

September 12, 1957

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, SEPTEMBER 12, 1957 AT 9:30 A.M.

PRESENT: PASSUR, MCMAHON, WINTON, GAYOSO, OLIVARES, SAN MARTIN

ABSENT: KUYKENDALL, DIETERT, DANIELS

In the absence of the Mayor and Mayor Pro-tem, the Council was called to order by the City Clerk who announced that nominations for Acting Mayor and Mayor Pro-tem were in order.

The following resolution was introduced by Mr. Winton who moved its adoption; seconded by Gayoso.

A RESOLUTION

DESIGNATING MIKE PASSUR AND JOE OLIVARES
TO ACT AS MAYOR AND MAYOR PRO-TEM, RESPECTIVELY,
DURING THE ABSENCE OF THE MAYOR AND MAYOR PRO-TEM

(Full text in Ordinance Book FF page 1)

The resolution was adopted by the following vote: AYES, Passur, McMahon, Winton, Gayoso, Olivares, San Martin; NAYS, None; ABSENT, Kuykendall, Dietert, Daniels.

Invocation by Rev. Lawrence K. Brown, Highland Terrace Methodist Church.

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

- - -

The Council called up for hearing Zoning Case No. 858 to rezone property at Atlanta and Elmira from "E" APARTMENT DISTRICT to "F" LOCAL RETAIL DISTRICT. The council was briefed by the Planning Director on the reasons for the change being sought. On motion of Mr. Olivares, seconded by Gayoso, the recommendation of the Planning Commission was approved by passage of the following ordinance. AYES, Passur, McMahon, Winton, Gayoso, Olivares, San Martin; NAYS, None; ABSENT, Kuykendall, Dietert, Daniels.

AN ORDINANCE 25,500

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. 858, TO RE-ZONE FROM "E" APARTMENT DISTRICT TO "F" LOCAL RETAIL DISTRICT, LOT 12, BLOCK 6, N.C.B. 845

(Full text in Ordinance Book FF page 1)

- - -

Zoning Case No. 862 to rezone property at Military Drive and Corpus Christi Road from "B" RESIDENCE DISTRICT to "F" LOCAL RETAIL DISTRICT was called up. After explanation of desired change by the Planning Director, the recommendation of the Planning Commission was approved by passage of the following ordinance. AYES, Passur, McMahon, Winton, Gayoso, Olivares, San Martin; NAYS, None; ABSENT, Kuykendall, Dietert, Daniels.

AN ORDINANCE 25,501

AMENDING SECTION 2 OF AN ORDINANCE ENTITLED "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. 862, TO RE-ZONE LOT 1, N.C.B. 10921, FROM "B" RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT

(Full text in Ordinance Book FF page 1)

Zoning Case No. 800 to rezone property at Verne and Oppenheimer in New City Block 9315 from "C" RESIDENCE to "F" LOCAL RETAIL DISTRICT was called up.

The Planning Director briefed the Council on the matter after which the Planning Commission's recommendation was approved on motion of Mr. Winton, seconded by Olivares by passage of the following ordinance. AYES, Passur, McMahon, Winton, Gayoso, Olivares, San Martin; NAYS, None; ABSENT, Kuykendall, Dietert, Daniels.

AN ORDINANCE 25,502

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 PROPESTY DESCRIBED HEREIN: TO REZONE LOTS 1 THRU 6, INCL., BLOCK 15, N.C.B. 9315, FROM "C" RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT

(Full text in Ordinance Book FF page 2)

The following ordinances and resolutions were passed and approved by the following vote: AYES, Passur, McMahon, Winton, Gayoso, Olivares, San Martin; NAYS, None; ABSENT, Kuykendall, Dietert, Daniels.

AN ORDINANCE 25,503

ACCEPTING PROPOSALS AND CREATING CONTRACT WITH TEXAS NEWS COMPANY AND NEW METHOD BOOKBINDRY, INC., TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH THEIR REQUIREMENTS OF PREBOUND AND PUBLISHERS BINDINGS BOOKS FOR CONTRACT PERIOD BEGINNING ON DATE OF ACCEPTANCE AND TERMINATING JULY 31, 1958

(Full text in Ordinance Book FF page 2)

AN ORDINANCE 25,504

ACCEPTING THE ATTACHED LOW BID OF PRASSEL LUMBER COMPANY TO FURNISH THE CITY OF SAN ANTONIO DEPARTMENT OF PUBLIC WORKS WITH CERTAIN LUMBER FOR A TOTAL OF \$3,389.79

(Full text in Ordinance Book FF page 3)

AN ORDINANCE 25,505

ACCEPTING THE ATTACHED LOW BID OF RADIO & TV PARTS COMPANY TO FURNISH THE CITY OF SAN ANTONIO RADIO DIVISION WITH CERTAIN VIBRATORS FOR A TOTAL OF \$1286.50

(Full text in Ordinance Book FF page 3)

AN ORDINANCE 25,506

ACCEPTING PROPOSAL AND CREATING CONTRACT WITH THE LONGHORN PAINT COMPANY AND J. C. JONES PAINT COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH THEIR REQUIREMENTS OF WHITE AND YELLOW TRAFFIC PAINT FOR PERIOD BEGINNING ON DATE OF ACCEPTANCE AND TERMINATING JULY 31, 1958

(Full text in Ordinance Book FF page 4)

September 12, 1957

AN ORDINANCE 25,507

ACCEPTING CERTAIN BIDS FOR THE PURCHASE AND REMOVAL OF BUILDINGS LOCATED ON CITY OWNED PROPERTY, AND MAKING AND MANIFESTING A BILL OF SALE TO SUCCESSFUL BIDDERS L. SINGLETON, PARCEL E-196A; G. W. PRESTON, PARCEL 2074; MT. SACRED HEART SCHOOL, PARCEL 2151

(Full text in Ordinance Book FF page 4)

AN ORDINANCE 25,508

ACCEPTING A DEED FROM C. H. REDKEY AND WIFE, CLARA L. REDKEY, CONVEYING TO THE CITY OF SAN ANTONIO LOT 19, BLOCK 83, NCB 3255 FOR U. S. HIGHWAY NO. 87, NORTHWEST AND APPROPRIATING THE SUM OF \$9625.00 TO PAY FOR SAME

(Full text in Ordinance Book FF page 5)

AN ORDINANCE 25,509

APPROPRIATING THE SUM OF \$1900.00 FOR DEPOSIT WITH THE COUNTY CLERK OF BEXAR COUNTY, TEXAS AS THE AWARD IN CONDEMNATION CAUSE NO. 49,814, R. S. MENESEE

(Full text in Ordinance Book FF page 5)

AN ORDINANCE 25,510

ACCEPTING A DEED FROM RAMON G. PENA AND WIFE, DOLORES R. PENA, CONVEYING TO THE CITY OF SAN ANTONIO, A PORTION OF LOT 14, BLOCK 1, NEW CITY BLOCK 8963, FOR THE WIDENING OF DIVISION AVENUE, AND APPROPRIATING THE SUM OF \$75.00 TO PAY FOR SAME

(Full text in Ordinance Book FF page 5)

AN ORDINANCE 25,511

ACCEPTING AN EASEMENT ACROSS TRACT "M", NEW CITY BLOCK 12172, FROM JOSEPH CARMACK AND AUTHORIZING THE CITY MANAGER TO EXECUTE A RELEASE OF EASEMENT NOT DEEMED NECESSARY

(Full text in Ordinance Book FF page 6)

AN ORDINANCE 25,512

ACCEPTING A DEED FROM JUANITA P. FERRO AND HUSBAND JOE FERRO, CONVEYING TO THE CITY OF SAN ANTONIO THE SOUTH 195.27 FEET OF THE EAST 30.53 FEET OF LOT 79, AND THE SOUTH 195.27 FEET OF THE WEST 55.75 FEET OF LOT 80 NEW CITY BLOCK 7895, FOR HARLAN STREET DRAINAGE PROJECT, AND APPROPRIATING THE SUM OF \$5750.00 TO PAY FOR SAME

(Full text in Ordinance Book FF page 6)

AN ORDINANCE 25,513

ACCEPTING A DEED FROM LEE ETTA JACKSON AND HUSBAND, AMOS JACKSON, CONVEYING TO THE CITY OF SAN ANTONIO LOTS 17 AND 18, BLOCK 3, NEW CITY BLOCK 6042, LINCOLN HEIGHTS, FOR WEST END PARK, AND AUTHORIZING PAYMENT IN THE SUM OF \$1,000.25 THEREFOR

(Full text in Ordinance Book FF page 6)

AN ORDINANCE 25,514

TRANSFERRING \$1,000.25 FROM THE CONTINGENCY ACCOUNT 50-01-01 OF THE GENERAL FUND TO THE PARKS AND RECREATION DEPARTMENT 11-02-01 TO PROVIDE FUNDS FOR THE PURCHASE OF PROPERTY AT WEST END PARK

(Full text in Ordinance Book FF page 7)

September 12, 1957

AN ORDINANCE 25,515

ACCEPTING A WARRANTY DEED FROM FIDELITY REALTY COMPANY, A CORPORATION, CONVEYING TO THE CITY OF SAN ANTONIO THE EAST 10 FEET OF LOT 16, NEW CITY BLOCK 8615; AND ACCEPTING A QUITCLAIM DEED FROM J. O. CLEVELAND AND WIFE, EUNICE CLEVELAND, QUITCLAIMING THEIR INTEREST IN THE AFOREMENTIONED PROPERTY TO THE CITY OF SAN ANTONIO, FOR SOUTH HACKBERRY STREET WIDENING PROJECT; AND APPROPRIATING THE SUM OF \$100.00 TO PAY FOR SAME

(Full text in Ordinance Book FF page 7)

AN ORDINANCE 25,516

MAKING AND MANIFESTING A BILL OF SALE IN FAVOR OF JOHN A. VANCE FOR THE GARAGE ONLY, LOCATED AT 205 LINDA LOU DRIVE, SAN ANTONIO, TEXAS, ON SOUTH HACKBERRY STREET WIDENING PROJECT RIGHT OF WAY IN SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR THE SUM OF \$170.00

(Full text in Ordinance Book FF page 8)

AN ORDINANCE 25,517

AUTHORIZING THE CITY OF SAN ANTONIO TO BORROW \$8,500,000.00 TO PAY CURRENT EXPENSES OF SAID CITY DURING THE FISCAL YEAR 1957-58

(Full text in Ordinance Book FF page 8)

AN ORDINANCE 25,518

MAKING AND MANIFESTING A CONTRACT BETWEEN THE CITY AND ROY L. POPE AND SPILLERS COMPANY, FOR A CONTINUOUS AUDIT OF THE BOOKS AND RECORDS OF THE CITY FOR THE THREE FISCAL YEARS BEGINNING AUGUST 1, 1957 AND ENDING JULY 31, 1960 AND PROVIDING FOR TERMINATION OF SUCH CONTRACT AT THE OPTION OF THE CITY

(Full text in Ordinance Book FF page 10)

AN ORDINANCE 25,519

AUTHORIZING THE DIRECTOR OF FINANCE TO EXPEND A SUM NOT TO EXCEED \$125,000 TO PARTICIPATE IN THE COST OF CONSTRUCTION OF AN OVERPASS STRUCTURE OVER THE TRACKS OF THE TEXAS AND NEW ORLEANS RAILROAD COMPANY AND MISSOURI PACIFIC RAILROAD COMPANY AT BUENA VISTA STREET AND AT COMMERCE STREET ON U. S. HIGHWAY 90

(Full text in Ordinance Book FF page 11)

AN ORDINANCE 25,520

AN ORDINANCE TO USE THE CITY SANITARY SEWERS BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON THE PETITION OF CITY OF TERRELL HILLS AT 825 ELDON

(Full text in Ordinance Book FF page 12)

A RESOLUTION

CONFIRMING FINAL ACCEPTANCE OF THE CONSTRUCTION OF SANITARY SEWER EXTENSIONS IN AREA 1-1, CROWN HILL ACRES

AN ORDINANCE 25,521

ACCEPTING THE LOW BID OF ARNOLD SWANSON CO., IN THE AMOUNT OF \$42,065.00, FOR STREET IMPROVEMENTS ON BYNUM AVENUE FROM QUINTANA ROAD TO LAREDO HIGHWAY; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT THEREFOR; AND APPROPRIATING FUNDS TO PAY FOR SAME

(Full text in Ordinance Book FF page 12)

September 12, 1957

AN ORDINANCE 25,522

APPROPRIATING AN ADDITIONAL \$263.14 FOR PAYMENT TO MCELWRATH BROS. , UNDER CONTRACT ADOPTED BY ORDINANCE NO. 24,265, FOR COSTS EXCEEDING ESTIMATES

(Full text in Ordinance Book FF page 13)

AN ORDINANCE 25,523

APPROPRIATING AN ADDITIONAL \$4,530.30 TO BE PAID TO CREA BROS. UNDER CONTRACT ADOPTED BY ORDINANCE NUMBER 23,833, FOR COSTS EXCEEDING ESTIMATES AND FOR EXTRA WORK

(Full text in Ordinance Book FF page 13)

AN ORDINANCE 25,524

APPROPRIATING \$4,035.21 TO BE PAID TO CREA BROS. UNDER CONTRACT ADOPTED BY ORDINANCE NO. 24,041 FOR EXTRA WORK AND COSTS EXCEEDING ESTIMATES

(Full text in Ordinance Book FF page 13)

AN ORDINANCE 25,525

AUTHORIZING THE DIRECTOR OF FINANCE TO REFUND A PORTION OF THE FEES PAID FOR CERTAIN UNUSED BUILDING PERMITS (FEDERAL LUMBER CO. \$10.50, MODERN HOME IMPROVEMENT COMPANY, \$28.50)

(Full text in Ordinance Book FF page 14)

AN ORDINANCE 25,526

AUTHORIZING THE CITY MANAGER TO CONTRACT WITH AIRLINES AT THE SAN ANTONIO INTERNATIONAL AIRPORT FOR THE EXTENSION OF PRESENT AIRLINE CONTRACTS UNTIL JANUARY 1, 1958

(Full text in Ordinance Book FF page 14)

AN ORDINANCE 25,527

AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE AGREEMENT WITH THE UNITED STATES OF AMERICA FOR SPACE AT THE SAN ANTONIO INTERNATIONAL AIRPORT TO BE OCCUPIED BY THE CIVIL AERONAUTICS ADMINISTRATION

(Full text in Ordinance Book FF page 14)

AN ORDINANCE 25,528

EXERCISING THE OPTION TO REDEEM CERTAIN BONDS ISSUED BY BEXAR COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 8, CALLING SUCH BONDS FOR REDEMPTION ON NOVEMBER 1, 1957 AND DIRECTING THE PUBLICATION OF NOTICE

(Full text in Ordinance Book FF page 15)

AN ORDINANCE 25,529

DIRECTING THAT AN APPEAL BE TAKEN IN CAUSE NO. F-107,910 IN THE 57TH DISTRICT COURT TO DETERMINE WHETHER A STATUTE AUTHORIZING THE BOARD OF FIREMEN'S POLICEMEN'S AND FIRE ALARM OPERATORS' PENSION FUND TRUSTEES AND INVEST IN CORPORATE STOCKS IS CONSTITUTIONAL AND AUTHORIZING A DEPOSIT IN LIEU OF AN APPEAL BOND

(Full text in Ordinance Book FF page 15)

A RESOLUTION

APPROVING AN AMENDMENT TO THE PERSONNEL RULES OF THE CITY OF SAN ANTONIO RELATING TO FIREMEN AND POLICEMEN WHICH INCREASES VACATION LEAVE TO FIFTEEN WORKING DAYS PER YEAR

(Full text in Ordinance Book FF page 16)

September 12, 1957

AN ORDINANCE 25,530

AUTHORIZING PAYMENT OF A JUDGMENT IN FAVOR OF BLANCHE BAILEY AND HUSBAND GERALD W. BAILEY IN THE AMOUNT OF \$705.25 PLUS INTEREST; AUTHORIZING ADDITIONAL BACK PAY TO BLANCHE BAILEY; AND TRANSFERRING FUNDS APPROPRIATED FOR SALARY OF BLANCHE BAILEY FROM THE ADMINISTRATIVE POOL TO THE POLICE DEPARTMENT

(Full text in Ordinance Book FF page 16)

AN ORDINANCE 25,531

MAKING AND MANIFESTING A LEASE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND MORRIS KALLISON FOR RENTAL OF PROPERTY LOCATED ON SOUTH MAIN AVENUE TO BE USED AS A POLICE STORAGE LOT FOR IMPOUNDED VEHICLES

(Full text in Ordinance Book FF page 16)

AN ORDINANCE 25,531-A

CREATING CERTAIN JOB CLASSIFICATIONS AND POSITIONS IN THE MUNICIPAL CIVIL SERVICE, ABOLISHING OTHER POSITIONS, AND CHANGING THE POSITION TITLES OF CERTAIN POSITIONS

(Full text in Ordinance Book FF page 17)

AN ORDINANCE 25,532

GRANTING A PERMIT TO REVEREND LEWIS P. COCHREHAM POLICE CHAPLAIN, TO INSTALL A VHF POLICE RADIO RECEIVING SET IN HIS MOTOR VEHICLE

(Full text in Ordinance Book FF page 18)

A RESOLUTION

AUTHORIZING AND APPROVING THE TRAVEL BY MAYOR J. EDWIN KUYKENDALL AND COUNCILMAN JOHN DANIELS TO ATTEND THE MAYORS' CONFERENCE IN NEW YORK CITY AND AUTHORIZING COUNCILMEN DR. JOSE SAN MARTIN AND JOE OLIVARES TO TRAVEL TO HOUSTON, TEXAS, FOR THE PURPOSE OF ATTENDING A CONFERENCE

(Full text in Ordinance Book FF page

AN ORDINANCE 25,533

APPOINTING THE VERY REVEREND WALTER J. BUEHLER AND DR. JAMES W. LAURIE TO THE BOARD OF TRUSTEES OF THE SAN ANTONIO PUBLIC LIBRARY

(Full text in Ordinance Book FF page 19)

AN ORDINANCE 25,534

ACCEPTING THE LOW BID OF CREA BROS., IN THE AMOUNT OF \$62,241.67, FOR PARTICIPATION PAVING PROJECT NO. 14; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT THEREFOR; AND APPROPRIATING FUNDS TO PAY FOR SAME

(Full text in Ordinance Book FF page 19)

A RESOLUTION

AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS FOR THE RELOCATION OF SANITARY SEWER LINES WITHIN AND ADJACENT TO THE EXPRESSWAY RIGHT-OF-WAY NECESSITATED BY THE CONSTRUCTION OF U. S. HIGHWAY 81 SOUTH BETWEEN NOGALITOS STREET AND DIVISION AVENUE

AN ORDINANCE 25,535

ACCEPTING A DEED FROM FIDELITY REALTY COMPANY, A CORPORATION, CONVEYING TO THE CITY OF SAN ANTONIO THE EAST 10 FEET OF LOTS 14 AND 15, NEW CITY BLOCK 8615, FOR SOUTH HACKBERRY STREET WIDENING PROJECT AND APPROPRIATING THE SUM OF \$223.00 TO PAY FOR SAME

(Full text in Ordinance Book FF page 19)

September 12, 1957

The following letter from the City Clerk was read:

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

Gentlemen:

The following petitions were received by this office and referred to the department concerned for any necessary action.

- 9-4-57 Petition of Casa Blanca Lumber Company requesting refund of \$16.00 paid for Building Permit, was referred to Mr. George Vann, Director of Housing and Inspections.
- 9-5-57 Petition of Rev. J. N. Harris, and others, regarding drainage conditions on Martin Street between Holts and 26th Street, was referred to the Director of Public Works.

Yours very truly,

J. FRANK GALLAGHER
City Clerk

Representatives of the San Antonio Charro Association were present in the Council Chamber. They acted as a committee to invite the Mayor and Council members to certain activities in connection with the celebration of Mexican Independence Day beginning September 14 through September 16th.

The Council voted to thank the Charro Association for the invitation.

There being no further business, the meeting adjourned.

APPROVED:

John W. Henderson
MAYOR

ATTEST:

J. Frank Gallagher
City Clerk

PRE-COUNCIL

The Council met informally in the City Manager's Office prior to the regular 9:30 Council meeting.

In the absence of the Mayor and Mayor Pro-tem, the meeting was called to order by the City Clerk. Mr. Winton moved that Mr. Passur assume the duties of Acting Mayor and Mr. Olivares those of Acting Mayor Pro-tem and that the City Attorney draw up a Resolution for passage at the forthcoming meeting naming these men to act.

The Motion carried unanimously and Mr. Passur assumed the Mayor's seat.

Each Council member was presented with a copy of the annual report of the Director of Finance for the year ended July 31, 1957. The City Manager called attention to the fact that such a report had never^{before} been available at such an early date

September 12, 1957

after the end of the fiscal year. The ~~Manager~~ and Council members complimented Mr. Bolen, his staff and the entire administrative staff on the achievement .

- - -

The Council asked the Planning Department to redraft the Subdivision Regulation Ordinance and have it ready for consideration by October 10th.

- - -

The Clerk read a letter from Mr. Miles Wyatt saying he was unable to accept re-appointment to the Board of Library Trustees. It was noted than an ordinance was before the Council to accept this resignation along with that of Dr. McMahon as Trustees and appoint their successors at the forthcoming regular meeting.

- - -

The Clerk then read a letter from Mr. Leo R. Dague, Chairman of Southeast League for Expressway Action submitting a resolution which that body had passed calling for action on sale of \$2,000,000 bonds voted for southeast freeway. The Manager read to the Council the wording of the election call at which these bonds were voted, showing that no sale could possibly be made at this time or until the State has set the route and called upon the City for right-of-way funds.

C

C

C

C

C