

April 25, 1957

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, APRIL 25, 1957 AT 9:30 A.M.

PRESENT: BAINES, PASSUR, CRUMRINE, WINTON, OLIVARES, DANIELS, SAN MARTIN

ABSENT: FRIEDRICH, KUYKENDALL

Invocation by Rev. John Pate, Woodlawn Methodist Church.

On motion of Mr. Passur, seconded by Mr. Olivares, the reading of the minutes of the previous meeting was dispensed with.

At this time attention was called to a hearing set for this morning on a new set of regulations for subdividing property.

Mr. Clarence Thorne, representing the San Antonio Home Builders, was recognized by the Mayor Pro-tem to request that this hearing be continued for two weeks until May 9th. On motion of Mr. Baines, seconded by Dr. San Martin, the hearing was continued until May 9th by the following vote: AYES, Baines, Passur, Crumrine, Winton, Olivares, Daniels, San Martin; NAYS, None; ABSENT, Friedrich, Kuykendall.

A hearing set at this time on a proposal to amend Sec. 64-48 of the City Code (Zoning Regulations) was called up. Mr. Martin, the Planning Director, briefed the Council on the proposed changes and answered questions relative thereto by Mr. Baines and Mr. Winton. No one appeared to be heard. The Council adopted the following ordinance embodying the change by the following vote: AYES, Baines, Passur, Crumrine, Winton, Olivares, Daniels, San Martin; NAYS, None; ABSENT, Friedrich, Kuykendall.

AN ORDINANCE 24,911

AMENDING SECTION 64-48 (H) OF THE CITY CODE OF
THE CITY OF SAN ANTONIO

(Full text in Ordinance Book EE page 153)

Zoning Case No. 804 and 804A was next called for hearing. A number of residents in the immediate area protested the change. After the owner of the property involved had shown his inability to use this property for residential purposes, Mr. Crumrine moved to approve the recommendation of the Planning Commission by adoption of the following Ordinance; seconded by Olivares, the ordinance was approved by the following vote: AYES, Baines, Passur, Crumrine, Winton, Kuykendall, Olivares; NAYS: Daniels, San Martin (Mayor Kuykendall having reached the Council Chamber by this time); ABSENT: Friedrich.

AN ORDINANCE 24,912

AMENDING SECTION 2 OF AN ORDINANCE ENTITLED "AN
ORDINANCE ESTABLISHING ZONING REGULATIONS AND
DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN,
ETC.," PASSED AND APPROVED ON NOVEMBER 3, 1938, BY
CHANGING THE CLASSIFICATION AND RE-ZONING OF CERTAIN
PROPERTY DESCRIBED HEREIN: CASE NO. 804 & 804-A,
TO RE-ZONE FROM "B" RESIDENCE DISTRICT TO "J" COMMERCIAL
DISTRICT, LOTS 1, 2, 3, 4, 5, BLOCK 41, N.C.B. 3835;
LOT 6, BLOCK 41, N.C.B. 3835

(Full text in Ordinance Book EE page 154)

Zoning Case No. 808 was next called up for hearing to rezone property on Ward Avenue in New City Block 3175 from "B" RESIDENCE DISTRICT to "J" COMMERCIAL DISTRICT.

Mr. William Beuhler, Attorney for Mr. Faulk, the petitioner, addressed the Council on the desirability for the change due to the expanding business of Mr. Faulk requiring more room. Mr. Faulk, owner of Faulk Creamery and Faulk Dairy Stores, then addressed the Council in favor of the change. He was followed by Mr. P. S. Harrell and Roy Artz in protest against further encroachment in this residential area. Mr. Charles Roscoe, the next door neighbor to the property involved, stated to the Council that he had no objections to the change. At this point (Mr. Baines having temporarily left the Chamber) the Chair advised Mr. Beuhler that since this change did not have the approval of the Planning Commission, it would require the unanimous vote of the seven members present to make the change. Pending decision of whether to delay the vote the hearing continued. Mr. Harrell was questioned by Mr. Daniel regarding parking of trucks in the area. Mr. Artz again addressed the Council stating that the neighborhood was full of children. A Mr. Klemert also objected to the change.

Mr. Faulk again addressed the Council. He stated that most of the traffic in the neighborhood was caused by mothers bringing their children to school and picking them up afterward. He further agreed to discontinue his retail business here if the change is allowed.

Mr. Chris Miller added his protest as did a Mr. Cameron.

On a roll call vote, on motion of Mr. Baines, the request of the petitioner to continue the hearing until May 9th., was approved as follows: AYES, Baines, Passur, Crumrine, Winton, Kuykendall, Olivares, Daniels, San Martin; NAYS, None; ABSENT, Friedrich.

The following ordinances and resolutions were passed and approved as follows: AYES, Baines, Passur, Crumrine, Winton, Kuykendall, Olivares, Daniels, San Martin; NAYS, None; ABSENT, Friedrich.

AN ORDINANCE 24,913

ACCEPTING TWO DEEDS, ONE FROM ALFRED W. CARRICO AND F. A. CARRICO, CONVEYING TO THE CITY OF SAN ANTONIO LOT 3, BLOCK 57, NEW CITY BLOCK 7160, AND ONE FROM ALFRED W. CARRICO CONVEYING TO THE CITY OF SAN ANTONIO LOT 4, BLOCK 57, NEW CITY BLOCK 7160, AND APPROPRIATING THE SUM OF \$1450.00 TO PAY FOR BOTH CONVEYANCES

(Full text in Ordinance Book EE page 154)

AN ORDINANCE 24,914

ACCEPTING A DEED FROM YSIDRO SALMON, JOINED BY VALENTE SALMON AND WIFE, MARY SALMON, CONVEYING TO THE CITY OF SAN ANTONIO A PORTION OF LOT 8, BLOCK 1, NEW CITY BLOCK 7922, FOR PROJECT OF WIDENING DIVISION AVENUE, AND APPROPRIATING THE SUM OF \$160.00 TO PAY FOR SAME

(Full text in Ordinance Book EE page 155)

AN ORDINANCE 24,915

ACCEPTING A DEED FROM GREGORIO M. RIVERA AND WIFE, ADELINA P. RIVERA, CONVEYING TO THE CITY OF SAN ANTONIO THE NORTH 10 FEET OF THE EAST 15 FEET OF LOT 10 AND THE NORTH 10 FEET OF LOT 11, BLOCK 1, NEW CITY BLOCK 7922, FOR THE WIDENING OF DIVISION AVENUE, AND APPROPRIATING THE SUM OF \$80.00 TO PAY FOR SAME

(Full text in Ordinance Book EE page 155)

AN ORDINANCE 24,916

ACCEPTING A DEED FROM HUBERT LEE BORCHERS AND WIFE, JIMMIE LON BORCHERS, CONVEYING TO THE CITY OF SAN ANTONIO A PORTION OF LOT 1, BLOCK 2, NEW CITY BLOCK 7921, FOR THE WIDENING OF DIVISION AVENUE, AND APPROPRIATING THE SUM OF \$130.00 TO PAY FOR SAME

(Full text in Ordinance Book EE page 156)

AN ORDINANCE 24,917

ACCEPTING A DEED FROM MYRTLE MAYE JONES, JARVIS P. JONES AND WIFE, THESSA REED JONES, AND RANDALL P. JONES AND WIFE, JANE WILSON JONES, CONVEYING TO THE CITY OF SAN ANTONIO THE NORTH 10 FEET OF LOT 4, BLOCK 2, NEW CITY BLOCK 7921, FOR THE WIDENING OF DIVISION AVENUE, AND APPROPRIATING THE SUM OF \$820.00 TO PAY FOR SAME

(Full text in Ordinance Book EE page 156)

AN ORDINANCE 24,918

ACCEPTING A DEED FROM CHARLES E. BRANNAN AND WIFE, RESSA MAY BRANNAN, CONVEYING TO THE CITY OF SAN ANTONIO THE SOUTH 10 FEET OF LOT 26, BLOCK 22, NEW CITY BLOCK 7920, FOR THE WIDENING OF DIVISION AVENUE AND APPROPRIATING THE SUM OF \$125.00 TO PAY FOR SAME

(Full text in Ordinance Book EE page 157)

AN ORDINANCE 24,919

ACCEPTING A DEED FROM BEN LINDER AND WIFE, METTIE LINDER, CONVEYING TO THE CITY OF SAN ANTONIO THE SOUTH 80 FEET OF LOT 78, NEW CITY BLOCK 7895, AND APPROPRIATING THE SUM OF \$4090.00 TO PAY FOR SAME

(Full text in Ordinance Book EE page 157)

AN ORDINANCE 24,920

ACCEPTING A DEED FROM JOSE SAMANO AND WIFE, ADA D. SAMANO CONVEYING TO THE CITY OF SAN ANTONIO PART OF LOT 72, NEW CITY BLOCK 7895, AND APPROPRIATING THE SUM OF \$500.00 TO PAY FOR SAME

(Full text in Ordinance Book EE page 157)

AN ORDINANCE 24,921

ACCEPTING A QUITCLAIM DEED FROM REFUGIA G. RODRIGUEZ, MARTINEZ, AND HUSBAND, ASENSION MARTINEZ CONVEYING TO THE CITY OF SAN ANTONIO ALL RIGHT, TITLE, INTEREST AND ESTATE IN A SHED LOCATED WITHIN A 20 FOOT EASEMENT SECURED BY THE CITY OF SAN ANTONIO ON NOVEMBER 2, 1956, AND APPROVED BY ORDINANCE NO. 23910 DATED NOVEMBER 8, 1956, AND APPROPRIATING THE SUM OF \$35.00 TO PAY FOR SAME

(Full text in Ordinance Book EE page 158)

AN ORDINANCE 24,922

ACCEPTING A DEED FROM HARLANDALE INDEPENDENT SCHOOL DISTRICT, CONVEYING TO THE CITY OF SAN ANTONIO PORTIONS OF LOTS 3, 4, 5 AND 6, BLOCK 208, NEW CITY BLOCK 11088, LOTS 13, 14, 15, 16, 17, 23, 24, BLOCK 196, NEW CITY BLOCK 9502, LOTS 19, 20 AND 21, BLOCK 209, NEW CITY BLOCK 11089, FOR PROJECT #68, AND APPROPRIATING THE SUM OF \$3250.00 TO PAY FOR SAME

(Full text in Ordinance Book EE page 158)

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AN ORDINANCE 24,923

ACCEPTING DEED FROM ROMIRO M. YZAGUIRRE AND WIFE, BORA M. YZAGUIRRE, CONVEYING TO THE CITY OF SAN ANTONIO, LOT 11, BLOCK 1, NEW CITY BLOCK 7645, FOR PROJECT #69, AND APPROPRIATING THE SUM OF \$7250.00 TO PAY FOR SAME

(Full text in Ordinance Book EE page 159)

AN ORDINANCE 24,924

MAKING AND MANIFESTING A BILL OF SALE IN FAVOR OF J. B. ARMSTRONG, FOR A HOUSE LOCATED AT 171 CANAVAN SAN ANTONIO, TEXAS ON PARCEL NO. 3111 ON PROJECT #69, STORM DRAINAGE RIGHT OF WAY IN SAN ANTONIO, BEXAR COUNTY, TEXAS FOR THE SUM OF \$2325.00

(Full text in Ordinance Book EE page 159)

AN ORDINANCE 24,925

ACCEPTING A DEED FROM ALBERT LOWERY, CONVEYING TO THE CITY OF SAN ANTONIO LOT 21, NEW CITY BLOCK 9471, AND APPROPRIATING THE SUM OF \$10,000.00 TO PAY FOR SAME

(Full text in Ordinance Book EE page 159)

AN ORDINANCE 24,926

DECLARING THAT PUBLIC NECESSITY REQUIRES THAT THE CITY OF SAN ANTONIO ACQUIRE PARCELS E-170 AND E-174 BEING THE TRACTS OF LAND DESCRIBED HEREINBELOW FOR PUBLIC PURPOSE OF DRAINAGE AND FLOOD PREVENTION

(Full text in Ordinance Book EE page 160)

AN ORDINANCE 24,927

ACCEPTING A DEED FROM GUY S. BARHAM AND WIFE, RUBY M. BARHAM, CONVEYING TO THE CITY OF SAN ANTONIO PART OF LOT 2, NEW CITY BLOCK 7863, AND APPROPRIATING THE SUM OF \$300.00 TO PAY FOR SAME

(Full text in Ordinance Book EE page 160)

AN ORDINANCE 24,928

ACCEPTING A DEED FROM CLARENCE W. WILSON AND WIFE, JUSTA G. WILSON, CONVEYING TO THE CITY OF SAN ANTONIO ALL OF LOT 68 AND THE EAST 10 FEET OF LOT 67, BLOCK 1, NEW CITY BLOCK 7854, AND APPROPRIATING THE SUM OF \$9500.00 TO PAY FOR SAME

(Full text in Ordinance Book EE page 161)

AN ORDINANCE 24,929

ACCEPTING A DEED FROM FRANK RUDOLPH SCHAEFER, BEING ONE AND THE SAME PERSON AS FRANK A. SCHAEFER OR FRANK ADOLPH SCHAEFER AS APPEARS IN WARRANTY DEED FROM C. H. CROMWELL, DATED AUGUST 16, 1938, VOLUME 1647, PAGE 301, AND WIFE, KATIE V. SCHAEFER, CONVEYING TO THE CITY OF SAN ANTONIO PART OF LOT 4, BLOCK 2, NEW CITY BLOCK 7863, AND APPROPRIATING THE SUM OF \$1,000.00 TO PAY FOR SAME

(Full text in Ordinance Book EE page 161)

AN ORDINANCE 24,930

ACCEPTING THE DEDICATION OF AN EASEMENT BY WHICH THE SAN ANTONIO INDEPENDENT SCHOOL DISTRICT, A PUBLIC FREE SCHOOL CORPORATION ACTING BY AND THROUGH ITS DULY AUTHORIZED PRESIDENT OF THE BOARD OF TRUSTEES FOR SUCH DISTRICT OF BEXAR COUNTY, TEXAS, CONVEYS TO THE CITY OF SAN ANTONIO/A 10-FOOT EASEMENT OUT OF LOT 36, NEW CITY BLOCK 8398, FOR SANITARY SEWER EXTENSION (PROJECT 13-3)

(Full text in Ordinance Book EE page 162)

AN ORDINANCE 24,931

AMENDING ORDINANCE NO. 24,478 ADOPTED FEBRUARY 21, 1957, BY CORRECTING THE PROPERTY DESCRIPTION THEREIN

(Full text in Ordinance Book EE page 162)

AN ORDINANCE 24,932

APPROPRIATING FUNDS OUT OF NO. 478 EXPRESSWAY AND STREET IMPROVEMENT BOND FUND, SERIES 1955 TO PAY CLOSING COSTS AND COMMISSIONERS' AND APPRAISAL FEES INCURRED IN CONNECTION WITH THE ACQUISITION OF EXPRESSWAY RIGHT-OF-WAY

(Full text in Ordinance Book EE page 162)

AN ORDINANCE 24,933

ABANDONING AND CLOSING A PORTION OF AZUSA STREET, AND AUTHORIZING THE CITY MANAGER TO EXECUTE A QUITCLAIM DEED THEREOF, EXCEPTING AND RESERVING A 20 FOOT SEWER EASEMENT THEREIN TO LOS ANGELES HEIGHTS IMPROVEMENT COMPANY, A TEXAS CORPORATION, FOR THE SUM OF \$1.00

(Full text in Ordinance Book EE page 163)

AN ORDINANCE 24,934

AMENDING SECTION 60-51 OF THE SAN ANTONIO CITY CODE ENTITLED "ONE WAY STREETS" AS AMENDED, BY ADDING AND DESIGNATING PORTIONS OF CERTAIN OTHER STREETS AS ONE WAY

(Full text in Ordinance Book EE page 164)

A RESOLUTION

DECLARING A HALF-DAY HOLIDAY ON FRIDAY, APRIL 26, 1957

AN ORDINANCE 24,935

TRANSFERRING THE SUM OF \$1607.70 FROM FUND 1-01, ACCOUNT NO. 51-01-01, AND AUTHORIZING PAYMENT OF SUCH SUM FROM FUND 1-01, ACCOUNT NO. 11-02-01, IN FULL AND FINAL SETTLEMENT OF THE CLAIM OF MINNIE LEONARD FOR LAND OWNED BY HER AND APPROPRIATED BY THE CITY IN LINCOLN PARK

(Full text in Ordinance Book EE page 164)

AN ORDINANCE 24,936

ACCEPTING THE LOW BID OF H. B. ZACHRY CO., IN THE AMOUNT OF \$154,920.09, FOR IMPROVEMENT OF BASSE ROAD FROM WEST AVENUE TO JONES MALTZBERGER ROAD; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT THEREFOR; AND APPROPRIATING FUNDS TO PAY FOR SAME

(Full text in Ordinance Book EE page 164)

AN ORDINANCE 24,937

AUTHORIZING THE CITY MANAGER TO EMPLOY PERSONS AND CORPORATIONS FOR PROFESSIONAL SERVICES IN CERTAIN CIRCUMSTANCES

(Full text in Ordinance Book EE page 165)

AN ORDINANCE 24,938

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH EMERSON AND COMPANY FOR SERVICES AS FISCAL AGENT FOR THE CITY IN CONNECTION WITH THE CITY AIRPORT IMPROVEMENTS PROJECT

(Full text in Ordinance Book EE page 165)

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AN ORDINANCE 24,939

ABANDONING AND CLOSING A PORTION OF AN ALLEY, NORTH OF AND ADJACENT TO THE NORTHEAST PROPERTY LINE OF LOT 4, BLOCK 4, NEW CITY BLOCK 12574, AND AUTHORIZING THE CITY MANAGER TO EXECUTE A QUITCLAIM DEED THEREOF TO ELMO G. HARDIN, FOR THE SUM OF \$1.00

(Full text in Ordinance Book EE page 166)

A RESOLUTION

GIVING NOTICE OF A PUBLIC HEARING OF A PROPOSED AMENDMENT TO THE ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS, ETC., PASSED AND APPROVED ON NOVEMBER 3, 1938 BY CHANGING THE CLASSIFICATION DESCRIBED HEREIN: CASE NO. 817, TO RE-ZONE LOTS 7 THRU 12, INC., N.C.B. 2066 FROM "F" LOCAL RETAIL DISTRICT TO "J" COMMERCIAL DISTRICT

AN ORDINANCE 24,940

ACCEPTING THE ATTACHED LOW BID OF TEXAS WELDING AND PRESS COMPANY TO REPAIR INTERNATIONAL HARVESTER TD-18 TRACTOR FOR THE DEPARTMENT OF PUBLIC WORKS IN THE AMOUNT OF \$2839.93

(Full text in Ordinance Book EE page 167)

An ordinance was read approving the location of U. S. Highway 90 Expressway in the City of San Antonio from South Flores Street near East Mitchell Street easterly and northeasterly to the east city limits as established by the State. When this ordinance was read Mr. Passur moved that action thereon be deferred for two weeks until May 9th. Mr. Winton seconded the motion stating that he felt this matter should not be voted so hastily, that he thought maybe other routes were more suitable, that this plan had not yet been approved finally by the Planning Commission and that Federal money for the purchase of emergency tracts has not yet been made available; minutes of Highway Commission should show that money is available.

Mr. Lytton of the State Highway Department stated that the State has made a definite study of the route proposed and a complete picture shows no alternate route. In reply to a question by Mr. Winton, he stated that a request had been made for money for protective buying of sites. Mr. Lytton explained that the site should be approved to prevent adverse zoning and building, that a parallel route was much more desirable than a diagonal route. The route has been discussed with Traffic Engineer and Planning Director and consideration has been given to the location of churches and schools and also to the proposed exchange point with the Southeast Quadrant Expressway which is proposed. He stated that this proposed expressway should definitely be between Presa Street and the Railroad tracks to serve the City to the best advantage. He stated that this proposed route for Highway 90 East was the best by far of anything considered and best that could be done.

After long discussion by residents of the area involved and council members, Mr. Winton offered a motion to delay action two weeks. A roll call on this motion showed AYES: Passur, Crumrine, Winton and San Martin; NAYS, Baines, Kuykendall, Olivares and Daniels; ABSENT, Friedrich. Since the vote was a tie, the motion failed. Mr. Baines then moved to go ahead with the approval of the ordinance but much discussion followed. The Council then recessed for 45 minutes for lunch.

The meeting resumed at 2:15 p.m. with the following members present: BAINES, PASSUR, CRUMRINE, WINTON, KUYKENDALL, OLIVARES, DANIELS, SAN MARTIN; ABSENT, FRIEDRICH.

Mr. Baines then asked the City Attorney - - "Has the ordinance the approval of the Planning Commission"? Mr. Cadena, the City Attorney, stated that the approval was tentative only. Mr. Baines' motion for approval was still before the house and was disposed of by a motion to table which was unanimously approved. Mr. Baines then moved to postpone action for two weeks to allow the Planning Commission to resolve the question but in the meantime instructing the Planning Commission to make no zoning committment in the area.

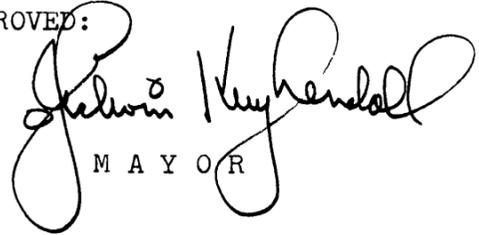
The motion to continue the matter for two weeks to May 9th was approved by the following vote: AYES, Baines, Passur, Crumrine, Winton, Kuykendall, Olivares, Daniels, San Martin; NAYS, None; ABSENT, Friedrich.

Mr. Lytton of the Highway Department was requested to leave his maps at City Hall for displaying to interested parties.

The City Manager was informally requested to find out from Highway Department about availability of cash for protective buying of land in the Highway 90 area.

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There being no further business the meeting adjourned.

APPROVED:


MAYOR

ATTEST:


City Clerk

PRE-COUNCIL

At an informal meeting of the Council members before the regular council meeting, an ordinance to annex certain property to the south and east of the city was discussed but at the suggestion of Mr. Winton was set aside for one week.

The matter of approval of the proposed site of Highway 90 East was presented by Mr. Robert Lytton of the Highway Department and discussed by the Council but no action was taken other than to decide to consider it further at the regular meeting which follows immediately.

The matter of a financial statement from the Southwestern Bell Telephone Company was discussed and the Manager stated that Mr. Givens of the Southwestern Bell Telephone Company had indicated a statement would be made available during the week of April 29th.