

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE CITY COUNCIL CHAMBER, CITY HALL,
WEDNESDAY, FEBRUARY 27, 1963, 8:30 A.M.

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The regular meeting of the City Council was called to order by the Presiding Officer, Mayor W. W. McAllister, with the following members present: McALLISTER, DE LA GARZA, KAUFMAN, GUNSTREAM, GATTI, PADILLA, PARKER and BREMER.

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Invocation was given by Councilman Roland Bremer.

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The minutes of the previous meeting were approved.

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Mayor McAllister introduced Miss Shelby Smith, 1963 Maid of Cotton, and presented her with a historical and pictorial guide of San Antonio as a memento of her visit to San Antonio.

Miss Smith in turn presented the Mayor with a proclamation from Mayor Henry Loeb III, inviting him to attend the Memphis Cotton Carnival.

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The following ordinances were explained by Members of the Administrative Staff, and on motion made and duly seconded, were each passed and approved by the following vote: AYES: McAllister, de la Garza, Kaufman, Gunstream, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: Rohlfs.

AN ORDINANCE 31,148

ACCEPTING THE LOW QUALIFIED BID OF WATSON DISTRIBUTING COMPANY TO FURNISH THE CITY OF SAN ANTONIO, DEPARTMENT OF PARKS AND RECREATION, WITH 210 CU. YDS. PEAT FOR A NET TOTAL OF \$2,131.50.

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Full text in Ordinance Book MM, Page 611

AN ORDINANCE 31,149

AUTHORIZING THE FINANCE DIRECTOR TO PURCHASE CERTAIN ITEMS OF SCOTCHLITE MATERIALS FROM THE MINNESOTA MINING AND MANUFACTURING COMPANY FOR THE CITY OF SAN ANTONIO, DEPARTMENT OF TRAFFIC AND TRANSPORTATION, SIGN SHOP, FOR A TOTAL OF \$5,326.24.

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Full text in Ordinance Book MM, Page 611

AN ORDINANCE 31,150

APPROPRIATING THE SUM OF \$82,190.00 OUT OF CERTAIN FUNDS FOR ACQUISITION OF RIGHT-OF-WAY FOR U. S. 90 WEST PROJECT, STORM DRAINAGE #58 PROJECT, KELLY ACCESS ROAD PROJECT, FRESNO AND OLMOS PAVING PROJECT AND LEON CREEK SEWER OUTFALL LINE PROJECT AND AUTHORIZING THE TRANSFER OF THE SUM OF \$23,535.00 FROM GENERAL FUND ACCOUNT 09-04-15 TO STREET IMPROVEMENT BONDS, 1957, #479-10.

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Full text in Ordinance Book MM, Page 611

AN ORDINANCE 31,151

APPROPRIATING CERTAIN SUMS IN PAYMENT FOR EXPENSES INCURRED IN CONNECTION WITH THE ACQUISITION OF PROPERTIES FOR U S. HIGHWAY 90 WEST EXPRESSWAY PROJECT; LOOP 410 PROJECT; MILITARY DRIVE S. SECTION A PROJECT; STORM DRAINAGE #55 PROJECT; STORM DRAINAGE #58 PROJECT; STORM DRAINAGE #43 PROJECT; KELLY ACCESS ROAD PROJECT AND STORM DRAINAGE NO. 75A PROJECT.

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Full text in Ordinance Book MM, Page 612

February 27, 1963

AN ORDINANCE 31,152

EXECUTING AN AGREEMENT WITH THE SOUTHERN PACIFIC COMPANY FOR CERTAIN WORK TO BE DONE BY SAID COMPANY IN CONNECTION WITH STORM DRAINAGE PROJECT 55.

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Full text in Ordinance Book MM, Page 617

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AN ORDINANCE 31,153

RELEASING A 10 FOOT UTILITIES EASEMENT ACROSS LOTS 3 & 4, BLOCK 21, TERRELL HILLS.

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Full text in Ordinance Book MM, Page 618

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AN ORDINANCE 31,154

MANIFESTING THE EXTENSION OF AN AGREEMENT BETWEEN THE CITY AND THE PROSPECT HILL YELLOW JACKETS LITTLE LEAGUE FOR THE USE OF ROSEDALE PARK FOR LITTLE LEAGUE BASEBALL PURPOSES FOR AN ADDITIONAL YEAR.

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Full text in Ordinance Book MM, Page 619

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AN ORDINANCE 31,155

MANIFESTING THE EXTENSION OF A MAINTENANCE CONTRACT BETWEEN THE CITY AND GENERAL NEON ADVERTISING COMPANY FOR MAINTENANCE OF THE SAFETY BULLETIN BOARD SIGN LOCATED AT ROMANA PLAZA FOR A PERIOD OF THREE (3) YEARS AT THE RATE OF \$9.00 PER MONTH.

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Full text in Ordinance Book MM, Page 619

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AN ORDINANCE 31,156

REPEALING PARAGRAPH 2(g) ONLY OF ORDINANCE #29959 PASSED NOVEMBER 22, 1961, AND APPROPRIATING \$400.00 OUT OF STREET RIGHT-OF-WAY PURCHASE BONDS, 1957, ACCOUNT NO. 479-12, PAYABLE TO THE COUNTY CLERK OF BEXAR COUNTY, TEXAS, SUBJECT TO THE ORDER OF MARY OPIELA BAEZ McCOY, OWNER AND WILLIAM J. SMITH, A LIENHOLDER, AS THEIR INTEREST MAY APPEAR, SAID AMOUNT BEING THE AWARD OF SPECIAL COMMISSIONERS IN CONDEMNATION CAUSE NO. 1443 FOR THE ACQUIRING OF 0.0230 OF ONE ACRE OF LAND, MORE OR LESS, ON LOOP 13, ALSO KNOWN AS 3430 S. W. MILITARY DRIVE.

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Full text in Ordinance Book MM, Page 619

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AN ORDINANCE 31,157

APPROPRIATING \$500.00 OUT OF STREET RIGHT-OF-WAY PURCHASE BONDS, 1957, ACCOUNT #479-12, PAYABLE TO THE COUNTY CLERK OF BEXAR COUNTY, SUBJECT TO THE ORDER OF THOMAS J. BLACK, OWNER; TERRY JOE BLACK, CLAIMANT, TOGETHER WITH TRAVIS SAVINGS AND LOAN ASSOCIATION, NELSON D. MILLER INSURANCE AGENCY AND W. R. MILLS, LIENHOLDERS OF RECORD, AS THEIR INTEREST MAY APPEAR, SAID AMOUNT BEING THE AWARD OF SPECIAL COMMISSIONERS IN CONDEMNATION CAUSE #1446 FOR THE PURCHASE OF 0.0230 OF AN ACRE OF LAND ON LOOP 13.

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Full text in Ordinance Book MM, Page 620

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The following ordinances were explained by Members of the Administrative Staff, and on motion made and duly seconded, were passed and approved by the following vote: AYES: de la Garza, Kaufman, Gunstream, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: McAllister and Rohlfs.

AN ORDINANCE 31,158

GRANTING TAX EXEMPTION OF CERTAIN PROPERTIES OWNED BY THE MAYFIELD PARK BAPTIST CHURCH, THE EMMANUEL PRESBYTERIAN CHURCH, AND THE BETHEL AFRICAN METHODIST EPISCOPAL CHURCH.

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Full text in Ordinance Book MM, Page 620

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AN ORDINANCE 31,159

AUTHORIZING THE TAX ASSESSOR AND COLLECTOR TO CORRECT AND ADJUST CERTAIN ASSESSMENTS APPEARING ON THE CITY TAX ROLLS IN ACCORDANCE WITH THE RECOMMENDATIONS OF THE TAX ERROR BOARD OF REVIEW.

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February 27, 1963

Full text in Ordinance Book MM, Page 621
AN ORDINANCE 31,160

AUTHORIZING THE TRANSFER OF THE SUM OF \$65,000.00 FROM SPECIAL PROJECT ACCOUNT 09-04-15 TO SPECIAL PROJECT ACCOUNT 09-05-11, RITTIMAN ROAD DRAINAGE PROJECT; AND AUTHORIZING THE EXPENDITURE OF \$65,000.00 OUT OF GENERAL FUND ACCOUNT NO. 09-05-11, RITTIMAN ROAD DRAINAGE PROJECT, FOR THE PURCHASE OF MATERIALS TO CONSTRUCT A STORM SEWER ON RITTIMAN ROAD FROM HARRY WURZBACH ROAD EAST TO THE SALADO CREEK.

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Full text in Ordinance Book MM, Page 622

AN ORDINANCE 31,161

ACCEPTING THE LOW QUALIFIED BID OF TEXAS FILTER COMPANY, INC., AND APPROPRIATING FUNDS OUT OF SEWER REVENUE FUND NO. 204-02, FOR THE PURCHASE OF CERTAIN WET WELL TYPE SEWAGE PUMPS FOR THE CITY OF SAN ANTONIO, DEPARTMENT OF PUBLIC WORKS, FOR A TOTAL OF \$2,262.24.

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Full text in Ordinance Book MM, Page 622

The following ordinances and resolution were explained by Members of the Administrative Staff, and on motion made and duly seconded were passed and approved by the following vote: AYES: McAllister, de la Garza, Kaufman, Gunstream, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: Rohlfs.

AN ORDINANCE 31,162

MAKING A SEWER SERVICE CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND THE CITY OF CASTLE HILLS; PROVIDING FOR THE INSTALLATION AND MAINTENANCE OF A SANITARY SEWER SYSTEM BY THE CITY OF CASTLE HILLS; PROVIDING FOR THE CONNECTION OF THE SYSTEM OF THE CITY OF CASTLE HILLS WITH THAT OF THE CITY OF SAN ANTONIO; PROVIDING FOR THE CITY OF SAN ANTONIO TO TRANSPORT THE SANITARY SEWAGE OF THE CITY OF CASTLE HILLS AND TREAT IT FOR DISPOSAL; AND ESTABLISHING A SCHEDULE OF CHARGES TO BE MADE TO THE CITY OF CASTLE HILLS BY THE CITY OF SAN ANTONIO FOR SUCH SERVICES.

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Full text in Ordinance Book MM, Page 622

AN ORDINANCE 31,163

AUTHORIZING THE DIRECTOR OF FINANCE TO MAKE A REFUND OF \$242.68 TO THE AMERICAN NATIONAL INSURANCE COMPANY, DUE TO A DOUBLE PAYMENT OF TAXES.

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Full text in Ordinance Book MM, Page 625

AN ORDINANCE 31,164

CHANGING THE NAME OF A PORTION OF THRUSHWOOD TO BROOKHURST DRIVE.

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Full text in Ordinance Book MM, Page 625

A RESOLUTION

REQUESTING THE TEXAS HIGHWAY DEPARTMENT TO INSTALL HIGHWAY LIGHTING ON I. H. 35 EXPRESSWAY BETWEEN COLISEUM ROAD AND RITTIMAN ROAD.

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Full text in Ordinance Book MM, Page 625

The following ordinance was explained by Mr. Bob Jamison, Assistant Airport Director, and on motion made and seconded, was passed and approved by the following vote: AYES: McAllister, Kaufman, Gunstream, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: de la Garza and Rohlfs.

AN ORDINANCE 31,165

AUTHORIZING EXECUTION OF A SUPPLEMENT TO A LICENSE TO FEDERAL AVIATION AGENCY TO PROVIDE A SITE FOR AN ACCESS ROAD TO A FACILITY OF THAT AGENCY AT INTERNATIONAL AIRPORT.

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Full text in Ordinance Book MM, Page 626

The following ordinance was explained by Mr. Bob Jamison, Assistant Airport Director, and on motion made and duly seconded was passed and approved by the following vote: AYES: McAllister, Kaufman, Gunstream, Gatti, Padilla and Bremer; NAYS: None; ABSENT: Rohlfis, and Parker; ABSTAINED: de la Garza,

AN ORDINANCE 31,166

APPROPRIATING THE SUM OF 422,366.02 OUT OF INTERNATIONAL AIRPORT CONSTRUCTION FUND NO. 803-08, PAYABLE TO GULLATT, LODAL & SUELTFUSS, INC., FOR ENGINEERING SERVICES RENDERED IN CONNECTION WITH THE 1963 AIRPORT IMPROVEMENT PROGRAM AT SAN ANTONIO INTERNATIONAL AIRPORT, FAA PROJECT 9-41-080-15; AND APPROPRIATING THE SUM OF \$1,000.00 FROM SAID FUND TO BE USED AS A MISCELLANEOUS EXPENSES CONTINGENCY ACCOUNT FOR SAID PROJECT.

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Full text in Ordinance Book MM, Page 626

The following ordinance was explained by the Assistant Airport Director, and on motion made and duly seconded was passed and approved by the following vote: AYES: McAllister, de la Garza, Kaufman, Gunstream, Gatti, Padilla and Bremer; NAYS: None; ABSENT: Rohlfis and Parker.

AN ORDINANCE 31,167

AUTHORIZING EXECUTION OF A LEASE OF A HANGAR AT STINSON FIELD TO HAROLD F. PRIEST AND AUTHORIZING SAID LESSEE TO SUB-LEASE A PORTION OF SAME TO McDONALD A/C ENGINES, INC.

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Full text in Ordinance Book MM, Page 626

The following ordinance was explained by the City Manager, and on motion made and duly seconded was passed and approved by the following vote: AYES: McAllister, de la Garza, Kaufman, Gunstream, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: Rohlfis.

AN ORDINANCE 31,168

RATIFYING THE ACCEPTANCE BY THE CITY MANAGER OF TITLE TO A CERTAIN 30-ACRE TRACT OF LAND, LOCATED AT THE SOUTHWEST CORNER OF SOUTH ZARZAMORA AND CULBERSON AVENUE FROM THE UNITED STATES OF AMERICA.

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Full text in Ordinance Book MM, Page 634

The following ordinance was explained by the City Manager and on motion made and duly seconded was passed and approved by the following vote: AYES: McAllister, de la Garza, Kaufman, Gunstream, Padilla, Parker and Bremer; NAYS: None; ABSENT: Rohlfis and Gatti.

AN ORDINANCE 31,169

CLOSING AND ABANDONING AVIATION BOULEVARD IN NEW CITY BLOCK 12328, AND AUTHORIZING THE CITY MANAGER TO QUITCLAIM SAME TO H. E. BUTT GROCERY COMPANY FOR A CONSIDERATION OF \$4,500.00.

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Full text in Ordinance Book MM, Page 634

The following ordinance was explained by Parks Director Bob Frazer, and on motion made and duly seconded was passed and approved by the following vote: AYES: McAllister, de la Garza, Kaufman, Gunstream, Padilla, Parker and Bremer; NAYS: None; ABSENT: Rohlfis; ABSTAINED: Gatti.

AN ORDINANCE 31,170

REPEAL OF ORDINANCE 30,868 PASSED AND APPROVED OCTOBER 31,1962 WHICH PROVIDED FOR A ONE YEAR EXTENSION OF AN AGREEMENT BETWEEN THE CITY AND MR. A. F. BEYER, DBA CASA RIO BAR-B-Q FOODS.

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February 27, 1963

Full text in Ordinance Book MM, Page 634

The following ordinance was explained by Assistant City Manager Henckel and on motion made and duly seconded was passed and approved by the following vote: AYES: McAllister, de la Garza, Kaufman, Gunstream, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: Rohlf.

AN ORDINANCE 31,171

MANIFESTING THE EXTENSION OF A LEASE AGREEMENT BETWEEN THE CITY AND MRS. STELLA TYLOR FOR THE USE OF CERTAIN CITY OWNED PROPERTY FOR AN ADDITIONAL YEAR.

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Full text in Ordinance Book MM, Page 636

The following ordinance was explained by the City Clerk, and on motion made by Mr. de la Garza, seconded by Dr. Parker, the ordinance was passed and approved by the following vote: AYES: McAllister, de la Garza, Kaufman, Gunstream, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: Rohlf.

AN ORDINANCE 31,172

ORDERING THE REGULAR MUNICIPAL ELECTION TO BE HELD ON THE 2ND DAY OF APRIL, 1963, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR THE ELECTION OF NINE MEMBERS OF THE COUNCIL OF THE CITY OF SAN ANTONIO.

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Full text in Ordinance Book MM, Page 636

Mayor McAllister read a telegram from Senator John Tower commending the City of San Antonio on being named a winner in the National Cleanest Town Contest. The Mayor announced that there would be a trophy presented officially at a later date by a representative of the Keep America Clean Association in Washington, D. C.

Mayor McAllister commended the citizens in general, and in particular, Mr. O. P. Schnabel of the Beautify San Antonio Association, for securing this award for San Antonio.

After a fifteen minute recess, the meeting reconvened with the following members present: McAllister, de la Garza, Kaufman, Gunstream, Gatti, Padilla, Parker and Bremer; ABSENT: Rohlf.

Mayor McAllister commented on the conflicting stories going around about the location of the North Expressway, which he said had been approved by the voters when they approved the \$3,500,000 bond issue for the Expressway. He stated that the Council had authorized him to write a letter to Mr. Herbert Petry, Chairman of the Texas Highway Commission, which he read. The letter is as follows:

February 27, 1963

Mr. Herbert Petry, Chairman
Texas Highway Commission
State Highway Commission
Austin, 14, Texas

Dear Mr. Petry:

You may be aware of the rukus going on about the location of our North Expressway. A statement has been made, which I do not know the accuracy of, that the Attorney General has instructed the Highway Department not to proceed while the suit of the Sisters of Incarnate Word is still in the courts. At present, they have presented an appeal to the Supreme Court of the United States.

February 27,

Now, in the interest of following any reasonable trail to effect a settlement, I would appreciate it if you would have your engineering staff give me some approximations with as reasonable accuracy as they can estimate without completion of engineering plans on the following:

On the present route (that is, through the school) what would it cost to cover with a concrete slab, a distance of 400 feet from Hildebrand north? This slab need only be strong enough to permit a limited amount of soil to grow grass so that it would be used as a walk, and if need be, a play area. It would be proper in this event to condense the roadway as much as possible.

If the covered area were to be extended 100 feet farther to the north, (that is, a distance of 500 feet from Hildebrand) would the cost be approximately one-fourth more?

What number of roadways are planned? Two or three in each direction? What would be the minimum width?

I understand the Highway Department has refused to condemn through Olmos Park. In fact I'll go so far as to say the Texas Municipal League doubtless would oppose such action on the part of the Highway Department. As a matter of fact, San Antonio would view such action as an invasion of our rights as a Home Rule City.

If you need any additional on-the-ground engineering studies on private property, have Mr. Lytton contact me and I will endeavor to secure permission.

Please understand that this is no request to abandon the proposed route and go through Olmos Park, merely a desire on the part of the City of San Antonio to consider any reasonable means of progressing with a settlement.

May I ask that you reply at the earliest convenient time.

Sincerely,

/s/ Walter W. McAllister
Walter W. McAllister, Mayor
City of San Antonio

Mr. Gatti commented that he was very much in favor of doing everything possible to solve the problem regarding the Incarnate Word College property, on the other hand, he felt the Council had a greater responsibility to the taxpayers, and did not think the taxpayers should have to pay the additional cost for an alternate route. He felt that any additional cost should be borne by the property owners that stood to benefit by it.

Councilman Kaufman stated there was misconception that one of these routes would not go through Brackenridge Park area, whereas in fact, both routes will take a small portion of the park.

Councilman Bremer pointed out the fact that neither route splits the park, but barely touches it.

Mayor McAllister stated there was a group present to hear what the Council had to say regarding the proposed ordinance forbidding discrimination in places of public accommodations. He said that in the interest of time he would read the following statement which had the approval of the City Council.

We appreciate your remarks this morning and we especially appreciate the fairminded and constructive approach you have taken concerning the problem.

The Council has discussed the matter at some length and is of the unanimous opinion that it should be given careful and considerate attention. The Council has therefore instructed me to appoint a committee from the Council, which I have done. The Committee members will be Mr. Jack Kaufman, Chairman; Mr. Claus Rohlf; and Mr. John Gatti.

The Council has asked this Committee to confer with both groups and to request that both groups appoint not more than two representatives each to serve with the Council Committee. The Council further asks that the entire Committee study and discuss the matter carefully and without undue haste or pressure, and report back to the Council at an early date.

February 27, 1963

We are also aware that many of you feel that a quick solution is demanded to this problem. We assure you that the City Council understands your position and will not hesitate to face the matter fairly and squarely at the proper time.

The Council does, however, wish to offer this word of caution to the Committee. This problem will have social, economic, legal, and political aspects to it and will affect the community in all of those four ways. At the present time, the most overriding aspect is the political one.

In view of that fact, the Council wishes to advise you with all good feeling, but with unhesitating firmness, that it will not be pushed into a decision on this matter during a political campaign or prior to the City Election. Any decision which the Council might make prior to that time, whatever such decision might be, would be construed as a political decision. All reasonable and fairminded people will agree that such a decision should not be made under the hammer of political pressure.

Disagreeing with the action taken by the Council and asking that the Council take immediate action on the ordinance were Rev. C. W. Black, Jr., Minister of Mount Zion Baptist Church and President of the Baptist Ministers Association, Rector A. Hoyle, Mr. Arthur Winn, Mr. G. J. Sutton and Mr. Jim Taylor, Jr.

Mrs. C. C. Crumrine, Mr. Tom Wood, and Mr. Roy Lamb protested the City's proposed plan for a future sewage disposal plant on the Salado Creek in the County to the south on property which was purchased from the Goethe Estate through the Groos National Bank. They complained that this site was close to a Lutheran and Catholic Church and there were several hundred residents in the immediate vicinity. They asked the Council to consider what such a plant would do to them.

The Council instructed the City Manager to meet with these people and inform them of the proposed plans for construction of the plant.

The following letter was read:

February 27, 1963

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

Gentlemen:

The following petitions were received and forwarded to the proper departments for any indicated action.

7-22-63 Petition filed by Playland Park Corporation of San Antonio, for a permit to conduct a fireworks display on its premises on the evening of July 4, 1963.

7-22-63 Petition of the Lone Star Brewing Company, property owners, residents and business concerns on Simpson Street, dated February 5, 1963, in which it is requested that the name of Simpson Street from Flores to Roosevelt be changed to Lone Star Boulevard.

Yours very truly,
/s/ J. H. Inselmann
City Clerk

There being no further business, the meeting adjourned.

A P P R O V E D :

A T T E S T :

J. H. Inselmann
C I T Y C L E R K

Walter G. Gresham
M A Y O R P R O T E M