

October 13, 1955

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER OF THE CITY HALL
ON THURSDAY, OCTOBER 13, 1955 AT 9:00 A.M.

PRESENT: FRIEDRICH, BAINES, PASSUR, CRUMRINE, WINTON, KUYKENDALL, OLIVARES, DANIELS,
GONZALEZ

Mayor J. Edwin Kuykendall presiding.

Invocation by Rev. Carl Bryant, Minister of Youth, Woodlawn Christian Church.

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

The following ordinances and resolutions were passed and approved by the
following vote: AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Olivares,
Daniels, Gonzalez; NAYS, none.

AN ORDINANCE 21,760

APPROVING A DEED FROM JUANA SPENCE AND E. G.
SPENCE CONVEYING TO THE CITY OF SAN ANTONIO PART
OF LOT 34, BLOCK 1, N.C.B. 11315, WEST GARDEN-
DALE ADDITION; AND AUTHORIZING PAYMENT OF
\$590.00 THEREFOR

(Full text in Ordinance Book BB page 436)

AN ORDINANCE 21,761

GRANTING A PERMIT TO CONSTRUCT, INSTALL AND
CONNECT A SEWER MAIN TO THE CITY SEWER SYSTEM
AT THE EXPENSE OF PERMITTEE, AND GRANTING PER-
MISSION TO CHARGE FOR CONNECTIONS THERETO, AT
300, 400 AND 500 BLOCKS S. SAN HORACIO STREET

(Full text in Ordinance Book BB page 436)

AN ORDINANCE 21,762

AN ORDINANCE TO USE THE CITY SANITARY SEWERS
BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON THE
PETITION OF JOE FRAZIER BROWN AND MARY JANE BROWN
AT 112 COVENTRY LANE

(Full text in Ordinance Book BB page 437)

AN ORDINANCE 21,763

AMENDING CHAPTER 60 SECTION 47 PARAGRAPH 11 OF
THE SAN ANTONIO CITY CODE ENTITLED "MAXIMUM SPEED
LIMITS OTHER THAN THIRTY MILES PER HOUR" BY DESIG-
NATING AND ADDING THERETO OTHER STREETS AND PROVIDING
AND DESIGNATING MAXIMUM, REASONABLE, SAFE AND PRUDENT
SPEED LIMITS OTHER THAN THIRTY MILES PER HOUR AND
STATING LEGISLATIVE FINDINGS

(Full text in Ordinance Book BB page 438)

AN ORDINANCE 21,764

AUTHORIZING PAYMENT OF \$4,758.75 FROM 1955
EXPRESSWAY AND STREET IMPROVEMENT BOND FUND FOR
SALARIES INCURRED IN ACQUIRING PROPERTY FOR EX-
PRESSWAY RIGHT-OF-WAY

(Full text in Ordinance Book BB page 439)

AN ORDINANCE 21,765

AUTHORIZING PAYMENT OF \$641.24 FROM 1955
EXPRESSWAY AND STREET IMPROVEMENT BOND FUND
FOR SERVICES AND SUPPLIES USED IN ACQUIRING
PROPERTY FOR THE EXPRESSWAY RIGHT OF WAY

(Full text in Ordinance Book BB page 439)

AN ORDINANCE 21,766

AUTHORIZING EXECUTION OF A CORRECTED DEED
FROM THE CITY TO FIDELITY DEFENSE HOUSING
COMPANY

(Full text in Ordinance Book BB page 439)

AN ORDINANCE 21,767

GRANTING THE PETITION OF THE EVANGELICAL LUTHERAN ELIZABETH BEITEL MEMORIAL CHURCH FOR EXEMPTION FROM CITY TAXES ON PROPERTY LOCATED IN NCB 12167

(Full text in Ordinance Book BB page 440)

AN ORDINANCE 21,768

MAKING AND MANIFESTING A DEED WHEREBY THE CITY OF SAN ANTONIO, FOR AND IN CONSIDERATION OF THE SUM OF \$1,618.80 PAID IN CASH BY GID L. FALLON, CONVEYS TO GID L. FALLON, CERTAIN REAL ESTATE OUT OF NCB 1761

(Full text in Ordinance Book BB page 440)

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. 555, NCB 11434; CASE NO. 559, NCB 12608; CASE NO. 562, NCB 10744, NCB 10745; CASE NO. 565, NCB 8695 - HEARING TO BE HELD NOVEMBER 3, 1955

AN ORDINANCE 21,769

ACCEPTING THE BID AND PROPOSAL OF EUGENE DOYLE HADLOCK AND L. M. TOMERLIN TO WRECK AND REMOVE FROM THE EXPRESSWAY RIGHT OF WAY A BUILDING LOCATED AT 1119-1121 W. COMMERCE STREET FOR A CONSIDERATION OF \$13,897.00 AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR SAID WORK AND APPROPRIATING THE SUM OF \$13,897.00 FOR SAID WORK AND REJECTING ALL OTHER BIDS

(Full text in Ordinance Book BB page 441)

AN ORDINANCE 21,770

ACCEPTING THE BID OF KAUFMAN'S INC. TO FURNISH THE CITY OF SAN ANTONIO PERSONNEL - SAFETY DIVISION WITH SCHOOL CROSSING GUARD UNIFORMS FOR A TOTAL OF \$2308.60

(Full text in Ordinance Book BB page 441)

AN ORDINANCE 21,771

ACCEPTING A DEED FROM NICHOLAS REYES AND WIFE, MERCEDES G. REYES CONVEYING TO THE CITY OF SAN ANTONIO LOTS 7, 8, AND 9, BLOCK 3, NEW CITY BLOCK 6675, COLONIA BUENA VISTA, SITUATED WITHIN THE CORPORATE LIMITS OF THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS AND APPROPRIATING THE SUM OF \$7000.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 441)

AN ORDINANCE 21,772

ACCEPTING A DEED FROM BERTIE LOUISE LEISTRA, A WIDOW, CONVEYING TO THE CITY OF SAN ANTONIO LOT 8, BLOCK 5, NEW CITY BLOCK 3900, WITHIN THE CORPORATE LIMITS OF THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS; AND APPROPRIATING THE SUM OF \$7850.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 442)

AN ORDINANCE 21,773

AMENDING ORDINANCE NO. 21643 DATED 9/1/55 TO INCLUDE METES AND BOUNDS DESCRIPTION, ACCEPTING A DEED FROM HARLANDALE HOUSING CORPORATION CONVEYING TO THE CITY OF SAN ANTONIO ALL OF LOTS 14, 15, 16, 17 AND 18, AND PART OF LOTS 10, 11, 12 AND 13, NEW CITY BLOCK 9726 IN THE CITY OF SAN ANTONIO AND APPROPRIATING THE SUM OF \$23,325. TO PAY FOR SAME

(Full text in Ordinance Book BB page 442)

AN ORDINANCE 21,774

ACCEPTING A DEED FROM JOSE JESUS GILL AND WIFE, ANGELITA M. GILL CONVEYING TO THE CITY OF SAN ANTONIO THE WEST 16 2/3 FEET OF LOT 5 AND EAST 16 2/3 FEET OF LOT 4, BLOCK 7, NEW CITY BLOCK 2612, WITHIN THE CORPORATE LIMITS OF THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS AND APPROPRIATING THE SUM OF \$4500.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 443)

AN ORDINANCE 21,775

ACCEPTING A DEED FROM GASPAR L. CRUZ, A SINGLE MAN AND RAFAELA CRUZ, A FEME SOLE CONVEYING TO THE CITY OF SAN ANTONIO LOT 7, BLOCK 8, NEW CITY BLOCK 2605 WITHIN THE CORPORATE LIMITS OF THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS AND APPROPRIATING THE SUM OF \$5800. TO PAY FOR SAME

(Full text in Ordinance Book BB page 443)

AN ORDINANCE 21,776

ACCEPTING A DEED FROM EZEKIEL O'CAMPO AND WIFE, MARINA O'CAMPO CONVEYING TO THE CITY OF SAN ANTONIO LOT 8, BLOCK 8, NEW CITY BLOCK 2605, WITHIN THE CORPORATE LIMITS OF THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS AND APPROPRIATING THE SUM OF \$7400.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 444)

AN ORDINANCE 21,777

ACCEPTING A DEED FROM FELIX S. PUMAREJO AND WIFE, RAMONA PUMAREJO CONVEYING TO THE CITY OF SAN ANTONIO LOT 4, BLOCK 5, NEW CITY BLOCK 3900, WITHIN THE CORPORATE LIMITS OF THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS; AND APPROPRIATING THE SUM OF \$1350.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 444)

AN ORDINANCE 21,778

ACCEPTING A DEED FROM FELIX S. PUMAREJO AND WIFE, RAMONA PUMAREJO CONVEYING TO THE CITY OF SAN ANTONIO LOT 6, BLOCK 5, NEW CITY BLOCK 3900, WITHIN THE CORPORATE LIMITS OF THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS; AND APPROPRIATING THE SUM OF \$8500.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 445)

AN ORDINANCE 21,779

ACCEPTING A DEED FROM FRANCES HARDING, A WIDOW, CONVEYING TO THE CITY OF SAN ANTONIO LOT 11, BLOCK 5, NEW CITY BLOCK 3900, WITHIN THE CORPORATE LIMITS OF THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS; AND APPROPRIATING THE SUM OF \$9000.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 445)

AN ORDINANCE 21,780

ACCEPTING A DEED FROM DOMINGO D. PEDRAZA AND WIFE, EVANGELINA A. PEDRAZA CONVEYING TO THE CITY OF SAN ANTONIO LOT 10, BLOCK 5, NEW CITY BLOCK 3900, WITHIN THE CORPORATE LIMITS OF THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS AND APPROPRIATING THE SUM OF \$8000.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 445)

AN ORDINANCE 21,781

ACCEPTING A DEED FROM W. F. STRIBLING AND WIFE, BILLIE E. STRIBLING CONVEYING TO THE CITY OF SAN ANTONIO LOT 7, BLOCK 5, NEW CITY BLOCK 3900, WITHIN THE CORPORATE LIMITS OF THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS AND APPROPRIATING THE SUM OF \$9750.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 446)

AN ORDINANCE 21,782

ACCEPTING A DEED FROM H. A. SUELTFUSS AND WIFE, MARY T. SUELTFUSS CONVEYING TO THE CITY OF SAN ANTONIO, LOT 9, BLOCK 5, NEW CITY BLOCK 3900, WITHIN THE CORPORATE LIMITS OF THE CITY OF SAN ANTONIO BEXAR COUNTY, TEXAS; AND APPROPRIATING THE SUM OF \$7500.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 446)

AN ORDINANCE 21,783

AUTHORIZING PAYMENT OF \$562.50 FROM 1955 EXPRESSWAY AND STREET IMPROVEMENT BOND FUND FOR ADMINISTRATIVE PAYROLL INCURRED IN ACQUIRING PROPERTY FOR EXPRESSWAY RIGHT OF WAY

(Full text in Ordinance Book BB page 446)

AN ORDINANCE 21,783-A

ACCEPTING A DEED FROM WILLIAM B. CHASE, SR., AND WIFE, ZELMA L. CHASE CONVEYING TO THE CITY OF SAN ANTONIO LOT 8, N.C.B. 9729, ARGONNE HEIGHTS, 1207 RAYBURN DRIVE AND APPROPRIATING THE SUM OF \$9500.00 FOR SAME

(Full text in Ordinance Book BB page 447)

The Clerk then read the following ordinance and at the request of the Mayor then read the contract proposed therein:

AN ORDINANCE 21,784

AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE A FISCAL AGENCY CONTRACT WITH THE SAN ANTONIO SECURITIES GROUP MANAGED BY DEWAR, ROBERTSON & PANCOAST, M. E. ALLISON AND COMPANY, INCORPORATED, AND EMERSON AND COMPANY, ALL OF SAN ANTONIO

(Full text in Ordinance Book BB page 447)

Mr. Winton called upon the City Attorney for an opinion on the wording of Section B, Page 4, it having been suggested that certain changes be made therein. After listening to the remarks of the City Attorney it was decided by a vote of the council that the original draft of that paragraph be retained. The vote was as follows: AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Olivares, Daniels; NAYS, Gonzalez. Mr. Gonzalez made a statement and asked the clerk to record it as follows: I object to this entire proposal for the following reasons:

1. It is not on the agenda.
2. Changes suggested and then dropped indicate need for more mature consideration.
3. I question as to whether this satisfies charter requirements:-
 - a. Tries to get around Sec. 101. That work has to be done by experts.
 - b. Contract is based on future contingencies that may never occur, for instance the results of an election.

The Mayor called on interest parties to be heard. Mr. G. S. McCreless addressed the council and urged that the City Public Service Board and the City Water Board be consolidated. He recommended that the City sell the Gas & Electric Utility and the Water Plant to a private, non-profit organization, to be organized, the officers of which would serve without pay.

Mr. William Cowan took the opposite view and protested against any sale. He advocated a tax exemption to the extent of \$3000.00 for all homesteads.

Mr. Marvin Cherry urged the council to proceed with the proposition to refinance the water facility and to put the refinancing in effect as soon as they can get to it. He also advocated the follow up of the Guadalupe River project for future water supply.

No one else desiring to be heard, Mr. Friedrich moved the adoption of the ordinance, Mr. Baines seconded the motion. The motion carried and the ordinance was adopted by the following vote: AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Olivares, Daniels. NAYS, Gonzalez, who stated he was voting "no" for the reasons above given.

October 13, 1955

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 proper department for necessary action.

- 10-4-55 Petition of Nicolas R. Arias, et al, requesting additional street lights in the Las Palmas Addition, was referred to the Director of Public Works.
- 10-10-55 Petition of Chas. H. Jackson, Jr. filed in behalf of various property owners in the 2100 block of N. Main Avenue, requesting regulation of parking on the East side of North Main Avenue between Ashby Place and French Place and to regulate parking on E. Ashby Place was referred to the Traffic Engineer.

Yours very truly,

J. FRANK GALLAGHER
City Clerk

A hearing having been set for this time on a proposal for a change in the route of the proposed Expressway 87 North from Loop 13 North the matter was called up. The proponents of the change who had asked for the hearing were not present, they having submitted a letter addressed to the City Manager instead. This matter having been discussed at the pre-council gathering of the council members, no further discussion was held by the council. Mr. Winton moved that the State Highway Department be requested to make a study of the new route proposed for Expressway 87 North from the interchange point with Loop 13 westerly to the Fredricksburg Road to see if a saving to the citizens of San Antonio would be effected by its use rather than as at present proposed to the eastward thereof. Mr. Gonzalez seconded the motion. A roll call vote on the adoption of the motion showed the following results: AYES, Winton, Gonzalez; NAYS, Friedrich, Baines, Passur, Crumrine, Kuykendall, Olivares, Daniels and the motion failed of passage.

Zoning Case #452 to rezone Lots 1, 2, and 3, NCB 779 on W. Euclid Street from "E" Apt. to "J" COMMERCIAL was called for a hearing. Mr. M. B. Lampl appeared and protested the fact that the Planning Commission had turned down this proposal and asked the council to override that recommendation and make the change. Mrs. Jack Allensworth, and Mrs. Goodloe protested that such a change would be unwise.

After discussion by the council members, it was decided to refer the matter back to the Planning Commission for further study; the vote being, AYES: Friedrich, Baines, Passur, Crumrine, Kuykendall, Olivares, Daniels; NAYS, Winton, Gonzalez.

Zoning Case #543 to rezone property on Fredricksburg Road in NCB 12473, 12476 and 12479 from TEMPORARY "A" to "F" LOCAL RETAIL was called up.

Mr. J. H. Kessler said he had no objection to the change if he could be assured that the property adjoining his would not be used for a filling station.

Mr. Charles Jackson, Attorney for the petitioner, stated that his clients were unable to give such a guarantee but even so he hoped the council would O.K. this development. Moved by Olivares, seconded by Crumrine, the recommendation of the Planning Commission was approved and zoning change effected by the following ordinance, AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Olivares, Daniels, Gonzalez; NAYS, none.

AN ORDINANCE 21,785

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. 543, THE RE-CLASSIFICATION AND RE-ZONING OF PROPERTY FROM "A" TEMPORARY RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT, AS FOLLOWS: LOT 19, BLOCK 3, NCB 12473, ALL OF BLOCK 6, N.C.B. 12476, LOTS A THRU F, INCL. BLOCK 9, N.C.B. 12479

(Full text in Ordinance Book BB page 449)

Zoning Case #546 to rezone Lot L, NCB 12179, on Austin Highway from TEMPORARY "A" to "J" COMMERCIAL was next called up for hearing. No one appeared to be heard; On motion of Baines, seconded by Daniels, the recommendation of the Planning Commission was approved and the zoning change was effected by adoption of the following ordinance. AYES; Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Olivares, Daniels, Gonzalez; NAYS, none.

AN ORDINANCE 21,786

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. 546, THE RE-CLASSIFICATION AND RE-ZONING OF LOT L, N.C.B. 12179, FROM "A" TEMPORARY RESIDENCE TO "J" COMMERCIAL DISTRICT

(Full text in Ordinance Book BB page 450)

Zoning Case #552, to rezone property at San Pedro and Recoleta, known as Lot 1, NCB 10114, from "B" RESIDENCE to "F" LOCAL RETAIL was next called up for a hearing. No one appeared to be heard. On motion of Mr. Olivares, seconded by Crumrine the recommendation of the Planning Commission was approved and the following ordinance adopted. AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Olivares, Daniels, Gonzalez; NAYS, none.

AN ORDINANCE 21,787

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. 552, THE RE-CLASSIFICATION AND RE-ZONING OF LOT 1, N.C.B. 10114, FROM "B" RESIDENCE DISTRICT to "F" LOCAL RETAIL DISTRICT

(Full text in Ordinance Book BB page 450)

Zoning Case #567 to rezone property on Fredricksburg Road in NCB 10228 and 8402 from "A" TEMPORARY RESIDENCE to "F" LOCAL RETAIL Was next called up for a hearing. No one appeared to be heard. On motion of Mr. Friedrich, seconded by Crumrine, the recommendation of the Planning Commission was approved and the following ordinance adopted. AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Olivares, Daniels, Gonzalez; NAYS, none.

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AN ORDINANCE 21,788

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. 567, THE RE-CLASSIFICATION AND RE-ZONING OF PROPERTY FROM "A" RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT, as follows: THE REMAINING REAR 54 FEET OF TRACT "B", N.C.B. 8402, WHICH IS NOW ZONED "A" RESIDENCE DISTRICT; AND TRACT "A", N.C.B. 10228

(Full text in Ordinance Book BB page 451)

Mr. Krystjen Bredvad then addressed the council on the necessity for adopting a uniform traffic code which has been pending for some time.

There being no further business, the meeting adjourned.

APPROVED:

Elmer R. Cummins
MAYOR *P. W. T. ...*

ATTEST:

Frank Gallagher
City Clerk

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ADDENDUM

AT a pre-council meeting held in the office of the City Manager, the Clerk read a letter from Mrs. W. H. Barker, tendering her resignation as a member of the Board of Trustees of the San Antonio Public Library.

The resignation was accepted with regret. The Mayor asked the council, after explaining his reasons, to hold up appointment of a successor at this time.

Mr. Winton brought up the question of a proposed contract for fiscal agents for Water Board financing. He raised questions regarding certain wording in the proposed contract and at one point requested the City Attorney to rephrase Paragraph "B" page 4. (This was later reversed in regular council meeting which followed).

Mr. Baines for the Water Committee reported on a study of the plan submitted by Mr. Gonzalez last Monday in lieu of the plan now proposed. He said his committee feared the cost would be excessive and would not necessarily do the desired work. Mr. Winton complimented Mr. Gonzalez for his study of the matter.

The council then decided to bring up the financing ordinance in the regular meeting and pass it.

On the matter of a proposal to change the route of Expressway 87 North beyond the Loop 13 interchange, Mr. Winton proposed that the council request the Highway Department to study the proposed new route which would join the Fredricksburg Road at a point nearer the city. The motion failed of passage.

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