

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, AUGUST 7, 1969 AT 8:30 A.M.

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The meeting was called to order by the presiding officer, Mayor Pro-Tem Mrs. Lila Cockrell, with the following members present: CALDERON, JAMES, COCKRELL, NIELSEN, TREVINO, HILL, TORRES; Absent: McALLISTER, BURKE.

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69-35 The invocation was given by Councilman S. H. James.

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The minutes of the July 31, 1969 Council meeting were approved.

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69-35 REV. C. DON BAUGH, EXECUTIVE DIRECTOR OF THE SAN ANTONIO COUNCIL OF CHURCHES - RE: EMERGENCY WELFARE FUND

Rev. Baugh reported that some time ago Councilman Trevino had asked the Council of churches to make an emergency contribution of \$12,500.00. On July 20 they gave the City Welfare Department \$10,000.00. He said today he was present to present two more checks.

Churches and organizations contributing were the following: Roman Catholic, Jewish, Episcopal, Lutheran, Disciples of Christ, Methodist, Presbyterian, United Church of Christ and individuals.

He then presented two checks to Mayor Pro-Tem Cockrell totaling \$ 6,124.50 to complete their commitment to the Emergency Welfare Fund for dependent children.

Mayor Pro-Tem Cockrell expressed deep appreciation for the generosity of the citizens of San Antonio through their churches who have responded to this great need. Through their united actions they have been able to meet this need. On behalf of the Council, she thanked the Council of Churches for their contributions to the fund.

Councilman Felix Trevino, who headed the committee to raise funds for emergency relief, commended Rev. Baugh, who, he stated, was instrumental in getting people to contribute and thanked him for his dedicated work on this project.

69-35 The following ordinances were explained by Mr. John Brooks, Purchasing Agent, and on motion made and duly seconded, were each passed and approved by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Burke.

AN ORDINANCE 37,758

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF JACK HULETT SALES, INC. TO FURNISH THE CITY OF SAN ANTONIO, DEPARTMENT OF TRAFFIC AND TRANSPORTATION WITH CERTAIN TRAFFIC CONTROL SIGNAL EQUIPMENT FOR A NET TOTAL OF \$15,286.00.

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AN ORDINANCE 37,759

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF WARD LAFRANCE TRUCK CORPORATION TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH TWO FIRE PUMPERS FOR A NET TOTAL OF \$51,858.00.

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69-35

The Clerk read the following ordinance.

AN ORDINANCE 37,760

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF SNORKEL FIRE EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH ONE 75 FOOT ELEVATING PLATFORM FIRE FIGHTING AND RESCUE FOR A NET TOTAL OF \$56,995.00.

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Mr. John Brooks, Purchasing Agent, reported that only one bid was received that met all specifications. All other manufacturers have such a work load that delivery can not be given for two years. The low bid can make delivery in 300 days and is \$3,000 under the estimate. He recommended acceptance of the Snorkel Fire Equipment Company bid.

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

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69-35 The following ordinance was explained by Purchasing Agent John Brooks and on motion of Dr. Calderon, seconded by Mr. Trevino, was passed and approved by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Burke.

AN ORDINANCE 37,761

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF CLAUDE WRIGHT, JR. TO FURNISH THE CITY OF SAN ANTONIO WITH ONE AERIAL LADDER RESCUE TRUCK FOR A NET TOTAL OF \$59,695.00.

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69-35

The Clerk read the following ordinance.

AN ORDINANCE 37,762

APPROPRIATING \$18,281.00 FROM AIRPORT REVENUE FUND 8-01 AND AUTHORIZING TRANSFER OF SAME TO BUDGET ACCOUNT 12-02-03; ACCEPTING BID OF THE SOUTHWELL COMPANY FOR CONSTRUCTION OF A TERMINAL SIGN SYSTEM AT SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING THE CITY MANAGER TO EXECUTE A STANDARD PUBLIC WORKS CONSTRUCTION CONTRACT THEREFOR; AND AUTHORIZING PAYMENT OF \$17,411.00 TO THE SOUTHWELL COMPANY AND \$870.00 TO BE USED AS A MISCELLANEOUS EXPENSES ACCOUNT.

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Mr. Thomas Raffety, Director of Aviation, explained the ordinance and showed samples of the signs which are to be used. He stated the only international symbols are those showing directions to rest rooms and telephones. This has the approval and accord of the Airline Technical Committee and tenants in the terminal building. He then recommended acceptance of the system.

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

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69-35 Mr. Thomas Raffety, Director of Aviation, explained the following ordinance, and after consideration, on motion of Dr. Calderon, seconded by Mr. Hill, the ordinance was passed and approved by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Burke.

AN ORDINANCE 37,763

APPROPRIATING \$5,875.00 FROM AIRPORT REVENUE FUND 8-01, UNAPPROPRIATED SURPLUS, AND AUTHORIZING TRANSFER OF SAME TO BUDGET ACCOUNT 12-02-03; ACCEPTING THE LOW BID OF FRED CLARK ELECTRICAL CONTRACTOR, INC. FOR CONSTRUCTION OF OUTDOOR LIGHTING MODIFICATION AT THE SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING CITY MANAGER TO EXECUTE A STANDARD PUBLIC WORKS CONSTRUCTION CONTRACT THEREFOR; AND AUTHORIZING PAYMENT OF \$4,873.00 TO SAID CONTRACTOR, \$227.00 TO BE USED AS A MISCELLANEOUS EXPENSES CONTINGENCY ACCOUNT AND \$775.00 PAYABLE TO LODAL & BAIN ENGINEERS, INC. FOR PROFESSIONAL SERVICES.

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69-35 The Clerk read the following ordinance and on motion of Mr. Hill, seconded by Dr. Calderon, was passed and approved by the following vote: AYES: Calderon, James, Cockrell, Trevino, Hill, Torres; NAYS: None; ABSTAINING: Nielsen; ABSENT: McAllister, Burke.

AN ORDINANCE 37,764

APPOINTING AND REAPPOINTING MEMBERS TO THE SAN ANTONIO PUBLIC LIBRARY BOARD. (REAPPOINTED-THE VERY REVEREND LOUIS J. BLUME FOR TERM ENDING JULY 31, 1970 AND MRS. HARRY HALFF FOR A TERM ENDING JULY 31, 1971; APPOINTED-MR. RAYMOND ARNOLD, MR. BILL LAFFERTY, MRS. JOE A. POTTS, FOR TERMS ENDING JULY 31, 1971.)

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69-35 The Clerk read the following ordinance.

AN ORDINANCE 37,765

MANIFESTING AN AGREEMENT WITH ROY L. POPE AND SPILLERS COMPANY, CERTIFIED PUBLIC ACCOUNTANTS, FOR AUDITING SERVICES IN COMPLIANCE WITH AUDIT REQUIREMENTS OF THE MODEL CITIES PROGRAM, FOR A COST NOT TO EXCEED \$12,000.00.

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Mr. Ancil Douthit, Assistant City Manager, explained that this ordinance would meet the requirement of the Department of Housing and Urban Development that there be auditors to see that funds are spent properly. He recommended that the Council approve the contract with Roy L. Pope and Spillers Company and added that this is the same firm that has the contract to audit the City's accounts.

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

ZONING HEARING

69-35 a. First heard was Zoning Case 3518 to rezone Lot 36, NCB 6477 from "C" Apartment District to "B-3" Business District, located southeast of the intersection of Conner Street and Lubbock Street, having 44.29' on Conner Street; 75' on Lubbock and 88.17' on I.H. 10 Expressway.

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

No one spoke in opposition.

After consideration, on motion of Mr. Torres, seconded by Mr. Hill, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Burke.

AN ORDINANCE 37,766

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 36, NCB 6477 FROM "C" APARTMENT DISTRICT TO "B-3" BUSINESS DISTRICT.

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69-35 b. Next heard was Zoning Case 3593 to rezone Lot 13, Blk. 2, NCB 1173 from "C" Apartment District to "B-2" Business District located southwest of the intersection of Carson Street and Roper Street, having 95' on Carson Street and 85' on Roper Street.

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

No one spoke in opposition.

After consideration, on motion of Mr. Torres, seconded by Reverend James, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Burke.

AN ORDINANCE 37,767

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 13, BLK. 2, NCB 1173 FROM "C" APARTMENT DISTRICT TO "B-2" BUSINESS DISTRICT.

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69-35 c. Next heard was Zoning Case 3615 to rezone Lot 18, NCB 10101 from "E" Office District to "B-2" Business District located northwest of the intersection of Jackson Keller and San Pedro Avenue, having 185' on Jackson Keller, 353.94' on San Pedro and 76.86' on the cutback between these two streets.

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

No one spoke in opposition.

After consideration, on motion of Mr. Torres, seconded by Rev. James, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Burke.

AN ORDINANCE 37,768

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, NCB 10101 FROM "E" OFFICE DISTRICT TO "B-2" BUSINESS DISTRICT.

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69-35 d. Next heard was Zoning Case 3629 to rezone Lot 34, Blk. 47, NCB 11077 from "B" Two Family Residential District to "B-2" Business District located southwest of the intersection of Petaluma Boulevard and Commercial Avenue; having 124' on Petaluma Boulevard and 97.80' on Commercial Avenue.

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

No one spoke in opposition.

After consideration, on motion of Mr. Torres, seconded by Mr. Hill, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Burke.

AN ORDINANCE 37,769

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 34, BLK. 47, NCB 11077 FROM "B" TWO-FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT.

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69-35 e. Next heard was Zoning Case 3651 to rezone Lots 1 thru 15, Blk. 3, NCB 14348, Lots 1 and 2, Blk. 2, NCB 14347, Lot 1, Blk. 1, NCB 14346, Lots 1 thru 28, Blk. 4, NCB 14349, from "Temp. A" Single Family Residence District to "I-2" Heavy Industry District, located between I.H. 35 Expressway, Binz Engleman Road and Petroleum Drive containing 46 lots.

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

No one spoke in opposition.

After consideration, on motion of Mr. Torres, seconded by Dr. Calderon, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Burke.

AN ORDINANCE 37,770

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 1 THRU 15, BLK. 3, NCB 14348; LOTS 1 AND 2, BLK. 2, NCB 14347; LOT 1, BLK. 1, NCB 14346; LOTS 1 THRU 28, BLK. 4, NCB 14349 FROM "TEMP. A" SINGLE FAMILY RESIDENCE DISTRICT TO "I-2" HEAVY INDUSTRY DISTRICT.

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69-35 f. Next heard was Zoning Case 3657 to rezone Lot 17, Blk. 32, NCB 11748 from "A" Single Family Residence District and "O-1" Office District to "B-3" Business District, located on the northwest side of West Avenue, 620' northeast of Pinetum Drive, having 129.34' on West Avenue and a depth of 145.75'.

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

No one spoke in opposition.

After consideration, on motion of Mr. Torres, seconded by Mr. Trevino, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Burke.

AN ORDINANCE 37,771

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 17, BLK. 32, NCB 11748 FROM "A" SINGLE FAMILY RESIDENCE DISTRICT AND "O-1" OFFICE DISTRICT TO "B-3" BUSINESS DISTRICT.

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69-35 g. Next heard was Zoning Case 3667 to rezone Lot 61, Blk. 2, NCB 7578 from "D" Apartment District to "B-2" Business District located on the west side of New Braunfels Avenue, between Montrose Avenue and Hot Wells Boulevard; having 108.52' on Hot Wells, 301.50' on New Braunfels Avenue and 111.04' on Montrose Avenue.

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

Councilman Nielsen questioned the fact that in several cases this morning in areas such as this the Planning Department Staff has suggested because of the residential nature that the application be denied and a lessor zoning be approved for part of the property. However, the Planning Commission, in their judgement, have recommended the property be rezoned to a business district.

After consideration, on motion of Mr. Torres, seconded by Mr. Trevino, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, James, Cockrell, Trevino, Hill, Torres; NAYS: Nielsen; ABSENT: McAllister, Burke.

AN ORDINANCE 37,772

AMENDING CHAPTER 42 OF THE CITY CODE
 THAT CONSTITUTES THE COMPREHENSIVE ZON-
 ING ORDINANCE OF THE CITY OF SAN ANTONIO
 BY CHANGING THE CLASSIFICATION AND REZONING
 OF CERTAIN PROPERTY DESCRIBED HEREIN AS
 LOT 61, BLK. 2, NCB 7578 FROM "D" APART-
 MENT DISTRICT TO "B-2" BUSINESS DISTRICT.

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69-35 h. Next heard was Zoning Case 3685 to rezone Lot 32, Blk. B, NCB 10110 from "B" Two Family Residential District to "B-1" Business District located on the southwest side of Nova Mae Drive, 342' northwest of San Pedro Avenue, having 108' on Nova Mae Drive and a depth of 125'.

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

Mr. Arthur Veltman, representing the applicant, Carlton F. Leslie, stated they are asking for a change in zone from "B" Residence District to "B-1" Business District. The building on the property will be remodeled for a child day care center, but there will be no major building alterations. The applicant has a contract to purchase the property subject to the zoning change which was recommended by the Planning Commission.

The people who will operate the child day care center are established in three other locations in the City. They have agreed to the erection of a fence along the rear of the property as well as the sides if essential. There will be no usage of the property in the rear and none anticipated in the front. He added there will be no traffic problem because the children will be picked up at their homes by station wagons owned by the child day care center.

The property is presently zoned for such use but is limited to a maximum of six children. They would like to place a larger number of children to make it economically feasible. The property is not owner-occupied and is presently being rented as a residence.

He then reviewed the adjacent commercial zoning which extends to San Pedro Avenue.

Mr. C. H. Otterstetter, 125 Ave Marie, protested the change in zoning. He said attempts to change the zone in this area have been going on for several years. He purchased the property twenty years ago and built his home in which he has a large investment. All of the people are against the rezoning and they feel that the values of their homes will decrease 30 to 50% if the change in zoning is granted as it will start a trend and people will just sell out and move.

Mrs. James Japhet, owner of two duplexes behind the property in question stated she has a large amount of money invested and maintains the property well and rents to nice people. She felt she would have difficulty if there were thirty children as her duplexes are only 25 feet from the property in question. She opposed small businesses such as this which would be located 350' from San Pedro and which would be penetrating the neighborhood too much.

Mr. Leslie Necker, 119 Ave Marie, stated they have their life savings in this home and the Council should not allow the personal interest of one individual to damage the entire neighborhood. They have complained about any rezoning that has taken place in this area through the Shearer Hills Association.

Mrs. Leslie Necker stated that she has a beautiful yard that she and her husband keep up and as citizens of San Antonio, it behooves everyone to keep their places up so the City will be beautiful. If business comes any closer she stated she would not want to live there any more. Once the property is rezoned, they are not assured of any thing good coming in. She felt the house is too small to keep 30 children.

After consideration, Mr. Torres spoke against the change in zone and stated that by denying the change in zone there will not be any financial loss as the purchase of the property is subject to rezoning and the property is presently rented by the owner.

He then made a motion to overrule the recommendation of the Planning Commission and deny the rezoning. Seconded by Mr. Trevino, the motion prevailed by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Trevino, Torres; NAYS: Hill; ABSENT: McAllister, Burke.

69-35 i. Next heard was Zoning Case 3688 to rezone Lot 6, Blk. 15, NCB 9315 from "C" Apartment District to "B-3" Business District located on the north side of Verne Street, 200' west of Pleasanton Road; having 50' on Verne Street and a depth of 140'.

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

Dr. Nielsen asked if there was any provisions legally, or a method which could be used to allow certain types of operations rather than to make a zoning change. He brought out that the Planning Department Staff had recommended against such a change.

Mr. Burt Lawrence explained that the Planning Staff recommended against a change because of the predominately residential use in the area. They felt there was no need to extend zoning and encroach into this residential area. The Planning Commission had approved the change which is needed for the construction of a green house which is a commercial use.

No one spoke in opposition.

After consideration, on motion of Dr. Calderon, seconded by Mr. Hill, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, James, Cockrell, Trevino, Hill; NAYS: Nielsen; ABSENT: McAllister, Burke, Torres.

AN ORDINANCE 37,773

AMENDING CHAPTER 42 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 6, BLK. 15, NCB 9315 FROM "C" APARTMENT DISTRICT TO "B-3" BUSINESS DISTRICT.

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69-35 j. Next heard was Zoning Case 3690 to rezone Lot 31, Blk. C, NCB 8711 from "A" Single Family Residential District and "B" Two Family Residential District to "R-3" Multiple Family Residential District located on the north side of Deerwood, 494.1' west of Harry Wurzbach Highway; having 340' on Deerwood Drive and a depth of 285.3'.

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

No one spoke in opposition.

After consideration, on motion of Dr. Calderon, seconded by Dr. Nielsen, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Trevino, Hill; NAYS: None; ABSTAINING: Torres; ABSENT: McAllister, Burke.

AN ORDINANCE 37,774

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 31, BLK. C, NCB 8711 FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT AND "B" TWO FAMILY RESIDENTIAL DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENTIAL DISTRICT.

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69-35 k. Next heard was Zoning Case 3691 to rezone Lot 33, NCB 13266 (8.2 acres) from "R-3" Multiple Family Residence District to "O-1" Office District, located west of the intersection of Woodcliffe Drive and Mossrock Drive, having approximately 319.45' on Woodcliffe Drive and 1594.28' on Mossrock Drive.

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

No one spoke in opposition.

After consideration, on motion of Mr. Torres, seconded by Dr. Calderon, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Burke.

AN ORDINANCE 37,775

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, NCB 13266 (8.2 ACRES) FROM "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT.

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69-35 1. Next heard was Zoning Case 3692 to rezone Lot 15, Blk. 1, NCB 11998 from "A" Single Family Residential District to "B-2" Business District located on the south side of Culebra Road, 48.5' west of Rena Drive, having 50' on Culebra Road and a depth of 150'.

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

No one spoke in opposition.

After consideration, on motion of Dr. Calderon, seconded by Mr. Torres, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Trevino, Hill, Torres; NAYS: None: ABSENT: McAllister, Burke.

AN ORDINANCE 37,776

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, BLK. 1, NCB 11998 FROM "A" SINGLE FAMILY RESIDENTIAL DISTRICT TO "B-2" BUSINESS DISTRICT.

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69-35 m. Last heard was Zoning Case 3672 to rezone 0.465 acres out of Lot 20, Blk. 1, NCB 11713 from "A" Single Family Residence District to "B-3" Business District located northeast of the intersection of McCarty Road and Blanco Road, having 122.07' on McCarty Road, 166.31' on Blanco Road. (Field notes)

1.338 acres out of Lot 20, Blk. 1, NCB 11713 from "A" Single Family Residence District to "B-2" Business District located 122.07' east and 166.31' north of the intersection of McCarty Road and Blanco Road, having 100' on Blanco Road and 183.58' on McCarty Road. (Field notes)

0.521 acres out of Lot 20, Blk. 1, NCB 11713 from "A" Single Family Residence District to "R-2" Two-Family Residence District located on the north side of McCarty Road, 305.65' east of Blanco Road having 102.9' on McCarty Road and a maximum depth of 238.23'. (Field notes)

Mayor Pro-Tem Cockrell advised the proponents and opponents present that there were only seven members of the City Council present for this hearing. To make a change in zone it will require seven affirmative votes. One negative vote will deny the application. In such cases in order to have a fair hearing the Council usually continues the hearing until all members of the Council are present to hear the case. She asked if this was agreeable with the proponents and opponents.

They agreed to a two week continuance of the hearing. Notices will again be sent advising of the continuance to property owners within two hundred feet.

Mayor Pro-Tem Cockrell then declared the hearing on Zoning Case 3672 continued for two weeks to August 21, 1969.

69-35 The Clerk read the following ordinance and after consideration on motion of Dr. Calderon, seconded by Dr. Nielsen, was passed and approved by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Trevino, Hill; NAYS: None; ABSENT: McAllister, Burke, Torres.

AN ORDINANCE 37,777

APPOINTING MR. CARLOS GONZALEZ AND MR. ARTHUR WILKINS AS MEMBERS OF THE HEATING, AIR CONDITIONING AND REFRIGERATION CODE BOARD OF APPEALS AND RE-APPOINTING MR. SAM MADRID, JR. AND DURWARD L. NICHOLS AS MEMBERS OF SAID BOARD FOR TERMS ENDING JULY 31, 1971.

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69-35 The Clerk read the following ordinance and after consideration on motion of Dr. Calderon, seconded by Mr. Hill, was passed and approved by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Burke.

AN ORDINANCE 37,778

REAPPOINTING MEMBERS OF THE PLANNING COMMISSION AND APPOINTING MR. JOE IRELAND TO THE PLANNING COMMISSION FOR A TERM ENDING JULY 31, 1971. (REAPPOINTED: PEDRO L. CORTEZ, M. M. (MEL) HUGHES, JESSE HERRERA FOR TERMS ENDING JULY 31, 1971)

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69-35 The Clerk read the following ordinance and after consideration, on motion of Dr. Calderon, seconded by Dr. Nielsen, the ordinance was passed and approved by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Hill, Torres; NAYS: Trevino; ABSENT: McAllister, Burke.

AN ORDINANCE 37,779

INCREASING THE NUMBER OF POSITIONS OF THE ELECTRICAL SUPERVISING AND EXAMINING BOARD FROM 7 MEMBERS TO 9 MEMBERS.

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69-35 The Clerk read the following ordinances and on motion made and duly seconded were each passed and approved by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Trevino, Hill, Torres; NAYS: None; ABSENT: McAllister, Burke.

AN ORDINANCE 37,780

APPOINTING AND REAPPOINTING MEMBERS OF THE ELECTRICAL SUPERVISING AND EXAMINING BOARD. (APPOINTED: LORIS A. SCARBROUGH, W. G. PERRYMAN, ROBERT BOUBEL; REAPPOINTED: LLOYD W. BOOTH, FLOYD A. COVINGTON, SR., JOHN SPECIA, FOR TERMS ENDING JULY 31, 1972).

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AN ORDINANCE 37,781

APPOINTING MR. CARMELO RIVAS AND REAPPOINTING MR. W. I. ELO AND G. W. SEFFEL AS MEMBERS OF THE CITY SOLICITATION COMMISSION FOR TERMS ENDING MARCH 31, 1972.

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AN ORDINANCE 37,782

REAPPOINTING MEMBERS OF THE BOARD OF ADJUSTMENT AND APPOINTING MR. BRUCE FRYBURGER AND MRS. HARRY MEYER AS ALTERNATE MEMBERS OF SAID BOARD; APPOINTMENTS ARE FOR TERMS ENDING JULY 31, 1971.

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69-35 The following resolution was read by the Clerk and on motion of Mr. Hill, seconded by Mr. Trevino, was passed and approved by the following vote: AYES: Calderon, James, Cockrell, Nielsen, Trevino, Hill; NAYS: None; ABSTAINING: Torres; ABSENT: McAllister, Burke.

A RESOLUTION

APPROVING THE APPOINTMENT OF TOM G. REYNOLDS TO THE HOUSING AUTHORITY OF THE CITY OF SAN ANTONIO.

* * * *

69-35 Action on appointments to the Advisory Committee for Public Assistance and the Plumbing Appeals and Advisory Board was postponed.

69-35 HOME IMPROVEMENT ORDINANCE

Councilman Torres reported that he met with forty interested people to reconcile differences in the ordinances presented last week, one of which he presented and one submitted by Mr. Paul Green.

He felt the differences had been reconciled and copies of the ordinance will be forwarded to the members of the City Council and copies for interested parties will be available in the Mayor and Council office.

He stated he will submit this ordinance to the Council at the meeting of August 14, 1969.

69-35 CITY PUBLIC SERVICE BOARD BILLING COMPLAINTS

Councilman Torres asked if there is a report on the complaint of Mr. Eberhardt concerning the discrepancies in his electric bill. Mr. Torres felt the City Public Service Board representative should appear before the City Council and make an explanation concerning the complaints.

City Manager Henckel advised that he had spoken to Mr. Sommers and that several factors should be taken into consideration. One is the hot weather during which the compressors run more and there is an increase in the use of electricity and also because of a shortage in personnel and vacations the City Public Service Board estimated a number of bills and adjustments will be made when they are actually read.

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After consideration, it was the sentiment of the Council that the City Manager make an official request from the Council that a representative of the City Public Service Board appear before them at the next meeting to give an explanation on the complaints.

69-35

STATE SALES TAX

Mayor Pro-Tem Cockrell reported that she and City Manager Henckel made a trip to Austin at the invitation of the Texas Municipal League to meet with Mayors of other cities.

She stated the tax bill as reported out of committee provides that the service charge levied on cities be raised from 2% to 5½%. At 2% they are covering their costs and making a profit. To raise the service charge would in effect be a tax on the City. While the Texas Municipal League and cities have not made any recommendation on the tax package, the Legislature is considering broadening the tax base by taking out some of the present exemptions. She felt that it would be an inequity if the City is cut out in the broadening of the tax base.

Actions of the Legislature last year caused additional costs to cities. They adopted a longevity pay increase for firemen and policemen which cities did not oppose but created a financial burden. They also increased liabilities to cities by passing the Torts Act. This will also be an additional burden because the cities will have to protect themselves against this.

She stated that the tax bill is something the City will have to watch as it progresses.

Councilman Torres stated that if any position is taken by the City, it should be to oppose the broadening of the tax base.

69-35

CITIZENS TO BE HEARD

Mr. Jack Ratliff, a resident of the southwest part of the City, asked the Council to review its ordinances concerning the excessive use of noise making devices by ice cream trucks. He asked that they set a time limit at night when the noise must be cut off. Some of the ice cream trucks are now serving Sundays and the truck operators refuse to cut the noise off while serving. He has timed this and it has lasted for twenty minutes.

After consideration, Mayor Pro-Tem Cockrell asked the City Manager to get a report on this matter with the advice of the City Attorney and present it to the City Council along with any recommendations he may have to improve the ordinance.

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

A P P R O V E D:



M A Y O R

ATTEST:


C i t y C l e r k

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