

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN THE
COUNCIL CHAMBER, CITY HALL, ON THURSDAY,
JUNE 19, 1958 AT 8:30 A.M.

PRESENT: KUYKENDALL, PASSUR, MCMAHON, GAYOSO, OLIVARES, PINSON, SAN MARTIN

ABSENT: DIETERT, WINTON (ARRIVED LATER)

Mayor J. Edwin Kuykendall presiding.

Invocation by Rev. Sherrill Smith of Espada Mission.

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

The following ordinances and resolutions were passed and approved as follows:
AYES, Kuykendall, Passur, McMahon, Gayoso, Olivares, Pinson, San Martin; NAYS, None;
ABSENT, Dietert, Winton.

AN ORDINANCE 26,493

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF KELLY MANUFACTURING COMPANY TO FURNISH THE CITY OF SAN ANTONIO DEPARTMENT OF PUBLIC WORKS WITH CERTAIN STREET SIGN BLANKS FOR A TOTAL OF \$2,430.00

(Full text in Ordinance Book GG page 241)

AN ORDINANCE 26,494

AUTHORIZING PAYMENT TO TEZEL & COTTER, CONTRACTOR, FOR EXTRA WORK THE SUM OF \$496.32, AND TO GEORGE RHINE & COMPANY, ENGINEER, ADDITIONAL FEE OF \$336.39 FOR EXTRA WORK UNDER CONTRACTS APPROVED BY ORDINANCE NO. 25,688 AND NO. 24,852, AND AUTHORIZING PAYMENT FROM GENERAL FUND, ACCOUNT NO. 09-07-03

(Full text in Ordinance Book GG page 242)

A RESOLUTION

CONFIRMING FINAL ACCEPTANCE OF THE RECONSTRUCTION OF SOUTH LAREDO STREET FROM ALAZAN CREEK TO S. W. 18TH STREET, BY COLGLAZIER CONSTRUCTION CO., CONTRACTOR, AT A COST OF \$96,769.30

A RESOLUTION

REJECTING ALL BIDS RECEIVED FOR PARTICIPATION PAVING PROJECT "B"

AN ORDINANCE 26,495

ACCEPTING A DEED FROM TEXAS HOME IMPROVEMENT, INC., CONVEYING TO THE CITY OF SAN ANTONIO THE NORTH 24 FEET OF LOT 12, BLOCK 1, NEW CITY BLOCK 10260, FOR NEBRASKA STREET WIDENING PROJECT, AND APPROPRIATING THE SUM OF \$240.00 IN PAYMENT THEREFOR

(Full text in Ordinance Book GG page 242)

AN ORDINANCE 26,496

APPROVING THE LOCATION OF RIGHT-OF-WAY FOR STREET IMPROVEMENT PROJECT ON BROOKSDALE DRIVE AND RICE ROAD, A 1955 GENERAL IMPROVEMENT BOND PROJECT, EXTENDING FROM NEBRASKA STREET TO A POINT EAST OF SALADO CREEK ON RICE ROAD; ESTABLISHING BUILDING LINES ALONG THE OUTER BOUNDARIES OF SUCH RIGHT-OF-WAY LOCATION; AND DIRECTING THAT BUILDING PERMITS NOT BE ISSUED FOR CERTAIN WORK THEREIN

(Full text in Ordinance Book GG page 242)

June 19, 1958

AN ORDINANCE 26,497

ACCEPTING A DEED FROM W. J. NOLL AND WIFE, MARGARET ALICE NOLL, CONVEYING TO THE CITY OF SAN ANTONIO A TRAPEZOIDAL PORTION OF THE EAST END OF LOT 10 NEW CITY BLOCK 3015, FOR STORM DRAINAGE PROJECT NO. 20, AND APPROPRIATING THE SUM OF \$100.00 TO PAY FOR SAME

(Full text in Ordinance Book GG page 243)

AN ORDINANCE 26,498

ACCEPTING A DEED FROM EMILIO RUIZ, CONVEYING TO THE CITY OF SAN ANTONIO A TRAPEZOIDAL PORTION OF THE EAST END OF LOT 8, BLOCK 7, NEW CITY BLOCK 3015, FOR PROJECT NO. 20, STORM DRAINAGE, AND APPROPRIATING THE SUM OF \$100.00 TO PAY FOR SAME

(Full text in Ordinance Book GG page 243)

AN ORDINANCE 26,499

ACCEPTING A DEED FROM LEON R. J. LYSSY AND WIFE, PELLA LYSSY, CONVEYING TO THE CITY OF SAN ANTONIO THE EAST 23.4 FEET OF LOT 5, BLOCK 7, NEW CITY BLOCK 3015, FOR STORM DRAINAGE PROJECT NO. 20 AND APPROPRIATING THE SUM OF \$100.00 IN PAYMENT THEREFOR

(Full text in Ordinance Book GG page 244)

AN ORDINANCE 26,500

ACCEPTING A DEED FROM ARTHUR MATHEWS AND WIFE, ANITA MATHEWS, CONVEYING TO THE CITY OF SAN ANTONIO THE EAST 23.4 FEET OF LOT 6, BLOCK 7, NEW CITY BLOCK 3015, FOR STORM DRAINAGE PROJECT #20, AND APPROPRIATING THE SUM OF \$100.00 IN PAYMENT THEREFOR

(Full text in Ordinance Book GG page 244)

AN ORDINANCE 26,501

ACCEPTING THE HIGH BID OF MRS. SADIE LEE CONOLY IN THE SUM OF \$6500.00 FOR THE PURCHASE OF LOTS 8, 9 AND 10, NEW CITY BLOCK 1349, WITH IMPROVEMENTS THEREON KNOWN AS 411 ST. CHARLES STREET, SAN ANTONIO, TEXAS, AND AUTHORIZING THE CITY MANAGER TO EXECUTE A SPECIAL WARRANTY DEED FOR SAME UPON RECEIPT OF THE FULL PURCHASE PRICE

(Full text in Ordinance Book GG page 245)

AN ORDINANCE 26,502

AUTHORIZING THE CITY MANAGER TO EXECUTE A MEMORANDUM OF AGREEMENT WITH THE STATE OF TEXAS FOR THE SALE OF LOT 11 AND A PART OF THE EAST 2.0 FEET OF LOT 12, BLOCK 76, NEW CITY BLOCK 7092; AUTHORIZING HIM TO EXECUTE A DEED TO SAME FOR THE CONSIDERATION OF \$850.00 AND FURTHER AUTHORIZING HIM TO PRESENT A CLAIM THEREFOR IN THE SUM OF \$850.00 TO THE DISTRICT ENGINEER OF THE TEXAS HIGHWAY DEPARTMENT; AND DIRECTING THE DIRECTOR OF FINANCE TO GIVE ALL SALE PROCEEDS TO THE WATER WORKS BOARD OF TRUSTEES OF THE CITY OF SAN ANTONIO

(Full text in Ordinance Book GG page 245)

AN ORDINANCE 26,503

ABANDONING AND CLOSING AN ALLEY IN NEW CITY BLOCK 12123 AND AUTHORIZING THE CITY MANAGER TO EXECUTE A QUITCLAIM DEED TO SAME IN CONSIDERATION OF THE REDEDICATION OF ANOTHER ALLEY IN THE SAID NEW CITY BLOCK 12,123 (QUITCLAIM DEED TO S AND R BUILDING COMPANY)

(Full text in Ordinance Book GG page 245)

Mr. Winton arrived and took his seat at this time.

The following ordinances and resolutions were then passed as follows: AYES, Kuykendall, Passur, McMahon, Winton, Gayoso, Olivares, Pinson, San Martin; NAYS, None; ABSENT, Dietert.

AN ORDINANCE 26,504

ABANDONING AND CLOSING PART OF AN ALLEY IN NEW CITY BLOCK 3058, PROVIDING FOR THE RETENTION OF A UTILITY EASEMENT OVER SAID PORTION OF THE ALLEY CLOSED HEREIN AND AUTHORIZING THE CITY MANAGER TO EXECUTE A QUITCLAIM DEED TO SAME TO JOSEPH J. BARSHOP IN CONSIDERATION OF THE SAID JOSEPH J. BARSHOP'S DEDICATION OF A NEW ALLEY IN NEW CITY BLOCK 3058, AND FOR THE FURTHER CONSIDERATION OF THE RELOCATION AND CHANGE OF ELEVATION WHEN NECESSARY, OF THE WATER MAIN NOW OVER THE ALLEY CLOSED HEREIN, AT THE SAID JOSEPH J. BARSHOP'S EXPENSE

(Full text in Ordinance Book GG page 246)

AN ORDINANCE 26,505

ACCEPTING THE LOW BID OF AUSTIN BRIDGE COMPANY, IN THE AMOUNT OF \$6,168.00, FOR CONSTRUCTION OF SANITARY SEWER SIPHON ON ESCALON STREET; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT THEREFOR; AND APPROPRIATING THE FUNDS TO PAY FOR SAME

(Full text in Ordinance Book GG page 246)

AN ORDINANCE 26,506

ACCEPTING THE DEED FROM ROBERT RODRIGUEZ AND WIFE, ARDENA RODRIGUEZ, CONVEYING TO THE CITY OF SAN ANTONIO AN EASEMENT FOR SEWER PURPOSES FOR WOODLAWN SEWER INTERCEPTOR MAIN OVER, ACROSS, UNDER AND UPON LOT 17, BLOCK 9, NEW CITY BLOCK 8319, AND APPROPRIATING THE SUM OF \$200.00 IN PAYMENT THEREFOR

(Full text in Ordinance Book GG page 247)

AN ORDINANCE 26,507

AN ORDINANCE GRANTING PERMISSION TO DR. J. J. HINCHEY AND WIFE TO USE THE CITY SANITARY SEWERS BY A CONNECTION OUTSIDE OF THE CITY LIMITS AT 601 CANTERBURY HILL

(Full text in Ordinance Book GG page 247)

A RESOLUTION

AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS FOR A DRAINAGE CORRECTION PROJECT IN NORTHCREST SUBDIVISION BIDS TO BE OPENED JULY 15, 1958

A RESOLUTION

AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS FOR THE 1958 CONSTRUCTION PROGRAM AT SAN ANTONIO INTERNATIONAL AIRPORT (BIDS TO BE OPENED JULY 8, 1958)

Mr. Winton abstained from voting on the following ordinance; all others voting "Aye".

AN ORDINANCE 26,508

ACCEPTING A DEED FROM ALBERT HIRSCHFELD CONVEYING TO THE CITY OF SAN ANTONIO LOTS 25, 26, AND 27, NEW CITY BLOCK 8676, FOR THE AIRPORT EXPANSION PROJECT, AND APPROPRIATING THE SUM OF \$27,500.00 IN PAYMENT THEREFOR

(Full text in Ordinance Book GG page 248)

June 19, 1958

AN ORDINANCE 26,509

AMENDING RULE XIX, SECTION 103 OF THE REVISED PERSONNEL RULES OF THE CITY OF SAN ANTONIO, APPLICABLE TO THE MUNICIPAL CLASSIFIED SERVICE SO AS TO OMIT THE LIMITATION OF PROOF OF VIOLATIONS TO SIX MONTHS

(Full text in Ordinance Book GG page 248)

AN ORDINANCE 26,510

TRANSFERRING THE SUM OF \$126,000 FROM VARIOUS DEPARTMENTS OF THE GENERAL FUND TO THE PUBLIC WORKS DEPARTMENT OF THE GENERAL FUND

(Full text in Ordinance Book GG page 249)

AN ORDINANCE 26,511

TRANSFERRING THE SUM OF \$26,238 FROM THE CONTINGENCY ACCOUNT, 50-01-01, OF THE GENERAL FUND, TO VARIOUS ACCOUNTS OF THE GENERAL FUND

(Full text in Ordinance Book GG page 250)

AN ORDINANCE 26,512

GRANTING THE PETITIONS OF THE HUISACHE AVENUE BAPTIST CHURCH, THE CHRISTIAN CATHOLIC APOSTOLIC CHURCH IN ZION, CHURCH OF THE NAZARENE, FIRST BAPTIST CHURCH AND THE TERRELL HILLS BAPTIST CHURCH FOR EXEMPTION FROM CITY TAXES ON VARIOUS CHURCH PROPERTIES

(Full text in Ordinance Book GG page 250)

AN ORDINANCE 26,513

AUTHORIZING JAMES E. JOHNSON TO CONDUCT A FIREWORKS DISPLAY AT PLAYLAND PARK ON JULY 4, 1958

(Full text in Ordinance Book GG page 251)

AN ORDINANCE 26,514

ACCEPTING EASEMENTS AND AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE SAN ANTONIO RIVER AUTHORITY FOR CONSTRUCTION OF SANITARY SEWER LINE OVER A TRACT OF LAND OWNED BY THE SAN ANTONIO RIVER AUTHORITY, AND AUTHORIZING PAYMENT OF \$2.00 TO SAN ANTONIO RIVER AUTHORITY

(Full text in Ordinance Book GG page 251)

AN ORDINANCE 26,515

GRANTING THE BAPTIST TEMPLE PERMISSION TO ERECT FOUR (4) ELECTRIC STREET LIGHTS ALONG THE CURB ON THE NORTH SIDE OF DREXEL AVENUE IMMEDIATELY IN FRONT OF THE CHURCH BUILDINGS

(Full text in Ordinance Book GG page 252)

AN ORDINANCE 26,516

AUTHORIZING THE PUBLIC LIBRARY AND ITS BRANCHES TO CLOSE ON SATURDAYS THROUGH AUGUST 30, 1958

(Full text in Ordinance Book GG page 252)

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.

- 6-11-58 Petition of Rev. Vernon O. Elmore, Baptist Temple, requesting permission to erect four ornamental electric light standards along the curb on the north side of Drexel Avenue immediately in front of the church buildings was referred to the Director of Planning.
- 6-12-58 Petition of Federal Lumber Company asking for refund of permit fee paid for Building Permit #E1181 was referred to the Director of Housing and Inspections.

Yours very truly,

J. FRANK GALLAGHER
City Clerk

Zoning Case No. 961 was set for hearing at this time; also, Case No. 974 but the Council was advised by the Planning Director that the applicants for a change in zoning had withdrawn his request.

Zoning Case No. 910 to rezone Lot 7, New City Block 11108 at Commercial and Gillette from "B" RESIDENCE to "F" LOCAL RETAIL was called up for hearing. No one appeared to be heard. Mr. Bender, the Planning Director, briefed the Council on the case and the reasons given by the Planning Commission for its disapproval of the change in zoning. Mr. Passur moved that the Council overrule the recommendation of the Planning Commission and grant the change. The roll call showed the following vote on the motion: AYES, Passur, Winton, Gayoso, Olivares, Pinson, San Martin; NAYS, Kuykendall, McMahon; ABSENT, Dietert. Since seven votes would be required to overrule the Planning Commission the motion failed to carry.

Zoning Case No. 959 to rezone Lot 10, New City Block 11156 from "B" RESIDENCE DISTRICT to "JJ" COMMERCIAL DISTRICT was next called up. Mr. Bender explained to the Council that the Planning Commission had, after replatting this property, agreed to recommend the rezoning of the Lot 10 portion by agreement with the petitioner. He gave details of surrounding area, etc. The Council approved the recommendation of the Planning Commission by passage of the following ordinance by the following vote: AYES, Kuykendall, Passur, McMahon, Winton, Gayoso, Olivares, Pinson, San Martin; NAYS, None; ABSENT, Dietert.

AN ORDINANCE 26,517

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. 959, TO REZONE LOT 10, NCB 11156 FROM "B" RESIDENCE DISTRICT TO "JJ" COMMERCIAL DISTRICT

(Full text in Ordinance Book GG page 252)

June 19, 1958

Zoning Case No. 966 to rezone Lots 15, 16 and 23, New City Block 3335 from "B" RESIDENCE DISTRICT to "E" APARTMENT DISTRICT was next heard. No one appeared to be heard. After being briefed by the Planning Director the Council approved the change of zoning by passage of the following ordinance. AYES, Kuykendall, Passur, McMahon, Winton, Gayoso, Olivares, Pinson, San Martin; NAYS, None; ABSENT, Dietert.

AN ORDINANCE 26,518

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. 966, TO RE-ZONE LOTS 15, 16 AND 23, NCB 3335 FROM "B" RESIDENCE DISTRICT TO "E" APARTMENT DISTRICT

(Full text in Ordinance Book GG page 253)

Zoning Case No. 971 to rezone Lot 16, Block 19, New City Block 12047 from "B" RESIDENCE DISTRICT to "E" APARTMENT DISTRICT was next called up. No one appeared to be heard. After briefing by the Planning Director, the Council approved the recommendation of the Planning Commission by passage of the following ordinance. AYES, Kuykendall, Passur, McMahon, Winton, Gayoso, Olivares, Pinson, San Martin; NAYS, None; ABSENT, Dietert.

AN ORDINANCE 26,519

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. 971 TO REZONE LOT 16, BLOCK 19, NCB 12047 FROM "B" RESIDENCE DISTRICT TO "E" APARTMENT DISTRICT

(Full text in Ordinance Book GG page 253)

The hearing on zoning Case No. 897 which was continued from June 12th was then called up. Mr. G. T. Botts explained the plans which he has for the property consisting of Lots 13, 14 and 15, NCB 10168. No one appeared to be heard otherwise. The Council approved the change from "B" RESIDENCE DISTRICT to "D" APARTMENT DISTRICT by adoption of the following ordinance. AYES, Kuykendall, Passur, McMahon, Winton, Gayoso, Olivares, Pinson, San Martin; NAYS, None; ABSENT, Dietert.

AN ORDINANCE 26,520

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. 897, TO REZONE LOTS 13, 14, 15, NCB 10168, FROM "B" RESIDENCE DISTRICT TO "D" APARTMENT DISTRICT

(Full text in Ordinance Book GG page 254)

June 19, 1958

Mrs. O'Neill Ford, Chairman of the Planning Committee of the San Antonio Conservation Society and Chairman of the Citizens Committee for the Old Spanish Mission area was then heard by the City Council on a request for cooperation of the Council on plans for a Park and Roads in the River area from Hicks Avenue to Espada Mission and Presa Street to Mission Road. She stated that Mr. Sam Zisman and Mr. Stewart King were landscape architects working with the Society in formulation plans. She stated that Mr. Theo Weiss, President of the Chamber of Commerce, who accompanied her would present a request to the Council but before he did so, she would like for Monsignor Manning, Chancellor of the Catholic Archdiocese, make a few remarks.

Monsignor Manning told the Council that Archbishop Lucey was heartily in accord with whatever might be accomplished in the nature of beautifying the area and preservation of the Missions and would cooperate fully.

Mr. Weiss then addressed the Council and laid stress on the importance of the proposed plans as a tourist attraction. He then handed the Council a resolution which he hoped the Council would adopt on the subject and the Council proceeded to debate the matter.

Since the wording of the proposed resolution was not satisfactory to all, Mr. Winton made the following motion which he believed would produce a more satisfactory arrangement.

"Be it resolved that the Council now refer this matter to the City Manager and that he in turn refer it to the Planning Department for study in the Advance Planning category. That the Planning Department work with the Citizens Committee and furnish information requested, and that the City Council go on record as asking the Planning Commission to give all aid possible in planning for the area involved".

The resolution was seconded by Mr. Gayoso. Dr. San Martin offered as a substitute motion the Resolution requested by the Citizens Committee as follows:

WHEREAS, a Citizens Committee on the Old Spanish Mission Area has been formed in the City of San Antonio,

AND WHEREAS, the Citizens Committee and its membership represent agencies, institutions and groups, as well as individuals, of all interests and areas of the City of San Antonio,

AND WHEREAS, the Old Mission Area with its historic sites and buildings make up an area of unique interest of inestimable value and importance to the entire city and people of San Antonio as well as Bexar County, the State and the Nation,

AND WHEREAS, the present work on the channelization of the San Antonio River is bringing about vital changes in the entire Old Mission Area,

AND WHEREAS, plans must be made now for the presentation and development of the unique features of the Old Mission Area,

AND WHEREAS, public property and institutional and quasi-public property in the Old Mission Area, as well as private property, needs protection in the public interest,

AND WHEREAS, the City of San Antonio recognizes the public interest at stake in the Old Mission Area,

AND WHEREAS, the City of San Antonio wishes to encourage the efforts of the Citizens Committee on the Old Mission Area in the preparation of a conservation and development plan for the area.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of San Antonio expresses its official concern for the proper planning, preservation and development of the historic Old Mission Area as a vital interest of all people of San Antonio and

FURTHER, that the City of San Antonio will give all practical aid within the limits of its resources as recommended by its Planning Commission in the preparation of the plan and ultimate proper development of the historic Old Mission Area, as a part of the City's overall park plan.

June 19, 1958

There being no second to Dr. San Martin's substituted motion, the Council, after discussion, adopted the motion of Mr. Winton by the following vote: AYES, Kuykendall, Passur, McMahon, Winton, Gayoso, Olivares and Pinson.

Dr. San Martin requested that he be recorded as not voting.

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There being no further business, the meeting adjourned.

APPROVED:

Mike Pasent
M A Y O R *Pro Tem*

ATTEST:

Frank Gallogher
City Clerk