, REPEALING CERTAIN PROVISIONS, AND PROVIDING THAT VIOLATIONS SHALL BE PUNISHED BY A FINE NOT TO EXCEED \$200.00 AND PROVIDING FOR SEVERABILITY.

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Mr. George D. Vann, Jr., Director of Housing and Inspections, presented each member of the Council with a copy of the changes to the "Junkyard Ordinance".

Councilman Mendoza thanked Mr. Mayo Galindo, attorney for the junk dealers, and Mr. W. F. Fore, President of the Junk Dealers Association, for cooperating in this matter. He said that this does not solved all the complaints about junkyards, but it will go a long ways toward minimizing them. It appears the only solution is for Urban Renewal to have a project in this area in the future and hoped that this could be done.

Mr. Mayo Galindo stated that they feel that the provision which requires a licensee to be free of convictions within five years of this Ordinance to be too restrictive. They don't feel they are in the same category as exterminators or home improvement contractors. They do not misrepresent anything as they only sell used parts. He stated that the \$100.00 license fee was admittedly set to give the City power to govern activities over junkyard operators. He felt that \$25.00 was a more fair figure.

Councilman Hill recommended that in Sections 20-7 and 20-8 where the word Director appears, that this should read Director of Housing and Inspections. This was agreeable to the Council and the correction was made.

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

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72-43 The Clerk read the following Ordinance:

AN ORDINANCE 41,232

AUTHORIZING EXECUTION OF TWO AGREEMENTS,
ONE WITH THE SAN ANTONIO STATE HOSPITAL,
AND ONE WITH THE SAN ANTONIO STATE CHEST
HOSPITAL, PROVIDING FOR TRANSPORTATION
AND TREATMENT OF SEWAGE GENERATED WITHIN
THE AREAS OF SAID HOSPITALS, FOR A 5 YEAR
TERM, COMMENCING SEPTEMBER 1, 1972.

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Mr. Carl White, Director of Finance, stated that this is a standard type of contract made with other governmental agencies for transportation and treatment of sewage.

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

72-43 The Clerk read the following Ordinance:

AN ORDINANCE 41,233

AUTHORIZING EXECUTION OF AN AGREEMENT
WITH THE CITY OF CASTLE HILLS, PROVIDING
FOR TREATMENT OF SEWAGE GENERATED WITHIN
THE AREA SERVED BY THE CASTLE HILLS
SEWER SYSTEM, FOR A 4 YEAR TERM, COMMENCING
JANUARY 1, 1972.

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Mr. Carl White, Director of Finance, stated that this is a standard type of contract made with other governmental agencies for treatment of sewage.

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

72-43 The Clerk read the following Ordinance:

AN ORDINANCE 41,234

ACCEPTING ADDITIONAL GRANTS OF \$2,000.00
AND \$77,083.00 FROM THE U.S. DEPT. OF
LABOR TO CONTINUE THE EMERGENCY EMPLOYMENT
PROGRAM - SECTION 5 THROUGH OCTOBER 31, 1972,
APPROVING A BUDGET FOR EXPENDITURE OF SAID
FUNDS AND APPROPRIATING FUNDS FOR EXPENDITURE
IN ACCORDANCE WITH SAID BUDGET.

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Mr. Clyde C. McCollough, Jr., Personnel Director, stated that this Ordinance accepts interim funding for 45 days for the Emergency Employment Program until a budget for the entire contract period is approved.

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

72-43 Councilwoman Haberman asked Mr. Clyde C. McCollough if he had anything to report with reference to having the local universities work out a physical fitness program for women students so that in the future those interested could qualify on the Police Agility Test.

Mr. McCollough advised that he is still working on this.

72-43 The Clerk read the following Ordinance:

AN ORDINANCE 41,235

AUTHORIZING EXECUTION OF A LICENSE AGREEMENT WITH THE SOUTHWESTERN BELL TELEPHONE COMPANY, WHEREBY THE CITY ACQUIRES THE RIGHT TO CONSTRUCT, OPERATE AND MAINTAIN A RADIO RECEIVER ANTENNA ON CERTAIN LAND BELONGING TO SAID COMPANY.

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Mr. George W. Bichsel, Associate City Manager for Public Safety, stated that the Council last week was shown the model antenna which will be used at this location. This particular location is in the City of Hollywood Park and will be on Southwestern Bell Telephone property. The license is for an indefinite period with a provision of 60 days notice for termination. This is ample time to move the antenna to another location.

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

72-43 The Clerk read the following Ordinance:

AN ORDINANCE 41,236

AUTHORIZING THE CITY MANAGER TO EXECUTE DOCUMENTS ASSURING COMPLIANCE BY THE CITY WITH REQUIREMENTS OF THE UNIFORM RELOCATION ASSISTANCE AND REAL PROPERTY ACQUISITION POLICIES ACT OF 1970 IN CONNECTION WITH ALL PROPERTY ACQUIRED IN CARRYING OUT THE MODEL CITIES FOURTH ACTION YEAR.

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Mr. Roy M. Montez, Director of Model Cities, explained that this Ordinance is based on an annual basis. This one is for the Fourth Action Year.

Dr. Hilliard asked how this relates to a letter received from Mr. Jolly about the Housing Center's failure to comply with Public Law 91-646.

Mr. Montez stated the City staff is working on a proposed plan of action on which they had a meeting this morning.

City Manager Hunt said they were in the process of getting into HUD with Attorney Arthur Gochman to discuss this letter, because the lawyer in the area office of HUD has gone along with that request. If the City cannot get reconsideration on its request, then we are also developing a plan "B" or a fall back plan, as to how we are going to re-audit these things, etc.

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

72-43 The Clerk read the following Ordinance:

AN ORDINANCE 41,237

ESTABLISHING A PROJECT FOR THE CONTINUATION OF THE CITY'S COORDINATED DAY CARE PROGRAM IN THE MODEL CITIES AREA FOR THE YEAR BEGINNING SEPTEMBER 1, 1972, APPROVING A BUDGET THEREFOR AND APPROPRIATING FUNDS, AUTHORIZING TRANSFER OF PROJECT SUPPORT FUNDS FROM MODEL CITIES PROGRAM FUNDS, AND ACCEPTING A GRANT OF FUNDS FOR SAID PROJECT FROM THE STATE DEPARTMENT OF PUBLIC WELFARE.

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Mr. Roy M. Montez, Director of Model Cities, stated this project is for the Fourth Action Year. It is for day care service operated by E.O.D.C. The Ordinance accepts a grant in the amount of \$474,765.00 from the State Department of Public Welfare, which is 70% of the project cost. Model Cities Fourth Action Year funds will furnish \$203,470, which is 30% of the cost, for a total project cost of \$678,235.00.

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

72-43 The Clerk read the following Ordinance:

AN ORDINANCE 41,238

ESTABLISHING A PROJECT FOR THE CONTINUATION OF THE CITY'S FAMILY PLANNING PROGRAM IN

THE MODEL CITIES AREA FOR THE YEAR BEGINNING SEPTEMBER 1, 1972, APPROVING A BUDGET THEREFOR AND APPROPRIATING FUNDS, AUTHORIZING TRANSFER OF PROJECT SUPPORT FUNDS FROM MODEL CITIES PROGRAM FUNDS, AND ACCEPTING A GRANT OF FUNDS FOR SAID PROJECT FROM THE STATE DEPARTMENT OF PUBLIC WELFARE.

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Mr. Roy M. Montez, Director of Model Cities, stated this project is operated by the San Antonio Metropolitan Health District. It accepts a grant from the State Department of Public Welfare in the amount of \$320,601.00. The Model Cities Fourth Action Year funds will provide \$137,401.00, for a total project cost of \$458,002.00.

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

72-43 The Clerk read the following Ordinance:

AN ORDINANCE 41,239

ESTABLISHING A PROJECT FOR THE CONTINUATION OF THE CITY'S HOMEMAKER SERVICES FOR THE ELDERLY IN THE MODEL CITIES AREA FOR THE YEAR BEGINNING SEPTEMBER 1, 1972, APPROVING A BUDGET THEREFOR AND APPROPRIATING FUNDS, AUTHORIZING TRANSFER OF PROJECT SUPPORT FUNDS FROM MODEL CITIES PROGRAM FUNDS, AND ACCEPTING A GRANT OF FUNDS FOR SAID PROJECT FROM THE STATE DEPARTMENT OF PUBLIC WELFARE.

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Mr. Roy M. Montez, Director of Model Cities, explained that the Homemaker Services for the Elderly is operated by the San Antonio Metropolitan Health District. There are three funding sources: Model Cities \$100,851.00; Concentrated Employment Program \$36,571.00; State Department of Public Welfare \$235,320.00.

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

72-43 The following Ordinance was read by the Clerk and explained by City Attorney Howard Walker, and after consideration, on motion of Mrs. Haberman, seconded by Mr. Hill, was passed and approved by the following vote: AYES: Haberman, Hill, Hilliard, Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: Becker.

AN ORDINANCE 41,240

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF THE FEE SIMPLE TITLE TO CERTAIN PRIVATELY OWNED REAL

PROPERTY IN SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR PUBLIC PURPOSES, TO WIT: THE LOCATION, CONSTRUCTION, OPERATION, RECONSTRUCTION, IMPROVEMENT, REPAIR AND MAINTENANCE OF THE BABCOCK ROAD WIDENING PROJECT; AND DIRECTING THE CITY ATTORNEY TO INSTITUTE AND PROSECUTE TO CONCLUSION CONDEMNATION PROCEEDINGS TO ACQUIRE SO MUCH THEREOF AS CANNOT BE ACQUIRED THROUGH NEGOTIATION.

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72-43 The following Ordinance was read by the Clerk and explained by City Attorney Howard Walker, and after consideration, on motion of Mr. Hill, seconded by Mrs. Haberman, was passed and approved by the following vote: AYES: Haberman, Hill, Hilliard, Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: None; ABSTAIN: Becker; ABSENT: None.

AN ORDINANCE 41,241

APPROPRIATING TWO THOUSAND SEVEN HUNDRED FIFTY AND NO/100 (\$2,750.00) DOLLARS OUT OF SEWER REVENUE FUND NO. 820-06 PAYABLE TO THE COUNTY CLERK OF BEXAR COUNTY, TEXAS, SUBJECT TO THE ORDER OF THE OFFICERS AND TRUSTEES OF THE SAN ANTONIO TARGET, HUNTING & FISHING CLUB, IN SATISFACTION OF THE AWARD OF SPECIAL COMMISSIONERS IN CONDEMNATION CASE NO. C-903 FOR THE ACQUISITION OF A PERMANENT EASEMENT OF 2.398 ACRES OF REAL PROPERTY, MORE OR LESS, IN THE ANSELMO PRU SURVEY NO. 20, COUNTY BLOCK 4766, BEXAR COUNTY, TEXAS, NEEDED FOR THE LEON CREEK SANITARY SEWER OUTFALL PROJECT, PHASE C.

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72-43 The Clerk read the following Ordinance:

AN ORDINANCE 41,242

SETTING A DATE, TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED ANNEXATION OF 2759 ACRES OF LAND BY THE CITY OF SAN ANTONIO AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO PUBLISH NOTICE OF SUCH PUBLIC HEARING. (AREA I-A)

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CITY CLERK J. H. INSELMANN: We have seventeen of these Ordinances, Mr. Mayor. The hearings are set for October 12, 1972. We want to take them individually.

ED DAVIS: The map on the right here starts with Agenda Item No. 22 and if you will try to key to this map as he reads the Ordinances. Area I-A is here in the southwest part of the City. Here is Area I-B, No. II is a small area and it just goes clockwise right around the map down to the

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area of Mission Espada and Villa Coronado East and Villa Corondo West.

MAYOR GATTI: Howard, do we take each one and vote?

CITY ATTORNEY HOWARD WALKER: Yes, Mr. Mayor. The caption should be read on each Ordinance and then the Council should make its determination on each Ordinance.

ED HILL: I so move.

ALVIN G. PADILLA: I second the first one.

CHARLES L. BECKER: All right now, I'm going to request for the sake of clarity that Mr. Davis or a member of his staff coordinate these areas by Ordinance number, if you will, so we can know exactly which areas we are dealing with, please Ed.

DAVIS: The one that you are voting on now is Area I-A, right there.

MAYOR GATTI: Call the roll.

DR. HILLIARD: Aye.

LEO MENDOZA: Aye.

GILBERT GARZA: Aye.

PLEAS NAYLOR: Mr. Mayor, I'd like to read a statement here if we go with this because I've got a lot of information, pamphlets full of it, as all of the rest of you have.

"I am going to vote for the ordinances today because I am convinced that there is a way for the City to proceed, legally, not only to annex the areas involved and provide City services for them, but also that the situation as to the water systems in the areas can be equalized. I have become convinced in my own mind that it will be possible for us to obtain an opinion of the Attorney General of Texas which will permit privately owned water systems in the annexed areas to continue to function without any violation of the Charter or the State Law. If this be true, then the City Water Board can simply await the time when a water system reaches a point of profitable operation and the City may then acquire it, legally, upon the basis of its unamortized cost, plus a six per cent (6%) return to the investors. In this way, the cost of land and utilities to the prospective home buyer in the areas to be annexed can be equalized and all can be treated on a fair and equitable basis.

I want to clearly define, however, Mr. Mayor, that the vote I cast today is a qualified "yes" vote. It is cast on the assumption and belief (based upon the most reliable information I can obtain) that prior to the final passage of these ordinances an opinion of the Attorney General of Texas can be obtained, assuring the legality of the plan which I have roughly outlined. If the opinion cannot be obtained within that time, or if the opinion is unfavorable, or if the Council is unwilling to go along with this or some other plan which, in my judgment, will treat all of the prospective home owners in all of the annexed areas in a fair and even handed manner -- if this cannot be done, then I want the record to show that at some stage prior to final enactment of these ordinances, my vote shall be changed from a "yes" vote to a "no" vote.

I want the record to show also that my vote with reference to these matters and the opinions which I have formed as to how the City should proceed -- that vote will be cast not to favor any builder or developer or subdivider, but rather as a genuine effort on my part to see to it that each prospective property owner who intends to build his home in an annexed area will receive fair and equitable treatment at the hands of the City in the allocation of utilities charged against that land. After all, it is the homeowner who pays for it in the final analysis, regardless of who makes the initial advance. I believe that everyone who has brought evidence before the Council and its members -- persons from all of the areas involved -- agree with this concept of fair and even handed treatment. It is simply a question of how we get at it. I feel that the plan which I have suggested, not as an original matter, but based upon experience actually had in other major cities, is an equitable and fair one. And if anyone has a substitute which will produce the same results, I shall be willing to vote for it.

Previously, I stated we should proceed with the Phases II, III or whatever additional study and action necessary immediately to complete annexation for a more complete plan and orderly expansion program. I certainly stand upon that statement again."

I compliment you on setting up the Task Force to study this and I would like very much to offer them many sheets and a barrel full of information which they will find interesting.

HILL: With that you vote aye?

NAYLOR: That's what I said at first. That's what I started out with.

HILL: Just wanted to be sure.

PADILLA: Yes.

GATTI: Aye.

MRS. HABERMAN: Aye.

HILL: Aye.

BECKER: No.

DR. HILLIARD: Just a moment. I have a question. If you vote "aye" at this time, can you later change your vote"

GATTI: He can vote "no" up to the final reading.

MENDOZA: This is a vote on a hearing and that's all. This is just to set the hearing. This is not on annexation.

HILL: You can vote any way you want to on the 11th of December or the 18th, or whenever the final vote is.

GATTI: Let me -- for Mr. Naylor's benefit -- I think you received a copy of a memo from the City Attorney which pretty well says what you said, Mr. Naylor. That until the water systems can be legally franchised, there is no preclusion from the owners of private water systems to operate and to have all of the benefits that they now receive from operating and that the Council will permit extension of private sewer and water systems in any areas adjacent to the existing systems provided they are not able to be supplied water by the City Water Board.

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GARZA: Are we making that recommendation?

GATTI: This should be a statement of policy that I would recommend that the Council accept.

GARZA: I so move.

MENDOZA: I second that.

BECKER: I voted against it this morning, Mr. Mayor, because there seems to be a conflict of several dimensions in this thing. There doesn't seem to be any clear cut opinion. There is a question of the legality as to what we are authorizing. For that reason, to remain in such an indeterminate state, I must vote "no".

GATTI: Well, I see no objection to that.

GARZA: Charlie, the only reason I am voting "aye" today is to set a hearing so we can start hearing both sides of this question out in the open.

BECKER: My position is, of course, Gilbert that I don't think there should be a hearing on something that is in as great a state of flux as this is.

GARZA: This is true but December 11 of this year you still have a right to vote "no" at that time if things have not been resolved. I reserve that right, but I want to hear more. I think the meeting we had Friday, for example, opened my eyes to a tremendous number of things that I was not aware of. I think that I'd like to hear more. Now, I think Mr. Naylor has a good point but I still would like to vote on the policy statement as read by the Mayor by the City Attorney so it becomes a part of the record.

HILLIARD: Well, we can put it on the agenda first and then act on it like any other ordinance.

GARZA: It doesn't make any difference where you insert it. The fact is that I'm requesting

GATTI: Let me say that it seems the City Attorney has said that this is legal. Mr. Naylor has given me a legal opinion from somebody else that says - I haven't read it all - that it isn't legal I guess. Isn't that what you are saying here?

NAYLOR: No, it is just some comments.

GATTI: We are all getting our own attorneys to do this. I think we should depend on the City Attorney to handle legal business for the City. I would like to ask the Council to pass this as a statement of policy. You all received a copy of it. Call the roll and let's make this a matter of record. Now, if it's illegal, let somebody go to court and prove it. Call the roll.

On roll call, the statement of policy with reference to private sewer and water systems in the proposed annexed areas was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Padilla; Gatti; NAYS: None; ABSENT: None.

The Statement of Policy is as follows:

"Upon passage of the annexation ordinance, the status of the private water and sewer systems in newly annexed areas will be as follows:

1. Until such time as such systems can be legally franchised or acquired, the City Council will permit the owners to continue operation and management of all private water and sewer systems.
2. The City Council will permit extension of the private sewer and private water systems in areas adjacent to the existing systems until such time as the City can economically extend its facilities to serve these areas or the land owners request that the City extend its systems to serve these areas under existing City extension policies.
3. The City is under no obligation to acquire any private water and/or sewer systems upon annexation."

* * * *

MRS. HABERMAN: Mayor Gatti, I'd like to ask, well, like Councilman Naylor, to give whatever materials he has to our Task Force and let them study these materials in advance because this is unfair to bring things up like today when they have not had an opportunity to review.

NAYLOR: I can bring them up. This is a Task Force he has set up yet. He just announced it yesterday.

GATTI: That Task Force has nothing whatsoever to do with annexation. They are not related one single bit and I wish people would stop using that as a smoke screen to destroy the annexation. This is a problem that Mr. Becker brought up many, many months ago when we first got on the Council. It's a problem that I discussed with the Homebuilders Association. I asked them over a year ago to provide me with this thing and very timely it was given to me last week. I asked the Task Force to investigate whether or not these claims are true, as some of them no doubt are and its in the interest of the City to do everything they can to expedite the development of the City within the framework of the law and within the framework of the fiscal responsibility of the City which I thought I made clear yesterday. This does not have anything to do with annexation.

MRS. HABERMAN: What I'm saying is if they do have something on annexation, which seems not in accord with what we have been presented, then I would like to ask that various councilmen submit this to our City Attorney and our present annexation Task Force.

NAYLOR: Well, we sat here about five hours Friday and that's when we learned these things that we are talking about.

MRS. HABERMAN: We've had briefings off and on on different annexation plans at least seven or eight times. I think that the City Clerk's Office can verify that.

GATTI: Okay, let's proceed.

* * * *

72-43 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Hill, seconded by Mr. Padilla, was passed and approved by the following vote: AYES: Haberman, Hill, Hilliard, Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: Becker; ABSENT: None.

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AN ORDINANCE 41,243

SETTING A DATE, TIME AND PLACE FOR
A PUBLIC HEARING ON THE PROPOSED
ANNEXATION OF 2358 ACRES OF LAND BY
THE CITY OF SAN ANTONIO AND AUTHORIZING
AND DIRECTING THE CITY MANAGER TO
PUBLISH NOTICE OF SUCH PUBLIC HEARING.
(AREA I-B)

* * * *

72-43 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Hill, seconded by Dr. Hilliard, was passed and approved by the following vote: AYES: Haberman, Hill, Hilliard, Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: Becker; ABSENT: None.

AN ORDINANCE 41,244

SETTING A DATE, TIME AND PLACE FOR A
PUBLIC HEARING ON THE PROPOSED
ANNEXATION OF 125 ACRES OF LAND BY
THE CITY OF SAN ANTONIO AND AUTHORIZING
AND DIRECTING THE CITY MANAGER TO
PUBLISH NOTICE OF SUCH PUBLIC HEARING.
(AREA II)

* * * *

72-43 Councilman Garza asked if the statement of policy that was just passed by the Council on the water district question of the City Water Board taking over the private water districts not being legal or not being legally possible at this time, does this change the Meadowcliff situation any?

Mayor Gatti stated that if they are Water Control and Improvement Districts, all the City has to do is assume the bonds and take over. There is no legal problem there. This is why all the future water districts that are set up in the ETJ of the City should be WCID's so that we don't have this problem. But this does not affect Meadowcliff.

72-43 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Padilla, seconded by Dr. Hilliard, was passed and approved by the following vote: AYES: Haberman, Hill, Hilliard, Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: Becker; ABSENT: None.

AN ORDINANCE 41,245

SETTING A DATE, TIME AND PLACE FOR A
PUBLIC HEARING ON THE PROPOSED ANNEXATION
OF 3781 ACRES OF LAND BY THE CITY OF SAN
ANTONIO AND AUTHORIZING AND DIRECTING
THE CITY MANAGER TO PUBLISH NOTICE OF
SUCH PUBLIC MEETING. (AREA III-A)

* * * *

72-43 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Hill, seconded by Dr. Hilliard, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: None.

AN ORDINANCE 41,246

SETTING A DATE, TIME AND PLACE FOR A
PUBLIC HEARING ON THE PROPOSED ANNEXATION
OF 1394 ACRES OF LAND BY THE CITY OF SAN
ANTONIO AND AUTHORIZING AND DIRECTING
THE CITY MANAGER TO PUBLISH NOTICE OF
SUCH PUBLIC HEARING. (AREA III-B)

* * * *

72-43 The following Ordinance was read by the Clerk and after consid-
eration, on motion of Mrs. Haberman, seconded by Mr. Hill, was passed and
approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard,
Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: None.

AN ORDINANCE 41,247

SETTING A DATE, TIME AND PLACE FOR A
PUBLIC HEARING ON THE PROPOSED ANNEXATION
OF 782 ACRES OF LAND BY THE CITY OF SAN
ANTONIO AND AUTHORIZING AND DIRECTING
THE CITY MANAGER TO PUBLISH NOTICE OF
SUCH PUBLIC HEARING. (AREA IV)

* * * *

72-43 The following Ordinance was read by the Clerk and after consid-
eration, on motion of Mr. Padilla, seconded by Mrs. Haberman, was passed
and approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard,
Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: None.

AN ORDINANCE 41,248

SETTING A DATE, TIME AND PLACE FOR A
PUBLIC HEARING ON THE PROPOSED ANNEXATION
OF 1526 ACRES OF LAND BY THE CITY OF SAN
ANTONIO AND AUTHORIZING AND DIRECTING
THE CITY MANAGER TO PUBLISH NOTICE OF
SUCH PUBLIC HEARING. (AREA V)

* * * *

72-43 The following Ordinance was read by the Clerk and after consid-
eration, on motion of Mr. Padilla, seconded by Mr. Hill, was passed and
approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard,
Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: None.

AN ORDINANCE 41,249

SETTING A DATE, TIME AND PLACE FOR A
PUBLIC HEARING ON THE PROPOSED ANNEXATION
OF 7344 ACRES OF LAND BY THE CITY OF SAN
ANTONIO AND AUTHORIZING AND DIRECTING
THE CITY MANAGER TO PUBLISH NOTICE OF
SUCH PUBLIC HEARING. (AREA VI)

* * * *

72-43 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Padilla, seconded by Mr. Hill, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: None.

AN ORDINANCE 41,250

SETTING A DATE, TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED ANNEXATION OF 525 ACRES OF LAND BY THE CITY OF SAN ANTONIO AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO PUBLISH NOTICE OF SUCH PUBLIC HEARING. (AREA VII)

* * * *

72-43 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Padilla, seconded by Mr. Hill, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: None.

AN ORDINANCE 41,251

SETTING A DATE, TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED ANNEXATION OF 4216 ACRES OF LAND BY THE CITY OF SAN ANTONIO AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO PUBLISH NOTICE OF SUCH PUBLIC HEARING. (AREA VIII)

* * * *

72-43 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Padilla, seconded by Dr. Hilliard, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: None.

AN ORDINANCE 41,252

SETTING A DATE, TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED ANNEXATION OF 2393 ACRES OF LAND BY THE CITY OF SAN ANTONIO AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO PUBLISH NOTICE OF SUCH PUBLIC HEARING. (AREA IX)

* * * *

72-43 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Padilla, seconded by Mr. Hill, was passed and approved by the following vote: AYES: Haberman, Hill, Hilliard, Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: Becker; ABSENT: None.

AN ORDINANCE 41,253

SETTING A DATE, TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED ANNEXATION OF 4472 ACRES OF LAND BY THE CITY OF SAN

ANTONIO AND AUTHORIZING AND DIRECTING
THE CITY MANAGER TO PUBLISH NOTICE OF
SUCH PUBLIC HEARING. (AREA X)

* * * *

72-43 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Hill, seconded by Dr. Hilliard, was passed and approved by the following vote: AYES: Haberman, Hill, Hilliard, Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: Becker; ABSENT: None.

AN ORDINANCE 41,254

SETTING A DATE, TIME AND PLACE FOR A
PUBLIC HEARING ON THE PROPOSED ANNEXATION
OF 2179 ACRES OF LAND BY THE CITY OF SAN
ANTONIO AND AUTHORIZING AND DIRECTING
THE CITY MANAGER TO PUBLISH NOTICE OF
SUCH PUBLIC HEARING. (AREA XI)

* * * *

72-43 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Hill, seconded by Mr. Padilla, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: None.

AN ORDINANCE 41,255

SETTING A DATE, TIME AND PLACE FOR A
PUBLIC HEARING ON THE PROPOSED ANNEXATION
OF 69.11 ACRES OF LAND BY THE CITY OF SAN
ANTONIO AND AUTHORIZING AND DIRECTING
THE CITY MANAGER TO PUBLISH NOTICE OF
SUCH PUBLIC HEARING. (AREA XII)

* * * *

72-43 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Padilla, seconded by Mr. Hill, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: None.

AN ORDINANCE 41,256

SETTING A DATE, TIME AND PLACE FOR A
PUBLIC HEARING ON THE PROPOSED ANNEXATION
OF 7.672 ACRES OF LAND BY THE CITY OF SAN
ANTONIO AND AUTHORIZING AND DIRECTING
THE CITY MANAGER TO PUBLISH NOTICE OF
SUCH PUBLIC HEARING. (AREA XIII)

* * * *

72-43 The following Ordinance was read by the Clerk and after consideration, on motion of Mr. Padilla, seconded by Mr. Mendoza, was passed and approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: None.

AN ORDINANCE 41,257

SETTING A DATE, TIME AND PLACE FOR A
PUBLIC HEARING ON THE PROPOSED ANNEXATION
OF 144.90 ACRES OF LAND BY THE CITY OF
SAN ANTONIO AND AUTHORIZING AND DIRECTING
THE CITY MANAGER TO PUBLISH NOTICE OF
SUCH PUBLIC HEARING. (AREA XIV-A)

* * * *

72-43 The following Ordinance was read by the Clerk and after consid-
eration, on motion of Mr. Padilla, seconded by Mr. Hill, was passed and
approved by the following vote: AYES: Haberman, Hill, Becker, Hilliard,
Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: None.

AN ORDINANCE 41,258

SETTING A DATE, TIME AND PLACE FOR A
PUBLIC HEARING ON THE PROPOSED ANNEXATION
OF 6.632 ACRES OF LAND BY THE CITY OF
SAN ANTONIO AND AUTHORIZING AND DIRECTING
THE CITY MANAGER TO PUBLISH NOTICE OF
SUCH PUBLIC HEARING. (AREA XIV-B)

* * * *

72-43 The meeting recessed for 20 minutes and reconvened at 11:30 A. M.

72-43 CITY MANAGER REPORTS

City Manager Loyd Hunt reported that work began on September 18,
1972 on construction of the pedestrian bridge across the River to the
Convention Center. The contractor has 75 days from September 12, 1972
to complete the project.

TOTAL LAND ANNEXED IN 1972

City Manager Hunt asked the City Attorney to read into the
record the sum total of acres or miles of areas to be annexed.

City Attorney Walker advised that the engineering computation
discloses that the proposed annexation comprises 53,2536 square miles
of land or 26.91% of the 30% allowed for the entire year. The total
for the 1972 year including the proposed annexation is 53,8044 square
miles of land or a total of 27.19%.

72-43 ZONING HEARINGS

A. CASE 4700 - to rezone Lot 25, Block 17, NCB 13778, 5100 Block
of Sherri Ann Road, from Temporary "A" Single Family Residential District
to "B-3" Business District; located west of the intersection of Sherri
Ann Road and Carelin Drive, having 415.24' on Sherri Ann Road and 141.8'
on Carelin Drive.

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

Mr. Hank Kappow, the applicant, stated there is a cabinet shop and office building on the property which were built in 1957. He cannot obtain a building permit to improve the property unless it is properly rezoned. The Planning Department recommended apartment use, but the property has many easements which in his opinion would not make that feasible.

No one spoke in opposition.

After consideration, Mrs. Haberman moved that the recommendation of the Planning Commission be overruled and that the property be rezoned. The motion was seconded by Mr. Becker. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Mendoza, Garza, Naylor, Padilla, Gatti; NAYS: None; ABSENT: None.

AN ORDINANCE 41,259

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, BLOCK 17,
NCB 13778, 5100 BLOCK OF SHERRI ANN
ROAD, FROM TEMPORARY "A" SINGLE FAMILY
RESIDENTIAL DISTRICT TO "B-3" BUSINESS
DISTRICT.

* * * *

B. CASE 4714 - to rezone Lot 18, Block 3, NCB 8959, 800 Block of Division Avenue, from "B" Two Family Residential District to "B-3" Business District; located southwest of the intersection of Division Avenue and Commercial Avenue, having 45.5' on Division Avenue and 125' on Commercial Avenue.

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

Mr. Joe E. Mireles, the applicant, presented a petition signed by 85 citizens in favor of the proposed change of zone.

No one spoke in opposition.

After consideration, Mr. Becker moved that the recommendation of the Planning Commission be overruled and that property be rezoned. Mr. Mendoza seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Haberman, Becker, Hilliard, Mendoza, Garza, Naylor, Padilla; NAYS: Hill, Gatti; ABSENT: None.

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AN ORDINANCE 41,260

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 18, BLOCK 3,
 NCB 8959, 800 BLOCK OF DIVISION AVENUE,
 FROM "B" TWO FAMILY RESIDENTIAL DISTRICT
 TO "B-3" BUSINESS DISTRICT.

* * * *

72-43 The following two cases, being companion cases, were heard by
 the Council at the same time.

C. CASE 4704 - to rezone a 3.982 acre tract of land out of Tracts
 J and I, NCB 11857, being further described by field notes filed in the
 office of the City Clerk, 1300 Block of N. E. Loop 410, from "A" Single
 Family Residential District to "R-6" Townhouse District; located on the
 west side of Haskins Drive, being 377.42' south of the intersection of
 the N. E. Loop 410 and Haskins Drive, having approximately 120' on
 Haskins Drive and a depth of 807.70'.

* * * *

D. CASE 4705 - to rezone a 2.627 acre tract of land out of Tract J,
 NCB 11857, being further described by field notes filed in the office of
 the City Clerk, 1300 Block of Loop 410 N. E., from "A" Single Family
 Residential District to "O-1" Office District; located on the west side
 of Haskins Dr., being 271.70' south of the intersection of N. E. 410
 Expressway and Haskins Dr., having 105.72' on Haskins Drive and a depth
 of 630.86'.

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

Mr. Stanley Rosenberg, attorney for the applicants Robert V.
 West, Jr., Roger Rasbach, Charles A. Kuper in Case 4704; and Kuper
 Realty Corporation in Case 4705, stated that Mr. Steve Lang, attorney
 for the opponents wanted to ask the Council for a postponement of the
 hearings.

Mr. Steve Lang stated he had just been employed to represent
 the opponents. The opponents have submitted a protest petition in Case
 4704 and Case 4705. The City Attorney disagrees with their sufficiency
 to require seven affirmative votes of the Council to rezone the property.

City Attorney Howard Walker advised that he does not interpret
 the statutes in the same way that Mr. Lang does, and in his opinion,
 only five affirmative votes are required to make a change in zone.

Mr. Rosenberg stated that they were opposed to a postponement.
 They hoped to convince seven members of the Council on the merits of
 the case which will make the matter of the petition a moot question.

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The City Council decided that the cases would be heard this morning and that only five affirmative votes would be needed to make a change in zone.

Mr. Rosenberg stated that Case 4704 and Case 4705 were companion cases. He presented a brochure showing the proposed development of the property. On the property in Case 4704, they propose to build patio type homes, six to the acre, in the \$50,000 to \$100,000 price range. To the North of the property in Case 4705, they own property on Loop 410 at Haskins which is zoned "B-3" and on which Tesoro Petroleum Company will build their new corporate headquarters. The property in Case 4705, on which they are requesting "O-1" Office, is to be used as a parking lot for employees of the oil company.

In an effort to solve the problem as proposed by the neighbors, his client has agreed to eliminate, subject to approval of the Planning Department and Traffic Department, the driveway they had planned for access to Country Lane. They would also place a non-access easement on the South, West and North property lines of the 3.982 acres, on which the patio homes are to be built. Ingress and egress to this development would then be from Haskins Drive. In addition, his clients agree to erect a six foot solid screen fence on the South, West and North property lines. While it is understood that "B-3" property is not under consideration, it is part of the overall development and his client would also agree to placing a non-access easement on the East property line of the "B-3" property so that there will be no access to Haskins Drive.

Mr. Steve Lang stated this was the first time that they had heard there will be no access to Haskins from the office building on the "B-3" property or the proposed parking lot, and non-access to Country Lane. He said there is a comprehensive plan for zoning for the entire area and felt the area should remain "R-1" as any change would be "spot zoning." He said that "O-1" zoning was not needed for a parking lot. It could be "R-2" and a variance obtained for the parking use. The plan proposes 800 parking spaces on 2.6 acres which he felt could not be done without placing a parking structure on it.

Mr. Frank Manupelli, 8100 Country Lane, spoke in opposition to the change. He said Country Lane has only 22 feet of pavement. The proposed project would create a great deal of additional traffic which the residents in the area do not want.

Mr. Rosenberg stated that with reference to Case 4704 he would accept the least zoning required for a parking lot. All they want is parking for the office building to be constructed on the "B-3" property. As recommended by the Planning Commission, they would place an easement on the East and West property lines of the 2.627 acres of land which they propose to use for parking, and also erect a six foot solid screen fence on the East and West property lines. This would prevent access to Haskins Drive from the parking lot.

Mr. James D. Baskin, representing Mrs. Mary Baskin 260 Country Lane, objected to the change because the proposed new office building plan would far exceed the traffic problem that would be created by the townhouses or patio type homes. He felt the non-access easement would not cut down traffic on Haskins. He, too, felt it was "spot zoning" and reviewed the "Hunt Case" which went to the Supreme Court.

Mr. John Schaefer, 167 Country Lane, also objected to any change in zone. He added that proponents have not talked to the Alamo Heights School District about the project which is customary.

Mrs. Charles Mueller, 2211 Kenilworth, also opposed any change. She said there are 48 children in the two block area of Haskins and Country Lane which borders the subject property.

Mr. Charles A. Kuper, applicant, stated he had purchased the property as an investment. He also explained the proposed development and reviewed the history of the prior zoning case.

After consideration, Mr. Becker made a motion that the recommendation of the Planning Commission be upheld and that the property in Case 4704 be rezoned "R-6" Townhouse District, provided that the property is replatted and a non-access easement be imposed on the South, West and North property lines; and further that a six foot solid screen fence be erected along the South, West and North property lines. Mr. Hill seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Haberman, Hill, Becker, Hilliard, Garza, Naylor, Gatti; NAYS: Mendoza, Padilla; ABSENT: None.

AN ORDINANCE 41,261

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 3.982 ACRE TRACT OF LAND OUT OF TRACTS J AND I, NCB 11857, (BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK) 1300 BLOCK OF N. E. LOOP 410, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-6" TOWNHOUSE DISTRICT, PROVIDED THAT PROPER REPLATTING IS ACCOMPLISHED AND A NON-ACCESS EASEMENT BE IMPOSED ON THE SOUTH, WEST AND NORTH PROPERTY LINES AND FURTHER THAT A SIX FOOT SOLID SCREEN FENCE BE ERECTED ALONG THE SOUTH, WEST AND NORTH PROPERTY LINES.

* * * *

After consideration, Mr. Becker made a motion that the recommendation of the Planning Commission be upheld and that the property in Case 4705 be rezoned "O-1" Office District, provided that the property be replatted and that a six foot solid screen fence be erected along the East and West property lines and a non-access easement be imposed on the East and West property lines. Dr. Hilliard seconded the motion. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Hill, Becker, Hilliard, Garza, Naylor; NAYS: Haberman, Mendoza, Padilla, Gatti; ABSENT: None.

AN ORDINANCE 41,262

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY

DESCRIBED HEREIN AS A 2.627 ACRE TRACT
OF LAND OUT OF TRACT J, NCB 11857,
(BEING FURTHER DESCRIBED BY FIELD NOTES
FILED IN THE OFFICE OF THE CITY CLERK)
1300 BLOCK OF LOOP 410 N. E., 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
BE ERECTED ON THE EAST AND WEST
PROPERTY LINES AND A NON-ACCESS
EASEMENT BE IMPOSED ON THE EAST AND
WEST PROPERTY LINES.

* * * *

E. CASE 4636 - to rezone Lot 1, Block 83, NCB 11061, (2.336 acres),
100 Block of Gillette Boulevard, from "B" Two Family Residential District
to "B-3" Business District, located northeast of the intersection of
Zarzamora Street and Gillette Boulevard; having 356.21' on Zarzamora
Street and 350.78' on Gillette Boulevard.

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

No one spoke in opposition.

After consideration, Mr. Garza made a motion that the recommen-
dation of the Planning Commission be approved, provided that a six foot
solid screen fence is erected along the North property line adjoining
the park property. The motion was seconded by Mr. Hill. On roll call,
the motion, carrying with it the passage of the following Ordinance,
prevailed by the following vote: AYES: Haberman, Hill, Mendoza, Garza,
Naylor, Gatti; NAYS: None; ABSENT: Becker, Hilliard, Padilla.

AN ORDINANCE 41,263

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 83,
NCB 11061, 2.336 ACRES, 100 BLOCK
OF GILLETTE BOULEVARD, FROM "B" TWO
FAMILY RESIDENTIAL DISTRICT TO "B-3"
BUSINESS DISTRICT, PROVIDED THAT A
SIX FOOT SOLID SCREEN FENCE IS
ERECTED ALONG THE NORTH PROPERTY
LINE ADJOINING THE PARK PROPERTY.

* * * *

F. CASE 4651 - to rezone the southwest 225' of Tract 2-A, NCB 11619,
1800 Block of Babcock Road, from "A" Single Family Residential District
to "B-2" Business District; and the northeast 375' of Tract 2-A, NCB 11619,

1800 Block of Babcock Road, from "A" and Temporary "A" Single Family Residential District to "R-3" Multiple Family Residential District; located on the northeast side of Babcock Road, 585' northwest of Callaghan Road, having 466' on Babcock Road and a depth of 600'.

The "B-2" being on the southwest 225' of the subject property and the "R-3" being on the northeast 375' of the subject property.

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

No one spoke in opposition.

After consideration, Mr. Hill made a motion that the recommendation of the Planning Commission be approved, provided that proper replatting is accomplished and that a six foot solid screen fence is erected along the northeast property line. The motion was seconded by Mrs. Haberman. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Haberman, Hill, Mendoza, Garza, Naylor, Gatti; NAYS: None; ABSENT: Becker, Hilliard, Padilla.

AN ORDINANCE 41,264

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 SOUTHWEST 225' OF TRACT 2-A, NCB 11619, 1800 BLOCK OF BABCOCK ROAD, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT; AND THE NORTHEAST 375' OF TRACT 2-A, NCB 11619, 1800 BLOCK OF BABCOCK ROAD, FROM "A" AND TEMPORARY "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT, PROVIDED THAT PROPER REPLATTING IS ACCOMPLISHED AND THAT A SIX FOOT SOLID SCREEN FENCE IS ERECTED ALONG THE NORTHEAST PROPERTY LINE.

* * * *

G. CASE 4706 - to rezone Lot 7, NCB 13856, 1731 N. W. Loop 410 Expressway, from "B-2" Business District to "B-3" Business District; located on the southeast side of the N. W. Loop 410 Expressway being 661.67' southwest of the intersection of Fredericksburg Road and N. W. Loop 410 Expressway, having 200' on N. W. Loop 410 Expressway and a maximum depth of 320'.

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

No one spoke in opposition.

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

AN ORDINANCE 41,265

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 7, NCB 13856,
1731 N. W. LOOP 410 EXPRESSWAY, FROM
"B-2" BUSINESS DISTRICT TO "B-3"
BUSINESS DISTRICT, PROVIDED THAT
PROPER REPLATTING IS ACCOMPLISHED.

* * * *

H. CASE 4707 - to rezone the remaining portion of Lot 109, NCB 11543, and the northwest 110' of the southwest 200' of Block E, NCB 11556, 4930 Callaghan Road, from "A" Single Family Residential District to "B-2" Business District; and the southwest 417.12' of the southeast 799.49' of Block E, NCB 11556, from "A" Single Family Residential District to "R-3" Multiple Family Residential District.

The "B-2" zoning located 117' southeast of Callaghan Road and 150' northeast of Horseshoe Bend East, having a length of 380' and a width of 110'.

The "R-3" zoning located 227' southeast of Callaghan Road and 302' northeast of Horseshoe Bend East, having a width of 417.12' and a length of 799.49'.

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

No one spoke in opposition.

After consideration, Mr. Hill made a motion that the recommendation of the Planning Commission be approved, provided that proper replatting is accomplished and that a six foot solid screen fence be erected along the West and South property lines except for that portion on the South property line where the engineers would designate a drainage easement problem. The motion was seconded by Mrs. Haberman. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Garza, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,266

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 109, NCB 11543 AND THE NORTHWEST 110' OF THE SOUTHWEST 200' OF BLOCK E, NCB 11556, 4930 CALLAGHAN ROAD, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT; AND THE SOUTHWEST 417.12' OF THE SOUTHEAST 799.49' OF BLOCK E, NCB 11556, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT, PROVIDED THAT PROPER REPLATTING IS ACCOMPLISHED AND THAT A SIX FOOT SOLID SCREEN FENCE BE ERECTED ALONG THE WEST AND SOUTH PROPERTY LINES EXCEPT FOR THAT PORTION ON THE SOUTH PROPERTY LINE WHERE THE ENGINEERS WOULD DESIGNATE A DRAINAGE EASEMENT PROBLEM.

* * * *

I. CASE 4716 - to rezone Lot H, NCB 13807, 5015 Sherri Ann Road, from Temporary "A" Single Family Residential District to "B-3" Business District; located north of the intersection of Sherri Ann Road and U. S. Highway 81 North having 414.57' on Sherri Ann Road, 191.29' on U. S. Highway 81 North and 88.99' on the cutback between U. S. Highway 81 North and Sherri Ann Road.

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

No one spoke in opposition.

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

AN ORDINANCE 41,267

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 H, NCB 13807, 5015 SHERRI ANN ROAD, FROM TEMPORARY "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT PROPER REPLATTING IS ACCOMPLISHED.

* * * *

J. CASE 4723 - to rezone the south 200' of Lot 1, Block 1, NCB 14993, 8400 Block of Poteet-Jourdanton Freeway, from "B" Two Family Residential District to "B-3" Business District; and Lot 25 and the north 150.01' of Lot 1, Block 1, NCB 14993, 8400 Block of Poteet-Jourdanton Freeway, from "B" Two Family Residential District to "B-2" Business District.

The "B-3" zoning located northeast of the intersection of Tortuga Drive and Poteet-Jourdanton Freeway, having 200' on Tortuga Drive and 200.18' on Poteet-Jourdanton Freeway.

The "B-2" zoning, Lot 25, is located on the east side of Poteet-Jourdanton Freeway, 880.02' north of the intersection of Tortuga Drive and Poteet-Jourdanton Freeway, having 360.0' on Poteet-Jourdanton Freeway and a depth of 200.80'.

The north 150.01' of Lot 1 is located on the east side of Poteet-Jourdanton Freeway, 200' north of Tortuga Drive, having 150.01' on Poteet-Jourdanton Freeway and a depth of 200.43'.

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

No one spoke in opposition.

After consideration, Mr. Naylor made a motion that the recommendation of the Planning Commission be approved, provided that a six foot solid screen fence is erected along the property lines adjacent to the residential lots. The motion was seconded by Mr. Hill. On roll call, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Haberman, Hill, Becker, Mendoza, Garza, Naylor, Gatti; NAYS: None; ABSENT: Hilliard, Padilla.

AN ORDINANCE 41,268

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 SOUTH 200'
OF LOT 1, BLOCK 1, NCB 14993, 8400
BLOCK OF POTEET-JOURDANTON FREEWAY,
FROM "B" TWO FAMILY RESIDENTIAL
DISTRICT TO "B-3" BUSINESS DISTRICT;
AND LOT 25 AND THE NORTH 150.01' OF
LOT 1, BLOCK 1, NCB 14993, 8400
BLOCK OF POTEET-JOURDANTON FREEWAY,
FROM "B" TWO FAMILY RESIDENTIAL
DISTRICT TO "B-2" BUSINESS DISTRICT,
PROVIDED THAT A SIX FOOT SOLID SCREEN
FENCE IS ERECTED ALONG THE PROPERTY
LINES ADJACENT TO THE RESIDENTIAL LOTS.

* * * *

September 28, 1972
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K. CASE 4729 - to rezone 11.535 acres out of NCB 12117, being further described by field notes filed in the office of the City Clerk, 2700 Block of N. E. Loop 410, from "A" Single Family Residential District to "B-3" Business District; located 200' east and north of the intersection of Perrin-Beitel Road and N. E. Loop 410 Expressway, having 261.37' on Perrin-Beitel Road and 458.29' on N. E. Loop 410 Expressway.

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

No one spoke in opposition.

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

AN ORDINANCE 41,269

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 11.535 ACRES OUT OF NCB 12117, (BEING FURTHER DESCRIBED BY FIELD NOTES FILED IN THE OFFICE OF THE CITY CLERK) 2700 BLOCK OF N. E. LOOP 410, FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT, PROVIDED THAT PROPER REPLATTING IS ACCOMPLISHED.

* * * *

There being no further business to come before the Council, the meeting adjourned at 1:10 P.M.

A P P R O V E D

John Motts
M A Y O R

ATTEST: *J.H. Invelman*
C i t y C l e r k

ADDENDUM TO THE MINUTES OF THE
MEETING OF THE CITY COUNCIL OF
THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL,
ON THURSDAY, SEPTEMBER 28, 1972.

72-43 After passage of Item 19 on the agenda, being Ordinance No. 41,241 of the attached minutes, the matter of football uniforms was discussed.

Councilman Padilla inquired of Mr. Roy M. Montez, Director of Model Cities, the status of the request that had been made for the purchase of football uniforms through Model Cities.

Mr. Montez stated that an organization made a request at the last CPPC meeting for football uniforms for a group of youngsters at the Westside Branch YMCA. The CPPC went on record as authorizing this purchase at a cost of approximately \$1,000.00. The staff concurred with the intent. They now have to find a source for the funds. If this request was treated as an individual project, which is not presently a part of the plan, it would have to go through City Council review, HUD review and RICC review; and this would take two to three months to complete.

The staff has suggested to the present project holder, namely the YMCA, that this be taken out of one of their line items. They have a line item of \$4,000.00 for the purchase of recreational equipment. They would get them quicker this way. In the meantime, word got out that they were considering the purchase of football uniforms. As a result they had a call from a Mr. Hernandez, who represents a winter slow pitch team, and they are asking to be considered for uniforms also. There is a boxing team that also wants boxing uniforms. Others, as a matter of pun, have asked "What about bowling uniforms?"

This is why the staff is suggesting that the football uniforms be made an element of an existing project. Mr. Montez stated that they are talking with the Director of the YMCA to resolve the matter of football uniforms as suggested by the staff.